Published Weekly at 154 West 46th Street, New York, N. Y., by Variety, Inc. Annual subscription, \$10. Single copies 25 cents. Entered as Second class matter December 22, 1905, at the Post Office at New York, N. Y., under the act of March 3, 1879. COPYRIGHT, 1940, BY VARIETY, INC. ALL RIGHTS RESERVED

NO. 4 VOL. 139

NEW YORK, WEDNESDAY, JULY 3, 1940

PRICE 25 CENTS

S. BILLIONS SPUR H

Outside of the Hotels, G.O.P. a Red Elephant for Philly Show Business PRODUCTION PUSH

Philadelphia, July 2. The Republican National Convention, that was expected to bring a \$1,000,000 bonanza to the Philly amusement industry, laid a huge egg as far as the theatre and night spots are concerned.

Whether the estimated 50,000 outof-town visitors were nursing their nickels, or whether they were too For 58c the patron gets an event of the patron gets and the patron gets busy with Convention activities to take in any of the gay spots, the 8 p.m., for 29c, the patron gets a happy tunes that were played on sandwich and beverage and free cash registers during the Democratic ticket. The oaklies are good any time Convention of four years ago were except Sunday. not repeated last week.

In fact even business from their regular patrons dropped off, theatremen reported, because many Philadelphians went to Convention Hall to watch the sessions, and thousands watched the Mummers parade and the huge pageant on the Schuylkill River that were put on by the city to entertain the visitors. The two events were reported to have attracted crowds of 500,000 each.

To add to the woes of nitery men, the Convention was in session every night until late, with each meeting

(Continued on page 45)

C. B. Cochran Regrets B'way and Piccadilly Asunder Due to War

Sunnydale, Surry, Eng.

Editor, VARIETY:

It's useless to tell you anything about the war because long before this can reach you the radio and the newspapers will give you all the information. Nevertheless from letters I've seen from New York there's an exaggerated idea about the privations of civilians. It is true certain things are rationed but there's no perceptible difference in

(Continued on page 34)

'Who, Me?' Greets Star Billing for \$15 in B'klyn

Vaudeville has sunk to such lows that run-of-the-mill acts are now being heralded as 'guest stars' in Loew's metropolitan New York nabes playing stage shows only one night

Last Wednesday night, a two-act (not named for obvious reasons) was designated such prominence at Loew's Premier, Brooklyn, unbeknownst to them. They were standing the standing to the standing the standing to the standing ing in the wings listening to the m.c. go into a terrific puff of the guest stars' and, when he finished, they looked around for the 'person-There was a considerable stage wait before they realized that they were it.

The billing was flattering, but not the salary—around \$15 for the team.

Claiming their patrons objected, but the with business off, theatre owners are (Continued on page 37)

Cuffo Pix With Meals

Toledo, July 2.

Local sandwich shop (Tick-Tock Milk Bar), on the same block as the Pantheon theatre, is advertising summer bargains in meals which include

For 58c the patron gets an evening dinner and the free ticket, and after

RULE OUT ALL WAR THEMES

War pictures dealing directly with any phase of the present European war are definitely taboo with New York home offices. Executives be-lieve audiences are surfeited with war films and producers on the Coast have been advised that the present streamlined warfare will nullify any specific angle incorporated in a production presently in work. Exception, of course, to this attitude are productions stressing American preparedness or need for military defense.

Attempts to deal with the present European conflict, while still in progress, have proved costly. Several studios presently have such productions in work and these have necessitated story and title shifts 'P.M.' SONG TICKLES and other revamps, so that the finished vehicle will not be out of line with actual conditions abroad. An other thing which has persuaded executives to ditch war films is a growing belief in some quarters that the war may be over before many

such productions can be released. Suggested changes away from war

PIX BECOME AD MEDIA **AS WAR BUFFETS RADIO**

London, July 2 Films as media for commercial advertising are coming into their own. Foreign radio being no longer available for commercial exploitation, due to the war, this form of advertising is taking its place.

Formerly, picture circuits were not \$150,000 he receives from Metro for desirous of this form of advertising, co-starring with Katharine Hepburn claiming their patrons objected, but in Philadelphia Story.

(Continued on page 37)

After Winter-Spring Curtailments, Film Production Being Speeded Under Encouragement of Anti-Trust Settlement - Prospect of Giant Shipping and Industrial Program for Army, Navy and Air Force Gives **B.O.** Optimistic Note

SHOOTING SKEDS UPPED

Reacting to two major happenings—the probability of a consent decree settlement of the U.S. Government anti-trust suit against the major film companies, and the flow of new billions, appropriated by Congress for the national defense

(Continued on page 16)

'Daughter of Regiment,' Old Time Opera, Met's Revival for Lily Pons

The Metropolitan Opera Co. will revive Donizetti's comic two-act opera, 'Daughter of the Regiment,' for Lily Pons this fall. News of the revival has been kept a closely guarded secret, as the Met had hoped to spring the revival as a surprise.

The opera was written in 1840 and served as a starrer for such per-sonalities as Jenny Lind and Adelina Patti in the 19th century.

RALPH INGERSOLL

Ralph Ingersoll, publisher of PM, the new N. Y. daily, was so pleased with the idea of a pop song, titled '6 P.M.', having been 'inspired' by his paper, that he is paying the

Suggested changes away from war themes have been made not only because so many subjects dealing (Continued on page 34)

PIX BECOME AD MEDIA

This paper, that he is paying the songsmiths, Ted Mossman and Gladys Shelley, a supplementary royalty. Chappell publishes.

The PM song adds to the sundry titles like 'Life Goes to a Party,' 'College Humor' and others 'inspired' by periodicals. Even VA-RIETY has had a couple—'Variety Stomp' and 'Variety Is the Spice of Stomp' and Stomp Stomp' and 'Variety Is the Spice of Life' (both Robbins Music)-dedi-

Grant's 150G to Red Cross

Hollywood, July 2. Cary Grant is turning over to the Red Cross and British Relief around

U. S. Treasury Department has okayed the charity arrangement.

FILM STUDIOS' BIG Lunt-Fontanne to Make Democracy Plea on Air; Patriotic Shows to Tour

Islands' Musical 'Axis',

America's own island 'axis,' Cuba and Hawaii, today rate tops in nitery vogues. From the bacardi isle, the congarhumba music is sweeping the land, and the Hawaiian music vogue long standard, is increasingly popu-

Its general effect on music, cafe decor, nitery modes and manners are such that, if the rest of the world were reasonably normal, it would undoubtedly sweep beyond U. S.

CLEANEST OF AMUSEMENTS

Schenectady, N. Y., July 2. Atlantic District convention of the Missouri Lutheran Synod, meeting at Zion Church, Schenectady, after discussing radio, motion pictures, comic strips, magazines and other media, voted for appointment of a committee to make a thorough, analytical study of the problem. Its report will be submitted at triennial convention in 1942. During debate, 'Gang Busters' was criticized as one of air 'crime' programs which had a harmful effect. However, neither this nor any other broadcasting feature was mentioned in resolution.

A leading clerical delegate to convention, when questioned about resolution, stated radio has maintained 'a comparatively high level' and is the 'cleanest' of entertainments listed. He said, however, that level is being dragged down, particularly by 'borderline jokes' on comedy pro-grams. 'This tendency toward suggestiveness has recently been rather noticeable,' minister added.

WARNS AGAINST NAZI GRIP ON S.A. FILMS

Hollywood, July 2.

Germany threatens to monopolize the South American picture market as soon as peace is declared, according to Dr. Manuel A. Fresco, governor of the Province of Buenos

Aires, here on a visit to the studios.
Unless the U. S. makes reciprocal trade agreements with its southern neighbors, he asserted, there will be a general dumping of German goods reassure natives with films on the on that continent.

Alfred Lunt and Lynn Fontanne, who broke a rule of long standing to make their radio debut about a month ago on a Red Cross benefit broadcast, are considering a number of commercial radio dates. Their purpose would be to obtain a na-tional audience for Robert E. Sherwood's anti-Nazi drama, 'There Shall Be No Night,' from which they would broadcast adapted excerpts. They did a bit from the play on a recent Red Cross program and are currently appearing in the original stage production at the Alvin, N.Y.

With author Sherwood, the Lunts are anxious to spread the play's message to as wide an audience as possible and, for that reason, plan to take it on tour in the fall, regardless of how business holds up in New York. With the same idea, Sherwood has given them the right to do the drama on the air, and they have already contacted the networks and agencies. Several dates have been suggested and they are now multing propositions.

Intention apparently is to do the

Sherwood material on as many (Continued on page 45)

Film Prod. Crippled If Technicians Called For Military Training

Hollywood, July 2.

Film producers are jittery about the possibility of general summonses to Army and Navy reserves for extended training periods. Studios are full of technicians subject to call for military duty, particularly in the sound recording departments, where 85% of the personnel hold reserve commissions.

Orders for long service would cripple studio production

Nazi-Alied Amusements Woo Bulgarian Favor

Sofia, July 2,

Because Bulgaria is a neutral na tion, which both sides have sought to sign on the dotted line, it's been treated to a lot of amusement which appears on the propaganda budgets

of the warring countries.

The Berlin Philharmonic Orchestra has given several concerts, while the French retaliated with a troupe from the Opera Comique. It is reported that the Bulgars were riled at being sent worn-out French stars; so, the Nazis won that round.

Latest epidemic has been propa-ganda films, the Nazis scaring the little nation with a version of Polish atrocities while the Allies sought to might of their forces.

Lots of Folks Say They Know Willkie. And the Chances Are They Really Do

Following the action of the Republican convention in nominating Wendell L. Willkie for president there has been a boom in the I-Told-You-So Club around New York City radio and advertising circles. Although the I-helped-him claims are phoney in some cases, it does happen that quite a few personages in broadcasting and its environs have been close to Willkie heretofore and have contributed to his amazing skyrocketing to emi-

hie his amazing skyrocketing to eminence.

Willkie owes a good deal, it is conceeded, to the NBC program, Town Hall of the Air. That would include John Royal and George V. Denny. This was one of the first sounding boards through which on several ocasions the utilities exec came to national attention. It helped too, for Willkie to appear on Canada Dry's Information, Please' program, an invitati he accepted while Tom Dewey and Senator Taft sidestepped similar, bids out of fear of the possible recoil of making a poor-impression on the public.

Chet LeRoche, of Young & Rubicam, is also reported to have been close to the nominee, while Bruce Barton, of B.B.D. & O. was so close to seconded the nominee, while Bruce Barton, of B.B.D. & O. was so close to the nominee, while Bruce Barton, of B.B.D. & O. was so close to continue on page 109

Jessica Tandy Left Eng. To Bring Her 5-Year-Old Daughter to U.S. Safety

Naal invasion of Low Countries has just about finished London legit, according to Jessica Tandy, British actress, who arrived in New York Monday (1). She said only four legit productions were struggling along in the West End, trying to compete with news broadcasts for dramatic power and audience pull.

with news broadcasts for dramaticpower and audience pull.

People can't tear themselves away
from their radio to go to the theatre
when events are happening which
might change the course of their
whole lives; she said. Then, too,
few people in England nowadays
have money enough to afford the
price of legit tickets, when they have
no idea of what their economic future will be like!

Miss Tandy left John Gielgud's
'King Lear' production to bring her
five-vear-old daughter to America
safely. Company included Fay
Compton, Cathleen Nesbitt, Lewis
Casson, Nicolas Hannen, Stephen
Haggard and Jack Hawkins, Miss
Tandy's husband. Latter has left
show to enlist in the army. Harley
Granville-Barker came from Paris
retirement to direct the production,
which is still running at the Old Vic.
Show did exceedingly well unit
start of blitz, she said. 'It takes a
tragety' like 'King Lear' to make
people forget the real tragedy that's
happening all around them. In times
like these the theatregoer needs
something to sink his teeth-into,' the
actress declared. She's here to do a
show in the fall, probably for Richard Madden.

2 Actors Volunteer To Pilot Ambulances

Ogunquit, Me., July 2.

Richard Rauber and Doris de
Vadetski, legit actors, have volumteered for ambulance
drivers and are now awaiting passage from New York to England.
Their plans were learned here last
week when Walter Hartwig, directorof the Ogunquit playhouse, sought
them for parts in his production this
week of The Guardsman. Both replied they would be unable to accept the engagement, being subject
to immediate sailing.

Both actors were members of the
Ogunquit company during previous
seasons. Ogunquit, Me., July 2.

Fanner for N. Y. Fair?

Sally fland, who was the No. 1 midway attraction of Chicago fair and who ran a Nude Ranch at San Francisco last season, looms as a late entry for the N. Y. Fair despite opposition by Mayor F. H. LaGuardia, N. Y. chief executive has steadfastly refused to refreat from this stand,

Maybe a Cookie

Tony Tuttle, six-year-old son of Day Tuttle, co-operator with Richard Skinner of the West-chester playhouse, Mt Kisco, N. Y. made his stage debut this week "Topace! But these are tough times even for the moppels, as the youngster learned over the weekend.

Feeling pretty important the kid was discussing salary matters with Skinner. 'Some child actors are paid pretty high, it they' he observed. I wonder how much Til get tor acting. His twin-sister Molly, being a girl, was realistic. She answered, 'Your daddy runs the theatre; you aren't supposed to won the street of the street.

theatre; you aren't supposed to get anything.

ROBBINS PUBLISHING 'ODE TO GERSHWIN'

Forthcoming 'Ode to Gershwin,' which Ted Mossman composed for which. Ted Mossman composed for Robbins Music publication, is a tone-poem depicting Gershwin's Me span, without in any wise medleying any of the late composer's music. The family okayed the use of the Gersh-win tag.

Because all the Gershwin brothers

Because all the Gershwin brothers
—there are three now, with Arthur,
the 'youngest, also writing timeshave been so closedly associated with
Max Dreyfus (Chappell), the latter
was surprised at Mossman giving the
'Ode' to a competitive firm. Jack
Robbins says, 'That's the nearest I'll
ever get to anything by George
Gershwin.

Duke Ellington has recorded 'A
Portrait of Bert Williams', and 'Bojangles' (honoring the contemporaneous Bill Robinson) as his musical
salutes to two great colored showfolk,

Drops Niemoeller Film Due to Montgomery Exit

With the opening at the Carlton of 'Pastor Hall' comes the announcement that Robert Montgomery's next scheduled picture for Metro-British has been abandoned. Called 'I Had a Comrade.' If was to be based, as was 'Pastor Hall.' on the career of Pastor Niemoeller.

Reason given for the shelving of the film is the joining up by Montgomery as an ambulance driver in France and his subsequent return to the U. S.



JIMMY HADREAS

JIMM 1.

Opening at the Roxy theatre, July 4th.
Just finished thirty weeks George Black's Little Dog Laughed," at the Falladium, London, "Have starred two turns specially. One, the dancing of Jimmy Hadreas, which is as good as you can hope to find. Any step from any land is within his compass. ... magnificent," savs "Punch."

Dir.: Sam Rauch, Jesse Kaye

H'WOOD NAMES TO TOUR FOR **RED CROSS**

Hollywood, July 2. All departments of the motion picture industry, executives, pro-

ducers, guilds and are working together in a nationwide cam paign to raise \$500,000 for the Red Cross. At a get-logether meeting it was decided to unite all war re-

Cross. At a get-together meeting it was decided to unite all war relief activities under one committee, headed by Samuel Goldwyn.

Chief source of revenue, as outlined by Kenneth Thomson, executive secretary of the Screen Actors Guild, will consist of two or more Red Cross benefit roadshows composed of Hollywood's top performers. List is expected to include Charles Chaplin, Eddie Cantor, Joan Crawford, Edward G. Robinson, Adolphe Menjou. Joan Bennett and other names. Dozens of players have signed pledges to join the road units, with the understanding that nobody will collect anything more than transportation and living expenses.

committee, appointed by (Continued on page 10)

Colonna Does a 'Rochester'; Airport **Bunch in N.Y. Curious About Comic**

Just as "Rochester" has stolen a loud clap of Benny's thunder, so has Jerry Colonna moved in on Bob Hope. It was demonstrated at the LaGuardia Airport (N. V.) Thursday, Greatest curvisity among the lads behind the counters as well as visiting celeb-chasers was about the Colonna moustache. A city detective sleuthing on his own initiative, brought in a report that the massive brush is no synthetic phoney. Hope and Colonna and their wives were enroute to Boston, where the áct is booked for a week at the Metropoli-tian. Just before the party-boarded their American plane some wag at a mike falsetteed "Who's Yehudi?" and the query exploded out of the 64 loudspeakers all over the place.

the query exploded out of the 64 loudspeakers all over the place.

Reason David Selznick always travels TWA is that he prefers the mid-continent, speedy route, hell say when asked. Real reason, according to flyers, is that he has never forgother the way Leland Hayward, TWA director, and Jack Zimmerman, chief pilot of the line, raced some badly needed serum from New York to the Coast Winn the producer was seriously ill a couple of years ago. It was past midnight when New York got the hurry call from the Selznick sickbed. Zimmerman got out of bed and grabbed the controls of the 21-passenger transport plane that had aboard only a tiny box of (Continued on page 31).

VERNEUIL CLIPPERS INTO N. Y.: PLAY DEALS NEAR

Louis Verneuil, French playwright. clippers in from Europe today (Wednesday) with his wife, and will be met by Irvin Marks, his Paris representative, who also evacuated from France some weeks ago. Marks has several play deals on tap for Verneuil, including one with the Shuberts.

berts.

Verneuil an actor-manager, playwright who wrote Sarah Bernhardt's last two plays and who married Lysiane Bernhardt, her daughter. They were divorced, the present Mrs. Verneuil being a second wife. Mile. Bernhardt, incidentally, is also due in America in a month or so.

SAILINGS

July 13 (New York to Rio de Ja-neiro) S. E. Pierpont (Brazil),

neiro) S. E. Pierpont (Brazil).
June 28 (New York to Rio de Jane).
June 20 (Los Angeles to Melbourre) Kenny Brennan, Ade Duval & Co., Germain and Joe (Monterey).
Lady, Mendi (Elsie de Wolfe).

Church Beef Shifts Canada's \$1,000,000 War Relief Benefit to Monday (15)

Gag Goes Serious

Miami, July 2.

Miami, July 2.

Practical joke which backfired will result in appearance of Irene Rich at gigantic Red Cross benefit here July 5.

During recent airing Miss Rich offered to fly to any city and pick up in person donations of \$500 or more for Red Cross war fund. Local pranister dispatched wire to Miss Rich offering, \$5,000 in name of Alexander Orr, mayor of Miami.

First knowledge of author was made public when Miss Rich contacted Orr by phone. Rather than welsh offer, mayor okayed an Irene Rich party and

than welsh offer, mayor okayed an Irene Rich party and vaude show in Orange Bowl, en-tire proceeds going to Red Cross.

WB'S BILL MARSHALL **DIVORCED IN MEMPHIS**

Memphis, July 2.

Bill Marshall meetro, now playing feature part of a Fourth Horseman Warners' Knute Rockne' flicker, was unhorsed in local divorce courts recently by Beverly Bruce Marshall, local heiress and Little Theatre star. Gal, seen on stage here in 'Stage boor' and 'Arms and the Man,' was given back her maiden name with absolute decree on grounds of abandonment and non-support.

Marshall look over Frank Balley

non-support.
Marshall took over Frank Dalley
Marshall took over Frank Dalley
Stop-and-Go' band and is now suing
Dailey for \$80,000 in mixup over
bookings at the Meadowbrook, Cedar
Grove, N. J. Has about finished
work in 'Knute Rockne' and assigned
to 'Flowing Gold' and 'Money and
the Woman' as next two Warner pix.

Mrs. Emlyn Williams And Two Children in Canada

Mrs. Emlyn Williams, wife of the London actor, and their two chil-dren, are on their way to Canada and are expected to make their home in the U.S. for the duration

of the war.

No word has been received of their whereabouts for the last few days, but they're due to land at Montreal some time last week.

PAUL GREGORY'S FUTURE

Met Opera Said to See Big One For Baritone-Turned-Tenor

Decca and Victor have been busy of late recording classic and semi-classic selections for fall release. Among the recordings made by Decca is an album of three records by Florence George (Mrs. Everett Crosby), Paul Gregory, barinone, and Frank Forrest tenor, of songs from The New Moon. The album contains all the important solos and duets accompanied by Harry Sosmik's orchestra.

duets accompanied by Harry Sosnik's orchestra.
Miss George is studying voice with
Florence Easton, former Met soprano, and besides a possible musical on Broadway in the fall, hopes
to make the grade at the Met Gregory, who has been singing as a baritione for five years in Italy has become a tenor, and Met officials are
reported enthusiatic over his voice.
He is endeavoring to acquire a
repertoire, and may be the big surprise the Met management will toss
at the public this fall.
Other recordings made by Victor

other recordings made by Victor are an album of concert songs by Gladys Swarthout, accompanied in most of them by her planist, Lester Hodges, and duet from the Barber of Seville' and Rigoletto by Lily Pons and Giuseppe De Luca.

'SOUSE AMERICAN WAY'

Carmen Miranda headed a group of show people sailing for various South American bookings. She'll be back on Broadway in the fall.

Others sailing included Gaudsmith Bros., Stump and Stumpy and De Angelo and Porter.

Uproar raised by the Lord's Day Alliance over the film industry's preposed plan to raise \$1,000,000 over-night for the Dominion's war effort caused temporary halt to the splendid gesture of the industry, this the matter has been presumably ironed out to the satisfaction of bluenoses and patriots alike.

Plan was to run a benefit performance in every theatre across Canada on Sunday night, July 14, with the Hollywood producers, through their Canadian distributors, supplying feature films and pre-releases praise. Hollywood stars making personal appearances at key theatres, and everyone in theatre personnel donating their services.

George G. Webber, general secretary of the Lord's Day Alliance, publicly charged that such a means of raising funds for airly purpose was illegal, and in contravention to the Lord's Day Act of Canada, with the exception of Quebec which is exempt from this Federal provision. Presence of Webber with his prepared statement met with a cold reception in city rooms and news services here, (Continued on page 36)

Lili Chatain Is House Guest-Convalescent Of Arthur Loew on Long Is.

Lili Chatain, well known to many
Lili Chatain and the victim of a peculiar plane accident
some eight months ago, is still convalescing at Arithur Loew's Glen
Cove (L. I.) home. This didn't come
out until the recent influx of Parisians to N. Y., evacuated by the war,
started inquiring about Chatain,
whose firm, Avenir Publicity, was a
prominent French ad-pub firm.
He is a pal of Loew's and Laudy
Lawrence, the Metro rep in France,
among others. It was while firm,
west with Loew that an unusual
aditude caused something to snag in
Chatain's system which created his
physical debility. He was rushed
to Santa Monica (Cal.) hospital and
latterly has been Loew's hous
guest, under expert medical attention.

Peculiarity of Chatain's accident
is that he was himself an aviator i
the World War, which presumably
had weakened him to the extent
that this commercial flying mishap
created graver complications than
would normally befall one.

Packaging 'Lochinvar' Pix

Hollywood, July 2. New package deal arranged by 11 e ries of Tenth Avenue Lochiny stories starring Billy Halop. Ler ing boy character the yarns ffers a se-Lochinvar ing boy character the yarns is Baggsy O Day, a big-city replica of

Charles R. Marion, author of the tales, goes along with the deal as screen writer.

N. Y. to L. A.

Pat Casey. Hoyt Haddock. Moss Hart. George S. Kaufman, Patsy Kelly. Lowland Leigh. Ben Lerner. Irving Mansfield, Joseph Moskowitz.

L.A. to N.Y.

Al Allehorn Al Alleborn.
Norman Alley.
Walter Batchelor.
Edgar Bergen.
Ralph Blum.
Dorris Day.
Monroe Greenthal.
Leland Hayward.
Ed Helwick.
Morris Helprin.
Alfred Hitchcock.
Maury Holland.
Eric Linden.
Pare Lorentz. Pare Lorentz, Dick Mack, Dick Mack.
Haven MacQuarrie.
Carmel Myers
Otto Preminger.
M. J. Siegel.
Anna Sten.
John Swope.
Peter Van Steeden.
Harry Von Zell.

WB AGAIN ACTIVE IN LEGI

Biz Office Kayoes Pittsburgh Critics Circle; Newsweek's O'Hara on Pix

Pittsburgh, July 2.

Born: Pittsburgh Movie Critics
Circle on June 24.

Died: June 26.

Died: June 26.
It was this way. At WB, Joe Feldman and Jimmy Totman, who think up ways to sell pictures for the Penn and the Stanley theatres, had a brilliant idea one afternoon about 10 days ago. They had coming to the two theatres, respectively, 'Our Town' and Susan and God,' both' stage hits which had played, Pittsburgh with the original Broadway casts and both considered class offerings.

ings. Seldman and Totman approached the town's five critics, Karl, Krug and Bill Lewis, of the Sun-Tele, Kap Monahan and Dick Fortune, of the Press, and Harold W. Cohen, of the Post-Gazette, with a plan. After all, weren't they interested in the better things in the entertainment industry and wouldn't titey be willing to lend their names. (Continued on page 19)

AINLEY IN MIDDLE OF MG-WB-SHUBERT TIFF

Suit involving the rights to the services of Richard Ainley, actor was aled Monday (1) in N. Y. supreme court by Select Theatres Corp. (Shuberts) against Ainley and Warner Bros. Pictures, Inc., charging breach of contract. Action seeks damages of \$100,000 from the film company. Shubert firm asserts it signed a contract with Ainley July 22, 1039, for one year from Oct. 1, 1939, to contract with Ainley July 22, 1039, for one year from Oct. 1, 1939, to contract with Ainley July 22, 1039, for one year from Oct. 1, 1939, to epital seeks and seeks and the proposed Ainley 25 weeks employment yearly. On June 8, 1940, the option was pleked up, after the actor had appeared in two plays. For eigners' and 'Easy Virtue.' Shuberts then started negotiations with Metro for Ainley's employment, and set up a deal for the actor to receive \$1,000 weekly with a guarantee of 40 weeks' employment for a year and options for three years at tills in salary from \$1,250 to \$2,500 weekly. It is claimed that Warners, having full knowledge of the facts, stepped in and signed Ainley was due to begin his Warners contract June 1. An nijunction to prevent WB from carrying out their deal, and \$100,000 damages are sought. The complaint declares that Metro notified it that unless the controversy is straightened out, it will be forced to cancel the proposed contract for Ainley's services.

Jessel Dialogist On 'Road Show' for Roach

Hollywood, July 2. George Jessel is writing dialog for the Hal-Roach picture, 'Road Show,' and may remain on the lot as dialog director, Roach

personally handles the

Patsy Kelly West
Patsy Kelly, who has been east
since last August on the radio,
planes to the Coast tomorrow
(Thurs) to appear in Road Show
which Hal Roach is producing. The
Charloteers from the 'Helzapoppin'
show, who also are to appear in the
picture, left yesterday (Tues.).

Rodgers, Hart Filmusical

Hollywood, July 2. Hollywood, July 2.

Richard Rodgers and Lorenz Hart, Broadway tunesmiths, are due to report at RKO July 15 to write musical numbers for They Met in Argentine, co-starring Maureen O'Hara and Alberto Vila.

Lou Brock is producer, under supervision of Lee Marcus.

Frisco Fair's Rodeo

& World's Fair Rodeo will be held of at the San Francisco exposition, Aug. 31 to Sept. 2.

Cowboy show will be sponsored Plythe San Matco Sheriff's Posse.

Gracie Drops Out

Hollywood, July 2.
Gracie Allen has called off her president gag, leaving a clear field to Willkie and McNary. Twe had my fun, said Gracie, so now Til leave politics to the politicos.

She has pledged to the Red Cross full proceeds from the sale of her book, 'How to Become President.'

Rogers Balks at Pickfair For Summer: His Band Continues 6 More Weeks

-Memphis, July 2.
Cancelling two-weeks' notice previously given members of his band, at behest of Mary Pickford, Buddy Rogers has elected to continue with its orchestra another six weeks. Actress' arrival for visit with Buddy, here on location at Peabody Hotel, was signal for issuing notice that band would break up at end of engagement, Miss Pickford being anxious to have husband-maestro return to Hollywood with her for summer. Reported she wishes to reopen Pickfair; he doesn't.

Reported she wishes to reopen Pickfair; he doesn't.

Any "ay, notice was withdrawn at end of local date and Rogers remains with band through Dallas engagement opening July 25. After that understood Johnny Morris, now featured, will take over and vamp 'til Buddy's return.

Pickford-Rogers combine attracted on end of favorable comment locally

no end of favorable comment locally no end of favorable comment locally by wholehearted manner of pitching into Red Cross war relief drive. Gave one luncheon alone that netted \$1,000. Rogers passed hat daily and Mary appeared at several benefit functions. Generally credited with directly boosting local take \$3,000, possibly twice that much more indirectly.

Wall St. Doesn't Fancy Films' Ribs on Brokers

Movement among New brokerage houses to halt alleged disparaging remarks about Wall Street on the screen gained impetus last week when N. Y. Curb Exchange directors complained about a scene in 'Johnny Apollo.' Squawk directed in 'Johnny Apollo.' Squawk directed to the Motion Picture Producers & Distributors Assn. was predicated on the contention that an undue slap was leveled at the financial district. However, after a group of Curb directors viewed the film at a private screening they agreed that there was little actually to complain about, contrary to advance reports on the nicture.

inthe actuary to compani about, contrary to advance reports on the picture. Resentment against picture producers speaking about Wall Street in belittling or flippant terms has grown in the last two years, especially since volume of business had dropped off drastically. Johnny Apollo was singled out because Curbpeople at first had been told that the production painted brokers in a bad light. Despite a more less approbationary attitude taken on the film after seeing it, exchange people may seek future aid from the Hays office.

Protest from the Street emphasizes that it hurts the legitimate business activity of banking houses, brokers, etc. Hays office rebuttaled that care is exercised not to blast any particular group or profession.

LAST SEASON

Picture Producers Have Schedule Lined Up Al-ready — Its Size Will Depend on Developments

EARLY START

Warner Bros., which was the only film company active in legit production last season, will again figure on Broadway starting early in the fall. Firm participated in or wholly backed half a dozen shows covering a wide range, including the hit musical 'Too' Many Grits' and concluding in the spring with Romeo and Juliet,' starring Vivian Leigh and Laurence Olivier, one of the most costly Shakespearian pro-(Continued on page 46)

'JELLO - AGAIN' STAR A WOW IN WAIKIKI

Honolulu, July 2. With the Royal Hawaiian band playing Love in Bloom, Jack Benny, accompanied by Mary Livingston Benny and Joan, and Myrt and Babe Blum Glatter the sister of Mrs. Benny), arrived here June 26. Crowd estimated at 25,000 jammed the galleries and street levels of three piers and adjacent blocks. Benny's reception topped Marie Dressler's record, previously the greatest here.

Benny made a personal appearance at the Walkiki theatre, convulsing, an audience that seldom gets a stage show. With the comedian heading a gigantic July 4 parade for the Red Cross, thousands will flock to Honolulu from outside the islands for a glimpse of the star. accompanied by Mary Livingston

HITCHCOCK TO DIRECT TWO FILMS FOR RKO

Hollywood, July 2. Alfred Hitchcock closed a deal to direct two pictures for the 1940-41 arrect two pictures for the 1940-41 program at RKO. First is 'Mr. and Mrs. Smith, 'slated to roll in Septem-ber. Second is 'Before the Fact.' Deal was made by agreement with David O. Selznick, who has Hitch-cock under contract.

NOT MINOR COIN

Court Okays Jackie Cooper's \$800,000

Lo: Angeles, July 2,
Jackie Cooper draws \$800,000 from
Paramount in the next eight years,
under a new minor's contract approved by Judge Emmett Wilson in
superior court. Actor does not become a voter for three
Contract calls for four pictures,
annually.

ONLY FILM CO. Lord & Thomas Agency Guards Its Talent's Film Prestige; Wants No 'B' Release Stigma

'Actress'

Regina, Sask., July 2.
Ross Hamilton, Canada's leading female impersonator and the famed 'Marjorie' of the 'Dumbells,' is in the army again. He signed up in Toronto the other day with the Canadian Army Medical Corps.

He gave his occupation as 'actress.'

N. Y. C. Admen Ask If Metro Pkge. Includes 'Hardy Family' Rights

William Morris agency is still making the rounds of the advertising trade with the new offer of a Metro studio show.

One agency, Lord & Thomas, has indicated that it would like to pre-sent the setup to client if The Hardy Family' were included. Metro at one time asked \$15,000 per program alone for an air version of the 'Hardy' series.

JED HARRIS LOOKING TO 'HEAVEN' ON B'WAY

Although he declared himself through with legit producing last through with legit producing last year, Jed. Harris is due back on Broadway next fall. Script which is reported luring him back is 'Wait for Heaven,' by Harry Segall. Author was represented on Broadway before with a drama called 'Lost Horizons' (not the book of similar title). It was produced by Laurence Rivers' (Rowland Stebbins) in 1934, but proved a costly failure.

Harris went to the Coast last fall, but was not reported active around the studios. He closed his office in New York, saying that production costs were too high. That was after his presentation of Thornton Wilder's 'Our Town,' recently released in film

his presentation of Thornton Wilder's 'Our Town,' recently released in film form, which won the Pulitzer prize. Although no settings were used in Town,' its operating nut was high because of the number of people in the cast

Dorothy Thompson Set For Fred Mayer Co-Op

Dorothy Thompson goes co-operative on the NBC-blue this fall. She will be on 7:30 to 7:45 Sunday nights, starting Sept. 29, for a group of regional products.

Fred Mayer, who lined up a number of grocery distribs in various parts of the country last season for the underwriting of 'I Want a Divorce' is handling the Thompson co-operative. Stockton-West-Burkhart, of Cincinnali, will be the agency of record.

Mrs. Wm. Morris-Mgr.

Al Pearce Suit Fades.

Los Angeles, July 2.
Six-year-old action by Fanction & Marco to recover \$4.196 from Al Pearce was dismissed in superior court on the defendant's application.
Suit filed in 1934 contended that Fair's new buildings this season. Pearce, but the ease had been dormant since that time.

In making long term contracts with talent new to commercial network broadcasting, the Lord & Thomas agency insists on inscriting a clause which gives the agency control over the artist's tuture work in pistures. The agency's reason for this action is that it wants to prevent the mike performer from doing anything that might hurt him in radio. As a result of this stricture all film scripts must be submitted to the agency for approval.

One thing that Lord & Thomas wants to make sure of is that the artist's film work doesn't take him out of the characterization that he has developed on the air. Also that the part and the general production value of the picture doesn't stigmatize him as of B calibre, or worse.

SENATOR WHEELER CORRECTS WINCHELL

United States Senator Burton K. Wheeler of Montana speaking (vi transcription) on the Radio Newsreel' program over WMCA. New York, last Thursday (27) at 8:30 p.m. took a pointed poke at. Walter Winchell. To quote the senator:

'I have never collaborated with John L. Lewis with reference to a third party. Phave no knowledge of what his views are: The statement was made by Walter Winchell over the radio to the effect that I and John Lewis had collaborated, or words to that effect, and that I was going to organize a third party.

Of course, Mr. Winchell has been advocating for some time that we in this country immediately join the Allies and help them not only in materials, but that we actually get into the war. That, to me, is clearly wrong, and a mar who advocates it ought to be put of the service of the air.

Published Weekly by VARIETY, Inc.
Sid Silverman, President
154 West 46th Street, New York, N. Y.

Vol. 139 a 120 No. 4

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(Published in N Y, annualty)

DAHLY VARIETY \$10 a year—\$12 foreign unlished in Hollywood by Daily Variety, Ltd.;

New Wartime Taxation in Canada Takes Another 10% Bite Out of U.S. Film Rentals; 11% Discount NSB

Montreal, July 2.

Montreal, July 2.

Wartime taxation in Canada takes another 10% bite out of U. S. film rentals with imposition of the new tax applying to all imports except those coming under the British preferential tarifi. It's a tax which American distribs will likely have to shoulder as there does not seem to be any likelihood of passing the cost onto exhibs at the present time.

Added to the 11% difference in ex-

Hollywood, July 2.

Alfred A. Cohn, longtime screen writer for major studios, has been appointed to the Los Angeles police commission, of which he probably will become chairman.

He quit films several years age to accept a presidential appointment as Collector of the Port of Los Angeles. Added to the 11% difference in exchange value of Canadian funds, U. S. film distribs will be taking a cut of 21% on usual rentals. In case of the exchange differences American film interests do not lose all of the 11% discount since all of the majors maintain offices here and pay off on this side in Canadian money. Some of the majors, from accounts, are leaving a Jarge portion of their rentals here for investment in government bonds, probably until such rentais here for investment in government bonds, probably until such time as Canadian coin approaches parity, possibly for the duration of the war. This procedure was followed during the last war also.

lowed during the last war also.

The new 10% import tax, however, is a direct charge which cannot be offset in any way. U. S. distribs expering film to Canada will pay 10% the declared invoice value of all pictures. It's an item that may run into several hundred thousand dolars a year. Tax applies to all merchandise brought into Canada, not ocelluloid alone. Pictures made in England, coming in under the British preferential tariff, will apparently be exempt.

For the rest, wartime uncertainties

For the rest, wartime uncertainties have cut deeply into picture house grosses across Canada mostly due to the fact that the public has other matters on its mind. As the compulsory military training schedules are clarified and the public becomes accustomed to new income and other taxes, it is believed that show business will recover its normal pace.

So far show humbers is reaction.

ness will recover its normal pace.
So far show business is reacting, much in the same way as during the conflict a quarter of a century ago.
At the outbreak of war, grosses rose approciably. Right now business is off. With all available working power being mobilized in one sphere or another, circulation of funds is expected to increase, as the last war, with renewed jingle of coin at the boxoffice bound to follow.

British Film Production In Canada Chiefly Talk

reconstruction of pictures by British fillm companies in Canada is currently regarded as in a nebulous stage. Considered possible that a few quickless may be turned out either in Vancouver or Montreal, but establishment of British film production on a permanent basis in Canada is mostly in the talk stage for the present.

meanwhile, Maureen O'Sullivan motored in to Montreal from Ottawa last week to appear in a short, produced at Associated Screen News lab. exploiting the Canadian film dustry's \$1,000,000 war bond campaigy Lt. John Farrow, Hollywood director, now heading. Canadian Naval Information, accompained the frau (Miss O'Sullivan) and supervised production. Her short tells of the Monday night shows across the Dominion to which admission will be obtained only by purchase of war stamps.

stamps. Meeting of picture people held in Montreal last week is reported to have revealed plans for bringing stars from Hollywood at regular intervals to launch appeals for purchase of war bonds. Understood, that theatre owners also are investing in securities of this kind.

To date there has been no talk of freezing U. S. film rental coin in Canada because of war needs and there is little likelihood of such an

Preminger's Play

Hollywood, July 2.
Otto Premin'er, who has been here for about a week conferring with Howard J. Green and Lynn Starling, planed to New York Monday (1),

He plans to put their play, 'Land' O'.

Cotton,' a comedy on Hollywood, in rehearsal in N.Y. early next month.

Al Cohn's Police Berth

'SNOW WHITE' REISSUE

WITH 4-SHORTS UNIT

Following two test engagements. RKO-Disney is laying plans to rerelease 'Snow White' as part of a complete unit 'that will also include four Disney shorts. 'Snow White was originally released in December, 1937, and withdrawn completely from circulation just a year ago. The Park, Meadville, Pa., a single-feature town; was chosen as the first tester, June 20-21. Test also in a double-feature town, the Kingston, Kingston, N. Y., was set, with 'You Can't Fool Your Wife' as the other feature. Take on three days ending Saturday (29) was \$1,090, best house has ever done on a last half. The four shorts making up the show with 'Snow White' are Three Little Pigs, 'Ugly Duckling,' Ferdinand the Bull' and 'Donald's Lucky Day.'

M.P. Relief Doled Out

\$279.000 Last Year

Hollywood, July 2.
Motion Picture Relief Fund spent \$279,000 to ease the burdens of the ill and needy in the picture industry during 1939, according to the official report of George Bagnall, treasurer, Revenues for the first five months of 1940 were increased by \$10,000 over the same period last year, but the expenses jumped \$48,000, due to reduced activities in the studios.

Jean Hersholt, president, reported

Hollywood, July 2:
Paramount is spending \$60,000 on additions to Texas Rangers Ride Again' and planning to release it as an A production.
Originally it was slated as the final B on the Harold Hurley production slate.

Nazis' Flanders **Drive Caused 75G** Loss to Newsreels

London, July 2.
Furious pace maintained by the Nazi military machine in its drive through Flanders cost British and American affiliate newsreel outfits close to \$75,000 in lost or smashed equipment, check last week revealed. However, so far reports indicate allowerer merchant in the safety, either being back here or traced.

Attack on Boulogne caused the

either being back here or traced.

Attack on Boulogne caused the
destruction of a vast quantity of
newsreel equipment and cameras,
with Universal, Pathe Gazette, Gaumont-British, Paramount-British and
British Movietone suffering almost
equally heavily. Universal photographer in France is said to have lost
his whole outfit valued at nearly \$6,
000. Pathe crew in northern France
got out only a few hours before
Boulogne fell.
Paramount's British company,

got out only a few hours before Boulogne fell.
Paramount's British company, which had two cameramen with the B.E.F. in Flanders, is listed as having nearly \$12,000 loss to equipment, mostly damaged or captured at Boulogne. Maurice Ford still is functioning with the troops. British Moyietone is reputed to have suffered \$14,000 damage to newsteel material and apparatus caused by air bombings raids af Boulogne, with the loss of a Movietone sound, van not estimated. Latter was being used by Gaumont-British, which lists all photographers back safely from France but more than \$22,000 worth of equipment completely lost.

New York offices have been unable to check on further damage done to newsteel outfits operating in or near Paris, either independently or with the French. However, Paris newsreel. crews and U.S. reels moved to Bordeaux when the French government did, and are reported to have followed their main Paris picture company offices, wherever they went after that

Jean Hersholt, president, reported that construction of a home for indigents will be started this year if the Gulf Oil radio program continues. To date, the show has accounted for nearly \$50,000. Besides reelecting Hersholt, George Bagnall was named treasurer; Wilma Bashor, executive secretary; Ewell D. Moore, counsel, and Ralph Block, Ralph Morgan and Lucile Gleason, vice presidents. New trustees are Charles Brackett, Lucile Gleason, Lucie Ward, Charles Rosher, John Balderston, Sol' Lesser, Ralph Morgan, Coprad Nagel, Basil Rathbone and Mogan Wallace.

In Jam at Laredo, Texas,
Laredo, Texas, July 2.
Ernest Weise, an 'Austrian, was found guilty here in Federal court of smuggling films into the United States on Thursday (28). He was sentenced to the time he had already spent jail. He had been held since his arrest at the International Bridge in May.

'The Austrian's films allegedly were German and Pollsh military scenes. Weise testified they had been taken from Los Angeles to Mexico for lecture purposes and were being brought back to this country when he was arrested.

The immigration department, is

Crosby-Kraft renewal...

Artie Shaw tiff ...

ASCAP's income analysis.

ASCAP reconciled to Mctro loss.

Metro to finance 5 indie pix in England.

Minimizes So. American biz

DuMont (Par) television's stock right ...

Radio reviews: Leslie Howard, Burns and Allen

Other News Pertaining to Pictures

reace out more than \$2,200 with of equipment completely lost.

Leslie Murray and Sid Bonnet, two cameramen operating with the British navy, last were reported in Narvik and unable to contact Lon-

Beau Brummeling Gets Step Fetchit Into Tax Jam

Austrian Film Smuggler

In Jam-at Laredo, Texas

Laredo, Texas, July 2.

Ernest Weise, an Austrian, was claim fetchit, seeking damages of \$469, found guilty here in Federal court of snuggling films into the United States on Thursday (28). He was sentenced to the time he had already spent jail. He had been held since his arrest at the International Bridge in May.

The Austrian's films allegedly were German and Pollsh military scenes. Weise testified they had been taken from Los Angeles to Mexico for lecture purposes and Mexico for lecture purposes and Jack W. McClendon, who were entitled to exemptions on one suit each colling Weise for further investigation.

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Par Building Up 'Rangers' Not Enough in Harry Davis' Estate For Cash Bequests; 400G Insurance

Gender Gets a Rewrite

Hollywood, July 2 Marie Ouspenskaya went before the camera yesterday (Mon.) in a partial rewrite of RKO's Dance, Girl, Dance, to re-play the unfin-ished role acted by the late Maurice Moscovitsch.

Changes in the script caused the recall of Mary Carlisle, Emma Dunn and Lola Jensen for substitute scenes.

BANK'S \$10,000 CLAIM ON GN THROWN OUT

Referee Peter B. Olney, Jr., in N. Y. federal court on Friday (28) tossed out a \$10,000 claim of the National City Bank against the Grand National estate. The bank has another claim against GN for \$25,000, of which \$18,000 has been paid. The dismissed claim was based on a loan to the company, and secured through a lien on automobiles and a third lier on studio property. The GN attorney, Joseph Dannenerg, argued successfully that under California law a lien on automobiles must be filed with the county clerk and the auto registrar, which the bank neglected to do. The bank also failed to file its lien on studio property until after the company had filed lis petition of bankruptcy.

Dannienberg stated that figures on GN's grosses through Mohawk Pictures, were not available through him, but that the films were doing well. GN's is receive 30% of the gross up to \$100,000 and 50% in cess of that amount.

Settle 'Gunga Din' Suit, Film's Net at \$800,000

Los Angeles, July 2.

Harry Gould's piracy suit against RKO: involving the picture, 'Gunga Din,' was settled privately and dismissed by Judge Paul J. McCormick in U. S. District Court. The amount of settlement was not disclosed.

Gould had charged the studio with lifting the picture from a story written by his client, Alf Goulding. Testimony in the two-day trial indicated that the film had cost about \$1,900,000 and has grossed around \$2,700,000 to date.

PREPAREDNESS

Republic Smug in Backlog of 11 Pictures

Hollywood, July 2. Republic production is sitting on the golden seat, with seven features and four westerns completed for a backlog, the highest number in the

backlog, the highest number in the company's history.

Features ready for release are Three Faces West, 'The Girl From God's Country, 'Wagons Westward,' Scatterbrain,' Grand Ole Opry,' 'Sing, Dance, Plenty Hot' and 'Should Wives Work,' Completed sage-brushers are 'Carolina Moon,' The Ranger and the Lady,' 'Okfahoma Renegades' and 'The Tulsa Kid.'

Prissy Lane Forgiven

Hollywood, July 2 Priscilla Lane was restored to the Warners payroll after a three-month suspension because of her refusal to play in Money and the Woman'.

Four Mothers' is her next assignment, starting next week, with William Keigley as director.

PAR'S PUPPETOONS

Following announcement of 86 shorts for the 1940-41 season, Paramount has closed a deal for the production of six one-reel novelty subjects at present called Puppetoons. Neil F. Agnew is seeking another title for the shorts.

Animated puppets are used instead of drawings. Animated puppers are used instead of drawings, novely form of presentation developed for commercial purposes. England by George Pal. Now in Hollywood, Pal and Stanley Neal will produce the new sories.

Pittsburgh, July 2.

Six former employes of Harry
Davis, one-time head of biggest theatre circuit in Pittsburgh and pioneer with his brother-in-law. John
P. Harris, in nickelodeon Industry,
were remembered in will of wellknown showman, who died here in
January. James G. Balmer, former
cashier for Davis and now general
manager of Harris Amus. Co., was
given a cash bequest of \$5,000, and
Frank S. Holland, Alfred A. Kerkkan, J. Ellis Shpman and Clyde
Anvelink were willed \$2,500 each.
A codicil left a bequest of \$10,000 to
H. L. Kurtz, who used to be Davis
financial secretary, but Kurtz is now
dead, and his widow is in California.
Davis' estate, exclusive of insur-

dead, and his widow is in California.
Davis' estate, exclusive of insurance, however, only amounted to
\$11,000 at time of his death, insufficient to take care of cash bequests
of \$25,000. Insurance policies totaling \$400,000 were left to his widow,
Mrs. Edith Davis.

Mrs. Edith Davis.

At the time of his retirement from show business in 1927, Davis was a utilionaire several times over but he was stricken with paralytic stroke late that year and most of his estate was invested in annuities payable during his lifetime. It was income from these policies which was used to pay the heavy expenses of his long illness. The showman remained a hopeless invalid until his death on Jan. 2 at the age of 79.

Downstate III. Exhibs Form Protective Ass'n

Peoria, Ill., July 2.

Peroria, Ill., July 2.
United Theatre Owners of Illinois was established here last week in a general meeting attended by almost 100 downstate Illinois exhibitors, This organization plans to include all exhibitors, both independent and circuit, with houses in Illinois, excluding Chicago proper. Some 200 theatres have already been enrolled in the UTOI, including indie houses and the Balaban & Katz-Great. States theatres:

the Balaban & Katz-Great. States theatres:

Purpose of the new outfit is to deal collectively with problems affecting all exhibitors, but will not concern itself with those between producers and exhibitors or among exhibitors. This excludes discussions of such problems as double features, Ncely, clearance, etc., which have been made the province of such organizations as Allied and the Motion Picture Theatre Owners of America. Exhibitors' group will primarily combat anti-industry legislation at Springfield, the state capital. First of the problems due to come up is the proposed 3% tax on gross theatre receipts in Illinois.
Edgar G. Zoorn of Pontiac has been elected president and William Crouch, former trade paper reporter Chicago, has been appointed executive secretary. Offices will be established immediately in Springfield.

5th Column Squad' Film Stalled Until Decision

Stalled Until Decision
Justice Felix Benvenga has reserved decision on an application for a temporary injunction against Film Alliance of the U. S., Inc., and Middown Theatres Corp.' proposed exhibition of Fifth Column Squad at the Railot, N. Y. After indicating that he was so pressed with other matters that a decision might take several weeks, the judge requested that no exhibition of the film be made until he decides the sissues involved. Enrest Hemingway, Benjamin F. Glazer and the Theatre Guild, Inc., charge infringement of their Fifth Column' play in this N. Y. supreme court sult.
The picture was due to open June 28, but exhibition has now been set back to July 4, and probably will be deferred further, unless the judge hands down a decision the terim.
The plaintiffs assert that appro-

terim. The plaintiffs assert that appropriation of their title will ruin the value of their play, which is estimated to be worth \$150,000. An imposing list of affidavits were filed in conjunction with the suit, declaring that for film sailes purposes the title would be worthlyss if a picture with a similar title was exhibited first. A permanent injunction is sought

CONFUSED **'40-41** SELLING

'Consent' Powwows Dragging Along: Don't See Final Setup Until 1941-42

Although discussions between at-torneys representing the Depart-ment of Justice and counsel for the tornieys representing the Department of Justice and counsel for the eight leading film companies are continuing aduly (with time out for summer week-ends) for the purpose of ending the Government's antitrust suit by a consent decree, it is feelared that nothing definite has been reached as to the date such a decree, if and when approved by fludge Henry W. Goddard, in the Federal court (N. Y.) shall become effective. Best information is that some parts of the order, with spect to certain restraints, may be effective. Immediately upon the court's signature. On the other hand, the creation of an industry arbitration structure, to administer over clearances, excess film buying and untair trade practices will require some months to perfect.

Of the several divisions of the

and untair trade practices will require some months to perfect.

Of the several divisions of the work, which has been distributed among sub-committees, the arbitration provisions are being more speedily drafted than some other sections of the proposed decree. This is because the legal principles of arbitration are established in a Federal statute and in every state, excepting, Oktahoma and North Dakota. Also, he industry itself twice has had extensive experience with arbitration; rist, as administered by the film boards, and more recently in 1934-35, under NRA. In both previous instances, the system was given the KO, by the U.S. Supreme Court.

Nothing approaching an official

K.O. by the U.S. Supreme Court.

Nothing approaching an official statement as to the progress of the current conferences has been forth-coming except for an optimistic view of the confabs as projected by J. Stephen Doyle, special assistant attorney general, when he appeared before Judge Goddard on Monday (1) and requested further postponement of the trial for one week. He said:

The Government, with the consent The Government, with the consent of the defendants, now seeks an additional week's adjournment. The parties are continuing the conversations in an attempt to work out a settlement. Sub-committees have met almost every day and considerable progress has been made. The members have submitted concrete proposals with respect to specific subjects to the main committees and something definite may be reported doon.

Judge Goddard said be believed it very desirable to continue the at-tempts to reach an accord, and granted the requested adjournment. Arbitration Ass'n Formula

The proposed formula for arbitra-tion of disputes arising between com-petitive-theatres, and between thea-(Continued on page 20)

McCAREY WITH HUGHES ON 2-PICTURE DEAL

Hollywood, July 2. Leo McCarey is joining Howard ughes' outfit as producer-director two pictures.

Under the deal McCarey gets sal-ary and percentage. Howard Hawks, recently aligned with Hughes, giving him two topflight directors.

Korda's Mex Pitch

Hollywood, July 2:
Alexander Korda invades Mexico
next autumn to shoot The Couqueror, a tale of Mexico's invasion
by Hernando Cortez.
Picture, to be filmed by Technicolor, will star Merle Oberon.

Saenger's New Issue

Sugger Theatres Corp. is planning a bond issue of \$2,450,000 of first 41% interest obligations although no definite date has been set for opening sale of the liens. New issue of bonds would be handled by Nusloch, Baudean & Smith.

Up to Goddard

Reports the trade that any change in the national Administration, which would result in new alignments at the Department of Justice, might affect the Government policy in the anti-trust action already started argint in the contract of the

the Government policy in the anti-trust action already started against eight majors and merous individual executives in the film industry, have been quickly squelched by attorneys. Trial, which began on June 3, and since June 7 has been adjourned pending consent decree conterences, has lifted the jurisdiction as to policy and outcome from the Justice Department into the Federal courts. It remains for Judge Goddard to decide the future course of the action, lawyers declare. The court, which has granted further adjournment until next Wednesday (10) is being kept intimately informed as to progress of deeree conferences.

Universal's 3d Quarter Statement Due at End July; 8G Wkly. Writeoff

Universal's monthly meeting of directors, slated for tomorrow (Thursday), was held yesterday (Tuesday)

day), was held yesterday (Tuesday) afternoon because the regular session fell on July 4. Routine business and foreign market developments were handled at the meeting.

Third quarter statement is not due out until late this month, but earnings are reported holding up in face of heavy special amortization reserve writeoffs. Company continues to write off \$8,000 weekly as special amortization because of actual and auticipated losses in the foreign field.

anticipated losses in the foreign field.

Understood that Us's assets now are
running on a ratio of 6 to 1 as compared to current liabilities. Company showed \$1,173,002 for the first
half of the present fiscal year after
deducting \$208,000 for this special
amortization reserve in the first 26
weeks of the fiscal 12-month period.
Reorranization plan has been de-Reorganization plan has been de-layed by the war and the break in Wall Street stock prices.

COSTS MUST COME DOWN', SAYS COWDIN

J. Cheever Cowdin, chairman of Universal's board, flatfootedly states that production costs can and are going to be reduced for the forthcoming season, although not at the expense of quality necessarily. He does not think that the day of the \$1,000,000 or even \$2,000,000 production is gone forever but I think it depends on the individual company as to whether \$1,000,000 or \$1,500,000 pictures should be made. Each company knows approximately what can be realized from a large production under present economic onditions, and can gauge budgets accordingly.

accordingly.

It too early to tell with any degree of certainty what the distribution situation will be in Europe, Cowdin' stated. Headquarters for Universal currently are at Bordeaux. Prediction as to what restrictions or monetary control would be used in France or elsewhere, under German control, can't be made.

Par Locks Up 17

Hollywood, July 2.

Paramount enters July in high gear, with 17 features ready for release, four before the lenses and five more on the starting line.

Five slated for July starts are Touchdown. Virginia, 'The Shepherd of the Hills,' D.O.A.' and Love Thy Neighbor.'

DISTURBED ON WHAT IS WHAT

Consent Decree's Vagaries Coupled With General Uncertainties, Stalemates New Season Selling-Distribs and Exhibs Don't Know What to Expect and How to Act Thereon.

WAR BOOM'S CHANCES

Stressing the urgency for a quick consent decree under the Government suit against the majors, distributor, and exhibitor sources fear that delay in this direction, coupled with greater uncertainties than the industry ever faced, may lead to the most confused selling-buying season in history. Last year, in merchandising the current (1939-40) product, deals were very slow in being concluded, but this season snow may be falling before the country sold for 1940-41.

While, on the one hand, selling is

respective the country soin for 1940-41.

While, on the one hand, selling is slow in getting started, on the other feelers would indicate that there is going to be an unprecedented amount of wrangling-before contracts are finally in, signed and filed away. Distributors are going to be more determined than ever before to get better terms, and exhibitors with whom the matter has been discussed promise that they will be equally as determined not to pay more. Instead, buyer sources say that in most actermined, that pay well, better deals are going to be demanded on the 1940-41 product.

With those companies which sold

not stack up so well, better deals are going to be demanded on the 1940-41 product.

With those companies which sold high, but delivered low, it is expected there will be plenty of wrangling over '39-40 adjustments with distribs, in the main, again probably unwilling to make the adjustments. Each year a certain number of adjustments and special agreements are made at the tailend of the season as a condition upon selling the account for the coming year. Very often a distrib, who has fallen down somewhat, or the account has had bad luck with the pictures, will permit the exhibitor to cancel out films he hasn't picked up are being released toward the end of the scason. That, no doubt, will continue as a practice, but this year it is doubtful, that the distribs will be as lenient as in the past. According to distributor information, it is probable that term deals that are carryovers for 1940-41 will have to be rewritten or adjusted. This may be more pronounced, this summer and fall with accounts having franchises. "That's always the trouble with term deals; one distrib, spokesman stated.

Ne More Anticipating

The most likely reverse for the current sales season is the writing

one distrib spokesman stated.

Ne More Anticipating

The most likely reverse for the current sales season is the writing of any deals beyond the '40-41 product. A large number were closed last summer, some for three years, which means these will not expire until the '41-42 product has been played out under them.

Some distributors started selling, accounts prior to sales conventions, in certain cases getting commitments on the '40-41 product before it was entirely set up, but at present in the face of increased war anxiety, new taxation, consent decree doubts, etc. very litle buying activity is reported. Some exhibitors say they haven't even been approached by the salesmen as yet, while certain buyers are coming into New York or branch points to Amerely got the terms now. The big chains are slower sidering deals opening negotiations than the smaller independents, although the latter are also seemingly in no rush to sim up with any company. Distributors, on the other hand, are not proceeding in blitzing fashion, either, although in spite of the many uncertainties of the moment, they point out they can't sit idly by and drop selling entirely to wait to see what happens. Distribs a anxious as exhibs to know what the conclusions under (Continued on page 10)

Picture Biz Resigned to Fact That It Better Worry Chiefly About U.S., Canada and Forget Foreign Market

CRICKETS BINGO'D

Brig Young' Catches Up With Pests and Pic Washes Up

Hollywood, July 2.

Brigham Young troupe finally caught up with a swarm of crickets in Nevada and is back in the studio with prospects of finishing the picture this week, inside the 78-day shooting schedule. Search for the insect swarm, which plays a vital part in the story of the Mormons, had been holding up production.

Picture is slated for release late in August or early in September as a roadshow attraction.

30% Foreign Income Loss May Force Mono To Shift H.Q. to L.A.

After officially denying the report that a move to the Coast was conthat a move to the Coast was con-templated, the financial men con-cerned with the future revenue of Monogram this week admitted that the executive offices may be removed to the Coast. This would install W. Ray Johnston, president, right on top of production, and leave only the of production, and leave only the foreign department and T. P. Loach treasurer, in N. Y.

reasurer, in N. Y.

Monogram's foreign business has suffered because of the European war, with the home office staff cut to virtually two. Estimated that foreign income ran as high as 30% of all revenue.

of all revenue.

It's been known in the east for some time that financial backing for Monogram in the future would depend largely on economies made in production as well as in home office and distribution overhead. It shift to the Coast is finally made, Mono probably would maintain only offices at its eastern exchange. Stated this week that floor space of Mono in the RKO Bldg, costs the company \$74,000 annually, regarded as way out of line considering present operating profit.

HAYSITES MEET ON NAT'L DEFENSE PIX

Major company top executives huddled Monday (1) at the Hays of fice principally to work out a formula for national defense pictures. Not revealed how this will be accomplished what steps will be taken in carrying out the Governments' preparedness program. Committee of publicity and advertigations of the committee of publicity and advertigations.

taken in carrying out the Governments' preparedness program.

Committee of publicity and advertising heads of affiliated and independent theatre circuits has been appointed to cooperate with the industry's plaris in aid of the Government's national defense program. Meeting held Mon. (1) in the office of George-Schaefer, president of RKO. was attended by Harry Maidel, representing RKO theatres: Aubrey Schenck, of National (Fox) Theatres; Oscar A. Doob, of Loew! Harry Goldberg, Warner Bros, and Harry Brandt.

Doob was made chairman of the committee, membership of which will be extended to include publicity managers of all circuits in the country.

Hays West Next Week

Will Hays, who attended the O.P. convention Philadelphia

G.O.P. convention 'Philadelphia last week, will stay in New York for about 10 'days before going to the Coast on his annual summer visit. Hays does not plan to return east until some time in September just before the quarterly meeting of the Motion Picture Producers & Distributors Assn.

The entire foreign market, with the exception of Canada, which is regarded as part of domestic sales, threatens to become a: thing of the past in fact, so far as all future planning is concerned. This prediction is made in certain distributor and theatre operating circles because of what war and other drawbacks of various nations have caused.

Even before Hitler, Mussolimi and Stalin began to carve up the eastern hemisphere, it was becoming increasingly difficult to maintain the proper trading balance in film, and more than a year ago, it is pointed out, the American producers were beginning to tailor pictures with less of an eye on foreign fields. Now it may be forgotten that the foreign market ever existed. What may come from the British market (Australia, South Africa, etc.) would be that much gravy.

The possibilities in the belief of

Africa, etc.) would be that much gravy.

The possibilities in the belief of observers, both in sales and theatre operation, is that the film companies within less than a year will completely swing to the making of pictures that are strictly for American and Canadian consumption. With this turn coming, opinion is that the whole production scheme will be solely to make film for the domestic market, without expectation or perhaps even any concern to figure on trade from abroad. Other manufacturers, in fact virtually in all lines, are geared to make their profits in this country, while in some fields American businesses do not bother at all about exporting.

Fewer Films

In line with the conclusion that the interest and the server of the

Fewer Films

In line with the conclusion that the picture producer-distributors should make film only for American and Canadian sales, it is firmly believed that all companies will make fewer pictures and reduce costs in line with the potentialities for profit of-fered by the domestic market without any regard whatever to what could come from abroad if sales abroad are to be continued. This could mean the total dissolution of foreign departments. They are maintained at considerable expense, taking in the home-office personnel as well as the forces in various parts of the world.

WALKER, VAN EVERY LEAVING PARAMOUNT

Hollywood, July 2: In line with the studio's plan to build a staff of producer-directors Paramount is parting this week with producers Dale Van Every and producers Dal Stuart Walker.

Latter has been with studio eight years: Van Every started writer three years ago.

Jack Forrester After **RKO Production Unit**

Jack Forrester, French film producer; now in New York, is talking, a film production unit with RKO. Richard W. Patterson, Jr., board chairman of RKO. discussed it in a preliminary way with Forrester, who will now huddle with George J. Schaefer, company prez.

Lubitsch's RKO Dicker

Hollywood, July 2.
RKO dickering with Ernst
Lubitsch to produce and direct two
feature.
Deal would not conflict with his.
United Artists commitment.

Mayer's \$688,369, Irene Dunne's 405G Top Motion Picture Salaries for '39

Washington, July 2.

Top pay for any executive in 1939 was the \$688,369.45 which Louis B Mayer received from Loew's, Inc Mayer received from Loew's, Inc. The Metro exec had a relatively modest salary, only \$147,250, but his bonus of \$\$\$1,119.45 but him indisputably at the head of the list. Figure still. If ar below what he used to receive in the good old days, although, if does not include any receipts from dividends, stock transactions etc. ctions, etc. Trene Dunne was tops among the

players, with \$405,222, including in-come from both RKO and Universal

\$191,080; 1: 30.000, \$20,000; \$1,000; B w , Ropert

\$182,895; Jeanette MacDonald, \$125,000; William A. McGuire, \$76,259. Eleanor Powell, \$85,598; Harry Rapf, \$137,339; Edward G. Robinson, \$100,000; W. E. Rodgers, \$77,333; J. Walter Ruben, \$91,000; J. Robert Rubin, \$215,673; Norma Shearer, \$300,000; Louis K. Sidney, \$78,000; Lawrence Stallings, \$79,208; James Stewart, \$75,291; Herbert Stothart, \$78,000; Hunt Stromberg, \$328,817; Margaret Sullavan, \$78,000; Norman Taurog, \$156, Stromberg, \$228,117, Margaret Sullavan, \$78,000; Norman Taurog, \$156,000; Benjamin Thau, \$136,878, Richard Thorpe, \$87,458; Franchot: Tone, \$94,416; Spencer, Tracy, \$212,000; W. S. Van Dyke, \$216,750; King Vidor, \$137,666; L. Weingarten, \$170,272; Sam Wood, \$93,425; Robert Young \$148,916.

Young, \$148,916.

Marcus Loew Booking Agency—
C. C. Moskowitz, \$92,937.

Darmour, Inc.—Jack Holt, \$103,-

Darmour, Inc.—Jack Holt, \$103,-461.
Walt Disney Productions—Walter E. Disney, \$104,111; Leopold Stokowski, \$60,000.
David L. Loew Productions, Inc.—Joe E. Brown, \$165,000.
Hal Roach-Studios,—Inc.—Oliver. Hardy, \$116,850; Hal E. Roach; \$106,-000.

Columbia Pictures—Jean Arthur

Ocolumbia Pictures—Jean Arthur, \$136,606; Samuel J. Briskin; \$106,000; Sidney Buchman, \$92,750; Frank Capra, \$294,166; Harry Cohn, \$185,500; Walter, Connolly, \$82,500; Cary Grant, \$181,250; Al Hall, \$83,750; Howard Hawk, \$112,500; Katharine Hepburn, \$75,000; William Perlberg, \$92,750; Everett Riskin, \$92,750; Jack Cohn, \$106,120.

Consolidated Film Industries—Herbert J. Yates, \$75,200.

RKO—Fred Astaire, \$266,837; Pandro S. Berman, \$213,773; Milton Berle, \$82,499; Charles Boyer, \$84,777; Richard Dix, \$85,015; Irenc Dunne, \$255,222; Douglas Fairbanks, \$1., \$194,270; Cary Grant, \$159,375; Gregory La Caya, \$100,000; Leo McArey, \$77,500; Chico Marx, \$83,333; Groucho Marx, \$83,333; Groucho Marx, \$93,333; Gro

LACROSSE, WIS., TRUST SUIT TRIAL JULY 12

LaCrosse, Wis., July 2.

Anti-trust case of the LaCrosse
Theatres Co. against Paramount,
20th-Fox, United Artists, Wellworth Theatres of Wisconsin, Minmesota Amus. Co. (Par), and Eddie
Rubens comes up before Judge
Patric Stone of the U. S. district
court of Western Wisconsin District
on July 12, with Robert Hess as attorney for plaintiff.

This suit is predicated upon the
Sherman and Clayton Act and seeks
recovery of damages and other relief
for the LaCrosse theatres in matters of availability of product,
clearance, etc.

Attorney Hess, particularly, at LaCrosse, Wis., July 2.

clearance, etc.

Attorney Hess, particularly at this time, is attempting to obtain court cooperation to procure proper depositions from a number of persons involved in the suit, indicating in his official plea that the defendants have been attempting to delay and hinder the plaintiff from proceeding to actual trial though the case itself has been on record since July 18, 1938.

Erpi Sues to Recover \$250,000 Educ'l Deed

Los Angeles, July 2. Electrical Research Products, In Electrical Research Products, Inc., filed suit in superior court' against Educational Studios and others to recover \$250,000 trust deed, signed in 1931 by E. W. Hammons as president of Educational.

Others named in the action are Security-First National Bank, Western Service Studios (formerly Educational) and Fine Arts, Producing & Distributing Corp.

Erpi Patents Upheld

U. S. Circuit Court of Appeals, Philadelphia, has affirmed the lower court decision which held Electrical Research Products sound patents did not infringe on British Acoustic Films, Ltd., and that both patents in

question were invalid.

British Acoustic Films, Ltd. brought its action against ERPI in January, 1938, being tried in the dis-trict court at Wilmington. Del. Judge Nields' decision ruled for ERPI.

20th Extends Brower

Hollywood, July 2, Director at 20th-Fox for five v Otto Brower draws another five-year term Aug. 25 when his current pact

expires. Brower has piloted 20 features and handled second units more at Westwood.

RKO's New P.R. Office

New territorial office for RKO's foreign department at San Juan. Puerto Rico, with Ned S. Seckler in charge, will not be opened until Sept. 1.

Sept. 1.

Seckler had been home office rep in Havana and is now P. R. setting details.

BORZAGE'S 'COMMAND'

Hollywood, July 2.
Metro picked Frank Borzage to
pilot 'Flight Command,' the next
Robert Taylor starrer,
Producer J. Walter Ruben.

000; Basil Rathbone, \$140,833; Bins

Cons. \$106,120.

Consolidated Film Industries—
Herbert J. Yates, \$75,200.

RKO—Fred Astaire, \$266,837; Pandro S. Berman, \$213,773; Milton dro S. Berman, \$250,202; Milton dro S. Berman, \$250,202; Milton dro S. Berman, \$250,502; Pandro Milton dro S. Berman, \$213,773; Milton dro S. Berman

Studio Contracts

Hollywood, July 2. ote inked new writing Hollywood, July 2.
Bradburv Foote inked new writing contract at Metro.
Wall Disney applied fo court approval of a minor, pact with Ann Gillis.
William Castle drew a player ticket at Columbia.
Metro handed Russell Rouse a junior writing deal.
S. Sylvan Simon renewed as director at Metro.
Jean Rouverol inked scripting

Jean Rouverol inked scripting ticket at Metro.

ucket at Metro.

George Campau signed to an acting
deal at Warners.

20th-Fox litted its cameraman option on J. Peverell Marley.

Ben Carter drew an actor contract
at 20th-Fox

OLSEN, INDPLS., IN TRUST SUIT

Indianapolis, July 2.
A suit for \$876,000 was filed Monday (1) against the operators of Circle, Indiana and Loew's theatres by Charles M. Olsen, owner of the Lyric, and principal officer in the Applio Amus. Co., operators of the now shuttered Apollo theatre. The suit charges that during the period of the lease held by the Fourth Ave. and the Greater Indianapolis Amus. Co. that choice pictures were played at the Circle and Indiana theatres in an attempt to destroy the reputation of the Apollo. Loew's, Inc., is charged with collusion. The Apollo Amus. Co. charges that when the lease expired and the theatre reverted to Olsen, other distributors refused to enter into any contract with the house.

Warner Bros. Vitagraph and 20th-Fox are speciafically named as being in collusion with Fourth Ave. and Greater Indianapolis Amus. Suit also included Metro, RKO, Columbia, Paramount, United Artists and Universal. A suit for \$876,600 was filed Mo

Special Sessions Of States Augur Possibly Added Taxes on Amus.

Although eight states met in reg, ular legislative session this year, biggest threat to the film business now rests with the special sessions which will top the regular meetings. Each succeeding special meeting of state legislators carries a distinct threat to the industry because numerous states are confronted with the task of getting additional receives and of getting additional receives and of getting additional revenue, and amusements always have loomed as

amusements always, have loomed as an assy plum. Five states already have held special sessions and adjourned—Callionia, Louisiana, Nebraska, Illinois and Penissylvania. California, which always has a batch of involved measures, goes back into session next Dec. 2 because the solons presently are merely recessed. New special conclave started for Pennsylvania last June 17. The industry thus far has faredfairly well at the hands of state legislative bodies, not being singled out above other businesses for additional taxes. But the necessity of additaxes.

taxes. But the necessity of additional states calling special meetings, looms for the final months this

year.

Consideration may be resumed at a special session on Louisiana's circuit tax bill, which sets up assessment on exhibitors owning two on more theatres in one community. Legislation has gone through the house and now is before the senate. Tax applies only on the second, third, fourth, etc., theatres to those coming under the limits of the circuit tax measure, no fee being charged on the first house.

Missouri is set to call a special

charged on the first house. Missouri is set to call a special meeting of the legislature this month to appropriate funds for relief purposes, during the remainder of 1940. Regular sessions were held this year by Kentucky, Louisiana, Mississippi, New York, Rhode Island, South Carolina and Virginia.

'Zola' Lift Charged

Los Angeles, July 2 Rehfisch, German pla Hans Rehfisch, German play-wright; filed suit for \$750,000 against Warners, charging plagiarism. Writer claims picture, 'The Life of Emile Zola,' was lifted from his stage drama, 'Dle Affaire Dreyfus'.

Small Prod. Tapers Off

Hollywood, July 2.

Production by the Edward Small outfit halts for an indefinite period after completion of 'Kit' Carson' and 'The Son of Monte Cristo', the last two of this year's schedule for United Artists release.

"The Corsican Brothers,' the only Small commitment on the 1940-41 program for UA, is still without a starting date.

Local 143. IA (St. L.). Ends Receivership With Posies for All

St. Louis, July 2.
Circuit Judge Ernest F. Oakley
last week terminated the receivership of IATSE, Local No. 143, which,
according to report filed in the
tribunal, has \$12,025 in cash, and
bonds and stocks valued at \$81,000
on hand. Expenditures during the
receivership totaled \$3,174. Included
were purchase of bonds, \$22,058;
salaries of officers, \$11,276, benefit
payments to unemployed operators;
\$8,965; picketing expenses, \$1,620.
Robert A. Roessel, altorney for the

payments to unemployed operators, 88,965; picketing expenses, \$1820. Robert A. Roessel, attorney for the group of operators who succeeded in their fight for the permanent ouster of John P. Nick and Clyde A. Weston from executive posts in the local, was paid \$30,000 by the membership. Frank P. Ascheneyer, counsel for the receivers, was paid \$12,000, both payments being made directly by the union without court action. James A. McKeown, one of the co-receivers, received a \$5,000 fee for his services after he had filed a claim for \$14,000. William M. Brandt, secretary of the Central Trades and Labor Union, the other receiver, declined any gratuity for his services, and the central body boosted his salary.

In terminating the receivership, Judge Oakley was lavish in his distribution of posies to the entire union membership, the receivers and all attorneys involved in the case, remarking they had done swell job in reforming the organization.

all attorneys involved in the case, remarking they had done swell job in reforming the organization. As a gesture of good will after its sweeping victory for a new three-year wage scale and obtaining the dismissal of two damage suits agregating \$275,000 against it, Local No. 143 paid for a large ad that appeared in the daily rags. The heavily bordered ad in heavy type measured five volumns wide and five inches deep. It read: To the Public-Motion Picture Operators' Union No. 143 wishes to thank its friends and sympathizers for their moral support. We are happy to announce the settlement of our reent controversy with Fanchon & cent controversy with Fanchon & cent controversy with Fanchon &

moral' support. We are happy to announce the settlement of our recent: controversy with Fanchon & Marco and St. Louis Amusement Co. Your good will and future patronage will be appreciated by both management and employees. A good movie will contribute to your peace of mind and happiness.'

Nick, under the direction of George E. Browne, prez of IATSES, took over control of Local No. 143 in 1935 and his regime, marked by bickerings with the exhibs, ended last month when he and. Weston lost their jobs by order of Judge Oakley. In April Nick tossed in the sponge as first v.p. of the international body, giving illness as the reason. Last month Weston, whom Nick installed as business agent for Local No. 143, was knocked off when he sought to succeed himself as secretary of the Ninth District of the Alliance, which covers Missouri and eight other middle western states.

Inkers Frolic En Masse

Hollywood, July 2 Leon Schlesinger gave his entir-taff of 200 two weeks vacation shut tering the cartoon plant until July

Studio's 1939-40 program of 42 car-toons for Warners was finished a month ahead of time, and 20 of next season's schedule various stages of inking.

BIOGING O. HENRY

Hollywood, July 2.

Honry C. Potter gets the director job on The American Vagabond, the story of O. Henry's career, for Na-tional Pletures (Boris Morros). Currently Potter is readying Sec-ond Chorus for the same company. Filming starts July 22.

I. J. LONDON'S **BIG THEATRE SCHEDULE**

Detroit, July 2.

Close to \$500,000 in new theatre construction here has been launched by I. J. London, circuit owner, and his son, Burton, who plan three new houses. They have bought 120-foot lot across from their Lincoln, and will construct a 1,200-seater, on the site. This will operate on a big bill, all-day policy (10 a, m, to 2 a, m) with a 15c admission.

A half a mile west of this location the circuit will put up a 1,450-seater, ready early in 1941. The largest unit in the expansion program, is the Rex, formerly operated by J. B. Mitchell and taken over by the Londons June 30. Present house will be razed with a new 1,400-seater, which will include a bowling alley and shops; going up at a cost of \$250,000.

New A. C. House
Atlantic City, July 2.
Cinema, elaborate new Atlantic avenue film house, was formally opened Saturday night (29) with much ceremony and speeches by Mayor Tom Taggart and other city officials. New house is last word in modern equipment, decorations and lavish comforts.

Exterior is in colorful ivory place

lavish comforts.
Exterior is in colorful ivory glass with unique marquee, lighted by fluorescent glow. Marquee is shaped in half-circular design, the first of its kind in the east. Theatre is under direction of Harry I. Waxman, who also has the Astor and Hollywood on same street. Sy Waxman, who formerly managed the Astor, will boss new house.

New Theatres Around St. Loo St. Louis, July 2

Marchesi Bros., Amboy, Ill., lighted

new house in Amboy.
Sam and Louis Sosna readying Sam and Louis Sosna readying new 400-seater in Mexico, Mo. Sam operates house in Manhattan, Kan., and Louis owns in Moberly, Mo.

B. F. Shafer, Lacon, Ill., building the New Shafer, Lacon, 420-seater opening skedded for early August

J. Price returns as manager of Home, Oblong, Ill., which re-ly underwent extensive face

cenfly lifting. The The DeGraw, Brookfield, Mo., owned by Fox Ozark Amus. Co., Kansas City, will be completely

Kansas City, will be completely modeled.
Walter J. Bushholtz has new 300-seater for New Haven, Mo.
F. W. Anderson plans for new 500-seater in Morris, Ill., by Sept. 1.
Abe Werbner, Lewistown, Ill., will build new house in Lewistown to supplement the Princess, same town, which he also owns and operates

Emil and Charles Carpenter, Silvia, Ill., who operate the Majestic and Strand in East Moline, Ill., well spend. \$35,000 for new 500-seater in Silvia. A third brother, Joseph, will operate the new boxes.

METRO'S 'NEW MOON' SOLO EXPERIMENT

Metro and the Loew theatres are experimenting with the single billing of . New Moon' in towns which are under duals, and during the past week among dates in which the picture opened solo are Akron. Columbus, Indianapolis, Kansas City, Louiswille, Providence. Rochester and Syracuse.

Other circuits and independents are also considering s milar exhibi-

are also considering smilar exhibi-tion of 'Moon' where the towns are in the twin bill category.

Hulaed Her Sicilian?

Los Angeles, July 2.
Rosini Sobeck, composer, filed suit in U. S. district court for \$1,000 against Decca Records, charging intringment of copyright.
Plaintiff claims her ditty, 'Sweet Statistical Court of the Composition of the Composition

Plaintiff claims her ditty, 'Sweet Sicilian Maid,' was recorded and di-tributed as 'Sweet Hawaiian Maid.'

'RING' IN LEONARD

ond Chorus' for the same company.
Filming starts July 22.

Joe Moskowitz West
Joe Moskowitz left Monday (1)
for Hollywood.
He will confer with 20th-Fox
studio heads on stories and talent.

HRING' IN. LEONARD
HOUSE, IN. LEO

FORGET UPPING PRICES'

Indications in the trade this week were that the entire tax structure would be gone over by Congress when it meets next January, with the theatre ticket taxation setup to be included. Flim business then will strive to get 10% flat admission on all tickets from 10e upwards. The majority of distributors and larger exhibitors believe this is the only way to hold up the price structure.

Another thing which will be advocated, when the tax alignment comes up for revision, will be a plea that all exemptions be eliminated, although congressmen thus far have indicated they were afrait to mention churches or schools specifically. They will do this by flatly lifting any exemptions, with no mention of any class or group.

Omaha Meets 10% Tax Situation By Tilting Matinees; Figures on 2c Differential to Defray New Setup

Omaha, July 2.

Omaha theatres are meeting the new tax situation in different ways. The Tri-States outfit (Orpheum and Omaha) are adding 5c to the matinee price, and a straight 10% or 4c to the night prices. It was explained that the afternoon tax will meet the Government requirements with 3c and the other 2c will be for the expenses incurred by the theatre in providing a handling setup.

The 20 neighborhood theatres, including the Goldberg and the Epstein groups, and the independents, will add a straight 10% to the admission and let it go at that.

The Brandeis, Mort Singer's house, its simply sticking on the tax to the admission price.

All operators agreed that the

admission price.
All operators agreed that the houses could not afford to absorb the tax as has been done at various times previously.
So far, no squawks from the pub-

Theatres Just Passing Tax on to the Public

In the wast majority of cases, theatres, chain and independent, are remaining at the same scales as in the past, with the 10% tax passed on to the public. Within five days of being the public. Within five days of being forced to lay plans for the collection of the tax, which went into effect July 1 (Monday), theatre operators were quick to consider the advisability of being careful not to create public resentment by increasing admissions even a couple of cents. Tax law passed last Wednesday (26).

Meetings were held among the major chains for agreement on policy and also by independent exhibitor, associations, with the preponderant opinion being that it would be unwise now to try to get more money of the 10%-tax starting at 21c. It also was the general agreement that theatres now charging 25c would not drop to 20c, which is tax-free, although in chain circles it was said that some houses may bring 25c kid prices down to the 20c ceiling. This is being pondered and may be placed into effect by the coming weekend, with kids now out of school for the summer. Meetings were held among the

with kids now out of school for the summer.

It is believed some independents may reduce a nickel to get to 20c, but pointed out that in such cases the question of relearance enters into the matter since the 30c exhib up front will be getting 33c, and more than that where there is a state tax to also be added.

Wood Discusses Problem
Pete Wood, exhibitor leader of the Independent Theatre Owners of Ohio, who was in New York last week and discussed the tax problem with major heads, pointed up the enlarged difference that would be created if one exhib cuts his scale and the other fellow, ahead of him on film, doesn't. This is particularly true in Ohio, where a state tax is being collected now on all admissions.

Wood has recommended to the Pete Wood, exhibitor leader of the Model of

'All This' in Release

Los Angeles, July 2.

Los Angeles, July 2.

Warners will issue 'All This and Heaven Too' on general release, effective July 13.

Roadshow tryout here and in a few other spots convinced, WB exees that picture failed to measure up to roadshow calibre at advanced prices, but OK on the regular runs.

EXTRA WEEK'S **CLEARANCE ON** 28c SCALES

Minneapolis, July 2

All theatres here-Paramount, Singer and independents-are passing the new admission taxes along to public. Inasmuch as vast mathe

the public. Inasmuch as vast ma-jority charge 25c and more, the new taxes are proving of vital concern. The 25c neighborhood spots, going to 28c, including tax, will urge that they be given an additional week's clearance over the 20c spots which are unaffected. Most of the ex-changes here appear favorable to such a clearance increases.

such a clearance increase.
For the present matinee prices—
15c at houses charging 28c at night—
will not be changed. There is a belief among many of the exhibitors that these prices should be advanced at least a nickel because, they feel, the spread between matinee and night admissions will be too great and because conditions call for a boost.

AFOE ORGANIZING FILM DISTRIB HELP

Preparatory to organizing the office help and bookers of all the country's exchanges, the American Federation of Office Employees, which already has a contract with Universal New York, has held several meetings during the past two weeks with distributor representa-

AIRS B.O. VIEWS

Veteran Theatre Manager Impatient with Price-Inc gling—Favors Cuts Rather Than osts for Some Fil

PUBLIC ILL-WILL

Tom Gorman, vet theatre man, now head of the Chicago division of theatres, currently in New York for home office powwows on the new 10% tax structure, is outspoken in his belief that not only should show forget any delu-sions a dmission scales, e to revise them a points to Warbut it ners' this, and Heaven Too, played at upped of his houses, prices of his houses, and adds that possibly even a 'Gone With the Wh.' opening cold today, couldn't get away with the 75c and \$1.10 scale idea that 'Heaven' has tried to emulate

At regular prices, 'Heaven's' some-thing else again. But Gorman says, 'I just told the other RKO managers I just told the other RKO managers and theatre people that it's as fallacious an idea to juggle admission prices as it would be for a clothier to charge \$75 for a well-fitting suit one day, and a month later the same customer comes back and you try to charge him the same 75 bucks for a pair of overalls.

customer comes back and you try to a pair of overalls.

'It's no different with pictures. And if a lousy B picture comes along, it's comparable to the overalls and prices should be cut. On the other hand, for quality films, maintain your '75 scale. But don't try to boost it suddenly to \$1.10 when an extraordinarily good picture should hit you once every six months. By the same token, you'd have to cut downwards every other week, practically, to readjust prices with some of the poor quality product.

Though there is division of thought on the matter, and basically the theory is regarded as sound, that a good picture should get a higher admission than a poor one, the majority opinion in the trade is, there's danger in creating public ill-will if this became a practice. One top distributor official even expressed the opinion that the public shouldn't be expected to pay more than the established scale of the theatres.

The average exhibitor takes a similar view when it comes to rentals which dictate the manner in which his theatre must be operated, the price that he must get, etc. His complaint is that the distributors are getting higher rentals than they should on the flops, so why should more be demanded when a sock is to be played? This is the squawk on orccentage pictures and the split figures set for the top pictures, with the exhib believing that he should be permitted to earn more on the hist shan he does to make up for the dogs' that have been played, and on which, in most cases, adjustments have to be fought for.

Advocate Straight 10% Tax Next Jan. GORMAN FRANKLY SAG Will Recognize Office Workers' Pickets on Coast, Says Somerset: Central Coming Strike in 3d Week

Warners' Talent Roster

Hollywood, July 2.

New contract list at Warners discloses 62 stars and featured players drawing regular salaries.

Burbank lot also has 44 writers, 17 directors and eight dialog directors on its roster.

CANADA, LIKE U. S., 70-30% **FOR SOLOS**

Theatre public in Canadian key cities prefers single features, Valerr's poll shows, 70% being for solo bills and 30% for duals. As in previous U. S. findings, the exhibitors in Canada also hope for singles to return but see small chance of accomplishing it under present setup. Others are outspoken in favor of dualing simply because their patrons seemingly prefer two features. [This winds up the survey on dualing].

Thus, J. B. Barron, manager of Grand, Calgary, says he favors double features and thinks his patrons do. Pete Egan, manager of Palace, Famous Players circuit house, same city, is strongly for duals, pointing to a poll of his customers which showed 65% in favor of them and their continuance. However, in Regina, the exhibs lean towards eliminating duals, H. A. Bercowich, manager of Rex, there, states: Double features are a necessity only to a great majority of theatre-going public who became, accustomed to entertainment in double doses during depression years and who still demand that fare. As long as the exhibitor is forced to buy 60% of his product which is

and who still demand that fare; As long as the exhibitor is forced to buy 60% of his product which is only suitable for second features there will be duals. Since there is a demand for two pictures, this gives him a chance to slough them off. He believed the only way to eliminate double bills would be for the pro-(Continued on page 16)

BIOFF MISSES OUT

ON CLEMENCY PLEA

Chicago. July 2.

Hearing new application for writ of habeas corpus for Willie Bioff. Coast exec of the International Alliance of Theatrical Stage Employees, was postponed last week by Chicago Justice John Prystalski, of the Criminal Court.

Bioff has been in the Bridewell since April 15 serving out a sixmonth sentence on charges of pandering for which he was sentenced in 1922.

which, in most cases, adjustments have to be fought for.

with others. Discussions with WB relate not only to the N. Y. exchange of the company but its home office and warchouse as well.

The AFOE has a contract with U, covering its home office and branch in N. Y. which runs until next Eebruary. It includes bookers in its membership, which accounts for the arbitration of the case involving the ismisseal in April to Sam Phillips, its Us head booker.

Two arbiters for U and two for the union having been unable to reach a decision, a fifth, neutral arbitrator has been appointed by the courts so that a majority opinion can be obtained. A formal hearing of the five arbiters will probably be held within a week.

Hollywood, July 2.

Central Casting strike passed into the third week with producers and the American Federation of Office Employees far apart on wages, hours and working conditions after the American Federation of Office Employees far apart on wages, hours and working conditions after almost daily sessions. Major impasse is the question of overtime for casting directors. Elma Goodwin, AFOE head, said that if no agreement is reached today she would order all studios picketed tomorrow (Wednesday). Pat Somerset, Screen, Actors Guild exec, said picket lines would be recognized by actors if all entrances are covered. Prexy Ralph Morgan, of SAG, has, circularized members with plea for more loyalty and less gossip. If you can't prove it shut up was gist of his communique.

SAG leaders are aroused y reports that one of its exces aided, in the preparation blacklisting 119 preferred extras which gorically denied.

Resignation of I. B. Kornblum as executive secretary of the American Guild of Variety Artists was accepted by the board Monday (1) night. He remains as counsel for the L. A. chapter after receiving a confidence vote and thanks of the board for his organization work. Kornblum's withdrawal is in line with retrenchment policy.

The IATSE was made defendant in a \$250,000 damage suit filed in Superior court by 10 expelled members growing out of IA serap with United Studio Technicians Guild and latter's subsequent dissolution. Alliance is charged with 'guilt of oppression fraud, malle and wrongful acts, and conspiracy to deprive them of livelihood.

New York, is reporting favorable

fraud, malice and wrongful acts, and conspiracy to deprive them of livelihood.

I. Robert Broder, counsel for Artists Representatives Association of New York, is reporting favorable reaction in all cities visited on a move to give his organization national status. Meetings here are concerned with bringing Coast agents and film bookers into the group. Meetings lave been called for both Chicago and Frisco, following Brodur's visit, looking to early action on proposed linking of organization. Dropping 2,000 extras are scheduled to be dropped by the Screen Actors Guild Aug. 1 under a new ruling which eliminates one-day work permits and provides for the suspension of players who fall 90 days behind in dues. New pruning order was announced as being in line with policy of the SAG to eliminate occasional extras-from-industry and provide more jobs for regulars who depend upon the picture business for a livelihood.

In announcing the new move, Kenneth Thomson, SAG executive scerctary, stated:

Our present adjustment and leniency policy is clearly inconsistent with our expressed intention of

retary, stated: adjustment and leniency policy is clearly inconsistent with our expressed intention of reducing the number of casual extra players in the industry. By revising that policy now and substituting much more stringent rules we can bring about a sharp decrease in our Class B membership. Thus our problem of spreading work will be cut.

problem of spreading work will be cut.

Simultaneously, the SAG announced that extra calls into Central Casting Corp. for jobs will be limited to one in each 13-minute period, and stated that the Guild will not permit unfair discrimination against any member or group of players. This announcement was interpreted to mean that ban on 119 tog-money extras at Central Casting, as well as ban on extras with relatives en loyed in Central Bureau, will be iminated.

Folle, ing a conference between a committee representing the 119 cing announcement was issued by the SAG board of directors, the following announcement was issued by the SAG board of directors, the following announcement was issued by the SAG board of directors never has and never will ountenance my unfair discrimination (Continued on page 20)

(Continued on page 20)

'Fave Wife,' \$30,000, Hope-Vaude, \$20,000, Pull L. A. Out of Dumps; 'New Moon' Is Bright At \$26,700

Los Angeles, July 2.
(Best Exploitation: Chinese)
After getting away to a good start currently, a number of the first-runs bogged down over the weekend and

bogged down over the weekend and hit disappointing low figures. Only pictures holding strong 'Ghost Breakers' and 'My Favorite Wife.' Holdovers include 'Brother Orchid', at the Warner Downtown and Hollywood, and 'Lost Horizon,' at the Harwali. 'My Favorite Wife' opened auspiciously at the RKO and Pantages. Wind' is again at the United Artists, where earlier in year it hung up very profitable grosses. 'Longrun holdovers include 'All This, and Heaven Too,' at Carlway, and 'Our Town,' at Four Star, both doing satisfactory.

istactory.

F-WC exploitation staff worked overtime to arouse interest in New Moon' and efforts are being reflected at the boxoffice. Fashion show the staged by Hole status and the staged by Hole status and the temporary of the status and the temporary of the status included 20,000 street heralds. Jumbo telegrams, records, tieups with beauty shops, sporting goods, jewelry, department and music stores, florists, pipe shops, stationesy-and saddlery stores, cafes, etc. Two traveling trucks also helped ballyhoo.

Estimates for This Week

Estimates for This Week

Estimates for This Week

Carthay Circle (F-WC) (1.518; 831.10-1.65) — Heaven Too' (WB) (3rd
wk). Getting only weak biz currently, after second stanza brought
okay \$9,000.

Chinese (Grauman-F-WC) (2,024;
30-40-55-75) — New Moon' (M-G),
and 'Phantom Raiders' (M-G) dual,
Should hit good \$12,000, aided by excellent exploitation. Last week, six
days, 'Earthbound' (20th) and '40
Mothers' (M-G), brutal \$4,000.

Downtown (WB) (1,300; 30-40-55-

Downtown (WB) (1,800; 30-40-55-65)—Brother Orchid' (WB) and (Sandy Lady' (U) dual (2d wk). Weak \$4,000 on six-day h.o., after grinding, out good \$8,400 on first even days.

general out good \$8,400 on first seven days.

Four Star (UA-F-WC) (900; 30-40-55)—(Dur Town' UA) (2d wk).

Poor \$3,200 after first week's \$4,800, as predicted as predicted as predicted of the start of

54,500 on six days, after big \$8,800 first week.

Frantages (Pan) (2,812; 30-40-55)—
Favorite Wife' (RKO) and 'Ski Patrol' (U). Opened about on partith 'Awful Truth' and should wind up with terrific \$16,000. Last week, Trene' (RKO), second week, and 'Babies Sale' (Col), good \$4,900.

Paramount (Par) (3,595; 30-40-55-75)—Ghost Breakers' (Par) and stage show. Combination of Paulette Goddard and Bob Hope on screen and Matty Malneck ork heading stage show, pulling for big \$20,000, insuring holdover. Last week, 'Safari' (Par) and vaude, around \$18,000. (RKO) (2,872; 30-40-55)—Pavorite Wife (RKO) and 'Enemy Agent' (U). Plenty of hilairty and excellent, exploitation heading this one for big \$14,000. Last week, 'Irene' (RKO) (2d wk) and 'Passport Alcatraz' (Col), very good \$5100.

State (Loew's-F-WC) (2,414; 30-

Hene (RKO) (20 Wk) and rassprofile (18 Wk) (20 Wk) (20 Kk)

Stoll (Loew's-F-WC) (2,414; 3040-55-75)—New Moon' (M-G) and
Phantom Raiders' (M-G). Should
have easy time reaching \$14,700,
which is big in light of recent takes.
Last week, new low established on
six days of 'Earthbound' (20th) and
'40 Mothers' (M-G). brutal \$4,800.

20 Milled Artista (18 M-C). Well (19 M-C)

21 Milling to pay advanced prices
for 'Wind' and return engagement
looks disappointing. Last week (3040-55). Four Sons (20th) and 'Susan God' (M-G). week \$2,900.

Wilshire (F-WC) (2,296; 30-40-55)

—Earthbound' (20th) and 'Four
Sons' (20th). Moveover of 'Earthbound and holdover of batthbound and holdover of Sandbott in sight meagre \$2,200.

Last week, 'Four Sons' (20th) and 'Susan
God' (M-G), okay \$5,300.

Scribe Sues Ratoff

Los Angeles, July 2.
Gregory Ratoff is defendant in a breach of contract suit brought by William Bowers in Superior court demanding \$4,536.
Bowers charges he was hired for one year to write screen material for Ratoff last' April at \$4110 a week, but was lopped off the payroll May 31.

Broadway Grosses

Estimated Total Gross
This Week. \$227,700
(Based on 11 theatres)
Total Gross Same Week
Last Year \$222,000
(Based on 11 theatres)

MORTAL STORM FINE \$15,000 IN BUFF

Buffalo, July 2.

Buffalo bo's are staging sub-stantial comeback currently, with continued cool weather playing a major part in the bulge. New pass-port requirements for Canadian visi-tors is barring much of the extra business which formerly came here Dominion Day (1) and July 4, but takings for the current frame are temply on the up side none the

Tax increases all around beginning this week are not noticeably affect-ing the markers so far.

ing the markers so far.

Estimates for This Week

Buffalo (Shea) (3,500; 35-40-60)—

Mortal Storm' (Mr-G, Despite
sombre hue, showing real tugging
power. Nice \$15,000. Last week,
Ghost Breakers' (Par), punchy \$13,400.

400.

Great Lakes (Shea) (3,000; 35-55)

—'Sailor's Lady' (20th) and 'Queen
of Mob' (Par). Riding toward good
88.000. Last week, 'Our Town' (UA)
and 'Gambling Seas' (WB), fine \$10.-

and Gambling Seas' (WB), fine \$10,000.

Hipp (Shea) (2,100; 20-45)—'Chost
Breakers' (Par) and 'Torrid Zone'
(WB) (2d run). Moveover and second-run hitting fast clip at \$8,500.
Last week, 'Way Flesh' (Par) and
'Tear Gas' (WB), mild \$5,400.

Lafayette (Hayman) (3,300; 30-40)

-Horizon' (Col) and 'Awful Truth'
(Col) (2d run). After limping along
for couple of months with indifferent
duals, house with this second-run
bill will bang out amazing \$9,000.
Last week, 'Ski Patrol' (U) and 'LaConga Nights' (U), lagged along at
under \$4,500.

Zeth Century (Dipson-Basil) (3,000;
30-40)— Divormement (RGC) and
the state of the sta

Summer B.O. in Denver; 'New Moon' Nice \$11,300

Denver, July 2.

Business in the first-runs is as good as can be expected this time of year.

'New Moon' and 'Florian,' at Or-pheum, are copping the big money, and 'Ghost Breakers,' at Denham, is very satisfactory in second week.

very satisfactory in second week.

Estimates for This Week

Abaddin (Fox) (1,400; 25-40) —
Doctor Wife' (Col), after week at
Denver. Fair \$3,000. Last week,
Torrid Zone' (WB), after week at
Denver, fair \$3,500.

Broadway (Fox) (1,040; 25-35-40)
—Mortal Storm' (M-G) and Can't
Fool Wife' (M-G), after week at Orpheum,
Fair \$2,000. Last week,
Susan (M-G) and 'Curtain Call'
(RKO), fair \$2,500, after week at
Orpheum.

Denham (Cockrill) (1,700.

'Gangs' Plus Stage Unit Big \$6,000 in Seattle

Seattle, July 2.
The Paramount and Palomar, clos The Paramount and Palomar, close together alphabetically, are closest together this week in grosses.

Our Town is the reason at the former; vaude at the latter.

Estimates for This Week
Blue Monace (Harvard Paramount)

former; vaude at the latter.

Estimates for This Week.

Blue Mouse (Hamrick-Evergreen)
(80; 27-37-42)—Four Sons' (20th),
moveover from Orpheum, and 'La,
Conga Nights' (U), ditto from Fith
Avenue. Looking for only \$1,500.

weak. Last week 'Favorite Wife'
(RKO) (seventh week) okay considering long, run at \$1,700.—
Collseum. (Hamrick - Evergreen)
(1,900; 21-23)—(Cyclops' (Par) and
'40 Mothers' (M-G), second run, plus
Louis-Godoy fight. Looks, slow, at
\$1,800. Last week 'Johnny, Apollo
(20th) and 'Viva Cisco Kid' (20th)
(20th) and 'La Conga' (U), second
week, slow \$3,100.

Liberty (1-V-H) (1,650; 21-32-42)—
Turnabout' (UA). Headed for \$4500, good, and ho.'s. Last week
'Lone Wolf Lady' (Col) and 'Saps
Sea' (UA), \$3,400, slow.

Musle Box (Hamrick-Evergreen)
(850): 27-37-422)—(Ghost Breakers)

500. good. and. ho.'s. Last. week Chore Wolf Lady' (Col) and Saps Sen' (UA), \$3.400, slow.

Musle Box' (Hamrick-Evergreen) (850: 27-37-42)—Chost Breakers (Par) and Biscuit Eater' (Par). Moved from Paramount. Looking to good \$2.200. Last week 'Safari (Par) and 'Adventuress' (20th), mild \$1,900.

Orpheum (Hamrick Evergreen) (2,600; 27-37-42) — Lucky Cisco' (20th) and 'Queen Mob' (Par). Expect only \$2.500, terrible. Last week 'Four Sons' (20th) and 'Anything but Love' (U), \$4.100, fair.

Palomar (Sterling) (1,350; 21-32-42)—Gangs Chicago' (Rep) and Berni Vici's Comedie (Rep) and Berni Vici's Comedie (Rep) and Ender Flight Ancels' (WB) and 'King Lumberjacks' (WB), plus vaude, \$4,200, good.

Paramount (Hamrick Evergreen) (3,039; 27-37-42)—Our Town' (UA) and 'Girl 1313' (20th), Getting \$5,800, good. Last week 'Ghost Breakers' (Par) and 'Barner's Daughter' (Par) (2d run). See \$2,200, good. Last week 'Husband' (Col) and 'Dark Command' (Rep) (second run), slow \$1,500, winter Garden (Sterling') (800; 13-2)—Benny Rhees' (Par) and 'Farmer's Daughter' (Par) (2d run). See \$2,200, good. Last week 'Husband' (Col) and 'Dark Command' (Rep) (second run), slow \$1,500, winter Garden (Sterling') (800; 13-2)—Strange Cargo' (M-G) and 'Alias Deacon' (U) (second run). Indicato okay \$2,000. Last week 'Husband' (Rep) (second run), slow \$1,500, winter Garden (Sterling') (800; 18-2)—Strange Cargo' (M-G) and 'Alias Deacon' (U) (second run). Indicato okay \$2,000. Last week 'Ree' (RKO) and 'Alias Deacon' (U) (second run). Indicato okay \$2,000. Last week 'Ree' (RKO) and 'Alias Deacon' (U) (second run). Indicato okay \$2,000. Last week 'Ree' (RKO) and 'Alias Deacon' (U) (second run). Indicato okay \$2,000. Last week 'Ree' (RKO) and 'Alias Deacon' (U) (second run). Indicato okay \$2,000. Last week 'Ree' (RKO) and 'Alias Deacon' (U) (second run). Indicato okay \$2,000. Dast week 'Rusband' (Rep) (second run), slow \$1,500.

'NEW MOON' BIG \$16,000 IN CLEVE.

Cleveland, July 2.

Cleveland, July 2.

State and Hipp have a monopoly on all the current biz, former being especially good with New Moon. Hipp doesn't have a socke in 'Four Son's, but is batting above average, and the some Windy Poplars' is merely a diler-inner for Palace, which is avoing its bullets for next week's vaude toplined by Red Skelton and Hattle McDaniel.

Estimates for This Week

Estimates for This Week
Allen (RKO) (3,000; 30-35-42-55)—
Brother Orchid' (WB3). Moveover
is satisfactory at \$3,000, lots better,
in fact, than flock of first-run B*s
house is trying to wash off. Last
week, "Chan's Cruise" (20th), was
torpedoed with only \$500 in four
days, with "Earthbound" (20th) grabbing ordinary \$1,200 in three days.
Alhambra (Printz) (1,200, 110-20)
33)—La Conga Nights' (U) and
Dark Command' (Rep) '(2d run).
Excellent \$2,300 in sight, Last week,
Gangs Chicago' (Rep) and 'Sai,
Patrol' (U), okay \$1,000 for three
days.

No Laughs in Philly, So B.O.'s Glum; Town' Poor \$11,000, Ditto 'Sons,' 121/2G

Key City Grosses

Estimated Total Gross
Week.......\$1,408,400

This Week. \$1,408,400
(Based on 26 cities, 169 theatres, chiefly first runs, including N. Y.)
Total Gross Same Week

Last Year\$1,267,500 (Based on 26 cities, 154 theatres)

GHOST', \$8,000, FORTE IN L'VILLE

Louisville, July 2.
Film row's outlook currently is unning the gamut from good to oor.

Film row's outlook currently is running the gamut from good to poor.

Summer opera at Iroquois Amphitheatre, with a capacity of 3,500, is putting a dent in theatre bo, while ingith baseball, marking up a Friday night (26) attendance of 12,000, plus numerous amateir, softball games are all making the gaing rather rough for exhibitors in the downtown area.

Summers of the state of

'NEW MOON' OK \$7,500 'FRI.' 6G, IN MEMPHIS

Memphis, July-2.

'New Moon' is setting a nice pace at Loew's Palace, any, MacDonald-Eddy opus being a natural in these parts. 'Florian' is proving a fail draw at the Warner. 'His Girl Friday,' at New Malco, should come close enough to 'New Moon' to satisfy. 'Front Page' switch got nice campaign and rave notices all round.

Estimates for This, Week
Loew's State (Loew's) (2,809; 10-

Loew's State (Loew's) (2.600; 10-33-44)—'Kildare's Case' (M-G), four days; 'Girl 313' (M-G), two days: House will be lucky to nab \$3,500. Last week, 'Susan' (M-G), \$6,000;

Torrid Zone' (WB), after week at Denver, fair \$3,500. Last week, Denver (Rox) (1,040; 25-35-40)

Broadway (Fox) (1,040; 25-35-40)

Mortal Storm' (M-G) and Cant' Fool Wife (M-G), after week at Orpheum. Fair \$2,000. Last week, Eswand (R-G) and Curtain Call' (RKO), after week at Orpheum. (Cockrill) (1,750; 25-35.

A)—Ghost Breakers' (Par) (2,2 wk)

Fair \$6,000. Last week, plenty strong \$12,000. Fill and \$2,000. are strong \$12,000. Fill and \$2,000. are strong \$12,000. Four Wife' (Col) and 21 Days' (Col). Torrid (Col) and Piorian (M-G). Nice \$11,300. and Forian (M-G). Nice \$11,300. and Cant' Four Sons' (20th) and (Cant' Fo

Philadelphia, July 2.
Free attractions on the Benjamin:
Franklin Parkway and the Schuyl-Frankin Parkway and the Schuyl-kill river, staged by the city in honor of the visiting G.O.P. delegates on the tag end of last week, put e-crimp into downtown b.o.'s. More than 500,000 people watched the Mum-mers' Parade and the Schuylkill Regatta draw off many potential theatre patrons.

Wednesday, July 3, 1940

theatre patrons.

Lack of comedy pix is also a factor in keeping b.o.'s down. Only laugh provoker—almost a must in these times—is the holdover, second run 'My Favorite Wife,' at Keith's

Four new films make their bow in this sesh and all are netting below par grosses. They are 'Four Sons,' at Fox; 'Biscuit Eater,' at Karlton, 'Our Town,' at Stanton, 'Biscuit Eater' and 'Our Town' are particularly weak.

cuit Eater' and 'Our Town' are particularly weak.

Estimates for This Week

Arcadia (Sablosky) (600; 32-42-57)

—Waterloo Bridge' (M-G) (2d run).
Snagging profitable \$3,900. Latweek, 'Typhoon' (Par), mediocre*
\$3,500 for nine days.

Boyd (WB) (2,560; 32-42-57-68)—
Susan' (M-G) (2d wk). Dual sesh for Crawford-March starrer dipping poor \$8,900. Opening turn hefty \$15,000. 'New Moon' opens today (Tues.).

Earle (WB) (2,350; 75-114)

Heaven Too (WB) (3d wk). Winding up its stay at roadshow prices are supplied to the control of th

Safari (Par) opens Friday (5).
Prices go back to normal with 86 top.
Fox (WB)-(2,423; 32-42-57-68)—
Four Sons (20th). War theme poor money-maker. N.Sh., \$12.300. Last week, Brother Orchid' (WB) grabbed nice \$14,900. Marthen Poor Martha (WB) (1,065; 32-42-57-68)—
Kartlon WB) (1,066; 32-42-57-68)—
Kartlon WB) (1,066; 32-42-57-68)—
Kartlon WB) (1,066; 32-42-57-68)—
We with a poor \$2,100. Brother Orchid' (WB). opened yesterday (Mon.).
Keith's (1,970; 32-42-57-68)—
Favorite Wife' (RKO) (2d ruin) (2d wk).
Froves John Q. Public wants aughs. Socks \$4,500 after fifth week in midcity. First week of second run here brought terrife \$8,800.
Stanley (WB). (2,916; 32-42-57-68)—
Our Town (UA). Folksy drama netting poor \$1,000; despite praise by crix. Last week, 'Mortal Storm' (9,20). Ilkewise no worldbeater with Stanton (WB) (1,457; 32-42-57).
Adventuress' (20th). Just fair \$4,100. Last week, 'Lillian Russell' (20th). bright \$4,400 for second week of subsequent run showing.

KAYE'S ORCH OK \$24,000 IN DET.

Detroit, July 2.

Grosses are holding up here to good summer average with the soge shows continuing of with the soge shows continuing of with the soge shows continuing of the soge shows the fox. Adams (Glenn Miller, who built steadily, despite huge free air shows which took care of 15,000 Miller fans.

Estimates for This Week

Adams (Balaban) (1,700; 30-40)—
Gangs Chicago! (Rep.) and 'Wagons.
Westward (Rep.) Poor \$4,500. Last week 'Mad Men Europe' (Col) and Girls Road' (Col), okay \$5,500.

Fox (Fox-Michigan) (5,000; 30-40)—
Kan (Fox-Michigan) (5,000; 30-40)—
Kan (Col), okay \$5,500.

Fox (Fox-Michigan) (5,000; 30-40)—
Michigan (20th) and Sammy (20th) and Phantom Raiders' (M-G.) Steady bit promises good \$13,500. Last week Favorite Wife' (RKO) (2d rm). And Favorite Wife' (RKO) (2d rm). Latter picture moved over from Michigan, and bill looks for good \$9,000. Last week Brother Orchid (WB) and Trene' (RKO), combination of first-runs from Michigan and United Artists, (United Detroit) (-C) and Opened Mistake (Pth) (2d wk). This pair held over for an estimated \$7,000, after good \$11,000 last week.

Brisson's Remake

Hollywood, July 2:
Carl Brisson is en route from E
don to Canada, where he will repeat
his starring role in Associate Brish
remake of The Manxman.
Later he may go to New York for
stage appearances, and there's a
chance he may star in his Lowern
revue, 'Wonder Bar of 1940."

No Spark to Chi B.O.; 'Scandals' Lifts 'Safari' to \$35,000, 'Storm' Nice \$10,000, 'Girls'-Calloway, 16G

Chicago, July 2

Chicago, July 2.

There is a leveling of activity around all the theatres and it is the area extraction these days that happens to whirl the wicket at a real pace. Something has happened in the exploitation and exhibition field to remove a certain excitement from the selling of pictres. Entire chain the exploitation and exhibition field to remove a certain excitement from the selling of pictres. Entire chain the exploitation and exhibition field and uninteresting, and this dullness and uninteresting, and this dullness are reflected in the boxoffice reaction. Best mark of the loop is again being turned in by the 4,000-seat Chicago, which is riding into coin on Safari and a high-cost stage show, George White's 'Scandals.'

Oriental reduces prices with the current week, slicing the morning and afternoon to 30c and 40c, as against previous 35c and 55c, but retains the 65c evening mark. This last figure is demanded by the film companies for first-run product here. House is marking up a good session currently, primarily on the stage application of the stage and the control of the stage and the stage and

of-mouth buildup and figures for \$8,000. Last week, 'Materloo' (McC), finished third loop stanza to okay \$5,200.

Chicago (B&K) (4,000; 35-55-75)—
Safari (Par) and George White 'Scandals' unit on stage. Healthy enough session in the offing at indicated \$37,000. Last week, 'Ghost Breakers' (Par), fair \$30,100.

Garrick (B&K) (900; 35-55-65-75)—'Ghost Breakers' (Par), Switched here from Chicago and looks for \$4,500, 30-50. Last week, 'Four Sons' (20th), mild \$3,300.

Orlental (Jones) (3,200; 30-40-65)—'Anne Poplars' (RKO) and Larry Clinton band on stage. Headling to stavactery wife (RKO) Last week, 'Four Sons' (20th), mild \$3,000.

Bonsevelt (B&K) (1,200; 35-55-65-75)—'Mortal Storm' (M-G). War implications in this one getting considerable interest and looking ahead to \$10,000, best in some time. Last week, 'Torid' ('WB), \$6,300, fair for second loop ride.

J. State-Lake (B&K) (2,700; 25-40)—'Two Girls' (M-G) and Cab Calloway band on stage. Good \$16,000.

Last week, Major Bowes unit on stage built 'Flight Angels' (M-G) to bright \$17,800.

United Artists (B&K) (1,700; 35-55-65-75)—'Susan' (M-G) (22 wk.), 'Done Gone (M-G) (23 rd wk) on the property of the control of the control

'New Moon' Gets Pans In Wash., But Is Plenty Forte B.O. With \$18,000

Washington, July 2.

Metro is leading town this week with two big guns, one which drew critics unanimous praise and other control of the state of th

san and God, which gapers went for solidly, is a close second at Capitol, big Loew's vauder.

Above pair is too much opposition for Man Who Talked Too Much, which is wallowing in the dumps at the Earle, WB vauder, Rest are holdowers, Wy Favorite Wife leading the repeaters with strong third stanza at Keith's.

Estimates for This Week
Capitel (Loew), (3,434; 28-39-44-66)
—Susan' (M-G) and vaude. Raves for pic and Shelia Barrett on stage holding house to solid \$17,500. Last week, Florian' (M-G) can thank Orrin Tucker-Bonnie Baker for sock \$28,000.

Estimates for This Week Albee 3,274; 25-35-50)—Pavorite Wife lead with the solid \$17,500 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$17,500 and March Of Time. Will get oke 3,274; 26-35-50). Capture of the solid \$17,500 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 28-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 28-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-50). The work of the solid \$18,000 and March Of Time. Will get oke 3,274; 26-35-5

Orchid' (WB) (2d run). Passable \$4,000. Last week, '21 Days' (Col), same figure. Palace (Loew) (2,242: 39-55)—'New Moon' (M-G). MacDonald-Eddy offsetting terrific pannings for fine \$18,000. Last week, 'Mortal Storm' (II-G) (2d wk), oke \$8,000.

'ORCHID' BRINGS \$9,000 IN **OMAHA**

An effective publicity campaign and good advance sale went for nothing Thursday (27) when 'All This, and Heaven Too' opened at the Brandeis in the midst of one of the Brandeis in the midst of one of the worst rain and windstorms of the year. Several hundred tickets were never picked up, but encouraging note is that holders called to have sasts transferred to other nights. Brother Orchid and Way of All Flesh are okay at the Omaha. The Orpheum's 'Safari' and 'Alias the Deacon' are ditto.

Estimates for This Week

Estimates for This week
Brandels (Mort Singer) (1,500
55-75-\$1.10) — 'Heaven Too' (WB)
Hurt by storn, but \$7,500 okay, Last
week (10-25-35-40), 'Seven Gables'
(U) and 'Black Friday' (U), very
good \$6,100.

good 55,100. Tristates) (3,00); 10-25-40).—Safari' (Par) and 'Alias Deacon' (U). Close to \$10,000, good. Last week, 'Kildare's Case' (M-G) and 'Florian' (M-G), \$8,000, just fair-Omaha (Tristates) (2,000: 10-25-40).—Brother Orchid' (WB) and 'Way Flesh' (Par). Good \$9,000. Last week, 'Waterloo' (M-G) and 'King Lumberjacks' (WB), nice 78,500.

run.

Avenue - Military - Dundee (Goldbers) (950-600-800) - All True' (WB) and 'Irne' (KKO), split with 'Mice Men' (UA) and 'Invisible Man Returns' (U). Fair \$1,100. Last week, Chickadee' (U) and 'Dr. Wife' (Col), 'Makin'r Eyes' (U) and 'Chumps Oxford' (UA), under \$500.

'WATERLOO' DUAL NIFTY \$20.000 TO TOP B'KLYN

First Runs on Broadway

(Subject to Change)

Week of July 4 Astor—'Gone With the Wind' (M-G) (29th wk).

Capitol—'Mortal Storm' (M-G) (3d wk).

Criterion—'Wagons Westward'
(Rep) (6).
(Reviewed in Variety, June 26)

Globe—'Fugitive from Justice' (WB) (6).

(WB) (6).

Music Hall — 'All This, and Heaven Too' (WB).

(Reviewed in Variety, June 12).

Palace—'Murder the Air' Palace—'Murder (WB).

Paramount—'Ghost Breakers'
(Par) (3).
(Reviewed in Variety, June 12)

(Par) (3)
(Reviewed in Variety, June 12)
Roxy—Private Affairs' (U).
(Reviewed in Variety, June 12)
Strand—Man Who Talked Too
Much' (WB) (2d wk).

Week of July 11
Astor—Gone With the Wind'
(M-G) (30th wk).
Capitol — 'Susan and God'
(M-G).
(Reviewed in Variety, June 5)
Music Hall—All This, and
Heaven Too' (WB) (2d wk).
Paramount—Ghost Breakers
(Par) (2d wk).
Roxy—Maryland' (20th) (12).
(Reviewed in Current Issue)
Strand—My Love Came Back'
(WB) (12).
(Reviewed in Variety, June 28)

CINCY OK, BUT '21' SO-SO 4G

Cincinnati, July 2.

Two of the three fresh releases currently are clicking merrily and hoisting total general biz close to \$10,000 over last week and for a nifty summer mark. New Moon, 'at Palace, is the brightest bo, shiner, yet only a couple nothers in front of 'Ghost Breakers,' at Palace. Lyric has a mildie in '21 Days Together.' Federal defense tax upped normal 35-42-cent scale of major stands to 39-47 cents.

Estimates for This Week.

33-42-cent scate of major stands to 33-47 cents.

Estimates for This Week
Albee (RKO) (3.300; 39-47)—New
Moon' (M-G). Hot \$15,000. Last
week, 'Our Town' (UA), nice \$11,-00.
00. apitol (RKO) (2.000; 39-47)—'Our
Town' (UA). Moveover from Albee
for second week. Poor \$5,000. Last
week, 'Mortal Storm' (M-G) (2.000.
Family (RKO) (1,000; 15-28)—
'Saint Over' (RKO) and 'Passport to
Aleatraz' (CO1), split with 'Last
Alarm' (Mono) and 'Murder in Air'
(WB). Swell \$2,100. Same last
week on 'Bad Man' (U) and 'On
Spot' (Mono), divided with 'Hidden
Gold' (Par) and 'Torpedo Raiders'
(KB) (1,1580n) (1,500. 39-47)

Gold' (Par) and Torpedo Raiders' (Mono).

Keith's (Libson) (1.500; 39-47)—
Brother Orchid' (WB). Transferred from Palace. Okay \$4,000.
Last week, Earthbound' (20th), six days, sorry \$2,000.
Lyric (RKC) (1.400; 39-47)—21
Days' (Col). Mild \$4,000. Last week, Florian' (M-G) and 'Sandy Lady' (20th). n. s. g. \$3,000.
Palace (RKO) (2.500; 39-47)—
'Ghost Breakers' (Par). Dandy \$13,000. Last week, 'Florther Orchid' (WB), okay \$9,500.

Holiday Crimps Mont'l; 'Four Sons' Fair \$4,800

Montreal, July 2.

Montreal, July 2.

Brace of holdovers and Dominion
Day holiday (1), with long weekend vacation, is cutting into grosses
currently. Not: \$5,000 gross in
sight for any house.

currently. Not \$5,000 gross in sight for enty-house.

Estimates for This Week.

Palace (CT) (2,700; 25-45-55)—
Tour Sons (20th). Pacing for fair \$4,800. Last week, Brother Orchid' (WB), fair \$4,500.

Capitol (CT) (2,700; 25-45-55)—21 Days' (Col) and Blondie Budget' (Col). Best in sight is \$3,500, poor. Last week, Untamed' (Par') and Biscuit Eater' (Par), poor \$3,000.

Loew's (CT) (2,800; 30-40-60)—Susan' (M-G) (2d wk). Fair \$3,500 after good \$6,000 last week.

Princess (CT) (2,300; 25-34-50)—Adventures' (20th). Mediocre' \$2,500. Last week. 'Saturday's Children' (WB) and 'King Lumberjacks' (WB), good enough \$3,200.

Orpheum (Ind) (1,100; 25-40-50)—Million B. C' (UA) '2d wk). So-so \$1,500, following middling \$2,500 last week.

Cinema de Parls (France-Film) (500; 25-50)—Paradis Parrius' Point.

week.

Cinema de Paris (France-Film)
(600; 25-50)—Paradis Perdu. Pointing to good enough \$1,200. Last
week, third repeat of Menaces,
poor \$800.

St. Denis (France-Film (2:300; 25-34)—Espoir' and 'Valse Eternelle.' Look for fair \$3,000. Last week, 'Maria Chapdelaine' and 'Je n'ai pastue Lincoln,' fair \$2,700.

B'way Calm Before the Fireworks; 'Man Talked'-Bob Crosby OK \$33,000, 'Tom Brown' Mild 65G; 'Storm' 2d 28G

Business on Broadway is nothing to write home about but a substantial lift is expected from the Fourth tomorrow (Thursday) at increased holiday prices. The day marks the end of current weeks in some theatres, the beginning of new weeks in others. Par, however, puts in its new show today (Wednesday), Ghost Breakers' and Orrin Tucker—Bonnie Baker.

Ghost Breakers' and Orrin Tucker—Bonnie Baker.

Nice weather over the weekend, which attracted over 300,000 to the Fair, brought a decided calm to Broadway. The July 4 holiday will mean a four-day weekend for a lot visitors. While natives always scram on holidays and this time many will be away for the four days, the influx from out-of-town will no doubt more than offset the exodus.

New pictures this week are apparently not what the public wants. Man the properties of the properties of the seventh day, the gross may be around \$33,000, pretty good but not strong. The big sufferer is Sailor's Lady.

around \$33,000, pretty good but no strong.

The big sufferer is 'Sailor's Lady', which will get the Roxy only \$15,000 on six days, ending tonight (Wednesday). Theatre moves up its opening day, regularly Friday, so that 'Private Affairs' may tee off or the holiday fomorrow. 'Lady' was forced into the Roxy because nothing else was available and the \$15,000 take is the lowest in several years.

ing else was available and the \$15,000 take is the lowest in several years.

Tom Brown's School Days' is very much on the blue side at the Music Hall. It won't get to \$65,000. House opens 'All This, and Heaven Too' to morrow (Thursday) but is not upping its scales, as desired by Warners and agreed to elsewhere.

Holdover of 'Mortal Storm' is sufficiently good enough at \$28,000 or so to be retained a third week, beginning tomorrow (Thursday), established change day here. Heavy drama of Nazi Germany is receiving good word-of-mouth. So far as audience reaction is concerned, there has been a very small amount of hissing and that has come from supposedly pro-Nazi elements but mostly under the breath. Much applause is noted by the theatre, during the picture when the angle is anti-Nazi, and on the finish.

Paramount wound up its two

the angle is anti-Nazi, and on the finish.

Paramount wound up its two weeks with Safari' and Eddie (Rochester') Anderson, McFarland Twins, Red Skelton, et al. last night (Tuesday), grossing \$28,000, which is oke. Added to the first week's \$38,500, a comfortable profit is shown. Stale is back on its feet again after two brutal weeks, with Horace Heidt. Had My Son, with Ray Kinney and Carrier of the stage of the same properties of the same profit to hit around \$23,000.

Theatres began charging the 10%, Federal tax on all tickets Monday (1). Established scales remain as they are, with the tax added on Managers report that the public is paying the tax willingly and there has been no special confusion in handling it on short notice.

Only very routine exploitation figured this week.

Only very routine exploitation fig-ured this week.

Estimates for This Week

Astor (1,012: 75-85-\$1.10-\$1.65-\$2.20)
—Gone' (M-G) (29th week). Take went up last week (28th) to \$8,600. Prior (27th) lap was \$7,800.

Capitel (4,520; 25-40-55-75-\$1.10-\$1.25) — Mortal Storm (M-G) (2d wk). Not a sensation at the b.o. but holding firmly, \$28,000 this week (2d). First was over \$35,000, good. Goes third stanza.

Criterion (1,662; 25-40-55)—'Queen of Mob' (Par). Away well and with the holiday should hit \$8,000. Last week. 'Phantom Raiders' (M-G), \$8,500.

the holicaly should hit \$8,000. Last week. Phantom Raiders (M-G.) \$8,500.

Globe (1,700; 25-35-55)—Lost Horizon (Col) (reissue). Oldie is getting some business though not startling at \$6,500. Last week. Cisco Kid (20th) only \$4,000, poor.

Falace (1,700; 25-35-55)—Torrid (20th) only \$4,000, poor.

Falace (1,700; 25-35-55)—Torrid Cane (WB) (26 run) and 'Sandy Isbar well, Estuday's Children (WB) and 'Dark Command' (Rep), both and 'Mantor 'Air' (M-G). Medium \$15,000.

Faramount (3,664; 25-35-55-88-99)

"Ghost Breakers' (Par) and 'Sandy Isbar (WB), with 'WB, week, 'Sandy and 'Shows Year of the week, 'Isbar (M-G), 'Barmount (M-G), 'Barmo

claimed His Head' (U), reissues. Horror dual looks a light \$5,300. Last week, 'Hot Steel' (U) and Louis-Godoy fight films, \$5,800. Rexy (5,836; 25-40-55-75)—"Sailor's Lady' (20th) and stage show. It's very bad here this week, only \$15.000 on six days, red and the poorest the house has done in several years. Last week on holdover of 'Doctor Takes Wife' (Col.) \$28,000, not good, but only \$4,500 under what the picture got the first seven days. Private Affairs' (U) opens day ahead of schedule tomorrow (Thurs.) State (3,450; 35-55-75)—My Son'

vate Affairs' (U) opens day ahead of schedule tomorrow (Thurs.).

State (3,450; 35-55-75)—My Son' (UA) (2d run) and, on stage, Ray Kinney, George Givot, others. A merrier tune is being played by the turnstiles this week, indications. pointing to about \$23,000, good, Horace Heidt on second week here with Buck Benny' (2d run) as the picture, under \$15,000, plenty of crimson.

Strand (2,767; 25-55-57-58-99)—Man Who Talked Too Much' (WB) and Bob Crosby, Not fancy, but pretty good these days, around \$33,-000, and will hold over. The third (final) week of Brother Orchid' (WB) and the Jimmy Dorsey-Maxie Rosenbloom combination, built in, the stretch to \$25,000. This compared with \$28,000 the second week.

HOPE'S PIC, UNIT SOCK \$55.000 IN BOSTON

Boston, July 2.

Boston, July 2.

(Best Exploitation: Met)

Overshadowing everything in town is the personal appearance of Bob Hope and his radio troupe at the Met, playing with 'Ghost Breakers'. Although the holiday biz is any-body's guess, the exploitation has been framed as a New England campaign and a strong draw is expected from the hinterland.

Favorite Wife' is okay on a holdover at the Keith Memorial and looks possible for a third week. Hope flew in a day shead of his Met opening and provided the exploitation crew with some swell natural breaks. These included a presspaper interviewed several times on local radio spots and he and Coloma tepped in on a sports quiz program broadcast all over New England. Commercial tieups with his sponsor's product were plentiful and two local department stores also came in on a fashion tieup. Newspapers went for daily and Sunday features; and outdoor billing in advance was extra hefty.

Estimates for This Week.

and outdoor billing in advance was extra heity.

Estimates for This Week.

Boston (RKO) (3,200; 15-20-35-40).

Divorcement' (RKO) and "Not Tough' (U), dual. Okay \$6,000. Last week, Leopard Men' (Select) and Half Sinner' (U), double, same.

Fenway: (M&P)-(1,332; 25-35-37-55)-Queen Mob' (Par) and 'Women War' (Rep): So-so \$5,500 indicated. Last week, Adventuress' (20th) and Anything Love' (U), \$4,000.

Reith Memorial (RKO) (2,907; 25-36-40-55) "Favorite Wife' (RKO) and Sandy Lady' (U) (2d wk). Aiming at satisfactory \$14,000. Initial week, peppy \$26,000.

Metropolitan (M&P) (4,367; 35-55-75)—'Ohost Breakers' (Par) and Bananope and troupe on stage. Has Dananope and troupe on stage. Has Driday (29) with five mon stage. Has priday (29) with five mon stage and Sunday and six shows rest of the week. Last week, "Four Sons' (20th) and "Murder Air' (WB), dual. \$11,700.

Orpheum (Lowe) (2,900; 25, 35-40-55)—'Doctor Wife' (Col) and "Mule.

MacDonald-Eddy \$16,000, But 'Pop' And S.A. Unit N.G. 121/2G in Frisco

San Francisco, July 2.

Business continues decided! mildidespite the 11th anniverset show at the Fox, highly excepted 'How to Underest Gate, All This, and Heaven Too' at the Warheld. Lafter is rolling thrice daily with two unreserved mats at 75c top, and night show reserved at \$1.0 top.

Last week, four days of Louiss Godoy fight film added nothing to third-final week of 'My Favonite Wife' at the Golden Gate. 'One Million. B.C.' now in second week at United Artists, will go a third.

Estimates for This Week
Fox (F-WC) (5,000; 30-40)—New Moon! (M-G), and 'Gambling High Seas' (WB). Plugged as '11th Anniversary. Week.' Should get okay \$14,000; comfortable.

Golden Gaté-LRKO) (2,850; 35-35)

"Pop Always Paw' (PKO), blood.

\$14,000, comfortable.

Golden Gafé-(RKO) (2,850: 35-55)

"Pop Always Pays' (RKO) plus
'Crazy Show' and 'How to Undress
with Finesse' units on stage. Laughs
and sex not luring 'em, with gloomy
\$12,500 best in sight. Last week
'Favorite Wife' (RKO) (3d wk) and
vaude, finished at \$13,500.

vaude, finished at \$13,500.
Orpheum (R&M) (2,440; 30-40)—
Private Affairs' (10) and 'Anything but Love' (11). Unhappy \$6,500. Last week 'Not So' Tough' (10) and 'Wolf Meets, Lady' (Col), fair \$8,200.
Faramount (F-WC) (2,740; 30-40)—
Salan': 1ar and 'Adventures' (20th), Soccasts nice \$14,000. Last week (20th), Orchid (WB) and These Weer Days' (Par), fair \$9,000.

week 120). Orend: (WB) and These Were Days' (Par), fair \$9,000.

St. Francis (F-WC) (1,470; 30-40)—
(Ghost Breakers' (Par) and Lucky, Cisco Kid' (20th). Moveover from Fox. \$5,000 expected, average.

United Artists (Cohen) (1,20). 35-57-55—Million B.C. (UA) and 'Sans at Sea' (UA) (2d wk). Big \$8,500 expected and will hold third week. Last week, cheerful \$12,000.

Warfield (F-WC) (2,580; 55-75-\$1,10)—Heaven Too' (WB). Road-show off to a good start, with Rachel Field, author—attending opening. Last week (30-40), 'Four Sons' (20th) and 'Murder Cruise' (20th), poor \$5,000.

'HEAVEN TOO' DRAWS K. O. \$10,060 IN PROV.

Providence, July 2.
All This, and Heaven Too, is riding high at Majestic and giving soot
one of best weeks in months. New
Moon, single-featuring it at Locu's
State, is fairly good.
None of the new Federal admissions
ax, which went into effect Monday
(1). Local managers feel that in,
view of the public approval of the
Government's rearmament program,
public will be glad to help pay the
bill.
Estimates for This Warner.

public will be glad to help pay the bill.

Estimates for This Week
Carlton (Fay-Loew) (1,400; 23-39-50)—Susan' (M-G) and Beyond Tonorrow' (RICO) (2d rum). Holding own fairly well and looks like okay
2,200. Last week "Mortal Storm (M-G) and Over Moon' (UA) (2d rum). Well (1,500) (1,50

Last Week.
yond Tomorrow' (RKO),
\$13:500.
\$13:500.
Strand (Indie) (2,000: 28-39-50)—
'All Flesh' (Par) and 'C andpa to
Town' (Rep., plus four-day appearance of Duke Daly's orth on stage.
Only fairis \$5,000. Last week
'Ghost Breakers' (Par), big \$8,000.

'Storm,' \$4,900, 'Town,' 4G. Both Fair in Port.

Pertland, Ore., July 2. Nobody's doing too well, or too orly, 'Our Town,' at Broadway, cetting by

Nobody's doing too well, o' too poorly. 'Our Town,' at Broadway, is getting by. 'Untamed' world preems today (Tuesday) at the Mayfair, with Patricla Morrison, John Howard, Susan Hayward and Ellen Drew up from Hollywood for personals at two performances.

performances.

Stimates for This Week
Broadway (Parker) (2,000; 30-35B)—'Our Town' (UA) and 'Phantom Raiders' (M-G). Fair \$4,000.
Last week, 'Turnabout' (UA) and
'Pugitive from Justice (WB), good
\$4,700 and moved to Mayfair.

Liberty Hanrick & Bregeen'
(Par) 35-4 amrick of Bregeen'
(Par) 36-4 amrick o

(20th) and 'Queen Mob' (Par), fair \$3,500.

(20th) and Queen Mob (Par), fair \$3,500.

Mayfair (Parker-Evergreen) (1,500; 30,-35-40) — Turnabout! (UA) and Fugitive Justice! (WB). Moveover from Broadway. in four days, average \$1,200. 'Untamed' (Par) opens today (Tuesday) Last week, 'Brother Otchid' (WB) and 'Safari' (Par), third stanza, \$1,800.

Orpheum (Orpheum Co.) (1,800; 15:25-35)—21 Days' (Col) and 'Stunt Pilot' (Mono), with vaude. Getting fair \$3,500. Last week, 'Hot Steel (U) and 'Gangs Chicago' (Rep), with vaude, \$3,800.

Paramount Hamrick-Evergreen) (3,000; 30-35-40)—Most Lady (Col) (1,000; 30-35-40)—Mortal Storm' (M-G) and 'Gambing Seas' (WB), Looks only day and 'Murder Airts (WB), 11 days, fair \$4,900.

'STORM' CLICKS \$14,500 IN PITT

Pittsburgh, July 2.
Only two new pix around this week and they're both doing okay. Mortal Storm, at Stanley, is proving a pleasant surprise in view of past performances recently of depressing themes. On the other hand, Ghost Breakers, at Penn, is snaring those devoted strictly to the lighter side and knocking down healthy take. Both of em are running neck and neck, in fact, and look like hold-lovers.

neck, in fact, and look like hold-overs. With product scarce, Alvin has re-issued Thanks a Million' on a duales-with Tucky Cisco Kid, but will be lucky to get even a passing grade. At Warner, 'My Favorite Wife' is sticking for third downtown week and still drawing favorable coin, while at Ritz, 'Susan and God,' on moveover from Stauley, is upping that spot considerably over recent grosses.

Estimates for This Week

Estimates for This Week
Alvin (Harris) (1.850; 25-35-50)—
Thanks a Million (20th) (Reissue)
and Lucky Cisco Kid' (20th). Fred
Allen being played up in ads for the
oldie: Maybe \$3.500, poor. Last
week, 'Blondie Budget' (Col) and
Chan Cruise' (20th), under that.
Penn (Loew's-UA) (3.300; 25-35-50)
—Ghost Breakers' (Par). Bob HopePaulette Goddard chiller getting
okay \$14.000. That figure means
Warner will get Breakers' for second week. Last week, 'Our-Town'
(UA), disappointment at \$8.000 in
spite of general rave.

Ritz (WB) (800: 25-35-50)—'Susan'.

spite of general rave.

Ritz (WB) (800; 25-35-50) "Susan'
(M-G). Brought here after getting
nice week at Stanley. Should have
no 'trouble knocking down around
\$2.400, which is all right here. Last
week. Louis-Godoy fight pix, stuck
in day after Couraseous Christian'
(RKSO) and Gambling High Seas'
(Glinz) so complete nose-dive. Around
\$2.000.

Stanley (WB) (1800; 25, 25-50.

Stanley (WB) (2.600; 25-35-50)—
Mortal Storm' (M-G). Town in past has been lukewarm, even apathetic to anti-Nazi pictures, but this one's freading for at least \$14,500, which means a ho. Last week, "Susan' (M-G), slipped after fast start but still wound to okay at \$12,700.

Warner (WB) (2.000: 25-35-50)—
Favorite Wife' (RKO). First film in long time to stick here for second, week after being moved ever from Fenn. Current session will better \$6,000 great. Last week almost \$4,000 for top ho. figure in months.

'Favorite Wife', \$5,000, Best Bet in Lincoln

Best Bet in Lincoln

Lincoln. Neb., July 2.

"My Favorite Wife' is the b.o., fave, being in the top money bracket. It arrived a day early 125, when Susan and God, couldn't stagger over the finish line on its week. Wife' is stated for eight days.

Colonial, Monore - Noble-Federer) (750: 10-15) 'Code Cactus' (Vic and 'Secret 4' (Mono), split with 'Convicted Woman' (Col.) and "fecany (Col.) and "secret 4' (Mono), split with 'Consistance, and 'Secret 4' (Mono), split with 'Consistance, and 'Secret 4' (Mono), split with 'Consistance, and 'Secret 4' (Mono), split with 'Consistance, and 'Flying U' (U), split with 'Living Love' (RKO) and Bombs London (FA), poor \$700.

Line of in (Paramount - Cooper) (1,503: 10-25-35-40)—Favorite Wife' (RKO), Heading for \$5,500, excellent, on nine days, Last week, Susan God' (M-G), six days, \$3,00, not very good:

Nebraska (Paramount-Cooper)

Dust' (20th), average \$1,900.
Stuart (Paramount-Cooper) (1,884;
10-25-40). Four Sons' (20th), Opened
Sunday (30) and weak. May get
\$2,400, poor. Out after five days;
1ast week, Mule Team (M-G),
\$3,700, pretty good.
Varsity (Noble-Federer) (1,017;
10-20-25). Peno' (RKO) and Curtain Call' (RKO). So-so \$1,700.
Last week, Murder Air' (WB) and
Forgotten Girls' (Rep), poor \$1,100.

'New Moon' Nice \$10,200 in Indpls., **2 Houses Closed**

Indianapolis, July 2.

With only three wickets open in the downtown sector, coin is, thin when compared to when five houses were in operation. However, Lodw's is turning in one of the bean were in operation. However, Lodw's is turning in one of the bean with the second of the bean with first in the black with "Cisco Kid' and Nick Boilas' Jubilee Follies' on stage.

It might be supposed that the \$10,000 usually split between the now-shuttered Indiana and Apollo would go to the surviving houses, but the fallies don't show it. Fres "mption is that coin is going to summer amusement spots.

Estimates for This Week
Circle (Katz-Dolle) (2,400; 25-30.

Estimates for This Week
Circle (Katz-Dolle) (2,400; 25-30-40)—Four Sons' (20th); and Girl
313' (20th). Par at \$7,000. Last week
(Ghost Breakers' (Par') and 'Biscuit
Eater' (Par'), nifty \$9,200.
Loew's (Loew's) (2,600; 25-30-40)
—New Moon' (M-G). Getting turnover breaks to very nice \$10,200.
Last week 'Turnabout' (UA) and
'Florian' (M-G)', under average with
\$6,600.
Lyric (Lyric) (1,900; 25-30-40)—
Lucky Cisco Kid' (20th) and 'Jubilee'
Follies' on stage. Just in the black
at \$3,500. Last week 'Conga Nights'
(U) and Broadway Passing Show' on
stage, red \$7,200.

'NEW MOON' OK \$12,000 IN BALTO

Baltimore July 2 Baltimore, July 2.

There's a slight bo. lift here. Best doings being chalked up by 'New Moon,' at Loew's Century, after extra strong advance ballyhoo and oversized national ads. Also fairly good is 'Brother Orchid,' at the Stanley.

Rest of town is holding only moderate pace, at best.

Estimates for This Week

Estimates for This Week
Century (Loew's-UA) (3,000; 1525-40)—New Moon' (M-G). MacDonald-Eddy leading the parade in
healthy fashion with okay \$12,000.
Last week, 'Our Town' (UA), got
some favorable press reaction, but
only moderate bo. at \$6,800.

only moderate b.o. at \$6,800.

Mippadrome (Rappaport) (2,20515-25-35-40-35-66) — Those Were
Days (Par) Plus Al Donahue's orch.
Getting -only \$10,000. -poor.
Last
week. 'Bill Divorcement' (RKO)
and Harry James orch, mild \$10,800.

Reith's (Schanberger) (2,406; 1525-35-40) — Over Moon' (U) Rather
halting at indicated \$4,000. Last
week, 'Safari' (Par), 10 days, \$5,800.

New (Mechanic) (1,581; 15-25-35-55)—Sailor's Lady (20th). Unexciting at \$3,500. Last week, 'Forty Mothers' (M-G), fair \$4,100.

Stanley (WB) (3,280; 15-25-35-40-55)—Brother Orchid (WB). Holding rather steadily at \$8,000. Last week, 'Flight Angels' (WB), g. \$5,300.

Willkie

Continued from pare ?

Setimates for This Week
Colonial (Montoe Noble-Federer)
(750: 10-15) Code Cactus' (Vie) and
Secret 4: (Mono), Split with ConSecret 4: (Mono), Split with ConStagetoneth (Colonial Colonial Colon

Lucky Cisco Kid' (20th) and 'On Own' (20th). Pairings make total of 10 days, four to the Blue Bird' half. Getting around \$3,700, fair. Last week, Parole Fixer' (Par) and 'Star-Dust' (20th), average \$1,900. Start (20th), average \$1,900. \$9,500, But 'Mortal Storm' Fair 5G

Red Cross Drive

Goldwyn to coordinate all war relief work in the industry, will be
regulated financially by its treasurer,
A. J. Cook, prexy of the California
Bankers Association. Other members are Jock Lawrence, executive
secretary; Bert Allenberg, Fred
Beetson; Frank Capra, Harry Cohn,
Carl G. Cooper, International Alliance of Theatrical Stage Employes;
Walt Disney, Reeves Espy, Y. Frank
Freeman, Sheridan Gibney, J. W.
Gillette, American Federation Musicians; William Goetz, Will Hays, I.
B. Kornblum Theatre Authority;
Sol Lesser, E. J. Mannix, Leslie
Mason, Screen Publicists Guild;
Louis B. Mayer, J. R. McDonough,
Ralph Morgan, Steve B. Newman,
IATSE; Hal Roach, Joseph M.
Schenck, David O. Selznick, M. J.
Siegel, Charles P. Skouras, Kenneth
Thomson, J. K. Wallace, musicians;
Walter Wanger, H. M. Warner, Jack Siegel, Charles P. Skottas, Reinich Thomson, J. K. Wallace, musicians; Walter Wanger, H. M. Warner, Jack L. Warner, Cliff Work, Alfred Wright and Darryl F. Zanuck

HEAVEN' NEAT \$13,000 IN K. C.

Kansas City, July 2.

'All This, and Heaven, Too,' at Orpheum at \$1.10 top, is turning in steady returns, but not realizing the capacity possibilities of the house. First week will be gratifying, however, and film is set for extended run.

rvn.
Midland is breaking a precedent with 'New Moon' showing on a single feature basis. Double feature policy, here broken only couple of times in past year, and 'Moon' is ringing up best figure house has had in weeks and weeks.

times in past year, and Moon is inging up best figure house has had in weeks and weeks.

Sequire and Uptown (Fox Midwest) (20. and 2.043; 10-25-40)—Flight Angels (WB). An unusual Swamen poduce susually upit between Orpheum and Newman. Fair 18,800. Last week, Four Sons (20th), under expectations at \$6,400. —New Moon (M-G). Getting strongest play of anything in months. Big \$12,000. Last week, Trurabout (UA) and 21. Days' (Col), fairish \$7,500.

Newman (Poramount) (1,900; 10-25-40)—Ghost Breakers' (Par) (2d Wk). Holding up to average of second week flims, \$5,700, after open complete the second week flims, \$5,700,

Fire Partially Destroys The Esquire, Oakland

Oakland, July 2.

Despite general alarm sounded for fire apparatus, flames attributed to smoldering cigaret in loges partially destroyed the Esquire theatre early Friday (28) morning. House had been empty several hours before fire started. Baleony and loges gutted, with serious damage from water. Man With Nine Lives and Island of Doomed Men, current bill, moved over to Franklin, unoccupied theatre owned by WB circuit.

Damage is partly covered by surance, with work of reconstruction to start immediately. Originally called the American, and one of first picture theatres in Oakland, it was remodeled for \$50,000 last year when Abe Blumenfeld secured the Warner contract over the Skoura. Chain, Esquire is owned by Blumenfeld and Clarence Laws.

Speed Up the Grab

Warners is rushing work on City for Conquest to have Ann Sheridan ready for Honeymoon for Three, slated to start July 8.

George Brent has the male lead in Honeymoon.

Minneapolis, July 2.

Bob Hope is the fair-haired boxoffice boy this week. In consequence, The Ghost Breaker stancis
out like a valedictorian among current contenders and puts, the State
far out in front. Otherwise, its,
pretty much the same old gloomy
story.

As The Ghost Breaker.

pretty much the same old gloomy story.

As The Ghost Breaker' attests, the paying public apparently is in quest of laughs. As The Mortal Storm, attests in a different direction, the customers are eschewing tragedy even when it's masterfully done. Critics went overboard with praise, but Orpheum turnstiles aren't clicking. Aside from 'Ghost,' the only standout is reissue of 'Hell's Angels,' which is doing a bangup business at sure-seater Esquire.

Estimates for This Week

Aster (Par-Singer) (900: 15-25)—

Estimates for This Week
Aster (Par-Singer) (900; 15-25)—
Chan's Cruise' (20th) and Fugitive
Justice (WB), dual first-runs. In
for six days and looks for pretty
good \$1,600. Last week, Alias Descon' (U) and Girl 313' (20th), dual
first-runs, split with Can't Fool Wife'
(RKO) and 'Saint Over' (RKO), fair
\$1,400.
Century (Par-Singer) (1,600; 2533-40)—'Waterloo Bridge' (M-G).
Moved here after six mild days at
State. Not showing much strength
and is expected to bow out in six
days for July 4 newcomer. Light
\$2,500 indicated. Last week, 'Earthbound' (20th), \$1,900 in six days,
poor.

25.500 indicated. Last week, 'Earthbound' (20th), \$1,900 in six days, poor, Esquire (Gillman) (290; 25)—Hell's Angels' (Astor) (reissue), Revitalizing boxoftice here. Best business here in months at big \$1,500. Last week, 'My Way' (U) (3d wk), \$400 in four days, okay.

Gopher (Par-Singer) (998; 25)—Those Were Days (Par). Light Cheers limit (WB), \$2,200 cmilled, which was the control of the con

mild.
World (Par-Singer-Steffes) (350
25-35)—'Over Moon' (UA.) (2d. wk)
Will depart after four days of sec-ond: week. Light \$500 indicated,
Biscuit Eater' (Par) opens today
(Tuesday) Last week, \$1,400, fair.

'40-41 Selling Continued from page 5

continued from page 5

a consent decree, if coming, will call for and in what manner it will affect selling. The problem is trying, to decide whether the whole country should be sold right away, if that is possible, or whether sales should be intentionally slowed up. A consent decree will presumably mean cancellation of any contracts that are in, or attachment of riders to present agreements. It all depends on what may be agreed upon, under a settlement of the Government suit. Any selling that has been completed will have to be done all over again, under different conditions, if a consent decree provides for selling, in small blocks, screenings before buying, vital changes in clearance, etc. Arbitration machinery is another angle.

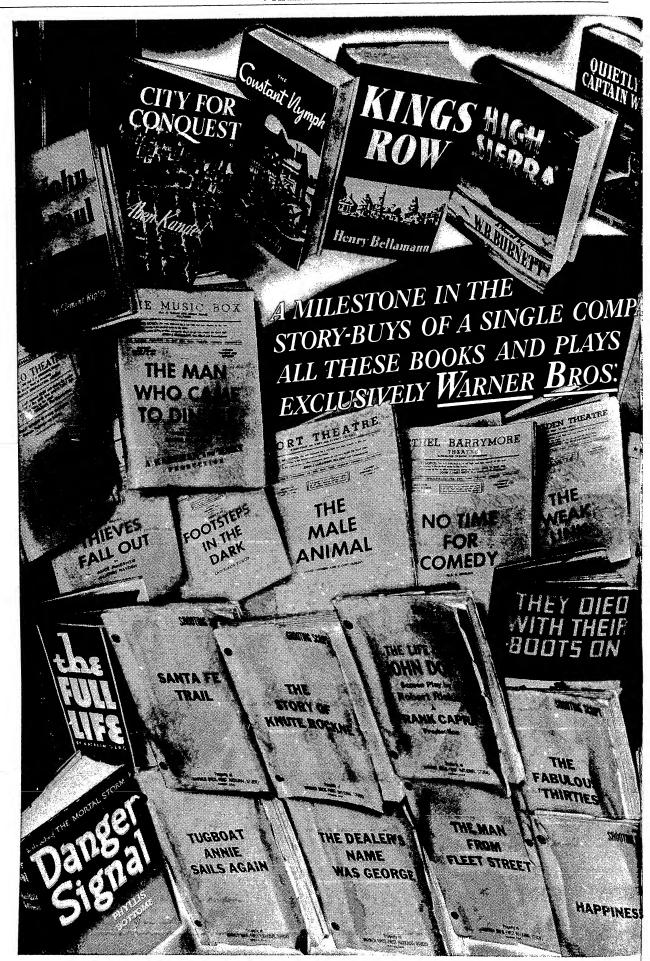
Exhibs Puzzled

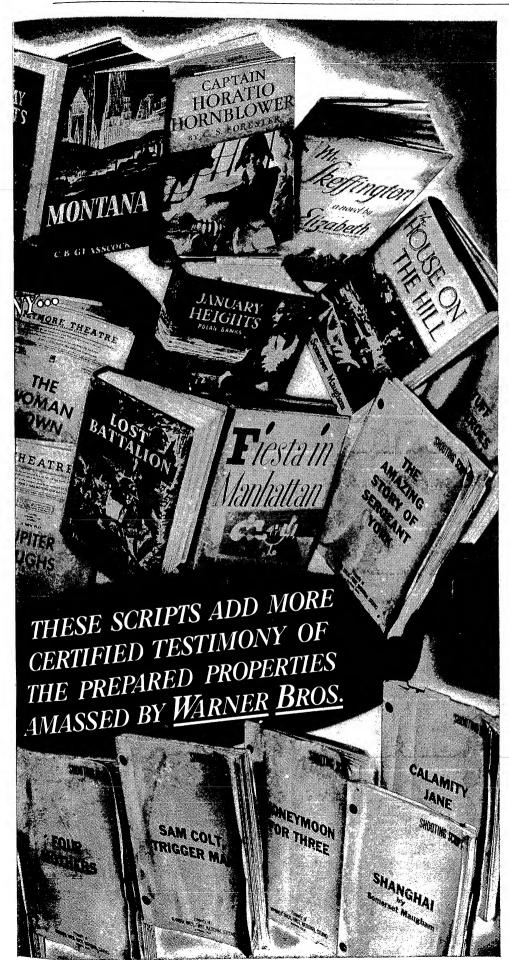
A few exhibitors have expressed the opinion that perhaps they wrong in not going shead to close all deals for '40-41 product required because a wartime boom might be coming. It is believed firmly in some exhib quarters that there will be a boom, particularly in towns profiting highly from defense and war measures, but whether it would be smart to get the deals set before that comes or not, is the burning question.

Should business increase through war, higher prices, upped employment, etc., the distributor would have a stronger argument on his side for steeper rentals. In that event-and even if there is no boom—the buyers fear the distribs are not only soing to fight to the last ditch for higher terms but are also going to haul the split figures down where deals are written on percentage. There may also be more intensive fighting so, far as preferred dating and clearance is concerned.

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MINIMIZES SO. AMERICAN BIZ

Future of U.S. Pictures in Balkans Clouded by Possibility That Nazı Sphere of Influence Might Spread

With the Nazi sphere of influence also increasingly threatening the Balkan countries, American distributors are watching closely to see what restrictions, creans ship and freezing of money will be placed on U. S. product in that territory. In the meantime, more normal communication has been established with European general managers while several companies have received word that business has been restored in Holland and may be shortly in Belgium.

gium.

No company officials would venture to predict just what would be the status of distribution, how soon it would approach normal and whether they would be able to get remitteness even if theatre business went along as usual within the next few months.

Maior company

few months.

Major companies are confronted with two factors in attempting to appraise the situation at this early date; (1) the war is not over; (2) if difficult to tell what the economic conditions in Europe will be for that matter, in the U.S., in the next six months.

RKO has received word that busi-RKO has received word that business now is on a normal basis in Holland though there is no information regarding remittances of rentals. Reginald Armour, Europeanmanager, is at Lisbon, Portugal, temporarily company headquarters for the Europe area. Money is coming through from Sweden, but it is difficult to get prints into that country and also Finland. Shipments have been made via Russia and also through Italy and Germany for these nations.

Lange Cables Par

Paramount has finally received a cable from Fred W. Lange, European chief, who said that headquarters for Europe had been set up at Barcelona Spain. He reached there after an 'unbelievable journey,' to quote his cable.

his cable.

While Lange is in Barcelona he will survey the possibilities of American production in Spain. There's little chance that Par head-quarters will remain at Barcelona because no distribution money is allowed out of the country. An effort will be made to shift Andre Olsen, who has been in Budapest, to The Hague so he can supervise Belgium and Holland. W. L. Deblois-Leach, financial man for the company at Bordeaux, now is safely in Loudon. Warner Bros. has also had word

Bordeaux, now is safely in Loudon. Warner Bros. has also had word that operations have been resumed in Holland, letter coming through requesting additional product. Robert Schless, European manager, presently in N. Y. for home office huddles after attending the domestic sales convention and huddling on the Coast, plans leaving for Europe July 18 on the Atlantic Clipper. No information has come through from A. Salticl, assistant manager, who still was Bordeaux when last heard from. still was

still was Bordeaux when last heard from Columbia's headquarters for Europe still are in Bordeaux, according, to a cable received this week. There is no indication that offices will be removed to Lisbon. Universal also is carrying on European operations from Bordeaux.

Meanwhile, foreign departments attempting to get the ultimate revenue from the Latin-American market and hoping that some additional income will result when such foreign productions from France and Germany no longer are supply Most foreign profuctions from France and Germany no longer are free in admitting that this market, which has been carefully developed over period of years, holds out small hope of compensating for losses in Europe.

GOULD'S LOOKSEE

Walter Gould, United Artists'
Latin America division manager,
left last weet by plane for idexico
City on the first leg of a tour of
his territory.
He plans an extended trip.

RKO's Westebbe Safe

Max Westebbe, RKO's manager in Max Westebbe, RKO's manager in Holland, whose whereabouts had the homeoffice concerned for about three weeks, has been reported safe in Amsterdam.

Slow mail was behind the late notification.

BRITISH EQUITY **PUSHES ACTION ON ACTOR AID**

Militant in an effort to combat the increasing distress its player ranks; British Equity is pressing its case before the government labor burgau.

bureau.

Actor organization constantly at the ear of the official department, drives home the problem of those artists seemingly in possession of a long summer engagement, but faced at the last minute with cancellation due to military seizure of piers and strawhat operations.

strawhat operations.

Another unset confined rather to the profesh, is the actor who registers under the military draft and is left with no engagement because of the impossibility to forecast actual date of call-up. Equity has secured an arrangement with the labor bureau for performers in such predicaments to become available for unemployment assistance. Previously they were unentitled to this.

Bulgaria's Foreign Film Imports Paced By American Firms

Dy American rifms

Sofia, July 2.

Despite the close Bulgarian association with the Axis, and the latter's opposition to all things American, U. S. films, by their virtual superiority in quality, have overcome to some extent the Yank antipathy here. Though not a large market, the Yanks have a corner on 50% of the film imports and the Bulgarian importers in the U. S.

Closest U. S. competitors are the Nazis and the Soviets, both of whom are held in high favor by neutral Bulgarian and who find a ready market for their propaganda pix. After the totalitarians come the French, who sell about 15%. Remaining 5% is divided among the small nations. The Bulgarians themselves offer no competish since they've unrecled only four picts in their history. Last. They: Häve Been. Victorious' did big biz, however, which may encourage the natives to go into the field incre seriously. All foreign films are shown in their native lingos with super-imposed titles. Intake doesn't warrant dubbing. with super-imposed titles, doesn't warrant dubbing.

GOV'T WILL DOUBLE BRITISH TAX ON PIX

London, July 2. Current entertainment tax on films Current entertainment tax on films, yielding \$20,000,000 annually, is to be doubled to enable the government to meet better its need for building up, the defense fund.

Resultant upping of film theatre prices will be confined to the lowerprice scales, hitherto free of tax.

HIGH ILLITERACY RATE IS BLAMED

Foreign Manager of U.S.Co. Says Uruguay and Argentine, With Highest Standards of Living, Have More Non-Readers Than No. Carolina, Whose 14.9% Is Worst of Any State

PROVES POINT

High rate of illiteracy in South America is blamed by the foreign manager of one of the major U. S. film companies, as a principal reason why producers in the United States are singing in the dark in expecting to compensate for any large portion of European loss by increasing sales in S. A. Foreign exec refuses to have his name used with the statement. Latter's repudiation of the South American market is consistent with that of Joe McConville, Columbia Piers' foreign chief, upon his return of a Latin-American survey some time ago.

It is hopeless, former declares, to erect theatres, or make any other great effort to add to grosses in a country lik Brazil, where large part of the population is Indian. These people are primitives who will not be potential film-goers for several generations, although they are naturally included in the statistics on population which some distribs are viewing with hope, he said.

Although accurate figures on illiteracy difficult to obtain for South America, it is believed that even the countries with the highest standards of living, like Uruguay and the Argentine, have a considerably greater percentage of non-readers than the state with the worst record in U. S., North Carolina, 149%.

Many states in this country have illiteracy records of less than 1%.

Frove Point

Study of similar cities in South America and the U. S. was made to prove his point by the foreign manager who advanced the illiteracy theory. For one comparison he used Barranquilla, Colombia, which has a population of about 150,000, and anyiely in midwestern U. S. with approximately the same population. In Barranquilla, a survey showed, there were only 10,000 potential film-goers and 3,000 who actually patrouized theatres. In the U. S. city there were sould show the same population. Films with South American locales, like "Down Argentine Way, being made by 20th-Fox, and "They Met in Argentina," an RKO promise law for the city of the screen films which they line why experience don't picture the territory accurately.

2 Par Foreign Execs Sail for Home Posts

Two of Paramount', Latin Amer ican representatives who have been huddling in New York with John W. Hicks, J. R., Par's foreign chief, shoved off for their home posts last

shoved off for their home posts last week.

A. L. Pratchett, Central American manager, who headquarters in Mexico City, planed for Cuba Saturda. (29), where he plans stopping over in order to check the new Cuban anti-blockbooking bill recently passed there. He was delegated this mission by the industry. J. D. Rappoport, manager for Cuba, left Friday (28) by auto, planning to ferry across from Miami to Havana.

S. F. Pierpoint, Brazil managor, lans sailing July 13 for Rto de Janeiro.

Gov't Backing of Aussie Pic Prod. Stopped to Meet War Emergency; **Hoyts-Greater Union Bond Dropped**

Scandia Revenue Frozen

American pictures are still getting a strong play in Denmark and Norway but no revenue is being sent out of the country to distributors. Understood that small remittances may be made by late fall and full payment is not expected until the war is over.

M-G TO FINANCE **5 INDIE FILMS** IN ENGLAND

London, June 18.
Sam Eckman, Jr., Metro's British chief, plans continuance of Metro interest in British-made product, following fold of M-G's Denham production unit. New deal is for five films of major standard to be made here by independents with M-G financing.

Attanacement to:

here by independents with M-G financing:
Arrangement has come in for wide acclaim, supplying needed fillip to home production setup and taking care of the gap artists saw with the departure of Ben Goetz, production chief in England for M-G. Just where Robert Donat, M-G contractee, will tie in with the forth-coming production deal is not indicated. Player is now touring Shaw's: 'Devil's Disciple,' and has intimated this interest in three other legit vehicles for later staging.

'Security Censorship' Tax of \$1-Per-Reel Hit By British Producers

Meeting last week of executives of the British Film Producers Assa, bewailed the decreasing scope of their operations as war spread cuts into overseas markets. After battling to open up a valuable field, exporters are faced with the prospect of a fotal loss on one side and the increasing difficulties encountered in shipping product to countries where business is still available. Mention was made of a deal with Italy for Pygmalion running to \$18,000. What happened to it the exporters didn't need to say. Similar change has overcome business formerly achieved Holland, Belgium and Denmark. Close-to-home beef from the producers concerns the government levy of \$1 a reel on all films exported. Officially, it's termed security censorship. To the producer group it's an irritation it will seek to have, removed by concentrating on government's glad-hand to the overseas dispatch of British product, Stuff, is being built up more and more as the finest type of propaganda available.

ARDREY PLAY PREEMS

London, June 18.

New subscription group formed to prevate here on cultural standards will include an intimate theatre among its endeavors tagged The Neighborhood. Film player Michael Redgrave appears in the first offering. Thinder Rock, Robert Ardrey's construction piece which had a short Broadway stay last November. Herbert Marshall (not the actor) is producing Rock.

Play is also to be published here.

BRISSON'S TOUGH LUCK
Carl Brisson, the actor, now a naturalized Briton, has—or had unaturated Briton has—or had unaturated Briton, had unatu

Sydney, July 2:
Cinesound, most active Australian picture producer, has halted shooting on 'Homebrew Fare,' and probably will stop all local production following the tightening of the British market and stoppage of any further coin backing from the Anzac government to all home producers.
Further repercussion from the European war has been the sudden cancellation of the proposed merger between Hoyts and Greater Union Theatres circuit. It was proposed to have the merger ready by July 1, but it's been temporarily abandoned following the government's edict controlling all local manpower and finances.
Friendly arrangement has been made whereby Hoyts is granting Greater Union a certain supply of its film product in Australia until conditions improve.

Merger Near a Year Ago
Merger of Hoyts and Greater
Union Theatres into a booking combine under the operating title of
General Theatres Corp., was nearly
set more than a year ago, but never
ratified by directors of the Hoyts
circuit. Such an arrangement was
proposed because of long series of
complaints by Greater Union that all
ace American product had been corrated in Aussie territory by Hoyts.
Australian government had allocaled several hundred thousand dollairs to Anzac film producers to bolster native production. These are
the advances that have been halted.

LONDON'S 'MARGIN' BOW **DELAYED: STIX TOUR SET**

DELAYED; STIX TOUR SET

The uncertainty that's accompanied prospective legit openings in London's West End, due to the threatened Nazi attack on England, has been a factor in prolonging the London debut of Clare Boottle's Margin for Error, according to cabled reports from London. Consequently, the anti-Nazi comedy, which recently ended a Broadway run, is due to tour the provinces for at least six weeks, at the end of which it would be determined more definitely whether the show could be brought and the strength of the show of the strain, with Charles Allen, New York agent, handling the negotiations between the former and Aldrich & Myers, the show's New York producers.

"Margin' preems in Birmingham July 8 for one week, with subsequent weeks following in Manchester. Liverpool, Newcastle, Clasgow and Edinburgh. These dates are comparatively distant from the channel coast, from which the Nazi attack is expected to be directed.

Despite the Labor Ministry's rulaing in England restricting ennologment of alien performers there. Sachs, has signed Hurtley Power, American, for the part of the New York policeman.

Many English players tried for the role, but Power's acquaintance with New Yorkese, a pertinence of the characterization, won out. Power has been in England for several years, originally going over with the show 'Broadway'.

Bacher Sets RKO Ballyhoo Program In WGN, Chicago, (and Trib) Tieup

Chicago, July 2. Bill Bacher, new program super

for WGN, has completed plans for a special radio preview of the

for a special radio preview of the Tom Brown's School Days' picture in a tie-up with RKO Studios.

Program will be broadcast on July II with WGN talent chief Noel Gerion having set deals for Sir Cedric Hardwicke, Freddie Bartholomew and Jimmy Lydon of the picture last to come in to their roles on the air show.

It is the second of a series of these preview programs' which Bacher und Gerson, with the backing of Col. R. McCormick, are getting for the WCN-Mutual ride. First was Trene, which brought in Anna Neagle and Jurgess Meredith for the radiozation if the flicker.

RAMPARTS' PREEM ON JULY 12 IN WASHINGTON

n Washington, July 12, was set this week. Washington was picked solo spot for initial showing be-ause Congress still will be in sea-

Feature, the first turned out by he March of Time, was hurried for distribution because of the present National Preparedness campaign, producers believing the subject fits well with this drive to bolster military preparations. Roy E. Larzen, president of Time Inc., and co-founder of March of Time reel, as well as William Geer, his assistant, have assisted Louis de Rochemont, foroducer, in recent weeks in putting he final touches on the production.

Picture, which has 73 speaking

he final touches on the production.

Picture, which has 73 speaking roles, is not a dramatization of Major George Fielding Eliot's book, only the title-of this work being used. About 300,000 feet of negative were shot in turning out the feature which required about 18 months to complete. Actual work on the production scenes was not started until last September at New London, Conm., but previously much background material including clips from U. S. Signal Corps had been obtained.

Elsa Maxwell's Class Hypo: 4G B.O in Frisco

San Francisco, July 2.

A \$4,000 premiere in a 400-seat house is the record claimed by Herbert Rosener for opening of The Baker's Wife, French picture, at Clay Friday (28). With Elsa Maxwell as sponsor and proceeds going to Allied War Relief, ultra crowd paid \$5 to \$20 a seat, Festivities included previews of two Maxwell shorts, A Lady an' the Lug' (WB) and Riding into Society' (WB).

La Maxwell drew entirely new San Francisco, July 2.

La Maxwell drew entirely new erowd to arty house, including many bluebloods hitherto unaware of its

12,000 Kids Cuffo

Houston, July 2.

More than 12,000 children were enertained by Will Horwitz, Houston heatre operator, Thursday (27) a

tertained by Will Horwitz, Houston theatre operator, Thursday (27) at his 21st annual yacation party at the Iris theatre.

Children were given free bus transportation to and from the theatre by means of coupons attached to theatre ads in the local newspapers, in addition to free admission to see a western, short reels and a chapter of a serial. Bags of peanuts were distributed to each child. The party has been an annual affair since the Iris was opened 21 years ago. Horwitz also operates the Texan, Uptown and Ritz theatres.

MG Drops Studio News

Hollywood, July 2.

Hollywood, July 2.

Shelving of Metro Studio News is a further step in the tightening of the Culver City plant's publicity-advertising expenses.

Howard Dietz, Howard Strickling and Frank Whitbeck have been huddling over a plan to spend the bulk of the company's exploitation appropriation in the magazines, dailies and trade papers.

Buffalo Tieups

Buffalo, July 2.

Buffalo, July 2.
Local Shea Publix houses are bearing down heavily on tieups. Arrangement with Canada Dry for the Buffalo includes the installation of a yacht bar with free ginger ale give-aways to patrons during the summer.

mer.

Tieup for the Shea nabe houses with Niagara Frontier Electrical Assn. will result in presentation of short skits on the stages, and give-aways of electrical appliances as conlest prizes.

For Solos

Continued from page 7.

ducers to stop making 'fillers' thus enabling the exhibitor to give a good enough show to round out a good two-hour program.

'Must Clean House'

Bill Novak, manager of Regina's biggest house, the Capitol (Famous Players), says that exhibitors must clean house and rid themselves of

biggest house, the Capitol (Famous Players), says that exhibitors must Players), says that exhibitors must Players), says that exhibitors must clean house and rid themselves of double bills it they intend staying in business. His theatre runs a single feature policy.

Winnipeg exhibitors do not like double features but see small chance for halting them. Cyl Gunn, manager of the Metropolitan there, believes there is small chance of eliminating them because any agreement among exhibitors to half dualing would be spoiled by some exhib getting out of line. Eddie Newman, manager of the Lyceum, top house of the Western Theatre circuit, holds much the same views but points out that even if major companies agreed to cut production there probably always would be the 'quitche' producer who would load, the market with inferior product, and always be exhibitors to buy such material. Then the customer, still trying toget something extra for his money, would turn to the house dualing, according to Newman, and the whole business would start over again—briefly, the vicious circle.

Rotsky's Big Tif

business would start over againbriefly; the vicious circle.

Roteky's Big 'IP'

Up in Montreal, George Rotsky,
managing director of Consolidated
Theatres, Ltd., which leases five Famous Players houses, says, 'I favor
single bills if the picture is good
enough. But that is a big 'if' because quite often the single feature
is not strong enough to be the solo
picture. They are a necessity only
in the case product is not of a quality to support single showing—that
qualification makes them a necessity under present conditions.

J. M. Franklin, head of Franklin
& Herschorn circuit, in New Brunswick, favors continuing double features, but says that the second feature is what customers ask about,
and believes they can be eliminated
only when producers concentrate on
Class A productions. Most houses
in F. & H. chain run two features
plus news, comedy short or educational and sometimes a serial.

TITLE CHANGES

Hollywood, July 2. 20th-Fox derailed Charlie Chan in Washington for Charlie Chan in New York.

"The Great McGinty' is the release title for 'Down Went McGinty' at Paramount.

Paramount.

'A Dispatch from Reuters' is re-lease tag on 'The Man From Fleet Street,' at Warners.

'You'll Find Out' is the new handle on the Kay Kyser picture, 'The Old Professor,' at RKO

'Lord Epping Out West' was changed to 'Mexican Spitfire Out West,' at RKO.

'Tampered Evidence' became The Great Swindle' at Columbia. 'Lady in Love' new tag on 'Stunt Man' at RKO.

Frank Capra switched from 'Life of John Doe' to 'Meet John Doe.' 'Diamond Frontier' is release title n 'Modern Monte Cristo' at Uni-ersal.

"The Impostor' was changed to The Girl From Havana' at Republic The imposur "The Girl From Havana' at Republic, The Lady in Question' third title for It Happened in Paris,' for-merly 'Gribouille,' at Columbia. "Oklahoma Outlaws' became 'Oklahoma Renegades' at Republic," bandle on

homa Renegades' at Republic.

Dance Hall' is new handle on Giant Swing' at 20th-Fox.

Three Faces West' is the final tag for 'Refugee,' formerly 'Doctors Don't Tell,' at Republic.

U.S. Billions

program—studios within the week have quickened their production skeds with the prospect of 50 films in simultaneous filming.

weight with the prospect of 30 films in simultaneous filming.

Word from eastern distribution of fices, guardedly conveyed to studio execs, is that the consent decree banning of blockbooking will not become effective until the selling season for the 1941-42 product, a year hence. The go-ahead signal has been flashed on present plans and stage space, in the larger lots, is filling rapidly as starting dates for camera work are being moved forward. The revived activity is the first good news which the film colony and its thousands of workers has heard in many months. Through winter and spring, curtailment was the universal order, Hollywood is going back to work.

From New York also comes

ment was the universal to their Annymond is going back to work.

From New York also comes couragement in the shape of better boxoffice returns which are ticipated in the coastal cities and manufacturing-centers as soon as the Navy-Army expansion gets underway. Congressional appropriations for armament, shipbuilding, candomment preparation and airplane building already have passed the \$7,000,000,000 mark, with indications of additional funds soon. Although a huge slice of these gigantic appropriations will go to the raw product field, undreamed totals will be paid out in wages—and wages mean general spending. Surveys reveal that film theatres come into a share of whatever coin is in circulation.

How They Live Up

How They Live Up

Mew They Live Up.

RKO, with seven pictures in the shooting process, has announced that 10 more will be made this month which represents the biggest summer rush in the company's history. Paramount, which was six months shead on part of its production during the current year, started slowing down, in February on orders from the home office which did not want to tie up too much coin. Par then ran along for a considerable period with only one and two pictures in production at a time. However, production picked up since May 1 and studio now has a backlog of 17 against an all-time high of 26 in January. Currently Paramount has four pictures shooting and five more to go this month.

January. Currently Paramount has four pictures shooting and five more to go this moith.

Columbia has seven in work which include 'Arizona' which still has three weeks to go. Col. starts one picture next week and will average one start per week through the summer, this being the normal schedule. Metro was considerably ahead of its schedule around Jan. 1 and slowed down from February to May. Currently, the studio is shooting five pictures and attempting to average seven in production at a time for the balance of, the year.

Twentieth-Fox was ahead of schedule early in the year but slowed down in the last five months. Plan for the new season is to allow a safety cushion on all features between the cutting room and release dates so as not to tie up huge sums in a heavy backlog. Currently the company has three pictures in work and plans starting six more this month which is about normal.

Wanner Bros. has four in work and will have six within another two weeks, which is about the normal schedule. While Warners has carried the heaviest backlog of any outfit, excepting Paramount, in the past few years, the company is proceeding cautiously in the next few months, keeping sufficient production on hand and avoiding any huge pile-up.

Universal always has argued that medutates to a liquid has a sufficient production on hand and avoiding any huge pile-up.

tion on hand and avoiding any huge pile-up.
Universal always has argued that production is a liquid business and that large backlogs are dangerous in addition to tieing up too much coin. Since the Nate Blumberg management took over, Universal has been able to get down to its own idea of schedules. Its plan has been to allow a 45-day cushion between the completion of a picture and the release date. Company now has six in work which is the number permitting the most efficient operation at the studio.

Republic now has only one in pile-up.
Universal always has argued that production is a liquid business and that large backlogs are dangerous in addition to teing up too much coin. Since the Nate Blumberg management took over Universal has been able to get down to its own idea of schedules. Its plan has been to allow a 45-day cushion between the completion of a picture and the release date. Company now has six in work which is the number permit ting the most efficient operation at the studio.

Republic now has only one in work and has been meeting release dates without piling up a backlog even though now starting on new season product.

Monogram is meeting release dates but has no backlog. Currently has three in work.

Monot of United Artists product for the current year is virtually finished or in work. This will be enough to keep release dates until almost February. In work now are two Eddie Small productions, Son of Monte Cristo and Kit Carson, with the later finishing this week.

O'Connor and Koerner O.O. Frisco; **Theatre and Exchange News Briefs**

Judell, St. Louis, No Payoff.

Judell, St. Louis, No Payoff.

The office manager of the local scheduler of the loc

Carl J. Polvino Bankrupt

Carl J. Polvino Bankrupt

Carl J. Polvino, of Cuba, N. Y.,
who operated the Phelps Chearly, Phelps, N. Y.,
Phelps, N. D. Vinnas filed in bankroot of \$3,000 and no assets.
Changes in the local RKO office
following the upping of Elmer Lux
to branch manager include transfer
of Jack Chinell from Rochester to
Buffalo city salesman, and Norman
Sper from Syracuse to Rochester.
District office of Warner theatres
division shifted from Jamestown to
Elmira by Ralph Crabill, district
manager.

Elmira by Ralph Crabill, district manager.

Minna Rosen, who recently acquired ownership of the Artistic, has joined local Republic exchange as booker, replacing AI Teeschemacher.

Maylair, Syracuse, taken over by Jack Karp, also operating the Cameo there, and reopened; Harold A. Manheim managing.

William Brimmer, formerly with Paramount and Republic exchanges, now with Universal, Omaha.

Morris Slotnick, Waterville, is hospitalized.

Paul Short Breveted
Paul Short, divisional manager
for National Screen Service with
headquarters in Dallas, recently
made a life member of Tent No. 17
of the Variety Clubs of America by
R. J. O'Donnell, first assistant hational Chief Barker and Chief Barker of Tent No. 17, for his efforts in
staging the celebrations attendant to
the control of the Control
Clubs of America, held in Dallas
April 20.

Tallman to Elmira
Albany, N. Y., July 2.
Milliam Tallman, assistant at
Strand, Warner Bros. ace Albany
house, promoted to manage the
Regent, Elmira, succeeding Mel Conhaim, recently shifted to Albany as
manager of the Ritz, vice Robert
Rosenthal, resigned. Andy Roy is
manager of the Strand.
William F. Murray, booker for
Grand, National in Albany and Butfalo until company folded, manfalo until company folded, manfalo until company folded, manfalo grey Auto-vision theatre in
East Greenbush. Owen Holmes, a
former Springfield (Mass.) projections operates the drive-in.

San Francisco, July 2.
John O'Connor, general manager of RKO theatres in New York, and C. W. Koerner, of L. A. office, in town (25-6) for inspection of local properties.
Everything comparatively quiet on film row except for workmen remodeling Paramount, headquarters, Siaff, operating from temporary quarters pending refurbishing with gala homecoming in early fall.
Casino theatre dark and back to bank for disposal.

Lizing Comparatively Comparatively McClains, general amanager of Central States Theatree.

Cinema, foreign film center here.
Jerry Wechsler latest addition to WB-FN sales staff here. He success Bob Lynch, resigned, and will be morthern area.

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McClain's Shakeup
Lincoln, Neb., July 2
M. E. McClain, general manager of
Central States Theatres in Nebraska,
shook up his staff a bit this week.
To replace Carl Rose, formerly in
York, Neb., he took M. E. Lofgren
from the Nebraska, J. H. Cooper
from the Nebraska, J. H. Cooper
from the Nebraska, J. H. Cooper
from the Nebraska managers inClain's other Nebraska managers inCollumbus, Norfolk, Henry Salthin,
Collumbus, Johnny Matthews, Albion; E. Schoenthal, Holdrege; and
Maynard Nelson, Norfolk, Neb.
Main offices of the Nebraska Theatrees, Iuc. L. L. Dent's Westland
theatres ally here, have been moved
from the Variety to the Liberty, by
general manager Howard Federer.
Of, three Nebraska theatres debeing robuilt and winter, two are
being robuilt and the Empress, Kearney, and
the Pace, Gordon, Neb.
Ray Hall's P.A. Chores

Ray Hall's P.A. Chores

Ray Hall's P.A. Chores
Ray L. Hall, former editor of
Pathe News and producer of shorts,
has joined the Grand Central theatre. N. Y., newsreel house, in charge
of press relations.
He will function in the same capacity also over the newsreeler that
is under construction at the new
Airlines terminal near to the Grand
Central.
John A. Downing, home office
rep for RKO, shifts to Boston to become manager of the company's exchange there.

Max Roth to WB Buffalo
Max Roth, former salesman of
Warner Bros, in Chicago, last week
was named branch manager in Buffalo, according to announcement by
Roy Haines, eastern and Canadian
sales manager. Roth takes the position left veant by the promotion of
Charles Rich from Buffalo to Cleveland as branch manager recently.

Bowers Shifts Houses
Wheeling, W. Va., July 2.
With the closing of the Virginia
here for the summer, William Bovers
manager, shifted to the Capitol.
Robert Roberts named manager of
the Victoria.

Much Chill—Alse at B.O.

More than \$100,000 worth of refrigeration systems are being installed in seven theatres here. Those
putting in cooling devices are the
Wayne, Harper, Ace, Atlas, Calvin,
Van Dyke and Dawn,
Van Dyke and Dawn,
being the coolest summer in years. Record breaking lows.

COOKING SCHOOL STUNT HYPOES PHILLY NABES

Philadelphia, July 2.

Matinee biz Stanley-Warner nabes has been hypoed by a cooking school stunt conducted in 24 key spots in conjunction with the Philly Record and the Philadelphia Electric

Co.

Experts from the newspaper and the utility appear at different house each afternoon to give cooking and household hints. Prizes donated by manufacturers and dealers of appliances are distributed to lucky number holders.

The events receive plenty of space in the Recognition



BEGIN THE BIG GRIN, BOYS!

Light entertainment is the right entertainment! And Paramount has nothing else but!

In the hills of Hollywood, the Reporter cheers up and cheers
Paramount's problem-purged program of light entertainment with these happy phrases: "Paramount's smartness should be applauded ...they're shooting in the right direction... LIGHT ENTERTAINMENT...

no problem pictures, nothing heavy, plenty of music and comedy, anything designed to give the people ESCAPE."

In the tall corn of lowa, the Tri-States Theatres check in with a "Definite reaction against heavy dramatic pictures." From coast to coast Paramount's prosperous parade of painless, problem-less pictures boosts the box offices, as thousands cheer "BUCK BENNY RIDES AGAIN"

THE GHOST BREAKERS" and look forward to "THE GREAT McGINTY," "COMIN' ROUND THE MOUNTAIN," "RHYTHM ON THE RIVER," and dozens more of Paramount's LIGHT ENTERTAINMENT!

MATINEE OR NIGHT & LIGHT IS RIGHT!

BE BRIGHT. ... GO PARAMOUNT

MARYLAND (TECHNICOLOR)

mury-Fox release of Gene Markey

Fox politing White Brennan, Fox

Battle McDanlel, Marjorie

Directed by Han', Kina, Origrennja' by Hatil, Kina, Origrennja' by Hatil, Kina, Origrennja' by Kitel, Hill and Jack
renner, George Barnes, teclinidirected by Han's Kina, Orig(mark) George Barnes, teclinidirected by Han's Kina, Orig(mark) George Barnes, teclinidirected by Handing Communita

June 28, 40, Kinning Cime, 90

"Illum Stewart	Walter Incentan
orloite Danlield	Fuy Bainter
1da	Brenda Joyce
a Dantield	John Payne
k Piner	Charles Ruggles
ttle	liotile McDanlel
porgle Toulin	Marjorie Weaver
broom Dontich!	Sidney Blackmer
adrach	Ben Carter
artone	Ernest Whitman
ckman	Paul Harvey
m Rollon	Robert Lowery
Tura	Spencer Charters
hnounger	lid Thorgerson
rictor	Stanley Andrews
C12	Erville Alderson
toninguin	Frunk Thomas
t Aul Of	Cliff Clark
Commission	tirace Ifayle
ha Addison	William Davidson
his many Pleton	Clavence Muse
See Ditters	
Dontlell ()	Bobby Anderson
o Danfield (1)	Dlckle Jones
Carlo (5)	Patsy Lou Barber
Asia Manual	
Seale	
115	Mililred Gover
Sarban Manager	Thaddeus Jones
other moses	Thaddeds Junes
Wixbene Street	Arle Liee Branche
other Inckey	Clinton, Rosemond
art Cierk	
hairman	Edword Fielding

Maryland is a companion picture Kentucky, turned out by 20th-jot a year are like its predecessor year are like its predecessor to the property of the property

Story is little more than a formula lot on which to hang incidents seedary to the training and racing of unters. It unwinds at a leisurely all to build up to the expected race the Maryland Hunt Club classic, landout, sequence is enaptiment of a legro revival meeting which catches item of the sequence is enaptiment of a legro revival meeting which catches item of the sequence is enaptiment of a legro revival meeting which catches item of the sequence is enaptiment of a legro revival meeting which catches item of the sequence is a leaver. Involved, the Maryland funt race is more thrilling as a display of the capabilities of both orses and riders than as a climactic nish to the picture.

When Fay Bainter's husband is alled during a fox hunt, she dispose of the sequence of th

Andy Hardy Meets

Debutante
(WITH SONGS)

Metro-Goldwyn-Mayer production and resase. Peatture Lewis Stone, Mickey Ronsase. Peatture Lewis Stone, Mickey Rongarindo Director. For Holden, duly
Sereehlay by Annalee Williamore And
Sereehlay by Annalee Williamore And
Sereehlay by Annalee Williamore And
Hornas Seller, bused on charactery revealed
in an Annale Company of the Company Debutante

(WITH SONGS)

Metro-Galawan-Mayer production and regard estrength to overcome the production's general debility.

Metro-Galawan-Mayer production and regard estrength to overcome the production's general debility.

Back in 1932 a hoodlum's lawyer story was something of a novetty for the scene, besides, riding then on the creek of the popularity of the scene, besides, riding then on the creek of the popularity of the scene, besides, riding then on the creek of the popularity of the scene, besides, riding then on the creek of the popularity of the scene, besides, riding then on the creek of the popularity of the scene, besides, riding then on the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the creek of the popularity of the scene, besides, riding then of the popularity of the scene, besides, riding then of the popularity of the scene, besides, riding then of the popularity of the scene, besides, riding then of the popularity of the scene, besides, riding then of the popularity of the scene, and the popularity of th

much-publicized glamor debutante. Packed with amusing situations and

much-publicized glamor debutante, and plenty of laugh entertainment, and plenty of laugh entertainment and plenty of laugh entertainment and laugh entertainment and laugh entertainment and laugh entertainment and laugh entertainment entertainmentainment entertainment entertainment entertainment entertainment entertainment entertainment entertainment entertainment enterta

The Man Who Talked Too Much

Too Much

Weiner Brot, release of Edmund Gentuer,
production, Stars George Brent and Virginia Bruce: features Brenda Marchail,
Bruce: features Brenda Marchail,
Bruce: features Brenda Marchail,
Bruce: features Brenda Marchail,
Brucet Marchail,
Brucet George Marchail
John March

This is a remake of The Mouthpiece, produced by WB back, in 1932 when anything in the way of in 1932 when anything in the way of a gangster film was usually big bo. The story has been given only a slight switch for 1940, plus more implausibilities, and it stacks up now as a weakie except in the limited number of action houses. Warren William and Aline MacWarren william and Aline MacWarren william and Aline MacWarren william and Virginia George Strent and Virginia Gignal; George Strent and the film's stars, but don't indicate sufficient marquee strength to overcome the production's general debility.

Rack in 1832 a hoodlum's lawyer.

Miniature Reviews

'Maryland' (20th). Horse-breed-ing and steeplechase yarn lifted to program rating by dandy Technicolor exteriors.

'Andy Hardy Meets Debutante' (M-G). Latest Hardy feature substantial entertainment to hy-(M-G)

substantial entertainment to hypo summer biz.

'The Man Who Talked Too
Much' (WB). Weak remake of
The Mouthpiece' (1932); stars
George Brent and Virginia
Bruce.

Bruce.
'Sallor's Lady' (20th). Light comedy entertainment for the lesser runs and dual billers. 'Queen of the Mob' (Par). J.

'Quen of the Mob' (Par). J.
Edgar Hoover, gangster thriller,
with Blanche Yurka and J. Carrol Naish; sturdy dualer.
'Street of Memories' (20th).
Familiar amnesia victim formula
displayed in ineffectual drama.
Strictly filler duals.
'Rocky Mountain Rangers'
(Rep). Three Mesquiteers ride
range again in slick western
thriller.
'Grand Ole Opry' (Rep).
Pleasantly corny dualer for the
family time, featuring Weaver
Bros and Elviry.

in his own practice until gang leader, Richard Barthelmess, persuades him to defend the mob for very fancy coin. This enables Brent to pay off his bills; send his kid brother, William Lundigan, through law school, and open an office that looks like Ben Mardens Rivbera Law school, and open an office that looks like Ben Mardens Rivbera Law school and pen and the state of the school of the fire, and this irks his pure-minded brother, who turns over to the FBI the necessary evidence to convict Barthelmess. Now the latter is Irked, so he has his mobsters frame the kid on a murder rap. Brent sweats the real killer into a confession, saves his brother from the chair at the last minute, and gets a few gun slugs from Barthelmess. In return. The finish shows him recovering in a hospital but he still doesn't clinch with the still doesn't clinch

SAILOR'S LADY

20th Century-Fox production and release.
Stars Nancy Kelly and Jon Hall; features
Joan Davis, Danna Andrews, Mary Nash,
Larry Crable. Will Vernon, Bruce Hampleady Company of the Compan week June 28, 40, Run(8). Noncy Kelly
John Hail
John Hail
John Andrews
Mary Nash
Larry Crabbe
Notharine Aldridge
Wally Vernon
Juce Hampton
(Buce Hampton
Charles D. Brown Danny Malone Myrile Serappy Wilson Miss Purvis

rections bit in the main concerns the rivalry between two gobs for the hand of Nancy Kelly, a gal who has inherited little Skipper as a ward. For purposes of farce, one of the sallors, Jon Hall, gets himself mistaken as the father of the child. Best sequence for laughs occurs after the kid has been planted on Hall's ship as it is about to engage in battle practice. Dialog has pretty good punch.

battle practice: Dance good punch; Joan Davis is in the cast but there isn't enough of the comedienne. Others in support include Larry Crabbe Dana Andrews Mary Nash. Wally Vernon and Charles D. Brown-Ohm.

QUEEN OF THE MOB

QUEEN OF THE MOB
Parameter production and releas Fentures Halph Bellamy, Blanche Yorita, J.
Carrol Naish, Jean Chgney William Henry,
Papul Keity, Richard Denning, James Berry,
Papul Keity, Richard Denning, James Berry,
Romer States of the Control of the Control
Research of the Research of th Jason Matron Mr. Milliken FBI Office Chief Newsboy

in several episot's and of course, right at the finish when the femme gangster says, 'alright G-man, you win.'

Despite this glossing over, few punches are pulled as machinations, of the ruthless kindnapers and robbers are vividly portrayed. Opening sequence his chilish a bank robbers are vividly portrayed. Opening sequence his chilish as bank robbers are vividly portrayed. Opening sequence his chilish as bank robbers are vividly portrayed. Opening sequence his chilish as bank robbers are vividly portrayed. Opening sequence his chilish as bank robbers are basequently discovered to complete the complete of the compl

STREET OF MEMORIES

STREET OF MEMORIES

Hollywood, June 26,

26th-For release of Lucien Rubbard production. Pease of Lucien Rubbard properiod of the Control of the Control

Articles of the Control of the Control

Lees's and Prederfol. Rubbard comments

Lees's and Prederfol.

Lees's and Rubbard

Larry Broad Ru

Tomme Auto December 1 and 1 an

Rocky Mountain Rangers

Republic release of Therr crey productions illustrates Robert Live human through the month fatton, Dancon Kenadah (Three Mesquiteres), Directed by George Shemian, Original story by J. Benion thenoy, hosed on characters created by William (oil Magnet Conference of the Conference of

Stony Brooke	Robert Livingston
Rusty Joslin	Raymond Hatton
Rlco	Dunean Repulde
Dorls Manners	Rosella Towne
King Borton	Leroy Muson
Captain Taylor	Pat O'Malley
Jim Barton	Dennie Moore
Monners	John St Palls
Sorgeant Bush	Robert Blak
John	Rure Counth
Harris	Jack Kirk

Latest cactus country thriller for Three Mesquiteers will further bolister their growing popularity with western fans. It has a plethora of action and neatly conceived plot, with the happy-go-lucky daredevils cashing in on better than customary cashing in observed than contract that cashing in the grant of the mail group strying to bring law and order to a Panhandle frontier town and fakes being the Laredo Kid' to break up a band of the small group strying to provide the cashing in the cashing the cashing the cashing the cashing in the service of the Texas Rangers, screen vet Raymond Hatton stealing scenes whenever he has the chance. Besides the swift tempo maintained by the production, there is well-staged plunge from an overhanding cliff onto a speeding stage-coach, and also a daring dive by one of the cowboys and his brone from a towering ledge into the water.

GROME Scherman's direction is top-flight. Jack Marta's inholography.

2	Oner.	Wanie
• (leen leero rank	***
	Cheliar	IL SHAM
:	Civirylune	Weaver
31	wiste Anne Weaver Lois	Ransor
٠,	Susie Anne Weaver Lois Fred Barnes Alli	an Land
1	William C. Scully	in tathe
	Thursday college	Noine
	(lunch' CliffaJohn	Hartley
٠(inger	11 1 1 1111
1	A. Clearenton	a Bleftt
	d. GavernorFerris	Taylor
	t'hele Daye Macan and Dorr	in .
7	Roy Acuft and Smoky Mountain Bo	with with
	Rachel	25 16.110

Forget Foreign Market

View of Situation

Pressure from eastern financial bigwigs to conform solely with domestic grosses, establishing production strictly on the basis of anticipated return from the new world market, has been intense. Foreign film chiefs, for several years visioning exactly what's happened to revenues. likewise agree with the financial interests.

and others. The South American ering 1939 said: The company has market is so small that it hardly pays to maintain exchanges and ship the life. The said ways been true of U.S. and Canada (domestic) and 15% S. A., even in the old silent days, it is stated.

Bankers' Realistic

View of Situation

View of Situation

losses of foreign subsids.

Universal, after writing off special amortization reserve of \$5,000 weekly, increased the amount to \$8,000 per Week in its half-year statement and made it retroactive to the first of the fiscal year. This realistic treatment of revenues was to the liking of Wall Street because it showed in black and white just how much foreign losses had cut into the net profits. Thus, the Universal statement revealed that this \$8,000 weekly writeoff reduced net earnings for the first six months from \$1,381,002 to \$1,173,002.

Similarly Columbia Pictures wrote financial interests.

The way bankers figure the situation it's simply a matter of making a \$1,000,000 feature for \$750,000, at \$700,000 fina for \$500,000, etc.

Last month Warner Bros, in showing figures for the 26 weeks ending last Feb. 24, pointed out the sible adjustments incident to war

... And for What!

Now that the Continental market is admittedly 'shot,' foreign film execs in New York admit that it's hardly been worth the effort, not only recently but for the past five years.

It's been a constant source of burned-up energy, with little net economic yield considering the effort they feel. For one thing, mount-ing restrictions, legislations and local financial embargoes were constantly harassing.

But, to quote a foreign film exec just back from Europe, where he had charge of the entire Continent: it wasn't worth it in this respect. To begin with, you're an American and they think you're crazy in business dealings. On the other hand, you're compelled to trade with Europeans of Hungarian, Czech, French, Polish, Syrian, Latin, Russian and German extraction, each with a completely different perspective on life and business, and each wondering what it's all about. You burned yourself out closing a deal, and for what?

impossibility of ascertaining what could be realized from the foreign market and that changed conditions in its 91-month earnings report. Despite this writeoff, companies and their conditions in its 91-month earnings report. Despite this writeoff, company wrote off \$370,000 as reserve for contingencies, charging it as a liability.

That Wall Street is watching the financial status of film companies closely was seen recently when several big houses in the Street, interested in Paramount securities, studied the summary of world conditions outlined by Barney Balaban to stockholders. Balaban gave a true picture of the company's investments abroad and the relation of foreign in advance, with foreign revenues to the total income of the corporation from all sources.

Paramount's annual statement cov-

Pitt Critics

Continued from page 3. to an indorsement of these two films, pointing out that they had seen the originals and hadn't found them wanting.

Feldman and Totman had a select clientale they work that they want they would be the select that they work they want they work the

originals and hadn't found them wanting.
Feldman and Totman had a select to contact, the mailing list of symphony and concert subscribers, and wanted to use the crix names, even their signatures. Krug, Lewis, Monahan, Lewis and Cohen saw nothing wrong with this. They told Feldman and Totman to go ahead. So the WB publicists immediately organized the Pittsburgh Movie Critics Circle and appointed Dorothy Darling secretary. A day later, letters headed with the name of the organization, and penned by Feldman and Totman, went to several thousand prospective upper-bracket customers over the hames of the reviewers and the communique urged the recipients to see two movies of importance. 'Our Town' and 'Susan and God.' At the same time there was a word, too, to be on the lookout for a pair o other big, worthwhile films, 'All This, and Heaven Too' and 'The Mortal Storm.' The letters also went on to say that the Pittsburgh Movie Critics Circle had been formed with an idea to informing discriminating people from time to time on the merits of a select group of Hollywood pictures, and liast, similar communications would reach them whenever the film on the way seemed to merit special consideration.

Crix in the Middle

Gazette wanted to know, take the bread right out of their own mouths? Here they were lending themselves; to direct-mail advertising expenditures which should have been used for legitimate newspaper space. Not only that, but they were also giving their opinions in advance, making it unnecessary for the film-going public to pay 3c to read in print what the boys thought about the new pix. Of course, the spanking was only verbal, but the critics were warned not to let it happen again, or else. Feldman and Totman at a late hour over the weekend were considering sending announcements to their mailing list reading: You have received your first—and last—communication from the Pittsburgh Movie Critics Circle.

magazine, Nathan was too limited in confining himself to the drama. He continues, of course, contributing per contract to Esquire and King Fea-

Philly Music **Union's Warner** Tiff in 8th Mo.

Philadelphia, July 2.
The strike (or lockout) of Local
77, American Federation of Musicians against the Stanley-Warner
circuit enters its eighth month this
week with the local receiving a
fresh bankroll to continue its fight
against the chain. The new money—
\$2,500—was voted to Local 77 by the
national AFM executive board following the recent convention in Indianapolis.

Sol Lesser and Ernst Lubitsch, who arrived in New York Monday (1), have concluded a deal with Paramount for the rights to an original, Divorces, which was owned by Par. The yarn formed the basis for a film Warner Bros. made in 1931 under another title. WB subsequently sold the rights to Par.

Reported Lesser-Lubitsch producing combo has definite ideas as to proper type of stories to offset current mood of war-jittery fans and that the Divorces story is in line with those ideas.

Hollywood, Jule 2. Hollywood, Jule 2.
Paramount purchased 'Botany
Bay,' by Charles Nordhoff and James
Norman Hall.
Columbia bought 'Penny Serenade,'
a mag serial by Martha Cheavens.
John Stone acquired screen rights
to Robert Crandall's novel, 'Scrappy,'
Larry Darmour purchased the Edgar Wallace novel, 'The Green
Archer.'

gar Wallace noves, Archer: 20th-Fox bought The Light of Heart, London stage play by Emlyn Williams:

Film Reviews

Continued from page 18

GRAND OLE OPRY

ties on the family time. There's enough music, bright comedy and singing in the Ozark manner to overshadow the old story of the rubes outwitting the city blades. This time the rubes are played by the Weaver Bros. and Elviry (June Weaver), who bring about the utimate election of Leon Weaver as governor after the usual difficulties encountered from the crooked politicians.

consideration.

A graph text personal p governor after the usual difficulties encountered from the crooked politicians.

Weak story is considerably subordinated to the antics of the hillbilly singing-instrumental units, who, in addition to the featured true, consist of the control of t

Meets Tax Situation

be a good idea to go to an even fig-ure like 30c, which after payment of the tax would result in a net of 27c be done, instead of the 25c now obtained tax-free done.

ure like 30c, which after payment of the tax would result in a net of 27c instead of the 25c now obtained tax-free.

Chain operators do not believe that this is wise because of the possibility the public may feel the flimbusiness is taking advantage of an emergency war step, that is eating into the public pocketbook: in all other respects. A major chain source also expresses the belief that perturbase it is better not to increase in order to maintain the present rate of attendance, although the industry generally has been hoping for higher prices in order to enlarge domestic returns.

Biggies Keep Scales
All the producer-owned circuits, Paramount, Loew's, Warner Bros.
RKO and National Theatres (Fox), have agreed to remain at the same

Biggies Keep Scales
All the producer-owned circuits,
Paramount, Loew's, Warner Bros.
RKO and National Theatres (Fox),
have agreed to remain at the same
scales, adding the tax for payment,
by the public, but indicated that
later on, depending on conditions,
war boom, etc., there may be upping.
On the other, hand, the chains are
the more important indies.

The Independent Theatre Owners.

\$2,500—was voten to board following the recent convention in Indianapolis.

The Philly local was heartened by the clevation of James C. Petrillo to the presidency of the APM.

With Petrillo in the driver's seat, the local expects more vigorous cooperation in the fight to force Warners to rehire its members dropped. Dec. 1, 1939, in a dispute over terms of a new contract.

A. Rex Riccardi, secretary of Local T7, said the union will make a effort to arrange a meeting with S-W exces within the next two weeks. There have been no negotiations toward settlement of the dispute for nearly three months. An attempt by a Federal conciliator to bring both sides together last May also fizzled.

WB STORY TO PAR TO

LESSER AND LUBITSCH*

Sol Lesser and Ernst Lubitsch, who arrived in New York Monday 1), and arrived in New York Monday 1), and arrived in New York Monday 1, and the third the Arrived In New York Monday 1, and the The York Mo

Allied Advocates No Absorption of the T

Allied States Assn. takes the program to the new tax that absorpt by the theatres would be ruinc with the crisis particularly acute to the 25c admissions. The associon wired each Allied territory report action on the tax, particularly as to the quarter price scale

In yir day as to the quarter price scale. In yirtually all cases it was formed that the exhibitors wo pass the tax on to the public. So territories have decided on us trailers while in one known instar in New England, theatres are tak group ads.

group ads.

The report from Indianapolis : other Indiana cities was that All members would follow the lead the affiliated first runs. Allied ; recommended to exhib groups t it carry on an intensive educatio campaign through trailers and ne paper ads to impress the public t in paying the new tax the public contributing directly and materis to the national defense,

Pass Tax Along

about-face if the majors themselves chiseled downward in order to save on the tax or escape, it, it is pointed out.

Paramount, which is made up of many partners who have the final say on operation and policy, has recommended to all such partners that the present scales stick and that

New York Theatres



State (***) Last Times Wed.
"MY SON.
MY SON"

tarts Thur., July Vivien Leigh Robt. Taylor "WATERLOO BRIDGE" In Person J. C. Filpren Betty Hutton

HELD OVER Capitor
3rd Big Wookl Breadway Slat Street THE MORTAL STORM Margaret Sullavan - James Stewar Robert Young - Frank Morga A Metro-Goldwyn-Mayer Picture

PARAMOUNT 25% Bob Hope Paulette Goddard In Person ORRIN TUCKER And His Orc. Bonnie Baker

"GHOST WALKERS"

Mebbe Lucky Changes

Hollywood, July 2
Lucky Partners' resumed shooting at RKO after a halt of two weeks because of script changes.
Picture under Lewis Milestone's direction co-starts Ginger Rogers and Ronald Colman.



GEORGE BRENT in "THE MAN WHO TALKED TOO MUCH"

BOB CROSBY and His Orch Broadway STRAND To 12 Noor and 47th St. STRAND Mon. to 1 rl

RADIO MUSIC HALL "ALL THIS AND HEAVEN TOO"

Spectacular Stage Productions

BOOKING CHART

r information of theatre and film exchange bookers VARIETY presents a complete chart of feature releases of all the American distributing companies for the current quarterly period. Date of reviews as given in VARIETY and the running time of prints are included.)

COPYRIGHT, 1940, BY VARIETY, INC. ALL RIGHTS RESERVED in Variety. Key to Type Abbreviations

EEK OF LEASE	Rev. in Var.	TITLE AND COMPANY	TYPE		T.
/40	4/24 3/29 5/1 4/17 5/15 5/1	BLOCK 'K' RIDES TONIGHT (Col) IRENE (RKO) SO THIS IS LONDON (20th) 20 MULE TEAM (N-G) BUCK BENY RIDES AGAIN (Par) TEAR GAS SQUAD (WB) IF I HAD ANY WAY (U)	W MU C D C M M	W. Berry-L. Carrillo-M. Rambcau 8 J. Benny-Rochester-E. Drew 8	5
0/40	5, 8 4/3 6/12 5/1 5/22 5/22 5/15 4/10	OPENED BY MISTAKE (Par) BEYOND TOMORROW (RKO) THE CROOKED ROAD (Rep) I WAS AN ADVENTURESS (20th) SKI PATROL (U) EDISON, THE MAN (M-G) GAUCHO SERENADE (Rep) COWBOY FROM SUNDOWN (Mone) SATURDAY'S CHILDREN (WB)	W	C. Winninger-C. A. Smith-B. Barnes E. Lowel-I. Hervey-H. Wilcoxon Origina-R. Greene-E. von Strohelm E. Desti-P. Dorn-K. Adams S. Tracy-R. Johnson-L. Overman G. Autry-S. Burnette T. Ritter-R. Ates-P. Haddon J. Garifel-A. Shritey S.	55 84 62 80 64 04 66
17/40	6/12 4/24 5/15 5/1 5/1 6/12 5/8 6/5 5/22 5/15 5/15	BABIES FOR SALE (Col) TWO GIRLS ON BROADWAY (M-G) WATERLOO BRIDGE (M-G)	C CD D RD RD C C	G. Ford-R. Hudson L. Turner-J. Blondell-G. Murphy R. Taylet-V. Lehn-V. Field D. Lamour-R. Preston-L. Overman L. Dunne-C. Grant-R. Scott S. Bylngton-K. Howell-G. Ernest J. Hubbard-A. Menjou-C. Landis P. 'Jorre-R. Hudson-C. Middleton Jack Randall-C. Curtis-C. Rochelle L. Nolan-L. Lane	70 18 15 11 18
<u>!4/40</u>	6/26 4/10 5/29 7/3 5/22 5/15 5/8	TEXAS STAGECOACH (Col) ON THE SPOT (Mono) THE BISCUIT EATER (Par) YOU CAN'T FOOL YOU'R WIFE (RKO) ROCKY MOUNTAIN RANGERS (Rep) LILLIAN RUSSELL (20th) OUR TOWN (UA) TORRID ZONE (WB)	W M CD CD W RD D CD	L. Ball-J. Ellison-E. Dunn R. Livingston-R. Hatton-D. Renaldo 5 A. Faye-D. Ameche-H. Fonda 12 W. Holden-M. Scott-F. Bainter	55 55 700
31/40	6/12 5/29 5/22 3/13 6/19 6/12 6/12	LONE WOLF MEETS LADY (Col) THE PHANTOM RAIDERS (M-G) THOSE WERE THE DAYS (Par) BILL OF DIVORCEMENT (RKO) GIRL IN 318 (20th) LA CONGA NIGHTS (U) BAD MAN FROM RED BUTTE (U) MURDER IN THE AIR (WB)	M CD C D RD CD W M	M. O'Hara-A. Menjou-F. Bainter F. Rice-K. Taylor-J. Valerie H. Herbert-C. Moore-D. O'Keefe	52 70 70 70 56 50 58
7/40	6/19 6/5 5/22 6/26 4/24 6/5	PASSPORT TO ALCATRAZ (Col) SUSAN AND GOD (M-G) HIDDEN GOLD (Par) WAGONS WESTWARD (Rep) SAINT TAKES OVER (RKO) EARTHBOUND (20th) NO EXIT (U)	M C W W M D D	J. Crawford-F. March-B. Hayworth 11 W. Boyd-R. Hayden-B. Wood C. Morris-A. Louise-B. Jones G. Sanders-W. Barrle W. Baxter-A. Leeds-L. Barl W. Ford-K. Adams	50 15 51 70 58 67
14/40	6/12 5/22 7/3 6/26 5/29 5/22 6/26	SAFARI (Par) GRAND OLD OPRY (Rep) CARSON CITY KID (Rep) TOM BEDOWN'S SCHOOL DAYS (RKO) FOUR SONS (20th) SANDY IS A LADY (U) FUGITIVE ROM JUSTICE (WB) PRAIRIE LAW (RKO)	D M W	A. Dyorak-L. Lane-H. Mack M. Sullavan-J. Siewart-F. Morgan 19 M. Carroll-D. Fairbanks, Jr. 18 Weaver BrosElviry-L. Ranson R. Rogers-G. Hayes-B. Steele J. Lydon-F. Bartholomew D. Ameche-M. B. Hughes-A. Curtis 1 Baby Sandy-M. Auer-N. Grey R. Fryor-L. Bairbanks G. O'Brien-V. Vale-D. Hogan	68 88
21/40	6/26 6/12 6/19 5/8	THE CAPTAIN IS A LADY (M-G) QUEEN OF THE YUKON (Mono) THE GHOST BREAKERS (Par) POP ALWAYS PAYS (RKO) CHAN'S MURDER CRUISE (20th) I CAN'T GIVE YOU ANYTHING BUT LOVE, BABY (U) GAMBLING ON HIGH SEAS (WB)	CD D C C M D	V. Grey-B. Burke-C. Coburn No cast B. Hope-P. Goddard-R. Carlson L. Errol-D. O'Keefe-A. Pearce S. Toler-M. Weaver-L. Atwill J. Downs-P. Moran-B. Crawford W. Morris-J. Wyman	63 83 65 70
28, 40	6/19 7/3 6/19 5/29	BLONDIE BEWARE (Col) RETURN OF WILD BILL (Col) ONE MAN'S LAW (Rep) NEW MOON (M-G) QUEN OF WHE (Col) AND COLOR (Rep) AND COLOR (REC) LUCKY CISCO KID (20th)	W W MU M D	The state of the s	60. 85
5/40	7/3 5/29 6/26 7/3 6/12 7/3	OUT WEST WITH PEPPERS (Col) ANDY HARDY MEETS DEBUTANTE (M GOLDEN TRAIL (Mono) WAY OF ALL FLESH (Par) DR. CHRISTIAN MEETS WOMEN (RKO) SAILOR'S LADY (20th) PRIVATE AFFAIRS (U) MAN WHO TALKED TOO MUCH (WB)	C G) C W D CD CD CD D	M. Rooney-L. Stone-J. Garland T. Ritter-I. Guest A. Tamiroff-G. George-W. Henry J. Hersholt-E. Kennedy-D. Lovett N. Kelly-J. Hall-J. Davis H. Herbert-N. Kelly-R. Young	87 82 65 67 75 76
/12/40	6/5 6/26 6/12	ONE CAME HOME (M-G) STAGE OO ACH WAR (Par) SCATTERBE IN Rep) MANHATAN HER THEAT (20th) BLACK DIAMONDS U MY LOCK CAME BACK (WB) ALL THIS AND HEAVEN, TOO (WB)	D W C CD M RD RD	L. Stone-R. Young-W. Gargan W. Boyd-R. Hayden-B. Wood J. Canova-A. Mowbay-R. Donnelly R. Sterling-V. Gilmore-J. Davis R. Arlen-A. Devine O. de Haviland-E. Albert-J. Wyman C. Boyer-B. Davis	61 71 81 40
/19/40	6/26 7/3	MILITARY ACADEMY (Col) KID REPORTERS (Mono) WE WHO ARE YOUNG (M-G) CAROLINA MOON (Rep) CROSS COUNTRY ROMANCE (RKO) MARYLAND (20th) ARIZONA CYCLONE (U) LADIES MUST LIVE (WB)	D M CD W RD RD W	T. Kelly-B. Jordan M. M. Jones-J. Moran L. Turner-J. Shelton-G. Lockhart G. Autry-S. Burnette-J. Storey G. Raymond-W. Barrie	66 90
/26, 40	6, 26	BLONDIE HAS SERVANT (Cel) PRIDE AND PREJUDICE (M-G) BOYS OF THE CITY (Mono) UNTAMED (Par) STAGE TO CHING (RKO) MILLIONARES IN PRISON (RKO) YOU'RE NOT SO TOUGH (U)	C RD M RD W M	P. Singleton-A. Lake G. Garson-L. Olivier-M. Boland East Side Kids	82 63
2/40		IT HAPPENED IN PARIS (Col) GOLDEN GLOVES (Par) STRANGER ON THIRD FLOOR (RKO) THE GREAT PROFILE (20th) MODERN MONTE CRISTO (U) THEY DRIVE BY NIGHT (WB)	C M D C D M	B. Aherne-R. Hayworth-G. Ford R. Denning-J. Cagney-R. Paige P. Lorre-J. McGuire-M. Tallichet J. Barrymore-M. B. Hughes V. McLaglen-A. Nagle G. Ratt-A. Sherjdan	

SAG Will Recognize

Await Committee Report

The Screen Actors Guild board is aware of the economic problem of the extra player who is attempting to earn his living in an overcrowded field. The board also is aware that this problem may have caused. Central Casting to prepare the list-terred to in an effort to spread work However, the board believes that the only sound approach to the problem must await the report and recommendations of the Producer-Guild Standing Committee, which for more than one year has been making a detailed study of extra work. The Standing Committee report is expected in the near future, and its recommendations will call for an understanding and cooperative effort on the part of all concerned in the motion picture industry.

Extra players whose names appeared on the list of 119 have asked the board for a complete list of extras who earned more than \$700 through Central Casting during the first five months of this year. The Guild does not make public figures on earnings of its members.

The following committee has been appointed to represent the extrastry. Richard Bitsood, Russell Heustis, Joe Gilbert, Capt. Fred C. Somers, Clark Morgan, Mary Jane Hodge, Harry Templeton, Fred Rapport, Ronnie Rondell, Mike Lalley. The SAG board of directors is represented by Edward Arnold, Russell-Hicks, Dorothy Tree, Irving Pichel, Ed Stanley.

Central Casting had directed that the 119 extras on the list be given jobs only when other qualified players were not available.

Herbert Sorrell has been reelected business representative of the Moving Picture Painters Local 644, receiving a 3 to 1 majority over two opponents. Gene Price elected or union directors. The supplementation of the moving Picture Painters Local 644, receiving a 3 to 1 majority over two opponents. Gene Price elected business representative of the Moving Picture Painters Local 644, receiving a 3 to 1 majority over two opponents. Gene Price elected business representative of the Moving Picture Painters Local 644 receiving a 3 to 1 majority over two opponents. Ge

Advertising artists, who walked out at Universal last week when their demand for \$2 an hour was turned down, agreed to return to work this week and negotiate differences with Pat Casey when producer-labor contact returns to Coast this week.

William Castle, business representative of Studio Corpenters Local, was announced as Democratic candidate for State Assembly in Aug. 27 primary.

date for State Assembly in Aug. 27 primary.

Screen Set Designers has submitted demands to Producers calling for a five-day week of 46 hour, and an increase their minimum wage scale from \$1.70 to \$2.25 ani hour.

A general membership meeting of Screen Publicists Guild has been called for July 8 to vote on a proposal to merge with the New York publicists. This will be the first move in a program to extend the SPG into a national organization, with local chapters throughout the country. The studio flacks also will vote on a proposal to hike their initiation fee from \$1 to \$100.

Two Theatres Picketed

Picket lines have been thrown

A general membership meeting of Screen Publicists Guild has been called for July 8 to vote on a proposal to merge with the New York publicists. This will be the first move in a program to extend the SPG into a national organization, with local chapters throughout the country. The studio facks also will vote on a proposal to hite their initiation fee from \$1 to \$100.

Two Theattes Picketed Picket intended the Million Dollar and Hippodrome theatres here in an effort to force the management to sign contracts with American Guildeof. Variety Artists, Musicians, Stagehards, Projectionists and other in an effort in carbon to force the management to sign contracts with American Guildeof. Variety Artists, Musicians, Stagehards, Projectionists and other in an effort of the decree in the houses. Drive is being directed by the Amusement Federation, a newly formed alliance of amusement minors and allied crafts which include bartenders, waiters, etc.

Several major studios are currently negotiating with the Screen Office Employes Guild to defermine whether an agreement can be reached on an appropriate unit of clerical worker, with the idea of a consent election to designate a bor-

tion in the fair and competitive obtaining of employment. This policy applies whether the unfair discrimination be directed against any intuition be directed against any intuition to directed against any intuition. Board, but the board is dividual or group, or whether it takes the form of tavoritism behalf of any individual or group.

In reference to the list of 119.

The reference to the list of 119.

In will be a believe the National Labor to a consent elections and avoid a long hearing before a trial examiner.

In W. Buzzell, secretary-treasurer of the Central Labor Council, who is bearing in the proposition and avoid a long hearing before a trial examiner.

In W. Buzzell, secretary-treasurer of the Central Labor Council, who is list.

Await Committee Report

The Screen Actors Guild board is aware of the economic problem of the control of the central list living in an overcrowded in intended to remain indendent and had no intention of affiliating with any national labor distinctions and the control of the central labor and the central l group.

'Consent'

Continued from page 5.

consent

tres and film exchanges, is said to follow closely the established rules as administered by the American Arbitration Association. First step in such procedure is that the parties to a contract shall voluntarily and mutually agree in writing to submit a matter to arbitration. Either in the decree as finally written, or in a supplement, the proper wording of a clause will be cited. It is likely to be made a part of every film license agreement.

There will be provision for the discrepancies existing in established state laws governing arbitration, to give uniformity to the film industry procedure. Currently, the Federal statute (which maintains only in disputes involving \$3,000 and upward) and the laws of 13 states provide for the enforcement of arbitration decisions by the court. The states included in this category are Arizona, California, Connecticut, Lou is a na, California, Connecticut, Lou is a na, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Oregon, Fennsylvania, Rhode island and wilsconsin. Wide differences in procedures and enforcement exist in the 33 other states.

As to the type of disputes which are to be settled by arbitration, there remains considerable dispute among the consent decree conferes. The Government attorneys are said to argue for liberality, whereas some of the defendant companies' counsel are seeking limitation within clearly defined bounds. The plan at the moment provides for a national appeals board, with local bodies in each of the exchange centers.

Provisos

Provisos

centers.

There is agreement that disputes between an independent theatre and a chain-owned house will be handled without regard to the chain relationship, nor will any decision affecting one chain theatre become automatically applicable against all houses of the same chain. The strength and most constructive feature of arbitration, it has been declared by its proponents, is that its administration will be decentralized.

In the committee which is struggling with the sales regulations, a new proposal has been under discussion during the week. Some distributors have suggested an alternative to the five-picture block scheme, by an optional agreement which would permit the selling at one time of 10 pictures en bloc, giving the exhibitor the unrestricted right to cancel two pictures.

First indication as to the indefinite content of the restrictions cancel

NBC RED'S FALL SELLO

Chain Income From Time Sales

COL	UMBIA	1 100	
1940	1939	1938	1937
January \$3,575,946	\$2,674.057	\$2,879,945	\$2,378,620
February 3,330,627	2,541,542	2,680,334	2,264,317
March 3,513,170	2,925,684	3,034,317	2,559,716
April 3,332,689	2,854,026	2,424,180	2,563,478
May 3,570,727	3,097,484	2,442,283	2,560,558
June 3,144,213	2.860,180	1,121,495	2,476,567
Total\$20,457,372	\$16,952,973	\$15,582,554	\$14,803,256
MU	TUAL		
1940	1939	1938	1937
January \$317,729	\$315,078	\$269,894	\$213.748
February 337,649	276,605	253,250	231,286
March 390,813	306,976	232,877	247,421
April 363,468	262,626	189,545	200.134
May	234.764	194,201	154,633
June	228,186	202,412	117,388
Total \$2,031,323	\$1,624,235	\$1,342,179	\$1,164,610
NB	C-RED	i din	
1940	1939	*1938	*1937
January \$3,496,393	\$3,211,161	\$2,634,763	\$2,374,633
February 3,226,983	2.975.258	2.507.123	2,273,973
March 3,338,440	3,297,992	2,736,494	2,531,322
April 3,128,685	2.879.571	2,458,487	2,304,035
May 3,216,940	2,886,517	2,627,721	2.261.344
June 2,919,405	2,759,917	2,550,040	2,209,304
Total\$19,326,846	\$18,010,416	\$15,514,628	\$13,954,611
NBC	BLUE	4076 4 4-9 a.c.	
1940	1939	*1938	*1937
January \$908,815	\$822,739	\$1,158,753	\$1,167,366
February 905,101	773,437	990.930	1,021,809
March 965,904	872,860	1.070,335	1,082,961
April 912,833	681,412	852,018	973,475
May 817,682	815,585	786,479	953,475
June	622,487	650,529	794,083
—Total \$5,233,030	\$4,588,520	\$5,509,044	\$5,993,169

*Different system for allocating billings to the red and blue networks prevailed these years.

\$3,144,213 IN JUNE FOR CBS: NBC 8% UP

Toll taken in commercial program cancellations by the Republican convention was reflected more billings of CBS for June than they were in the case of NBC. CBS again registered a new monthly high with total billings of \$3,642,100. NBC's increase over June '39 figured 7.7%.

Columbia did \$3,44,213, which is 9.9% above last June's level. CBS's margins over 1939 have been running between 24% and 35%. On the half year the web is 20.7% ahead.

Of the NBC total for last month \$2,919,405 was credited to the red link and \$722,695 to the blue network. For the red it's a tilt of 5.8% over the like month of last year, while the blue jumped 16.1%.

Mutual's gross for this June was \$299,478, or 31.2% better than it was for June '39. On the first six months of the year Mutual is 25% to the good

DUNHILL REVIVES QUIZ. 'NAME 3,' FOR 13 WEEKS

Bob Hawk, m.c., will be heard or ning in the New York area, starting this Sunday (7). Besides his regular stand on 'Take It or Leave It' (CBSstand on Take It or Leave It' (CBS. WABG) for Eversharp at 10-10:30 p.m. he will have the 'Name Three quiz which Dunhill eigaret has suddenly decided to revive and run in the 7-130 spot on WEAF, N. Y., only for 13 weeks. Latter period will again become Jack Benny's Oct. 6. Hawk last week signatured a non-cancellable extension of his contract with Eversharp until Dec. 15, 1940. Both programs are but of the Milton Biow agency.

JOE HOLMES LINKS 'EM

Young & Rubicam Sets Him As Radio-Research Liaison

Joe Holmes has been taken off spot time buying at Young & Rublcam and given the newly created assignment of contact between the radio and research departments. For the first time there will be somebody with the re-arch setup directly who knows the problems of the radio department and whose practical field experience will be of service in developing more of the sort of information that the radio department needs.

As a result of the Holmes transfer

As a result of the Holmes transfer Tom Lane has been taken out of publicity and put in the station relations department. Frank Coulter, who comes from N. W. Ayer, is also an addition to that department.

Chesterfield Scouting

Liggett & Myers, makers of Chesterfield cigarets, is auditioning for another program through the Newell-Emmett agency, George Ogel is doing the listening. Account has the Glenn Miller series on CBS and Fred Waring on the NBC-red.

8-10:30 SOLIDLY TIED ON JULY 1

First Time in Web's History This Situation Has Prevailed So Early in Summer -Sellout Is Inclusive of Saturday Night

NEW 10:30 PUSH

For the first time in the history of NBC the red network! NBC the red network's evening schedule from 8 to 10:30 was sold out completely for the fall by July 1. That's for every night in the west-included. completely for the fall by July 1. That's for every night in the week, including. Saturday. Red's sales staff now has a drive on to sell the remaining 10.30 to 11 periods and three 7.30-8 segments. namely. Tuesday. Wednesday and Friday.

Following is the red network's evening schedule for the fall:

SUNDAY

8:00- 8:30—Chase & Sanborn (Edgar Bergen).
8:30- 9:00—One Man's Family.
9:00- 9:00—Manhattan Merry-Go-Round.

9:30-10:00—'American Album.' 10:00-10:30—General Electric (Phil

MONDAY

8:00- 8:30- Bell Telephone. 8:30- 9:00- Voice of Firestone. 9:00- 9:30- Mars 'Doctor I Q.' 9:30-10:00- Brown & Williamson 10:00-10:30- Carnation.

TUESDAY

TUESDAY

8:00-8:30-Philip Morris.
8:30-9:00-Tums (Horace Heidt's Treasure Chest').
9:00-9:30-Molle Battle of the Sexes'.
9:30-10:00-Fibber McGee & Molly'.
10:00-10:30-Pepsodent (Bob Hope).
WEDNESDAY

WEINESDAY
8:00- 8:30- Woodbury (Hollywood
Playhouse);
8:30- 9:00 — Brown & Williamson
(Plantation Party),
9:00- 9:30 — Ipana and Sal Hepatica
(Eddie Cantor),
9:30-10:00 — Vitalis (Mr. District

Attorney'), 10:00-11:00—Lucky Strike (Kay Kyser).

THURSDAY

ROBDAY 8:00- 8:30- Maxwell House ('Good News'):
8:30- 9:00—Jello Pudding ('Aldrich Family'):
9:00-10:00—Kraft (Bing Crosby):
10:00-10:30—Sealtest (Rudy Vallee).
FRIDAY

#RIDAY 8:00-9:00-Cities Service. 9:00-9:30-'Waltz, Time.' 9:30-10:00-P&G Oxydol — (Start 10/4). 10:00-10:30-Old Gold (Don

Ameche).

8:00- 8:30—P&G Drene. 8:30- 9:00—Ivory (Truth or Consequences'). 9:00-10:00—Miles (Barn Dance). 10:00-10:30—Camels ('Uncle Ezra').

\$275,000 in Rebates on Time, Talent For G.O.P., Tele Coverage, \$15,000

delphia proved the toughest sock that the NBC and Columbia exchequers have ever had to take from a like event. Considering the loss of time revenue, rebates for talent not used and actual expenses on the not used and actual expenses on the spot in Philadelphia, the cost of covering the Republican show to NBC, CBS and Mutual is expected, when all the bills are in and all the deductions made, to come to between \$275,000 and \$285,000. And that doesn't take in television, which NBC-RCA figures as \$15,000 out of pocket for engineering and other

charges. Bell Laboratories waived the billings for the co-axial cable, which, considering the 40 hours that NBC television had the convention on the air, could otherwise have meant, at least, an additional \$15.000.

Expenditures for commentators, engineers, general staff, etc., weie around \$12.000 for NBC, \$10,000 for CBS and \$0,000 for Mutual. NBC estimates that it lost around \$65,000 in cancelled commercial time and is out another \$55,000 in the way of reimbursment of commercial time and is out another \$55,000 in the way of reimbursment of commercial time and is out another \$55,000 in the way of reimbursment of commercial time and is out another \$55,000 in the way of the staff of T Love a Mystery' (Fleischmann), and the keynole address.

ASCAP Restrains 'I Am an American' Solely to Guarantee It Isn't Jazzed

Midyear Bonus

Cleveland, July 2, Employees of WGAR, Cleveland, and WJR, Detroit, have been given midyear bonus of 5% by George A. (Dick) Richards, head of the two stations, Richards is also president of KMPC, Beverly Hills.

REVISE BLUE TO MEET LEE COMPETITION

NBC's blue network sales promo-tion staff is working on a revised setup of volume and frequency dis-counts for the Pacific blue so that it counts for the Pacific blue so that it will be competitively priced with other local regionals, particularly the Don Lee Network. There is also a possibility of separate sales offices being opened for the blue in Chicago and in either Los Angeles or San Francisco.

Pacific blue is again making a strong pitch to wean away the Jack Armstrong series from Don Lee, starting with the fall.

RAY HAMILTON QUITS **KXOK FOR TEXAS JOB**

St. Louis, July 2.

St. Louis, July 2.

Ray V. Hamilton, manager of KXOK radio property of the St. Louis Star-Times, resigned, Saturday (29), to accept a similar post with the West Publishers of Houston, Tex. The West Co. has an application pending with FCC for the purchase of a Texas station and is arranging for the operation of three more within a year.

Hamilton came to KXOK in 1934 and was instrumental in obtaining a permit that enabled the newspaper to enter the radio field. He also effected a tieup whereby KFRU, Columbia, Mo. became a sister station, and also assisted in establishing the ultra high frequency station, W9XOK, in the Continental Life bidg, here, which is fed programs from KXOK. It was Hamilton who led the three-year fight for the newspaper owners that resulted recently in FCC granting KXOK an increase to 5,000 watts on 630 kc. No successor has been named for the vacant post.

WORKED FOR, SOLD ON, RADIO

Forth Worth, July 2.

Delta Airlines is using spot blurbs with WBAP-KGKO.

Airlines v. p. is Leigh Parker, a former broadcaster once associated with WJDX, Jackson, Miss.

New Albany, Ind.

We note the ASCAP restricted list dated June 20 puts on the shelf the song 'I Am an American,' words and

song 'I Am an American,' words and music by Marie T. Laing, published by Famous Music. Can it be that ASCAP is using its contract for subversive purposes and putting any song with a patriotic theme on the shelf?

S. A. Cisler, General Manager, Station WGRC.

ASCAP's Explanation

John G. Paine, ASCAP chairman, stated that he received a similar letter from Steve Cisler and, overlooking, the 'subversive' point as sarcasm, he had in an answering letter explained why ASCAP put 'I Am an American' on the restricted list. Paine said that he wrote that the Society regretted the necessity for restricting the number but if had been after the properties of the time, because of the tendency among most orchestras to play such music in jazz tempo and that the tonly way the publisher and composer had for protecting against this abuse was to put a condition on the way it must be performed. In other words, in the same form that it was written and published. ASCAP, added Paine, will freely grant special permission for this number to lany, licensee asking for it so long as this condition is agreed to.

Paine pointed out that 'God Bless America' was not originally on the Society's restricted list but was ordered put there by Irving Berlin, Inc., after it had found that bands were jazzing it up.

MYRON KIRK LEAVES ELLIS

Myron Kirk has resigned from Sherman K. Ellis, Inc., effective July 31. He joined the agency 14 months ago and has worked mostly on new

Witmer, Kobak Visit Cues Red and Blue Salesmen Segregation in Chicago

Chicago, July 2.

Tollowing confabs with Roy Witmer and Ed Kobak who were in town last week, Sidney Strotz, v. p. and general manager of the NBC. Central Division, rearranged the sales set-up here to put Harry Kopf, in as Central Division Sales, Manager for the NBC-Red web and Paul McCluer as chief of the NBC-Blue web sales in the central section.

James Neale becomes sales traffic head of the NBC-red here, with the sales staff consisting of William Weddell, F. R. Boroff, E. M. Hoge and J. D. Galbraith. For the NBC-blue, the sales traffic man will be Floyd VanEtten with the staff, composed of Merritt Schoenfeld, John McCarmick and E. K. Hartenbower, the last named shifting over from NBC local sales staff here.

Strotz indicates that there will be considerable additions to the sales personnel in this division.

Set-up of separate sales forces for NBC red and blue in Chicago conforms with similar set-ups in NBC east and west divisions and establishes separate sales groups for red and blue from coast to coast.

Leith Stevens band renewed for the fall for Big Town series. Cur-rently doing the Ford summer show.

Meantime Fight Looms With Webs On Control of Radio Commissions

Mauhattan (Sweetheart) Soap Co has decided to return to spot broadcasting and it's looking around for

open news periods. Franklin Bruck

mission.
Featured in the briefles are Wingy
Manmone, Cliff Nazarro, Ann Lee

and Jeanne Evon.

Efforts of the American Federation of Radio Artists to negotiate a contract, with the transcription makers, networks and agencies have apparently been stymied. Number of confabs have been held with the transcribers' committee, but the two groups are now understood to be completely stalemated. More meetings anticipated for several weeks, at the minimum.

open news periods. Franklin Bruck is anticipated for several weeks, at the minimum.

Union is meanwhile readying for tussle with the networks on its sustaining contract, which expires Aug. 12. All AFRA members have been instructed not to sign any more management contracts with network artist bureaus, nor to agree to extensions of any deals now in effect. That is aimed as the opening move in the AFRA drive to license and regulate all agents. Also seen as the first maneurer to eliminate the commissions on minimum sustaining contracts, which NBC succeeded in levying after an arbitrated dispute over interpretation of the existing code.

AFRA is still negatisting for Peatured in the briefes are Wingy

the existing code.

AFRA is still negotiating for nouncer contracts at WQXR and WHN New York, having apparently been stimulated in this direction by the recent deal signed by WOV and the American Communications.

Assn. Sugestion advanced in some union circles would be for AFRA and ACA to cooperate in dealing with the small stations throughout the country. Figured likely that the two could reach an agreement giving AFRA, jurisdiction over performers and AGA the representation over technicians and all other employees. Each could thus bolster the other's organizing efforts. Several AGA officials have tentatively approved the idea. but AFRA exects are understood to shun such, a deal on the ground that ACA is an affiliate of CIO and therefore taboo for the AFL-affiliate AFRA. he existing code.

AFRA is still negotiating for

SEVEN SHOWS A WEEK, HEATTER NEEDS REST

Gabriel Heatter has been ordered Gabriel Heatter has been ordered by his doctor to take a rest so heil drop off his nightly programs for at least two weeks, beginning Sunday (7). Various shows will continue but with stand-in talent until Heatter's return. Intention is to be back in two weeks, or if he stays away longer, to remote from whatever hideout he's using. Intention is to use at least part of the two weeks for a motor trip to Maine. Commentator has seven broadcasts a week for four different sponsors. Kreml. Liberty mag. Mounds

sors. Kreml, Liberty mag, Mounds candy and Modern Industrial bank.

Howard Chamberlain Joins Ex-Aides at WLW

Cincinnati, July 2 Cincinnati, July 2.

Howard Chamberlain, programproduction manager of KLZ, Denver, for the past three years, joined
WLW Monday (1) as assistant to

Evans Fur's WMAQ Deal

Evans Fur's WMAQ Deal

Chicago, July 2.

First radie deal made by the Schwimmer & Scott agency here for the big local Evans Fur account is for a \$2-week series of musical clock programs on WMAQ, the NBC red station, beginning next Monday (8). Will be a 15-minute session Monday through Saturday at 8:45 am with Norman Ross on the mike. Agency has, also set deal for a Sunday 15-minute shot on the same station for Norman Ross for Evans Fur starting July, 14.

ADMEN'S FEDERATION ELECTS '40-41 SLATE

VARIETY

Chicago, July 2.
Advertising Federation of America
in its 36th annual convention here
last week, elected as its new presi-RETURNING TO SPOT

in its 36th annual convention here last week, elected as its new president Elon G. Borton, advertising chief for the LaSalle Extension University. Paul Garrett, public relations v.p., of General Motors, was retin as, chairman of the board, with May O. Cander Pyl elected secretary, and James Welch as treasurer.

On the vice-president list are Ray Maxwell, Allan Taylor, Allen Reinhardt and Aubyn Chinn. Directors include Merrill Meigs, Herbert Fisk, Allen Prieyer, Dorothy Crowe, Henry Obermeyer und John K. Ottley.

In general, the theme of the convention wa, "Advertising, and the American" Way of Life, and nearly all of, the various speakers brought the current world woes into their adcresses. AFA passed, a resolution offering its aid towards the defense of America, and pointed out the factor of advertising a social and economic force in establishing free people.

FIRST RADIO IN 10 YEARS

Caldow Paint Co. has assumed sponsorship of KROW Newspaper of the Air, noon shot M-W-F. First time firm has used radio in 10 years. Another broadcast, KGO's World on Parade, goes to Progressive Optical System

Keeps His Talent a Secret

Commercial broadcasting has become a major industry but there's a station of high, wattage down south that still makes a policy of shying away from the practice of building up mike personalities. If you build 'em' up, you have to pay 'em more,' argues the station's manage-

Outsiders have pointed out to this management that it's been com-monly proved that local station personalities are a big asset when it comes to selling spot time; but the station operator's invariable come-back is, 'Yes, but I'd still have to increase my payroll.'

San Francisco's One-Man Dynamo

Art Linkletter Gains Weight on Incredible Treadmill of Diverse Radio Activities

TEAMS AS PINCH-HITTERS

umit-Sanderson, Howard-Shelton Sub for Phil Cook On WABC

WABC, N. Y., has arranged to have WABC, N. Y., has arranged to have, a series of pinelhitters for the Morning Almanae during the four weeks that Phil Cook is on vacation, starting Monday (1). They are Frank Crumit and Julia Sanderson, Tom Howard and George Shelton, Irving Kaufman and Uncle Jonathan (Orth Bell). Bell)

They will each do a week and come back for a repeat week's stand.

San Francisco, July 2.

The radio treadmill of too many shows need not wreck performers. At least that's the lesson to be drawn rom the experiences of Art Link-letter, local 27-year-old one-man radio enterprise who has built his weekly take to an average of \$700 oir the basis of a 16-18-hour day—and is growing fat on the job.

He is now author and assistant producer of the \$325,000 'Cavalcade of a Nation' at the San Francisco Expo, for which he writes special prologues on every occusion. He produces and emcees a half-hour for Roma Wine (interview show) over 38 Mutual stations. Also handles a dance floor quiz, 'Who's Dancing Tonight,' from the St. Francis hotel for a jewelry account and 'Treasure Time,' a half-hour network variety show from the Fair. Then there's his cook-book quiz for a sausage maker on the Northern California network. He handles most of the special events at the Fair, does a night-club skit, 'A Day at the Radio,' makes an average of four talks perweck before clubs and sandwiches miscellaneous conventions, night club and other m.c., and writing dates in between.

miscellaneous conventions, night club and other mc., and writing dates in between.

He gets in at least two hours of championship speed handball three times a week. Therein lies the secret of his staying power. Linkletter neither drinks nor smokes, allows nothing to interfere with his handball and, most important he believes, rever misses his full quota of sleep. Often pounds out scripts until 2 am, but tops off with bed for full eighthours of ear-pounding, and seldom night clubs except on assignment.

Odd sidelite is that he started out to become an executive but switched to free lancing after glimpsing exec paychecks, which aren't so forte on the Coast. Seven years ago he was, being college broadcasts in San Diego, building himself to program manager of KGB there, which won him assignment as radio director of the San Diego Exposition. From there, he went to Dallas to handle radio and then shifted to San Francisco for the first expo here. For two years prior to its opening, he wrote, directed and m.c.d every show, promoting the fair, averaging 17 to 23 a week, He laid out the radio system—and then when the fair opened, startled everyone by resigning. Each one of his five main ree-lance shows now pays him as much as or more than his single salary as Expo radio director, which he enjoys more than the titles going with an executive spot.

with an executive spot.

Linkletter maintains mobility by doing all his own research and writing, and, hires no assistants save a lecture manager. He has paused to twice become a father.

Anton Leader Directing 'Society Girl' for White

New Summer Network Sustainers for 1940

	Talent	Туре	Starting Date	Time of Broadcast	Network
'Adventures in Reading'	Varies	Drama, Educations (Moving from Monday	al July 8	Monday, 10:30-11 p. m	NBC Blue
Bright Idea Club. Choose Up Sides	ووالما فرود فروعا والموافعة	Juvenile	Started July 5	Saturday, 10:30-11 a. m Friday, 8:30-8:55 p. m	NBC Red CBS
Flow Gently Sweet Rhythm'	4				CBC
				Sunday, 5:30-6 p. m Monday, 9-10 p. m	
'Human Adventure'		Variety Drama (Moved from Saturda)		Tuesday, 9:30-10 p. m Saturday, 8:30-9 p. m	NBC Blue
'Human Nature in Action'	, Harold Laswell	and the second of the second	Started	Sunday, 10:30-10:45 p. m.	NBC Red
'Strictly B.siness', 'Wings Over	Peggy Conklin. Shirley Booth	Comedy-Drama .	Started	Friday, 8-8:30 p. m.	NBC Blue
America'	Guests	Aviation Drama.	Started	Sunday, 12:30-1 p. m.	NBC Red
Story' Listeners Playhouse 'This Our America' 'World Is Yours' 'Rocky Gordon'	Guests	Drama Drama Drama Drama Drama Drama	Started Started July 3 Started Started	Monday, 7:15-7:30 p. m., Saturday, 8:30-9 p. m., Wednesday, 8-830 p. m., Sunday, 4:30-5 p. m., Monday-Friday, 5-5:15 p.	NBC Blue NBC Red NBC Blue NBC Red (re-
'Linda Dale' Radio Guild	Varies	Drama Drama Mored from Saturda	Started	Mon-Fri, 11-11:15 a. m	NBC Blue NBC Blue NBC Blue
'Invitation to Learning'					
'So You Think You Know Music'	GuestsTed Cott, Gues	ts Quiz	Started	Sunday, 4-4:30 p. m Monday, 8-8:30 p. m	CBS
'Singing Bee'	Welcome Lewis	(Moved from Sunday		Saturday, 10:30-11 a. m.	
		Film Digest	The state of the s	Friday, 8-8:30 p. m	24 . 10 1 12
1					

NEW SUMMER COMMERCIALS

(Following shows and schedule change already reported in previous issues of VARIETY are here repeated in convenient form)

ui r-	Title Talent Type Starting	Anton Leader Directing
ı.e	Title Talent Type Date Time Network Summer Pastime Tommy Dorsey Music Started Tuesday, 10-10-30 p. m. NBC Red	'Society Girl' for White
bo.	theplacing Boo Hope, for Pepsodent)	Anton Leader, formerly production
re k-	Musical Revue'. Meredith Willson. Music Started. Tuesday, 9:30-10 p. m. NBC Red (Replacing Fibber Magee and Molly, for Johnson's floor wax)	manager at WMCA, New York, has joined the staff of Roger White Pro-
of	Quiz Kids Varies Juvenile Started Friday 10:30-11 p.m. NBC Red	assignment is to direct 'Society Girl.'
11-		white-produced daytime serial for
éd	Wusical Americana Raymond Paige Music	Corn Products, over CBS. He'll also handle a new weekly 30-minute se-
1	(Moved from Thursday, 8-8:30 p.m., for Westinghouse, replacing 'Cavalcade of America,' for DuPont) 'Uncle Jim's Ques-	ries planned by White for the fall.
	tion Bee Same	Ted Cott, who formerly directed
al	(Replacing Big Town' and moving from Tuesday, 8-8:30 p.m., for Rinso).	with the White office, but retains
	Leith Stevens, Jes-	his So You Think You Know Music'
ne. or	sica Dragonette, James Newijl,	on CBS in association with White.
is	Ford Summer Hour'. Budd Hulick. Music Started Started Sinday 9 10 m	
k.	Replacing regular Kord Sunday Hour, in same spot, for Ford	TIMER DAVIS SPUTS R'K'D
ea .	Fun in Print'	General Foods started this week to sponsor the Elmer Davis news sum-
n-	(Replacing Silver Theatre, in same spot, for International Silver)	maries over CBS at 8:55-9 p.m. Mon+
1	2000 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1	days, Wednesdays and Thursdays.
n-	Other Commercial shows moving (and their new times) Mr. District Attorney (Wednesday, 9:30-10, p.in., NBC, Red), 'Good News' (Thursday, 8-8:30, p.m., NBC, Red), (Albirotte Attorney)	Tuesday and Friday shots are now bankrolled by Gillette razor, with
ię	NBC Red), 'Good News' (Thursday, 8-8:30 p.m., NBC Red), 'Aldrich Family' (Sunday, 7-7:30 p.m., NBC Red, 'Aldrich Family' (Sunday, 7-7:30 p.m., NBC Red, 'Aldrich Family' (Sunday, 7-7:30 p.m., NBC Red, 'NBC R	
ıs	vacated, by Jack Benny), Kraft Music Hall (Thursday, 9-10 p.m., NBC Red), Rudy Vallee (Thursday, 10-10:30, p.m., NBC Red),	lette formerly had the Friday and
		Maxon is the agency for Gillette.
	rent that the state of the stat	"Barilly Ays Britisher

HITS AFFILIATES VIA V

CIG TAX AFFECT **KEY TO LUCKY CAMPAIGN**

American Tobacco Co, has postponed expansion of its Lucky Strike eampaign until it finds out what effect the added 4½c Federal tax will have on the sale of this brand. Lucky is adding the tax.

Milton Biow, agency on Philip Morris, denied last week that the tax angle had something to do with the cancellation given Johnny Green for one of his CBS shows. Biow said that the move had been underconsideration for sometime since the account was contemplating putting on a dramatic show this fall. Philip Morris is absorbing the ½c tax.

REER SPONSOR TIES HORSE-YARD EVENTS

St. Louis, July 2.

St. Louis, July 2.

Tom Rooney of the local Ruthrauff & Ryan agency made tieup last week with the Fairmount Jockey-Club, the only race track in this area, for its Hyde Park Brewery account which sponsors all sports programs over five of the six major St. Louis stations, and 13 smaller stations in Missouri and Illinois. The stunt was naming each of the eight races on the card for one of the sportscasters, advance plugging via the ether, and cuff od distribution of ducats in taverns handling the sponsor's product.

The races wore named after Herb McCready, WEW; Alex Buchan, KXOK; J. Roy Slockton and Frank Eschen, KSD; Neil Norman, WIL; France Laux, KMOX; Ray Schmidt, KXOK; Bill Durney, WIL, and Gabby Street, KXOK. The gabbers make awards to the winning jocks of each heat.

The suds fitm is meantime bank-

The sude firm is meantime bank The suds firm is meantime bank-rolling 36 sports programs over the five stations six days weekly; 91 score-board broadcasts, seven days week over two stations; seven baseball games weekly, and every sports event of any note in this metropoli-tan district. Also bankrolls a station daily baseball web originat-ing from KXOK.

Standard Takes Its Two

Hollywood, July 2.
Standard Oil is moving its two
Coast airshows to the Don Lee network after 13 successive years on
NBC.

NBC.
Programs are Standard Symphony and Standard School of the Air Former goes a full hour weekly 29 stations, and the school piece a half hour on 32 stations.

Chill Tonic Into Dixie

Chicago, July 2.

Kastor agency here has set for a flock of five and 15-minute spot shows for Grove's Chill Tonic, covering the South.

Schedule "Sunrise Serenade," WFSA, Montgomery, Ala.; News, WJRD, Tuscaloosa, Ala, Rice Brothers on KARK, Little Rock, Ark.; WWL, New Orleans; WMC, Memphis, WSMB, New Orleans; KWKH, Shreveport, Barn Dance, WTAL, Tallahassee: Request programs, WSB, Atlanta; Odie Thompson, KTUL, Tulsa; Zeke Clements, WSM, Nash-ville; Sunshine Boys, KGKO, Ft. Worth; News, KTAH, Houston.

WKBW Seeks 50 Kw.

Buffalo, July 2.

Complying with Havana treaty, Buffalo Broadcasting Corp. last week sked the FCC to step up WKBW's power from 5,000 to 50,000 watts. Company has taken steps to acquire 106 acres in nearby Hamburg as new transmitter site.

Pittsburgh, July 2
Johnny Davis, WWSW announcer,
has landed himself a new cominercial. It's 'Market Melodies' a new
WWSW account sponsored by fresh
fruit and vegetable dealers in the
Pittsburgh district.
Quarter-hour show airs six morn-

arter-hour show airs six morn weekly at 8:45.

WAR AIDS SET SALE IN SO. **AFRICA**

Capetown, June 4.
European war, which side-tracked the South African Broadcasting Corp.'s contemplated \$1,500,000 five-year scheme for technical development, has brought a rush of applications. For receiver licenses, the company's 1939 report shows that there were 36,000 extra new licenses issued, bringing a total of 249,000. Net license revenue was \$1,775,000, a rise of \$270,000 from the previous year. Expenses for plant and equipment were \$135,000, salaries \$490,000, broadcasting \$660,000 and excess of income over expenditure was \$255,000.

In its report SABC gives itself a few pats on the back, but neglects to mention listener squawks over bad reception, quality of programs and the unsatisfactory new diversity station for overseas reception.

NBC'S SAN FRANCISCO COMPACT QUARTERS

wards to the winning jocks of each the state of the state

· CFAC, Calgary, will carry all CBC and British Broadcasting Corporation news broadcasts released over the Canadian network.

Fruit Veretable Market Dealers PETRILLO VANKS

NBC Red and Blue Forced To Share Identical Programs in Makeshift As New A.F.M. Prez Orders Dance Music Blackout

PLUGS VANISH

Both NBC and Columbia officials were making strong efforts at press time yesterday (Tuesday) to straighten out several affiliated local station tangles with the American Federation of Musicians before the pulling of all remote band broadcasts developed into a general musicians strike. All parties were confident that the situation was sufficiently under control to avoid its spread into a nationwide showdown and that the sources of the remote band 'strike.' (KSTP, St, Paul, and WRVA, Richmond, would be duced to put their staff orchestras back to work. What makes it particularly tough for the networks is that they would be faced with fights on all fronts. As it hey've got ASCAP and the anti-monopoly drive within the FCC to contend with.

ASCAP and the anti-monopoly drive within the FCC to contend with. James C. Petrillo, recently elected president of the American Federation of Musicians, ordered the outside name bands off Columbia's sustaining schedule Monday night (1). A similar ban had been issued in the case of NBC Friday (28). Move resulted in the unusual circumstance of NBC feeding duplicate studio sustaining programs to the red and blue networks. Petrillo had been in office but five days, when he struck against the controversy which had prevailed, between KSTP, NBC-red affiliate, has been engaged in a similar wrangle over employment with the local branch of the AFM.

Blitz against NBC is to force the ironing out of the stitutions between the Minneapolis musician's local and station KSTP, Minneapolis-St. Paul, which currently are embroiled in a difference of opinion over the number of men which should be used on the outlet's house staff. KSTP is an affiliate, of the NBC basic Red net.

Order to stay of NBC did not apily of course, to any AFM member of the NBC basic Red net.

affiliate, of the NBC basic Red net.
Order to stay off NBC did not apply, of course, to any AFM member employed as a staff man by NBC or on the staff of any of its stations. It confined its effect to danceband remotes. As a result house crews, supplemented by singing quartets (Continued on page 28)

ALL-ENGLISH AT WBAY Wilkes-Barre Station Rules Out For

Wilkes-Barre, July 2.

WBAX, which sends its waves into homes in an in which 60% of the population is of foreign extraction (largely Poles, Liths and Italians), has adopted a policy of broadcasting exclusively in English. Manager Hall Seyille said the step was taken due to the importance of radio in America's national defense. The station has been appealing to particic list to join in supporting the policy.

Listeners are told 'American stations can best serve our country in this hour by broadcasting in the common language of the United States. Wilkes-Barre, July 2.

CANADA TARIFF ENDS YANK SET ADVANTAGE

Montreal, July 2.

Importation of U. S. radio receiving sets by visiting Canadians, is virtually brought to an end by the new sumptuary war revenue tax of 10% which is to be levied on radios, tubes, cameras and phonographs.

American radio sets have been among the articles most widely-purchased by Canadians visiting across the border. The new tax brings the total cost increase to, 31%, There is the 11% difference in exchange, the 10% sumptuary tax and the 10½ tax on all imports except those coming in under the British preferential tariff.

FLORSHEIM PANCAKES **NOW ON 44 STATIONS**

Austin, Tex., July 2.
Florsheim Shoe Co., through Fred
C. Mertens & Associates, have placed
them transcribed series titled the
Squared Circle on station KNOW
here to run through the summer.
Series will also be heard on KFRO,
Longview; KGNC, Amarillo; KIUM,
Peeos; KPAC, Port Arthur; KRLH,
Midland, and KRRV, Sherman, in
Texas.

To the original four now carrying the broadcasts, the stations to be added will bring the total to 44

Al Zink, Sr., production manager of WEBR, Buffalo, is back at studios after a session of Eric County jury duty.

TIGHTER RAD RULES IN **PANAMA**

Washington, July 2
Dark shadow of the war abro fell on Panamanian broadcasting dustry last week, with the Panat republic providing for a fixed day operating schedule for all transm ters in the locality. Lesson for U. broadcasters was seen in the Exec tive decree to 'tighten up on rad broadcasting regulations with the purpose of better guarding again the dissemination of false inform tion.' One individual has been a rested for engaging in 'lleg broadcasting,' according to a repol received by the Commerce Depa ment from its attache at Panar City, A. B. Sowell.

New law requires stations to mail tain a record of time on the air, so ject matter of programs and namand antionalities of announcers, S well reported. No messages of protein in the control of the seer tary of Foreign Relations and Communications.

CAMPBELL OF WXYZ WARMS UP DEAL

Chicago, July 2.
Allen Campbell, general manag
of WXYZ, Detroit, was in town la
week on several negotiations if
WXYZ-produced programs and
understood readying to close it
sponsorship of 'Green, Hornet' an
'Ned Jordan' programs national!
Two agencies in Chicago als
contacting Campbell for a possibsetup on 'Lone Ranger.'
WXYZ is now busy giving a built
up ride for a "man 30-minute weeks
show 'tagged 'Challenge of th
Yukon' with Campbell, however, gi
ug slow on any immediate nation
commercial spread of this show.

Coast Sending Out 17 Commercials on Chair

Hollywood, July 2, Although hard hit by summer with drawals, the Coast will send out fairly representative batch of pr grams during the dog days. Bo nets will account for 17 chain conmercials, NBC taking the odd one the split.

Columbia's contribution embrac Texaco, Al Pearce, Jean Hersho Gene Autry, Amos 'n' Andy, Hed Hopper, 'Blondie' and Fletcher Wie NBC lists Kraft, 'One Man's Pamily Kay Kyser, Don Ameche-Old Gol Burns and Allen, Good News, Woo bury Playhouse, Irene Rich Johnson wax musical.

Swope Sold 1,000 Share

Washington, July 2.
Sale. of 1.000 shares Columb
Broadcasting System. \$2.50 par Cla
A common stock by Herbert Baya
Swope was announced Tuesday (2
in the Securities & Exchange Con
mission's summary of May transa
tions.
At the same time the Keewayd
Corporation was tisted as purchasir
the same number of tickets.
Swope's holdings, at the end
May, quoted at 8,780 shares, whi
Keewaydin held the 1.000 share
picked on 98 a 'parlnership, trust-other intermediary'. Washington, July 2.

Texas Pair Join Mutual

Two new stations have joined th Mutual network as of June 26. The are KRIS, Corpus Christi, Texa and KRGV, Westlaco, Texas. Makes a total of 11 outlets to joi the network in the last few week

Government Private Broadcasters Share Ideas Via Closed Circuit Addresses

In an unique and constructive plan for the general development and betterment of this country's radio

July 2; the second will be presented twice weekly, commencing Oct. 1.
The preliminary series of 13 broad-casts are scheduled for Tuesday, 10-10-30 a.m., EDST, to the Eastern CBC network; and Tuesdays, 1-30-2 p.m., EDST, to the Western CBC, network are supported by the CBC network.

The series will not interferentiate the CBC network of the CBC network o

for the general development and betterment of this country's radio industry, both as regards the Canadian Broadcasting Corp's national network and the numerous independent outlets, the CBC yesterday [2] launched a series of informative talks on the various aspects of radio when Major Gladstone Murray, CBC metwork.

Projected off with discourse on Broadcasting in War.

Projected series of Closed-circuit broadcasts will embrace ever plase of the radio industry in Canada, cluding program production, station management, sound effects, talk spries Tr it engift-revine, and the search of the western CBC network, the talks spries Tr it engift-revine, and the search of the western CBC network, the talks spries Tr it engift-revine, and the search of the western CBC network, the talks spries Tr it engift-revine, and the discs sent to be broadcasts.

The Art and Business of Broadcasting, series will comprise two phases: (1) a presentation concerning the broad picture of radio in Canada; (2) the dealing with various fields of broadcasting in comprehensive detail.

The first phase will be heard once a week, for 13 weeks, commencing

Gladstone Mitray, 50, of CB.
July 9, "Nie Private Shiblons" by Harry
Sedgwick, managing director of CPIIR, To-ronto, and president of the Cansalan Asso-ciation of Broadcasters,
July 16, "Percything Under Control" by Gordon Olive, chief engineer of CBC,

MINUTE PARTICIPATIONS LIKELY ON CANADIAN NEWSCASTS, SPONSORSHIP OUT

Official Confirmation of New Policy Awaits Howe's Kate Smith's 'Course' Address to Commons - One Central Source of All News for Broadcasting in Dominion

Sponsored mews-casts will be repained in Canada within the shortest possible time and will be replaced with a new and more satisfactory policy that will be recognized by all as an improvement on the present situation. Such was the announcement of Hon. C. D. Howe, Minister of Transport, within whose jurisdiction radio falls, following a weekend meeting attended by representatives of the Canadian press, the Canadian Broadcasting Corp, and the privately-cowned stations. The new policy was evolved but those attending the meeting were, sworn to silence as to what form this will take. Howe said he himself would announce the new policy before the House of Commons, and mentioned that, in previous announcements of this nature, he had been scooped by my own news service.

Howe refused any reply to the muestions as to whether and the provision of the cost among all the Canadian been scooped by my own news service.

Howe refused any reply to the question as to whether or not Trans-Radio News Service and British United Press had been reinstated. Licenses of both were cancelled early in June as:

War-time pre-cautionary measure. BUP spokesmen claim, however, that they have a permit for broadcasting effective early in July.

a permit for broadcasting electric early in July.

Walter Thompson, press repre-sentative for the Canadian National Railways, has been commissioned by Howe and the CBC board of gov-

Howe and the CBC board of governors to prepare a survey-report on newscasting in Canada. Thompson was previously Chief Press Censor and later Director of Public Information until forced to give up his duties because of ill-health. Said Howe: 'A general policy has been evolved which will mean that within reasonably short time, the shortest possible time, sponsored news on the air will be a thing of the past. There are details to be worked out. Whether in the meantum the present news services will be allowed to function, I am not sure. I rather think they will, although I have no definite knowledge. It be allowed to function, I am not sure. I rather think they will, although I have no definite knowledge. I have no definite knowledge for a matter of two or three weeks, to make any radica' chane has enked to existing situation. But I think I can say that within the next month there will be a new policy for news on the air, which I shall announce as soon as I can.'

Wording of Resolution

Wording of Resolution
Winnipeg, July 2.
The resolution for a unified news service as adopted read: 'It was resolved that a committee be appointed to the service as adopted read: 'It was resolved that a committee be appointed to the service to be used by its stations and edit a unified national broadcast news service to be used by its stations and to be the only service available to all private stations in Canada, at a cost to be equitably apportioned among all broadcasting stations and that this national broadcasting news be not commercially sponsored. That the committee report to this board upon the working of this plan, on its cost and upon the approximate amount to be paid by each subscribing private stations. That until further notice stations be granted permission to continue broadcasting news as now supplied by existing services. That in view of the urgency of the problem from the national interest there should be no svoidable delay in preparing this report and presenting it to the board.

The special committee set up was composed of J. Wilfred Godfrey, K. C., of Hallfax; Alan B. Plaunt, Ottawa; Gladstone Murray, general manager, and either the chairman Rene Morin, or vice-chairman, N. L. Nathanson. Their report is expected to be tabled of the next meeting of the CBC board in Ottawa Aug. 27.

Hetbert Moore's Statement

Herbert Moore's Statement

Herbert Moore's Statement
Herbert Moore, head of Transradio, declared Monday (1) that his
service has been given the green
light by the board of governors of
the Canadian Broadcasting Corp,
and that it was his belief that a
middle ground will be found whereby some form of sponsored news

Crosby-Kraft Renewal

J. Walter Thompson agency here as renewed for another 52 weeks of NBC-red time for the Bing Crosby-Kraft Music Hall for the Kraft

Cheese company,
New contract goes into effect as
of July 25, and takes in 79 outlets:

Helen Nugent, contralto, of WKRC Cincinnati, has been spotted for minor roles in three operas in the six-week season of the Cincy Sum-mer Opera Association at the Zoo.

Extended by Gen. Foods; Willie Howard on Show

Kate Smith's three-year contract with General Foods, due to expire in June, 1942, has been 'postponed' a year, automatically extending it to 1943. Agreement to that effect was reached last Thursday night (27) by Clarence Edivedge, the company's vice-prez, and Ted Collins, at a party-meeting of General Foods exces and members of the Smith-Collins organization, at the Biltmore hotel, N. Y. Miss Smith was presented with diploma' extending her course' from three years to four. Setup for the Kate Smith series of Friday night shows will remain virtually the same when it returns late in September, only change being Willie Howard in the comedy spot instead of Abbott and Costello. Latter pair wound up on the series Friday night (28), when it went off for the summer. They replace Fred Allen for Bristol-Myers. Howard was signed last week for next season, Young & Rubicam is the agency on the account, but Collins has full authority on production, being answerable only to General. Foods. authority on production, being answerable only to General Foods. Kate Smith daily 15-minute comment which ch continues over also included three-year contract.

OUAKER OATS BUYS 5:30 SUNDAY ON NBC RED

Quaker Oats has bought a half hour on the NBC-red through Ruth-rauff & Ryan with a fall starting date. It's the Sinday 5:30-6 p. m. period. Program has not been set.

Radios In Tractors

St. Louis, July 2.

That farmers have installed radios on the gasoline tractors and listen to programs while plowing their fields, etc., was revealed last week in letters received by Charley Stookey, CBS arm reporter originating programs from KMOX, CBS outlethere. During the course of the weekly Country Journal program Stookey asked for letters from anyone who was listening to the program via radio on a gasoline tractor.

Harold Young, Sedgwick, Kan, wrote that he was cultivating corn when he heard the quest, and Spivey N. Doolittle, Newton, Miss., said he was cultivating sweet potatoes to be manufactured into starch. St. Louis, July 2.

5th Column Expose Series from WGN: Changing Title

Mutual ran into a conflict of pro gram titles yesterday (Tuesday) with a new series it announced as Wings ver America,' slated to start Friday (5) out of WGN, Chicago, as a summer replacement for Fifth Row Center.' Show of the same name debuted June 23 on NBC red (WEAF)

debuted June 23 on NBC red (WEAF) as a summer sustainer. (Reviewed) in this issue of Vantery.) Mutual will rettile its program, but the new tab hasn't yet been selected.

Mutual's series is to be romantic drama about a girl reporter and a radio commentator who expose fifth column' activities. Blissa Landl and Phillips. Holmes will co-star. Blair Walliser, will write and produce. NBC's 'Wings' ofters dramatized events from the history of U. S. aviation. It is scripted by Richard McDonagh, with technical assistance by Jim Ray.

WSM. NASHVILLE. HOST TO N. Y. **ADMEN**

Nashville, July 2.

Nashville became the Trustic city many Easterners believe it is when world premier of 'Grand Ole Opry hit town Friday night (June 28). The Republic picture, based on WSM's 15-year-old, four-hour Saturday night shindig, played to nearfull house at Paramount but hig doings came before and after the showing. With hundreds of visitors in city, the 'hill tolk' staged mammoth square dance in Memorial Square, heart of the city. A parade of victorias, surreys, buggies and wagons, all with old time trimmings, led the radio stars of picture to the premiere.

In the picture, with Weaver Brothers and Elviry, are Judge George Hay, originator of the WSM radi show; Roy Acuff and his Smoky Mountain Boys, Uncle Dave Macon and Rachel, a banjo picking mountain gal who laid 'em in the aisles. Sergeant Alvin. C. York, mountainer world war hero, aided in celebration, appearing on WSM's NBC broadcast from theatre lobby. Some 30 visiting news and agencymen were WSM guests. They follow: Paul Kennedy, Cincinnati; Bob Gray, Memphis; Raiph Sanders, Chattanooga; Frank Cartin, and Glenn McNeill, Knoxville; George Kercher and E. A. W Schulenburg, St. Louis; Quentin Brewer, Kansas City; Joe Eaton, Louisville; Hally Shiveley, Harlow Roberts, Jack Leemmar, Jim Thompson and George Durram, Chicago; Harry Frair, Bill Cartwright, I. H. MacKenzie and William Staab, Detroit; Ray Simmons, Jr., Cleyeland; Hanque Ringgold, John Crandell, Frank Conrad, Frank Sinchultz, Fletcher Turner, Linea Nelson and Jean Schalk, New York.

The Modus Operandi of BMI

By RUSSELL CLEVENGER

[Director, Public Relations Dept., BM1]

Broadcast Music, Inc., has shouldered the job of providing broadcasting stations and radio advertisers with a supply of music that will free them from dependence upon ASCAP (American Society of Composers, Authors and Publishers). When you consider that up to the present time the musical fare of the microphones has been about 95% ASCAP, the task of replacement and substitution sounds gigantic.

Already there are significant results to show. BMI has acquired catalogues containing upwards of 5,000 copyrights; it is on a production schedule of 30 new numbers month and beginning Jann, 1941, its licene with the content of the content

broadcasting station are by no means limited to new popular songs. He has to have 'mood' music, incidental music, old traditional songs, standard, semi-classical, and classical music for a variety of uses from the musical 'bridges' in dramatic scripts to full-length programs. Most music of this sort is drawn from the public domain—that is, it is music on which the basic copyright has expired. But the experienced radio man also knows that for his purposes this music exists mostly in the form of arrangements which have been copyrighted and of which the performing rights are controlled by ASCAP.

IF RADIO SUBSISTS ON BMI DIET

If broadcasters and radio advertisers are to subsist on a BMI diet, what are they going to do for all this mass of material? The effort to give it to them sounds like the effort to move the mountain to Mohammed.

like the effort to move the mountain to Mohammed.

The BMI Research Department prepares lists of the public domain music that is most in demand and delivers these lists to the Arranging Department. It also delivers copyright information requested from time to time by both Editorial and Arranging Department. The work requires a highly specialized knowledge of musical copyrights, of course, and the department does not limit itself to checking copyrights and listing public domain music for the BMI organization.

Within the BMI organization.
Within the BMI organization itself, lists from the tesearch Department as well as accepted new manufield from the Editors are shot over to the Arranging lepartment.

The department is divided into two sections-one for

The department is divided into two sections—one for public domain music, and one for new popular music. It is at present on production schedule of 25 numbers week. It is so organized that the output of public domain arrangements can be stepped up to 50 or 100 a week as, the head of the department puts it, to the 'saturation point of the printing presess.' It is now at work on a list of 150 selections which are shown by a careful study of program records to have been the most frequently performed in recent years. The list includes 'Believe Me If All Those Bndearing Young Charms,' the Strauss waltzes, 'Dixie,' Home Sweet Home,' 'Dark Eyes' and similar numbers of enduring popularity. Through the popular music section of the Arranging Department orchestrations of new BMI music are made on assignment by the leading dance arrangers.

Of course it is a job to do this sort of thing—a job

Of course it is a job to do this sort of thing—a job that takes both musicianship and organizing ability. BMI's Arranging Department gives steady employment to 52 professional musicians—union members—and temporary work to 15 or 20 more. The number is increased from time to time. And these numbers, of course, take no count of the clerical help.

NILES TRAMMELL NOT OVERLOOKNG ANY BETS

Niles Trammell, NBC executive v. p., has turned out to be the net-work's first all-around salesman. He no longer confines himself to pedding network but addresses letters to clients and agencies asking for their transcription business and off-the-air recording a counts.

Receipt of such letters has caused

much talk among ad agencies. General comment has been to the effect eral comment has been to the effect that here's an operating head of a network who c. siders nothing too small in the way of business for him to go after. The agencies are now waiting for Trammell to put the pitch on for the spot end of NBC's owned and managed stations.

Gene Wyatt to WBEN

Buffalo, July 2.

Buffalo, July 2.

Gene Wyatt has resigned post of general manager of KITE, Kansas City, to become WBEN commercial manager. He succeeds the late Clifford H. Taylor, who died of heart attack on Florida trip in March.
Wyatt started in radio as staff musician at WFIW, Hopkinsville, Ky, on graduation from Tennessee State Teachers college and has worked hisway up. He's 31, which makes him one of nation's youngest radio executives. Previously he was KITE's business manager before joining Edward Petry agency and returning to Kansas City outlet as general manager.

Hugh Aspinwall Off St. L.

St. Louis, July 2.

Hugh Aspinwall, for seven months a special feature on KMOX's daily a.m. Country Journall program, has tossed up the local stint and will continue his 'Chick Martin' (Purina Mills) recordings in Chicago for World Broadcasting.

Aspinwall also is skedded to show up in Hollywood, after a vacation to play a role an unnamed talker to be produced by Columbia Pictures.

Cliff Jones, special events man at WGR.WKBW, Buffalo, running summer stock theatre at Athol Springs, N. Y., between mike duties.

RADIO 'PAN MAIL' TIRES FCC

FFD-UPPISH MOOD ON NUTS, BIGOTS

Commission Keeps Repeating 'We're Not Censors'-Squawkers of Recent Rec ord Have Aimed at Lindbergh, Gannett, Even 'Information, Please'

PREJUDICES

PREJUDICES

Washington, July 2.

Plaintive squawk from the Federal Communications Commission
regarding what it described as 'pan
mail' was registered Monday '(1) inan apparently exhausted effort to put
over the idea that the FCC has no
authority to 'censor individual programs or performers'.

Long list of complaints was made
public with most of the alleged panning coming from California.

Before getting down to so-called
entertainment 'programs, Commish
observed that 'air utterances' by numerous public and political figures
had drawn the 'acuth of the knobflowiddlers. The list included:

Col. Charles A. Lindbergh, who
has been making anti-interventionist
speeches; Frank Gannett, red-faced
ex-contender for the Republican
presidential nomination; Hanford
McNider, former minister to Canada
and another Republican hopeful (
unit Philadelphia); Judge John A.
Matthews, Montana legalite, 'and
others.'

Commish fore into some of the
commercial regulars by asserting

commish fore into some of the Commercial regulars by asserting that California had screamed about IV. Kallemborn's news interpretations (CBS); airy statements by Jack Benny; radio Jare served by Bob Hoge; Cab Calloway's band and the Dr. I. Q. Program.

Because Burns and Allen did not please a New Yorker, the Commish was requested to have the team barred from the air. Another Manhattanite 'voices indignation at a Fred Allen wisecrack', the FCC announced, while fellow-citizens were riked' by Walter Winchell, squawked about network presentations of 'Abe Lincoln' in Illinois', snapped at the This Amazing America' program and nearled at 'Information Please'.

Pennsylvanians were next on the list of conscientious objectors. A keystone-stater objected to 'Confidentially Yours' (which he wanted to have, publicly censured.' National Farm and Home Hour' got rapped, and two Philadelphians, turned thumbs down on 'Stop Me If You've Heard This One,' and Great Plays.' One Oklahoman 'would like to see young ears closed' to the sobby marital difficulties of 'Stella Dallas'; a Temiesseean was 'aroused' by the Court of Missing Heirs,' and a Connecticut Yankee yelped about the Green Hornet' series.

Numerous contest programs vite numerous letters' from individuals who think they are entitled to prizes, the Commish wailed.

Fed-uppishness of the Government air-cops with complaints from citizens was demonstrated by a two-page release quoling yelps from various patts of the country. Purpose of the mimeographed papers: was to publicize the can't-do-anything-about-lat tatitude which the Commish has rightfully taken regarding squawks from individuals who evidently feel that their prejudices and preferences must be forwarded to Uncle Sam, instead of to the original-ing stations.

means business in Baltimore

Radio Day at Club

Elesno Cal July 2

Figsno, Cal., July 2.

Broadcast of a 15-minute variety program, a live visual show and a talk on radio technique by Keith Collins, station manager, was given recently by KMJ, local NBC red outlet, for the Fresno chapter of Twenty-Thirty club. Occasion was the club's luncheon meeting and was held in the station's studio.

Station had previously put on similar shows for the Fresno Kiwanis club, the California Newspaper Publishers association and the South San Joaquin Valley and Three-M units. Planned to continue the practice on a larger scale next fall and winter.

RALPH ATLASS MOVES TO MICHIGAN B'LVD

Chicago, July 2.
Ralph Atlass is moving the WJJD-WIND studios and offices from the N. Wells street to Michigan avenue sometime in October. New quarters will contain four studios.
WIND primary studios Gary (Ind.) will continue as is.

Mansfield, O.—Howard C. May, formerly Goodyear Tire, Akron, is now a salesman at WMAN, Mansfield, O. Harry Dennis, former engineer at WJW, Akron, and WHBC, Canton, also has joined the technical staff of WMAN.

Dealers (With Own Ideas) Dominate Summer, Crown Cola Returns in Fall

ey to CBS Friday, Sept. 6. The new spot will be 10 to 10:30 p.m.

spot will be 10 to 10:30 p.m.

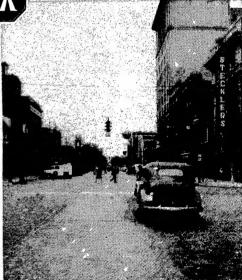
Practice of this account going off the air for the summer, when its product enjoys a peak markel, is explained by the circumstance that it's mostly in summer that Crown Cola's local bottlers can afford to do their own advertising. When the chemical works are the content of the content of the product before the product before the content of the product before the product be

Crown Cola will return Bob Rip-y to CBS Friday, Sept. 6. The new toot will be 10 to 10:30 p.m.

Practice of this account going off

TWIN CITIES with TWIN MARKETS

IRONTON, O.



ASHLAND, KY.

IRONTON, OHIO

16,600 (1930) Population

\$5,922,000* Retail Sales

\$2,312,000* Wholesale Sales

Radio Homes (Lawrence Co.) 9.718

Directly opposite each other on the banks of the Ohio are Ironton, Ohio, and Ashland, Kentucky. They are twin cities also in the fact that both are buying centers when brands advertised on WLW not only get preferred display at dealers, but "get the call" from twin city housewives.

In these twin cities and in the counties that make up their trading areas, most radios stay at 700 KC. It is no wonder that local wholesalers and retailers ask of a new product, "Is it advertised on WLW?".

ASHLAND, KY.

· 401

29,100 (1930) Possibilion

Retail Sales \$11,748,000*

\$14,628,000*

Radio Homes (Boyd Co.) 9.690

· Estimated by Sales Management

NEW YORK: REP. TRANSAMERICAN BROADCASTING & TELEVISION CORP. CHICAGO: WLW, 230 NORTH MICHIGAN AVE.

THE NATION'S

most "Merchandise-Able" **STATION**

UNIQUE RADIO SCHOOL, NYA WORKSHOP; STUDENTS RECEIVE MONTHLY SALARIES

New York Radio Branch of National Youth Administration Thrills When 'Graduate' Gets on Private Payroll-Train Operators for U.S. Defense

By ROBERT J, LANDRY

The National Youth Administration's Radio Workshop, located at Broadway and 53d street in New Strong of the most unique school in broadcasting. It observes strict discipline the matter of liours and fulfillment of assignments, just like any public school. The

strict discipline the matter of incurs and fulfillment of assignments, Cjust like any public school. The ascholastic tradition is carried further by Director Stanley L. Stevens, in the issuance of report cards on each enrolled student, whose general work is graded petcorntage wise and whose attitude is evaluated as being alert dumb, lovable or loatable. These raport curds are tacked up on the school bulletin board for all to see. The academic comparison holds up even further. While there is no arrivitary limit, a year or 18 mouths is the maximum period the Radio Workshop theoretically wants: students to remain in training. The whole point of the school-like setup is that the students must eventually get out in the world. It's a case of NYA wanting to help, but not wanting to provide an indefinite parking

lot for youngsters who have to exer-cise self-reliance in the end. There's to be no figurative burning down of the schoolhouse to get lazy Leo out of the third grade.

the schoolhouse to get lazy Leo out of the third grade.

Where this NYA school, however, differs from conventional schools is in this: the school pays its students! Operating under the Federal Security agency grant, the Radio Workshop fonly one of its kind in the U.S. A.) has some 400 enrolled students (18 to 24 years of age) who receive \$22 a month, in return for which they must put in 60 hours of study and training at the Workshop.

While the drilling is partly confined to theory and is conducted on a classroom basis, broadcast studio-conditions are duplicated and a practical outlet for the activity of the Workshop and an inspiration for the rehearsals, and work are found in some four regularly scheduled programs, weekly which are actually broadcast. Three of these are on WNYC, municipally owned station of New York, One is WINS, N. Y. There are no union conflicts.

As is true of schools everywhere,

there is a certain amount of pointing with pride to the NYA. Workshop graduates' who have gotten on private station payrolls or out-flanked the Maginot line of an advertising agency's defended frontier. The alumnus who gets a job in commercial radio proves something very important to the morale and the raison d'ette and the perseverance of NYA—namely, that it can be done. It proves that the classroom motions are not empty, time-consuming motions, but steps that can, and sometimes do, lead places. Director Stantley Stevens reflects the national NYA administrator. Aubrey Williams, in taking pride in tanglibe job-achieving results. The NYA is conscious of, and attempts to arm itself against, any and all tinge of boondogding.

Recently a Workshop girt, Cecilia Evans, got a role in the Rise of the Goldbergs, 'dayline serial. Another, Merriam Berkley, joined KYW, Phitadelphia.

Robert Novak, a script writer.

Philadelphia:
Robert Novak, a script writer, stepped into NBC from NYA, and has since gone on to Young & Rubicam. Million Gurewitz and Leslie Splomon, of the radio engineering branch, are with the Civil Acronautics Authority and Tropical Radio, respectively.

Radio, respectively.

The NYA Workshop loses many of its students in the summertime. Nearly 65% of the dramatic enrollment has scrannied for the cowbarn thespian temples. Strawnats provide, next to NYA itself, the best chance of an unknown getting a hearing. And are, of course, better scouted by professional show biz.

An important root function of the

of an unknown getting a hearing. And are, of course, better scouted by professional show biz.

An important new function of the NYA radio workshop is just now taking shape. Although training in radio engineering has been going forward for two years, it is expected that a new setup will soon provide facilities to train 'several thousand' radio operators for future availability to the United States Army and Navy. Morris Segal, who has charge of this activity, is already designing the layout. The proposed course will ground young men in every phase of operation, repair and complete understanding of defense radio.

Meantime the radio workshop has its activities broken into various groups. Edwim McArthur, with Vitorio Gi assistant, has a symphony orchestra of 109 musicians heard evely Sunday at 5.30 p.m. over WNYC. There are various chamber music groups of different sizes and characters affiliated. Phit Napoleon, formerty of NBC, is the musical overlord of three swing orchestras averaging 17 persons each. Harry Noble is in, charge of a vocal ensemble of 10, whee Louvinia White supervises the all-Negro choir of 48, A dramatic group of 20 are under the sway of Normans Isckel. A small radio press agent's school also operates with about 10 apprentice publicists. Larry Dupre runs this ofshoot.

The Weekly Excitement

The Weekly Excitement
The workshop's big weekly crescendo is reached Fridays at 5 p.m. with the broadcast over WNYC of the 'NYA' Varieties! Everybody either is in this show, or stops to hear it. It's, a completely student-produced halfhour. It is monitored by student engineers, emceed by Roy Davis, a singing announcer and various student specialty people dot the program. A few introductory words from Director Stevens, the stick of Phil Napoleon and the gesticulations, and stopwatch-watching of Norman Sicket the control booth are the only professional influences in a traffic jam of radio beginners. There is the same open at-the-collex lopt in sustaining studios anywhere. One of two rooms glassed off from the studio is jammed with friends and relatives, smiling big.

off from the studio is jammed with friends and relatives, smiling big.

When the broadcast is over there is, as the professional studios of NBC and CBS, the same tendency to sweep up to Lillie Glub; and gush. My deah, you were won-der-ful!

Buffalo—Fred Keller, local thesplan, is a new voice at WBNY, succeeding Ron Dunlavey who goes to WFBL, Syracuse.

Toledo, O.—Al Miller has joined WTOL, Toledo, as continuity writer. Played in this city 25 years ago at the old Hart theatre,

Why Sales Reps Are Slap-Happy

Station rep organization got a call from an agency late Monday atternoon (1) asking it to find out just what time signals and weather reports its station in Boston was carrying. The rep phoned the Boston outlet immediately and there arrived the next morning by special delivery a complete schedule showing the spots for all current time signals and weather reports.

The rep rushed to the inquiring agency with the data. Then came the awakening. The agency wasn't interested in buying anything. It was only that the time buyer wanted to do one of the account execg in the agency a favor. It seems that the latter had planned a yachting trip over the Fourth along Long Island Sound and he had expressed an interest in knowing what station he could tune in for the time and weather reports.

Inside Stuff—Radio

Gate Taylor, radio advertising representative of VARISTY, is seriously itt at Glendale Sanitorium, Glendale, Md. He was taken there under doctor's supervision last Saturday (29). He has suffered a serious physical breakdown and will be unable to work for a year or more.

Taylor was seriously ill about a year ago when with Broadcasting magazine. When leaving that publication, after eight years, he was hired by VARISTY early in 1940 and has spent much of his time since then in travel. His present illness is a complication, but in much more serious form, of a previous illness.

previous illness.
Variety urges friends of Taylor's in the radio industry to write him at

Because of the dispute over local musician employment outstanding between WCKY and the Cincinnati musicians union Glenn Miller was barred by the American Federation of Musicians the week before last from clearing his Chesterfield broadcast through WCKY: controlload Miller was in Cincinnati at the time on a traveling date and WCKY is Columbia's local

Miller not only had to feed his program direct to WABC, N. Y., but he was required to bring in broadcast technicians from Dayton, O.

Grove's Bromo-Quinine will again supplement its network show with transcription placements, when it returns the 'Sherlock Holmes' series to the NBC-blue this fall. The off-the-mike recordings of each episode are rebroadcast on another station in the same market on a later night of the

Stack-Goble is the agency

Wynant J. Williams, consultant for Travelers' Broadcasting Service (WTIC), Hartford, Conn., since 1925, and in his capacity as professor of communications at Rensselaer Polytechnic Institute, manager of its radio station, WHAZ, has been promoted to head of institute's electrical engineering department.

Date of the return of duPont's 'Cavalcade of America' to the air depends on the sort of period that NBC can make available. If the network offered what the account considered the right spot the program would be resumed almost immediately.

Otherwise the hiatus will be extended to late September.

NBC Actists Service, which is in on the agenting of 'Information Please!' has as yet received no bites on the availability of the show after Nov. 5. Canada Dry has offered to make it \$6.500 a week for two more years, but Dan Golenpaul, who owns the rights, wants \$5.500.

Business Digest's July issue has a rewrite of stories that appeared re-cently in the special Variety insert about Chicago author Irna Phillips.

Write, Wire or Phone YOUR NEAREST ARIETY OFFICE

To Reserve Space in the 1940-41



NEW YORK 154 West 46th St. **BRyant 9-8153**

CHICAGO 54 W. Randolph St. Central 4401

HOLLYWOOD 1708 No. Vine St. Hollywood 1141



UNANSWERED FM QUESTIONS

Radio Trade Gets Cleverly Written Anonymous Blast Against F-M

('Why Frequency Modula-(Why Frequency Moutha-tion? is the caption on the fol-lowing bit of unique propa-ganda put in the mails recently from Birmingham, Ala.)

· (COPY)

During the last few months the newspapers have been publishing carefully prepared propaganda in regard to the desirability of changing commercial broadcasting in the United States from its present system to a system referred to as Frequency Modulation, and a few days ago the news was headlined in the papers that the Federal Communications Commission has assigned a group of frequencies for the commercial use of broadcasting transmitters using this new system which, the publicity proclaimed, is the best and very latest means of transmitting speech and music. Specifically, the engineering claims as outlined in this publicity are that:

First, it is highly desirable because less static and interference will be received if this system is used.

used.

Second, it is capable of delivering a higher degree of fidelity.

As to the first claim, relative to static and interefernce, present day high powered transmitters are so located to take care of, the thickly populated sections of the country to the extent that, judging from data released from any number of research bureaus, the actual percentage of listeners who are obliged to take their broadcasting with an

amount of static which could be deemed disturbing, is extremely small—approximately three percent—and that percentage only spasmodically depending upon weather conditions during the warmen months of the year.

The second claim, that of higher fidelity. The benefits of this would supposedly, of course, have to be enjoyed by the public; that is, the people owning the receiving sets. That brings up the question, are they suffering at the present time because of any lack of high fidelity, and if so, where is the lack? Now the lack, is certainly not in present day transmitters because the Federal Communications Commission has set up standards which oblige transmitters to maintain a degree of fidelity far beyond that of which any household receiving set is capable of reproducing. Therefore, fidelity limits rest in the household receiving sets and actually the loud speaker itself, because of the fact that the cost is the economical limit of the average family. Notwithstanding, today's medium priced receiving sets satisfy the demands of the average public. Those who desire greater fidelity may have this by purchasing a set which includes a high fidelity receiving set. In other words, the high fidelity RCA or Western Electric loud speaker alone costs approximately \$75 when purchased by a broadcasting station. Commercial high fidelity receivers can be purliced to the content of the purchased of the purchased by a broadcasting station. Commercial high fidelity receivers can be purliced to the content of the purchased of the purchased of the purchased by a broadcasting station. Commercial high fidelity receivers can be purliced to the purchased of the purchased The second claim, that of higher fidelity. The benefits of this would

(Continued on page 31)

WILL NETWORKS OKAY PROGRAMS?

Due to FCC's Previous Walloping of Networks, Latter Won't Say a Word Either Way on Prospective Attitude Toward New Type Broadcasting

YEAR OFF?

One of the undefined and largely unpredictable questions of American broadcasting at this moment is the nature and source of programs for frequency modulation broadcasting. F-M has already been marked out as a particular pet of the Federal Communications Commission. F-M has benefited at the expense of television in the matter of wavelengths and the way has been cleared by the FCC for the wholesale granting of F-M licenses and for F-M's commercialization via advertising at the earliest date prospective licensees can meet Government conditions and the business requirements of radio advertises. ness requirements of radio adver-

tiser.

During the inevitable lull period between going on the air with an F-M transmitter and the commencement of sponsor contributions to the costs, F-M stations will presumably need, or look to, outside sources of program material. And that is where, in trade surmise, an FCC-encouraged type of broadcast engineering may collide with estab(Continued on page 31)

(Continued on page 31)

'Giving Away' F-M in Early Days **Not Smart Tactics for Licensees**

By WALTER DAMM

Milwaukee, July 2. Short sighted F-M operators, in an attempt to get into the F-M picture and yet not spend any money will probably beg present networks for the privilege of using present network programs as F-M material with

the privilege of using present network programs as F-M material with the result that they will be giving their F-M service away to advertisers and when an F-M audience has been built up will, in my opinion, find it extremely difficult to sell the service to those same advertisers. Those operators who are going into F-M seeing it as a new service to the public will be courageous enough to originate programs and during the daytime will use their ingenuity to create programs for that vast audience which now is not listening to soap box dramas. Thereby opening an immediate field to a large number of potential listener prospects. It will be more difficult to secure the attention of the evening listeners as we all know the tremendous popularity of many of the network shows, with which we will have to compete. However, again, the operator who looks to the future will not be tempted to duplicate these programs but, case the personnel prospects. It will be more difficult to secure the attention of the evening listeners as we all know the tremendous popularity of many of the network shows, with which we will have to compete. However, again, the operator who looks to the future will not be tempted to duplicate these programs but can and will be developed and there is or reason why F-M cannot play an important part in the development.

of new types of attractive programs. Here at W9XAO we have taken the stand from the beginning that we will not relay regular WTMJ programs be they network or station originated, that F-M must stand on its own feet and build its own audience.

As a result we expect to deliver to the Milwaukee and Wisconsin listening audience an additional program service to that which they now have available. What we said above about soap box dramas in the afternoon applies equally well to the monotony of baseball broadcasts in the evening.

As far as present networks ar concerned we imagine that the owners and stockholders of such networks expect that the personnel responsible for their success is thoroughly capable of taking care of themselves. As far as the advertisers are concerned, if we were one we would at the earliest possible moment take an active party in F-M thereby socuring to myself the added attention value that always centers about the pioneer.

WCKY **CINCINNATI** 50,000 WATTS

WCKY IS ONE OF THE SIXTEEN COLUMBIA 50,000 WATT STATIONS

TOPS in power in programs



DOING THE JOB FOR THE ADVERTISER

Kiddies Leap Artistically to Radio 'Now You Turn' Series on WQXR

Series of children's summer programs, with Gertrude Mittelmann, concert pianist and music instructor, will be ethered by WQXR, New York, in association with the Board of Education Summer Play Schools, the Summer Demonstration School of Teachers College and similar groups. Series, tabbed 'Come Dance Through the Ages,' will be spotted at 11:15-1145 a.m. Fridays from July 12 to Aug. 16.

To music interpreted by Miss Mittelmann at the piano or via recordings, with oral explanation of the dinterent dances, the various cooperating organizations will conduct participating dance classes among listening groups, while representative gatherings of children dance in the WQXR studio. For the first program the studio group will be from the Ethical Culture Summer Play school, with Mrs. Sadie Gassen, its dance director, giving the instruction to listeners.





• Of the 1,922,494 people who live and buy in the CKAC-Montreal Primary CKAC-Montreal Primary Listening Area, 65% speak French and 35% speak English.

• Tailor-made for the richest single market in Canada, CKAC's schedule is divided accordingly: 65% French, 35% English language pro-

• Mass coverage unique market through a

single station. "Only One of Its Kind in America



"Canada's Busiest Station"

A CBS Affiliate

U. S. Rep.: JOS. H. McGILLVRA

McCormick's Slogan

Chlcago, July 2.
Indicative of the spirit which infuses the WGN organization now that Col. R. R. McCormick has taken a personal interest in a drive to 'make WGN as important in the radio field as the Chicago Tribune is in the newspaper business' is the punchline now tagged onto every plece of copy released by the WGN-Mutual press staff.
Tag blazons:
'Watch WGN and Mutual?'

Transamerican Sells Program To Nitrates

Transamerican Broadcasting Television Corp has sold another daytime serial, 'Beyond These Val-leys' to General Mills. Also a series of half-hour musico-script programs to Chilian Nitrate, fertilizer, for use on stations in the farm areas in disc form. 'Valleys' starts on the NBCred July 22.

O'Day, Sheldon & Canaday is the gency on Chilian Nitrate.

BURNS & ALLEN TWICE NIGHTLY IN BUFFALO

Buffalo, July 2 Unable to get early evening time on WBEN, Hormel Products is buying two Buffalo outlets for its NBC Burns and Allen show. WEBR gets the 7:30 p.m. show, and 10:30 edition goes on WBEN,

Sponsor is anxious to move into WBEN 7:30 spot as soon as present sponsor, Carling Ales, exits. Carling is e.f. series

Politics Delays in Texas
Houston, July 2.
Political speeches are being given
precedence over commercial programs by radio stations during July.
The new George Burns and Gracie Allen Hornel program, as a result, will be denied to listeners over ra-dio stations in the southwest until

July 29.

Political speeches have been scheduled at the hour the new Burns and Allen program would be available, until after the Texas primary election on July 27.

Safety Tunes on WLW

Safety l'unes on WLW
Cincinnati, July 2.
Irving Cesar has granted WLW
permission to use his Songs of Safety that were aired on the Rudy
Vallee program several years since,
Tunes are being sung by Lenore
Rinehart, of the Novelty Aces, in
the Small Fry section of the WLW
Homemakers Review, Saturday
morning half-hour show.

Lively Showmanship WINS LARGER AUDIENCES in the INTERMOUNTAIN FOR NBC The POPULAR Station JOHN BLAIR RED Salt Lake City COMPANY

University of Cincy Has Series of Shows on WLW

Series of Shows on W LW
Cincinnati, July 2.
In cooperation with the University
of Cincinnati, WLW has inaugurated
a series of 12 half-hour Sunday
afternoon programs featuring the
industrial capacities of Kentucky, selected as a typical midwestern state.
Programs are non-commercial and
will originate from different points.
They will be supervised by Arthur
Radkey, of the station's educational
department.

department.

The university is providing technicians, announcers and script

Petrillo Hits

Continued from page 23

and most anything available, were hurriedly put to work by NBC to fill in the time. Around New York it was toughest

Around New York it was toughest week that the professional men have had to contend with since 1937 (when most of the New York hotels shut down their remote wires because of Local 8023 \$3 broadcast tax). Scores of remote band periods were cancelled from Monday through Thursday (24-27) by the networks because of broadcasting the Republican convention and no sooner was this cause of song-plug casualities out of the way than Petrillo, ordered the members of name bands to frain from feeding, sustaining programs to the NBC red and blue networks.

grams to the NBC red and blue networks.

One professional manager related Monday (1) that of 24 plugs that he had placed with leaders airing over CBS and NBC during lost week there were actually only six performances. Another told of figuring on seven plugs over the past weekend and coming through with but one. How hard the pluggers were hit by the combination of events is attested by the fact that the top tune in VAMETY's most played' compilation for the week ending Sunday (30) scored but 28 plugs. The accumulative plugs for these leaders have been running in the 50's.

cumulative pluss for these leaders have been running in the 50's.

Stanley Hubbard's Statement Minneapolis, July 2.

Stanley Hubbard, KSTP manager, in statement giving the station's side of the controversy, charged Twin City musicians' union heads with 'dictatorial' tactics smacking of totalitarianism' and declared KSTP will not bow to such methods. Hubbard charges the union has made no attempt to negotiate the differences. The strike, caused by KSTP's refusal to pay a minimum of \$21,000 a year for Twin City musicians whether or not their services are utilized, has been in effect since June 8. NBC did not figure until last week, however. After the cancellation of remote orchestra broadcasts, the station sustituted variety show programs and remained on the air as usual.

Said Hubbard: 'As far as a quarret with the union is concerned, KSTP is and always has been willing to sign a contract with the St. Paul and Minneapolis locals of A. F. of M. It is willing to agree to a closed shop and to give employment to none but members of the union. We will pay any reasonable wage. scale and will agree to any working conditions which the unions may prescribe. The station never has and never will refuse to negotiate. There is, however, a great difference between negotiation and an ultimatum, and it is on this point that KSTP and the musicians' unions are not agreed. During the past few weeks the union has made absolutely no attempt to negotiate with us. They merely have handed us an ultimatum, demanding that we sign their contract without compromise.

The Situation in Richmond
Richmond, Va., July 2.
Strained relations between WRVA and the local musicians union has prevailed since last April when the station reduced its expenditures for studio musicians. The AFM branch, Local 123, set June 8 as the deadline for the signaturing of a written agreement guaranteeing the employment of a definite number of musiciats and when WRVA failed to act the local ordered its members to have nothing to do with the station's programs and barred union orchestras in local dance spots to refrain from any WRVA remotes.

When the AFM-radio industry agreement on musician employment expired last January, WRVA, like tother stations around the country, did not renew its obligations with AFM but informally maintained the status quo. It continued to expend as much as it formerly did for local musicians until the latter part of March when the station elected to slash its musicians payroll.

From the Production Centres

IN NEW YORK CITY

IN NEW YORK CITY

Jerry Lester does his initial appearance on Pepsodent's Tommy Dorsey show (NBC-red) next Tuesday (9). The comic will get a couple more guest shots during August. "Wickliff Crider. I. Walter Thompson's N. Y. Tadio p.a., is mixing his vacation with a honeymoon. Marriage was last Saturday (29) and the brides a Powers model... Ted Pearson got the plug assignment on the Post Toasties end of the Elmer Davis daily news broadcasts on CBS... Dorothy Lowell back from Cuba and her title part again written into script of 'Our Gal Standay'... Jimmy Scribner, who does all 22 voices on 'Johnson Family' over Mutual, now back on his farm at Amelia, Ohio, and originating his broadcasts from WKRC, the network' outlet in Cincinnati... Percy Faith of Toronto, directing Carnation 'Contented Hour' for the next three weeks, his first U. S. assignment... deal set by Columbia Artists... Teddy Bergman has at last definitely taken the name of Alan Reed for keeps... Eddle Andrews, legiter, newcomer to 'Amanda of Honeymoon Hill'... G. Richard Swift in charge of studio operations at WABC... he continues directing Morning Almanac'.

Edward J. Fitzgerald, Erwin-Wasey radio director, to Nova Scotia for two weeks of fishing... Mark Warnow, Bea Wain, Barry Wood and Lyn Murray chorus all renewed for another 13 weeks (from July 27) for 'Hit Parade'... Boris and Sergei Matusewitch, Russian accordian-concertina team, doing Friday night series over WQXR.

Eugene Jelesnik, violinist, will appear Friday (5) on 'NBC television along with two fellow-artistes lately here from Europe, Charlotte Clair and Edouard Futran... Gene Carr, of WGAR, Cleveland, and Lincoin Dellar, of KSFO, San Francisco, among those in N. Y. last week, "Adelaide Bucheister, secretary of George Engels at NBC, married last week to Howard E. Orr... Mrs. Nat Singer, who issued the blast last week to Howard E. Orr... Mrs. Nat Singer, who issued the blast last week to Howard E. Orr... Mrs. Nat Singer, who issued the blast last week to Howard E. Orr... Mrs. Nat Singer, wh

IN HOLLYWOOD

IN HOLLYWOOD

Bob Burns taking six-week layoff from Kraft Music Hall to be in shape for the long summer head when Bing Crosby absents himself...Lud Gluskin framing a new summer musical for CBS and swinging the stick for George McCall's 'Man About Hollywood'...NBC taking its first network program from KFI in some time, Claude Sweeten's 'America Waltzes' with Lynn Martin as chanter...Sam Moore moved in on Don Quinn's typewriter for the Johnson wax reliefer. Quinn will dabble in some fall scripts for Fibber and Molly while taking his respite...A trio of eights shows up on the Lux farewell. Program ends its eighth season on July 8 for an eight-week sabbatical. Helen Hayes, who does at least one Lux show a year, and Otto Kruger finale the season with 'To the Ladies'... Bill Goodwin and Elvia Allman (Cobina) back from Bob Hope tour of personals. Ilness forced latter's return... Taking turns at the wheel for the jaunt to New York are Bob Longnecker and Harry Spears of CBS, and air chanteuse Jean O'Neill (Mrs. Spears). Lee Townsend soloing as writer of Texaco. summer series... Woodbury Playhouse goes serial for the honths, with Forrest Barnes adapting Bill Sweet's 'Promoting Priscilla' for Jim Ameche and Gale Page... Charlie Lung replaced a Hindu actor on Ted Sherdeman's 'Monsieur le Capitaine' over NBC. The part calls for a Hindu... Hal Styles, after getting jobs for thousands on 'Help Thy Neighbor,' is now 'repairing hearts' on KFWB. It's a takeoff on 'Good Will Court.' He also keeps 'Neighbor' going... Carroll Carroll, who writes all that wordage for Bing Crosby and others on Kraft, fit again after rest cure at Carmel.

IN CHICAGO

IN CHICAGO

Tom Walsh added to 'Thunder Over Paradise,' as were Willard Waterman, Judith Allen and Carlton Brickert.... Catherine McCune recouping from flu siege.... Eloise Kummer having her molars revamped following auto smack-up.... Bill Green and Olan Soule doubling to Thoda Cocroft's Coach House strawhat in Oconomowoc for production of 'Summer Heat,' directed by Art Petersen... Dick Todd east to platter some vocals for Bluebird... Frank Behrens now on the 'Right to Happiness' show.... Robert Zelens added to WIND Spieler staff... Riley Jackson back as mc. of WIND 'Night Watch' program after six-month leave of absence... Joe Mihal, former Purdue tackle, with WJJD announcing gang following apprenticeship at University station WBAA.

WJR's Campus Recruit

Detroit, July 2.

WJR, which has maintained a studio at the University of Michigan at Ann Arbor for the past 14 years, has named Doin Chown not (Chinese), of student staff, as its annual selection to join station's professional staff in Detroit.

Station, which airs a daily campus program from Ann Arbor daily, equipped a studio with about \$20,000 worth of material 14 years ago.

Robert B. Rains, former Detroiradio firm rep, has joined WJR's sales staff. Recently has been with Kelly-Smith Co. and later vice-president of Headley-Reed Co.

New York.—Hildegarde Goranson has joined Compton agency as re-search librarian, replacing Mrs. Grace Sumner.

Radio voice personality to conduct transcribed show a la Martin Block or Arthur Godfrey. Must have sales and program appeal.

Upstate New York station. Moderate starting pay with swell future for the right man.

Address Box 640, Variety, 154 West 46th Street, New York City.



Deep Sea Effect (Breathing Fins) In CBS Studio

The Columbia Broadcasting Sysem made its first public broadcast, ans ceremony, on Monday evening
(1) from its new studio annex on (1) from its new studio annex on fast \$2d street, New York. In a gaunt, poker-faced building of windowless facade rising six stories in the shell of the whilom Juilsic School house there will ultimately be seven new CBS studios nlimately be seven new CBS studies and a floor of offices all embodymay various innovations in acoustical design. The first of these studies was baptized by the Ted Cott-Leonard Leibling novelty unit, "So You Think You Know Music?" Raiph Edwards 'Truth or Consequences' show shifts over, too, from the Barbizon Plaza Hotel studies it had been us-

Plaza Hotel studios it had been using.

After the half hour broadcast,
C. R. Jacobs, CBS' construction
manager, explained to the Manhatian daily and trade press radio ediiors the accustical significance of
the series; of wooden blades that
ceupy much of the wall space.
These blades are backed by sound
isborbing substances, that by
pening or closing them in relation
of the production needs of the protram (different for music and ditiog, etc.) and the number of perobs in the studio the proper diffusion of sound can be achieved. No
wo walls or surfaces of any of the
they studios are parallel, a further
BS effort to achieve brilliant
ound conditions.'

With the blades opening and clos-

IBS effort to achieve 'brilliant ound conditions'.

With the blades opening and closured to be a smary giganite pickled ine whale fins, the CBS studios are, or that extent, different from other of the condition of the places. No atter how new, it appears, radio studios in other places. No atter how new, it appears, radio didos have invariably is a bunch guys behind a glass window making funny wig-wag signals to a under of guys behind a glass window making funny wig-wag signals to a under of guys behind a glass window making funny wig-wag signals to a under of guys behind a glass window making funny wig-wag signals to a under of guys behind a glass window making with the collapse, but never on the cheer leader. Finally, he to we with 23 seconds to spare for ic ovation.

And afterwards the press departpolaud madly at the slightest hint rom the cheer leader. Finally, the now never fails to come out on the tose with 23 seconds to spare for se ovation.

And afterwards the press depart-

Smartly Handled

In all, NBC and Columbia had the convention on the air for 11 hours each, while Mutual's pick-up amounted to a couple more hours. Radio's coverage of the event got it a uniformly corking press. Broadcasting, ran the comment, had confined itself to relaying the real highlights and high points of the proceedings and by exercising this good judgment and restraint the networks keet the thing from degenerating ment and restraint the networks kept the thing from degenerating into the usual boredo n. It had also protected itself from losing maximum audiences, not only for commercial programs, but the Republican pickups themselves.

Republican pickups themselves.

One break that the Democrats won't get at their Chicago convention, which opens July 29, is television. There is no coaxial cable for television running between that city and New York. Bell Laboratories did not charge NBC for the use of the coaxial line between Philadelphia and New York. The telephone company decided to write this off to experimental expenses on its own.

WLW's Willkie Scoop; Nominee Faithful To Promise Made Earlier

Cincinnati, July 2 WLW's special coverage of the Re-publican national convention in Philly last week was rewarded with a major scoop. It was the first station to air Wendell Lewis Willkie in an interview. The G. O. P. standard bearer was miked Wednesday (26) from 6:45 to 7 p. m., at a time when from 6:45 to 7 p. m., at a time when his campaign took on victorious zip. Networks and other station were hot after Wilklie for interviews at the time, but he filled the WLW spot, which he pledged to Fred Thomas, script writer, and Peter Grant, ace news commentator of the Crosley 50,000 watter, at the start of the convention.

bound watter, at the start of the con-vention.

Cecil Carmichael, WLW publicity chief and contact man, escorted Will-kie from his headquarters in the Benjamin Franklin to the station's special studio in the same hotel for the broadcast. They used a freight elevator to avoid delay.

PHILADELPHIA POSTSCRIPT

Joe Martin Was Very Radio-Minded in Giving the Time

Philadelphia, July 2. Philadelphia, July 2.
Radio was kingpin at the Republican National Convention which ended Friday (29). Campaign managers for the various candidates checked closely on the networks and local stations in order to know just exactly which programs their favoritie sons would follow, what their opposition would be, etc.

If was even reported that when newsmen asked Congressman Joe Martin, chairman of the conclave, what time a scheduled speaker would do his stuff, Martin answered like a dyed-in-the-wool mike expert, 'At 11:29:30.'

li.29:30.

Not only did the three major networks cover the activities both in and outside Convention hall like a tent, but virtually every local independent station had its own program. In addition, it was the first political parley ever to be televised. In a hall adining. Convention hall, RCA-NBC set up 60 television sets to take care of persons unable to see the proceedings in the flesh. The Pennsylvania railroad opened a lounge for press and radio men with a television set, making if more popular than the regular press section. Here drinks were served and the room air conditioned. The Convention hall itself was like a Turkish bath.

WCAU stole a march on its com-

WCAU stole a march on its com WCAU stole a march on "its competitors by spotting loud speakers outside of central-city hotels to broad-cast the speeches and balloting at the convention. The networks had made an agreement not to use loud-speakers in order to avoid the noisy Battle of Broad and Walnut' of the Democratic parley of 1936, when NBC and CBS put amplifiers opnosite corners.

NBC and CBS put amplifiers opposite corners.

WPEN showed what a small indie station could do in opposition to the networks. The Bulova-owned outlet had its own booth on the convention-floor and put in wires to the head-quarters of every major candidate. Spiels were handled by Norman Jay, Lillian Slater, Arthur Simon, g.m. of the station, and Sybil Warner (Mrs. Simon). Most of the key figures of the convention were nailed for interviews over the station. WIP also followed such a routine.

STEVE WILLIS' ESSAY ON 'RIGHT TO BE TINY'

Providence, July 1. Ridge,

Maj. Edney Ridge Station WBIG, Greensboro, N. C.

Station WBIG.
Greensboro, N.C.
Dear Major:
Your letter addressed to F.D. and just published in Vantery calls for a dignified New England blast.
F.D. sends out revised maps of Rhode Island; annually. He wants the eastern counties of Massachusetts tacked on to little Rhody. And we have no quarrel with him or his idea. But when you try to inveigle one of our creative citizens to go to bat for you before the FCC simply because you want more power, and you say slanderously (I quote) in order that it can give satisfactory service to the citizens of your State (I unquote) you have overstepped the bounds. You have not acted, sir, in what we consider the manner of a Southern gentleman.
For WPRO covers the entire State—lock, stock, barrel and Newport. More than that, with the addition of, southeastern Massachusetts to Rhode Island as suggested by F.D. we would STILL cover the entire State. And, sir, we most certainly give satisfactory service!
In the alphabetical list of principal cities in the current Almanac, the "C's" consist of Galveston and Grand Rapids—and, alas! there is no Greensboro.

If you have the right to be a small State?

Stephen P. Willis.

Gen'l Mgr., WPRO.

Fishell's 'Golf Clinic'

Fishelts doir Clinic
Believed to be the first program
of its kind, 'Golf Clinic,' weekly
15-minute stanza of confab about,
by and with the divot-diggers, debuts tomorrow-night 'Thursday) at
9 o'clock over WHN, New York.
Dick Fishell will handle it, using
familiar-links names as guest interviewees and holding occasional quiz
sessions.

sessions.

Although golf has a player following, the only known programs on the sport have been descriptions of tournaments and reports on scores.

WGN Gesture to Indie WAAF

Chicago Tribune Station Calls It 'In Interest of Non-Monopolistic Broadcasting'

Willkie's Gabbers

Presidential campaign managers of Wendell L. Willkie, Republican nominee, are expected to make much use of freelance announcers for stumpy speeches before clubs and other groups. The idea had already proved itself in Willkie's drive for the nomination.

His backers paid such announcers \$25 a talk, with the former preparing the scripts and arranging for the groups to be addressed.

Summary of Talk Before Its Completion by Speaker Distasteful to Democrats

The Democratic convention in Chicago may take defensive steps to prevent repetition of one practice that
occurred in Philadelphia last week
at the GOP convention. While the
Blue, CBS and Mutual have broadcasting the actual speech of the resolutions committee chairman the NBC
red network read a bulletin summarizing the talk. This was okay
as a matter of ethics due to the routine release caption at time of de-

Chicago, July 2.

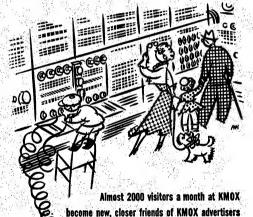
Arrangements have been made by WGN and Mutual to feed WAAF. the Drovers Journal station here, the service on the Democratic vention to be held in the Chicago Stadium beginning July 15.

Special wire will take the convention activities direct to WAAF which made a frantic request for this service to WGN. Chicago Tribune station stepped in with its assistance following the inability of WAAF to obtain facilities in the convention

WGN states that it is making this gesture of aid to WAAF, indie and non-network station, 'in direct terest of non-monopolistic broadcasting.'

WGN and Mutual have arranged for mammoth coverage of the con-vention, with Chicago Tribune forces working in close collaboration with the regular WGN men.

We show 'em the works

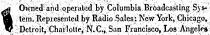


HINGS to see and places to go, when visiting St. Louis, include far famed Municipal Opera, Forest Park and Zoo, Shaw's Gardensand the KMOX studios.

Uniformed guides welcome KMOX visitors. No charge is ever made for a thrilling half-hour "Adventure in Radio-Land" and, when our guests depart, we know they take along a resolve to listen more to the many good things on the air.

9500 visitors came to KMOX since January alone ... drawn chiefly from a 100-mile radius of the station ... men, women and children of the radio audience - and 1950 retailers and salesmen as special guests of the KMOX Merchandising Department. A visit to KMOX makes them more conscious than ever of the power of this mighty voice of the rich Missouri valley. It's another KMOX "plus."

KMOX 50,000 WATTS . THE VOICE OF ST. LOUIS





Business Portrait of New York City

Market Shows Declines in All Categories of Local Station Revenue

Network drop in New York city was small compared with other cities. WOR lost only an hour cities of Mutual commercials, while WMCA added a half-hour on a regional hookup. Local and national spot up

slightly.
WHN is now stressing its 1010 frequency on red and blue car cards in Fifth avenue busses and New Haven

quency on red and uses fifth avenue busses and New Haven trains.

WMCA: Sharon Springs Board of Trade, quarter-hours. American To-bacco Co, through Lord & Thomas, 13-week renewal of 2½-min. Luckystrike discs. Hotel St. George, participation in 'Rise and Whine'. Pall' Mall cigarettes, through Young & Rubicam, renewal of 46 one-min. spots a week, Ex-Lax, through Young & Rubicam, announcements.

WHN: Jacob Ruppert Brewery, through Ruthrauff & Ryan, quarter-hours. Pall Mell Cigarettes, through Young & Rubicam, announcements. Thomas System, through Frank R. Steel, one-min: spots, 52 weeks. Regent Cigarettes, 130 announcements weekly.

ments weekly.

WNEW Cushman's Sons Bakeries,
through Samuel C. Croot, five, fivemin. spots weekly, 'Music Hall'. A.
Schulle, Inc., through Charles Siorm
Co. five quarter-hours and 52 announcements weekly.

WQXR: Campbell Soup, through
Ward Wheelock, 18 announcements
weekly, 10 weeks.

June 29 Compared to June 22

	WG	(XR)	15.
Network	Local	National	Total
Units	Units	Spot Units .	Units
675	9.394	15,770	25,839
705	9.418	16,057	26,180
-4.2%	-0.2%	-1.7%	-1.3%

10% Drop Commemorates Salt Lake's Summer

Salt Lake City, July 2.

Summer hit Salt Lake City and local advertisers are dropping their schedules. National spot stuff staying on an even keel, helped somewhat the past week by Willkie annuncement.

what the past week by Wilkie announcements.
KUTA: Prudential Federal SavIngs, through Harris agency 28 announcements. Western Furniture
Co., 52 announcements. Wolley's
Roller Rink, 26 announcements Utah
Oil Co., through Gillham agency, 52
one-min, spots. Capitol Cleaners, 52
announcements.

June 29 Compared to June 22 (KDYL, KSL, KUTA)

Network	Local	National	Total
Units	Units	Spot Units	Units
5,767	2,067	1,347	9,181
6,571	2,331	1,336	10,238
-12%	-11%	+0.8% -	-10.3%
20	9	10.00	200



ON THE NBC RED NETWORK

1. A.

NATIONAL SPOT BOOMS

Detroit Little Affected by G. O. P. Cancellations

Detroit, July 2.
Covering Republican confab pushed many commercials off. Detroit stations, but the national spot boom continues, this week reaching all previous figures in this index.

June 29 compared to June 22 (CKLW, WJEK, WJR, WMBC, WWJ, WWJZ, WWYZ).

Network Units	Local Units	National Spot Units	Total Units
7.905	11,141	4,885	23,931
8.145	11,072	4,761	23,978
-2.9%	+0.6%	+2.6%	-0.2%

Los Angeles 2nd Highest Wk. in 5 Mos.

Local biz continues forte, reaching the second highest mark in the past five months. Network and national spot okay, too, considering amount of time cancelled for carrying convention.

spot okay, too, considering amount of time cancelled for carrying convention.

KNX reports Dr. Pepper Bottling, through Tracy-Locke-Dawson, 15 time signals weekly indef. Also Lindsay Olives, through Lord & Thomas, 78 participations in Fletcher Wiley combination, and United Bakeries, through Leon Livingston, for 0 time signals weekly; Forest Lawn Memorial Park, through Dan B. Miner, 13 five-min, programs.

KHI: Central Chevrolet, through Stodel Adv., 30 announcements; Glo-Co. through Brisacher-Davis, 13 announcements.

KFI: Bullocks, through Dana Jones, 90 announcements; Barkes Bros., through Marjon Kyle, 52 one-min. spots; Blecho Co., through Dana Jones, 90 announcements; Barkes Bros., through Marjon Kyle, 52 one-min. spots; Blecho Co., through Dan B. Miner, 13 participations in 'Art Baker's Notebook.'

KECA: People's Committee for Willkie, 13 half-min. transcriptions; Ex-Lax, through Joseph Katz, 150 one-min. discs; Bekins Storage, through Brooks Adv., 260 participations in 'Mid Morning Jamboree'; Bimini Baths, through Philip Meany, 26 announcements; Thrifty Drugs, through Milton Weinberg, 260 quarter-hour newscasts; Seven Up Bottling, through Glasser Adv., 52 spots. June 29 compared to June 22 (KECA, KFI, KFWB, KHJ, KMPC, KNX)

Network Local National Total Units. Units Spot Units

etwork	Local	National	Total	ŀ
Units	Units	Spot Units	Units	ŀ
11,008	11,727	1,731	24,466	L
11,172	11,514	1,784	24,470	ŀ
-1.4%	+1.8%	-2.9%	-0.02%	١
10 140 1				l

WELI's Farm Drama Barn

New Haven, July 2.
WELI concentrating on straw hats
this summer. Clinton Playhouse in
tie-up with Shartenberg's store,
Alexander Kirkland, director, and
guest stars coming down for combined p. a. and mike shot every
Tuesday. Stony Creek and Montowese Players also listed regularly.
Paul Wagner reviews rural drama
twice a week on WELI.

DON'T MISS PALMOLIVE'S

HOUSE" STARBING BESS JOHNSON

By Adelaide Marston Dedicated to the women of America. The story of a woman who must choose between love and the career of raising other women's children.

WABC-CBS-10:30-10:45 A.M. E.D.S.T. 78 Stations Coast-to-Coast

Direction BENTON & BOWLES, Inc. Management ED WOLF, RKO BUILDING, New York

It's the Same in Hartford

Hartford July 2. National spot and local business shows no signs of going into a summer tailspin, but network cancellations carried the total units down

June 29 Compared to June 22

vetwork	Local	National	-Total
Units	Units	Spot Units	Units
6.592	1,939	1,784	10,315
7.176	1.921	1.798	10,895
	+0.9%	-0.8%	-5.3%

Increase of Nat'l Spot Noted in San Antonio: Market Totals Hold Up

San Antonio, July 2.
Stations here recouped the national spot losses of the past two weeks with a 10% gain. Local biz remains

KONO: Academy of Musical Arts

KONO: Academy of Musical Arts, three quarter-hours weekly. Owen Kilday, political talk.

KABC: Texas Co., through Buchanan, 13-week renewal of strip of quarter-hour newscasts Texas State Network. Taylor Tabernacle, two announcements daily. Barte Bedding Co., announcements and two play-by-play double-header baseball broadcasts. Carta Blanca-Beer, daily announcements. Owen Kilday and Pierce Brooks, political talks.

Kilday and Pierce Brooks, possibility of the Model. Peter Paul, Inc., through Platt-Forbes, daily announcement. Lydia Pinkham, through Erwin Wasey, daily one-min. ET, 39 weeks, Millan Cafeteria, through McCabe agency, participation newscasts. First Federal Savings & Loan, through Coulter, Mueller & Grinstead, two five-min discs weekly. Ernest Thompson, political talks over the Texas Quality Net.

June 29 Compared to June 22 (KABC, KMAC, KONO, KTSA, WOAI)

Network	Local	National	Total
Units	Units	Spot Units	Units
4.994	7.391	2.341	14,726
5.309	7.464	2,126	14,899
-5.9%	-0.9%	+10.1%	-1.1%
21, 12, 12		-	4

LOCAL UP IN BALTO. SPOT, WEB TALLY OFF

Baltimore, July 2.
Continued calm hereabouts with local count only classification showing an improvement.
WFBR: Doan's Pills, through Street & Finney, three announcements weekly.

ments weekly.

WCBM: Bonwit-Lennon, local spe

cialty shop, strip of a.m. newscasts.
June 29 compared to June 22
(WBAL, WCAO, WCBM, WFBR)

Network Units	Local Units	National Spot Units	Tota Unit
7.555	5.247	2.166	14.96
7,645	5,190	2,286	15,12
-1.2%	+1%	-5.2%	-19

Seattle's 7% Skid

Seattle, July 2.
Seattle stations carried heavy G.
O. P. convention schedules and suffered in the pockethook with a drop
in network units. National spot and local stuff okay

rai sturi okay.

Junie 29 Compared to June 22

(KIRO, KOL, KRSC, KXA)

ttwork Local National Total

Units Units Spot Units Units

3,365 10,275 1,174 14,814

4,610 10,231 1,129 15,970

37% +0.4% +4.4% -7.7% Units

MINUS IS THE WORD

Kansas City Biz Chart Down in All Classifications

Kansas City, July 2.

Normal summer trend to lighter business which began asserting itself several weeks ago is now in carnest several weeks ago is now in earnest evidence with every station off, especially in local. Entry of Alpen Brau into Kansas City market sty-mied larger drop in national spot. Beer account is using several sta-tions. KCMO reports Copper Razor Blades on 52-week renewal of news-casts

June 29 compared to June 22 (KCKN, KCMO, KITE, KMBC, WHB, WDAF)

etwork	Local	National	Tot
Units	Units	Spot Units	
6,390	6,476	7,144	20.01
6,405	6,915	7.179	20.51
-0.2%	-6.3%	-0.7%	-2.4

DENVER CHIRPY AS SUMMER LOOKS BIG

With local business well above the past five-month average, Denver station managers look optimistically toward a good summer. Reported new

biz follows:—

KOA: Industrial Federal Savings
& Loan Association, through McCann
Erickson, Musical Clock, strip, 82
weeks; Martin Bros., through Raymond Keane, 24 quarter-hours, For
Women Only; Amter's, through Raymond Keane, 102 announcements,
Dupler's Art Furriers, through Ted
Levy, daily announcements. 52

inond. Keane, 102 announcements;
Dupler's Art Furriers; through Ted
Levy, daily announcements, 52
weeks; Joe Kavanaugh (tires),
through Bob Betts, six one-min. spots
weekly; Hollywood Bread, through
Wooley & Hunter, 14 announcements.
KLZ: Dandi-Cane, Inc., 39 quarter-hours; Atlas Finance Corp.
through Max Goldberg, 13 announcements; Campbell-Sells Baking Co,
through Wooley & Hunter, 104 announcements; Doan's Pills, through
Spot Broadcasting, 138 one-min.
spots; Ex-Lax, through Joseph Katz,
250 one-min. discs; Joseph Schwartz
(gwedlers), 104 announcements; Colorado Tent & Awning Co., 13 announcements; Haskins Bros. (soap),
through Presba, Fellers & Presba, 52
five-min. spots, twice weekly.

June 29 compared to June 22 June 29 compared to June 22

(KFEL, KLZ, KOA, KVOD)

Network	Local	National	Total
Units	Units	Spot Units	Units
7.003	4.383	1.334	12,720
7.173	4.401	1.487	13,061
-2.5%	-0.4%	-10.2%	-2.6%

Cincy Quiet Radio B. O.

Cincinnati, July 2.
Quiet is the word for Cincinnati.
WKRC: Albers Super Markets,
through Frederic Ziv, added 10 minutes to announce winners of weekly
half-hour time quiz program. Standard Oil of Ohio, through McCann
Erickson, added a 10-min. Sunday
newscast to the weekday schedule.

June 29 Compared to June 22

Network Units	Local	National Spot Units	Total
4.470	8.425	5,502	18,397
4,650	8,407	5,706	17,763
-3.1%	+0.2%	-3.5%	-1.9%

WGAR Host to Editors

To help solidity relationships between newspapers and radio, WGAR will bring to Cleveland July 12 some 20 editors of country weeklies from Northern Ohio to air a round-table discussion on radio and press. Goodwill gesture ties in with current Saturday noon show, News of Our Neighbors, which consists of items sent to Ralph Worden, WGAR news editor, by country weekly editors. Program ordinarily runs 15 minutes but will be extended to half hour on July 12.

uly 12. Program of entertainment includ-ng Cleveland Indian ball game is on ing Cleveland Indian bathe docket for the editor

Jerry Connelly, Cochrane, Alberta, rancher, formerly of radio station CJCJ, Calgary, is in hospital with a broken log. He was thrown by a horse

CHICAGO CHALKS **MINUS 1.3%** ON WEEK

Chicago, July 2.

Chicago's radio business goes along about the same and little change would have been noticed had it not been for heavy network cancellations to carry the convention proceedings.

WBBM: Snider Packing Co, through Charles W. Hoyt, three quarter-hour newscasts weekly, WGN: Benrus Watch Co, through J. D. Tarcher, three chain break daily, 52 weeks. Old Dominion Room, through Hamilton agency, three announcements weekly, WMAQ: Peter Paul, Inc., through Platt-Forbes, three quarter-hour newscasts weekly, 52 weeks.

June 29 Compared to June 22 (WBBM: WENR, WGN, WIND, Chicago, July 2.

(WBBM, WENR, WGN, WIND,

Network	Local	National	Total
Units	Units	Spot Units	Units
9,005	5,169	10,148	24,322
9.355	5,190	10,139	24.684
-3.7%	0.4%	+0.08%	-1.3%

San Francisco Reports Local Units Up 21%

San Francisco, July 2.
Local and national spot business in San Francisco continues the steady climb upwards. It's the eighth gain in nine weeks for each category.

June 2	9 Comp	ared to June	22
KFRC,	KGO, K	JBS, KPO,	KSFO)
Vetwork :	Local	National	Total
Units '	Units	Spot Units	Units
8,205	3,976	2,092	14,273
8,280	3,215	1,869	13,364
-0.8%	+21%	+12%	+6.7%
4			

Des Moines' Slight Wilt

Des Moines, July 2.

Airing the Republican convention cost the three Des Moines stations plenty of coin, witness the loss plenty of coin, witness the loss chalked up in network and national spot columns. Local units regained some of the previous week's heavy

June 29 compared to June 23

Tetwork	Local	National	Total
Units	Units	Spot Units	Units
7,100	2,765	4,727	14,592
7,470	2,697	4,902	15,069
-4.9%	+2.5%	—3.5%	—3%
	Mus	ic for	

ELLERY OUEEN

sed and Conducted

LYN MURRAY

Mgt. COLUMBIA ARTISTS, Inc

ROGER WHITE

is pleased to announce the appointment of

ANTON LEADER (Formerly Production Manager of WMCA)

Program Director ROGER WHITE RADIO PRODUCTIONS



Colonna; Airport Chatter

erum when it took off before dawn for the race across country.

Skwwriters

First passengers on the Boeing stratoliner, TWA's new high-dyer, were 10 mag and paper aviation writers who flew in Friday morning writers who flew in Ferral was a same flew in the state of the state of the flew in the state of the state of the flew in the state of the flew in the state of the flew in the state of the state

were Justin Caston Marque, Wall Street Journal, and Wayne Parrish, Amerisin Aviation.
Thomas J. Beck, president of Crowell-Collier's, toastmastered and handed the plaques and checks (from 150 down to \$25). Best acceptance peech was Dorothy Kaucher's. She is alecturer at San Jose State Teachers College, Calif., and a freelance writer. She recalled being in New York (from hometown, St. Joe's, Mo.) 12 years ago. Rubbernecking because she could not find a job, shingeted the Ford tir-motor job in Penn station. It thrilled her and steadied her nerve when she had to face I-told-you-so's at home when he got back, broke. Memory of that occasion made her winning a plaque and cash award from TWA triply joyous, said gray-haired Miss. Raucher who, added she was going to make a brief stop at St. Joe's en route to San Jose!

RKOUGH. RKOutfit

route to San Jose:

Seven RKO men and a March of fime moneybags virtually monopolized the early afternoon American aritiner for Buffalo last week. They hopped upstate to attend a testinenial dinner at the Statler for Charlie Boasherg, promoted from Buffalo manager to district manager in the statler for Charlie Boasherg, promoted from Buffalo manager for Detroit, Cleveland, Indianapolis and Cincinnati, and Elmer Lux, promoted from salesman to Mr. B's ex-job. John Wood, tressurer of the M. of T., was goaded into buying a drink the Kitty Hawk Room at the airport before the takeoff, the others pointed out that a treasurer in the party was small use if, he didn't loosen the pursestings a trifle.

strings a trifle.

Heading the octet was Ned E. De-Heading the octet was Ned E. De-pinet vice-president, and others were A. W. Smith, sales manager who was toastmaster at the dinner; Harry Michalson, short subjects sales manager; R. S. Wolff, New York branch manager; Ro

play date department.

Rest

Vacationing in Bermuda are the Robert Rosses, he the actor-director, she Margola Gillmore. They clippered out the day after Ross's Maplewood, N. J., summer, play-house opened with Sinclair Lewis in 'Ah, Wilderness.' During their 10-day stay on the island they planned to visit John Lewis, one of Margalo's ex-fellow workers from the cast of 'No Time for Comedy,' her last show.

Error

Allan Updegraff. Newsweek staff man and author-translator of a new Doubleday book the life of Andre Maginot, French defense line builder, brought back the prize story of the week when he came in on a Dirag boat from Lisbon. His wife, Dora Miller, stylist, stole the show at the time with her raging clothes and holes in her shoes, but Al's yarn of the last day Lisbon was a boney.

and holes in her shoes, but Al's yarn of the last day Lisbon was a honey.

We were out on the edge of the honey when we saw a British Overseas plane come in and land, he said. Down on the edge of the float we could see a tall, thin man dressed in regal uniform. A single thought fan through the minds of, everyone there: Good God! the King of England! The Empire is crumbling! The King here to take the Clipper to America with the rest of us! it turned out it was the Duke of Kent, just coming down to open a British exhibit Lisbon. Old British was carryin! Mrs. Mary Lansing Arno, ex-wife of Peter, came home the same ship, after, year in London. She said the British would 'die fighting and fight dying.

Grover Whalen was out to meet Leon Cotnarano chairman of the Coty Perfume Co, who came over on company business and brought his wife and two children who will remain here when he returns to Paris in a month, he said. The Frenchman is also editor of Le Figan, Paris sheet, Said he hoped there'd be in ewspaper for him when he got back to the boulevards.

Absent

ton, however, and the 4th-estaters are still in the dark.

It's high time for a line of the times. When the city was ready to open LaGuardia Field along came Arde Bulova and before long his clocks adorned all the walls, behind ticket counters of all the airlines, in the restaurants, down in the baggage rooms and out in the hangars, one master clock was going to see to it that about 100 clocks were accurate within a second or two gremonth. A hitch developed. Now there are Longines at the United Air Lines counter and Benrus is with Lines counter and Benrus is with TWA. Major reason for the switch was that the lines had radio spots linking airline with clockmaker and naturally didn't want to look foolish by, having the wrong clocks the walls.

the walls.

Fotog
William T. Hoff, official fotog at
the airport and ex-N. Y. Daily News
man, is bursting out in a rash of
color. His second kodachrome layout in the Satevepost is due soon
and others are in the satchel. Doing a new series the other day, he
approached a girl, asked if she would
pose for a moment. (He had looked
all over for the likeliest prospect.)
She chuckled and said she would,
and did. It was Gecilia Meagher,
Harry Conover studio model.

Shooting from any angle, camera-

Mex
Shooting from any angle, cameramen got slick pix on Ogla Betancourt when she arrived last Monday from Mexico City via Eastern Air Lines. Olga an olive-skinned beauty, was chosen by La Prenza to represent Mexico in the Pan-American Court of Beauty at the Eligin show at the Fair during the coming month. Fotogs said the lass was fotogenically super. cally super.

A broad grin under his mop of red hair was Don Budge's only reaction to Martha Raye's culp as he boarded for Boston at an American A's gate. The guy the girl called 'my racket' said he was going up on business for the sporting goods firm he works for, and not to play any tennis. Off to Buffalo went Tommy Tucker on Monday, and off to Providence went Kathleen Kennedy, daughter of the Ambassador, gaily denying rumors of, an imminent engagement. Luise Rainer slid silently into town in her chauffeured limousine after landing from a TWA Sky Chief.

Moves

Moves
Robbie Robinson, 14-year veteran
of the air transportation industry,
moves up to head the publicity-public relations office in New York for
TWA. Robbie is about as wall lic relations office in New York for TWA. Robbie is about as well known an airline man as Broadway affords, having handled the reservations for show biz tolk for some time past. He'll fill the post left by Leo Barron who is moving up to be assistant to Theon Wright, national public relations director of the line in Kansas City. The press room at L. G. Field is happy to learn the shifts will not pull away Bart Pevera, contact man at the airport.

Perty

Defend Your Country, ballad written by Leo (brother of Gus) Edwards and John W. Bratton, had its world premiere Saturday night at world premiere Saturday night at the TWA-Red Cross party in the Aviation Terraee Restaurant at the airport. Irving Fisher sang it and the 300 guests roared their approval. The song. heart-stirrer was in-spired by a poster drawn by Major Thomas B. Woodburn, stationed at Governor's Island. Jimmie Copp. III. piano monologist, the Hertz Bros. Ethylene Holt and emece, George Byron rounded out the pro talent donated for the charity party.

Mexican Consular Agents To Hear Samples of Radio

and fight dying.

San Antonio, July 2.

Texas Campus Series

Take Mexican consulate owns its from the Mexican consulate owns its from a month, he said. The Mexican consulate owns its from the special properties of playing before an assembly of Mexican consular agents of the purpose of playing before an assembly also editor of Le Figato, Paris sheet, Said he hoped thered be messpaper for him when he got back to the boulevards.

Absent

Primed to give Pare Lorentz.

Thorough going-over, reporters stood guard at the gangplank as Thursday's are regular part of the entertain-guard at the gangplank as Thursday's and expense will have gone for your power increase carried with it a requirement to shift the transmitter site from its powerful affiliations and all their parts of his FCC of an also received the commission's go-powerful affiliations and all their powerful affiliations and all their packed to boost power from 1 kw. to a charge and expense will have gone for power increase carried with it a requirement to shift the transmitter site from its power increase and expense will have gone for power increase carried with it a requirement to shift the transmitter.

The Mexican consular agents is being the purpose of playing before an assembly of Mexican consular agents in Austin over Texas quality Net-louding equipment, costing in the sources in a Changing World.

The transcriptions will be played sources in a Changing World.

The transcriptions will be played sources in a Changing World.

The transcription will be played sources in a Changing World.

The transcription will be played sources in a changing world.

The transcription will be played s

WOR Moves F-M Site

WOR, New York, will move its F-M transmitter within the next few days to 444 Madison avenue, New York. Actual cost of the work hasn't been estimated, but preliminary tests will be made to determine whether a vertical or horizontal antenna is to

F-M transmitter is now at the san F-M transmitter is now at the same spot as the regular transmitter, on the morsh land near the mouth of the Rahway river, at Carteret, N. J. One of the chief purposes of the shift will be to send the F-M signal from the highest possible site, as it operates on a fundamentally different principle from regular radio trensmission.
Only three engineers will be volved in the shift.

Anonymous Blast

Continued from page 27

chased, but they are high priced and the desire has so far been expressed the desire has so far been expressed by not more than fifteen percent of radio set purchasers, and the prac-tice of these users has been to im-mediately destroy the actual high fidelity of the set by setting the "tone control" so that they receive an excess of bass and low frequencies rather than enjoy the high fidelity of which these sets, might be capable. It therefore becomes apparent that the public is not suffering through any lack of high fidelity through the present system of broadcasting.

the public is not suffering through any lack of high fidelity through the present system of broadcaster. Now comes the question, who's to benefit? It is not the public, it is not the broadcaster, then it leaves only the manufacturers, which indeed is a dark horse of a different color. To begin with, the engineers who have, so far, been the chief spokesmen for the promoters of frequency system of transmission testity that, in order to give anything like the same service being given through the present system of broadcasting, many more stations would be required, because of the distance limitations of transmitters using frequency modulation. Sale of these transmitters would of course make a juice little diet for the manufacturers. The public can hear frequency modulation broadcasts only by purchasing receiving sets designed to receive this type of transmission, or one which is capable of receiving both types of broadcasting. The present day receiver will not give satisfactory operation even with adapters for frequency modulation transmission. So, if it are no emade to appear that today's broadcasting method is obsolete and is going to be replaced by this new system, it will mean a complete replacement of present day receiving sets. The total runs into a tremendous figure. Examination of the broadcaster's plight reveals that some 800 now are existence, the great majority of whom have worked long and hard over a period of years to develop a franchise which they thought justified them in creating an American institution which was something besides just an advertising medium, and we have as a result, the American system of broadcasting which has far and beyond the hishest standards of any other coun-

ing medium, and we have as a result, the American system of broadcasting which has far and beyond the highest standards of any other country of the world. What happens to these broadcasters as a result of the issuance of commercial franchises for the operation of frequency, modulated broadcasting station? So far as any information is available to date, it would appear that the priordate, it would appear that the priority and development work of these broadcasters; would go for naught. At the time when they must step into Federal Communications Cominto Federal Communications Com-mission licerings and make their plea for new stations, they will find them-selves in the midst of, literally, a dog, fight, for preference in their community, and many of them will doubt find themselves faced with

doubt find themselves faced with two or three times as much competition. Also, although they may have developed a high degree of efficiency, and 'listener following' through the use of their 'AM' facilities, they are quite apt to find a newcomer in their local field enjoying greater power, greater coverage, greater financially powerful affiliations and all their pioneering and development work and expense will have gone for nught.

RCA Television Drops Directors, **Limits Rehearsal-Demanding Stuff**

F-M Answers

Continued from page 27

lished interests. Where, broadcasters are asking, will the networks stand on F-M? Broadcasters are asking, on F-M? Broadcasters are asking, but the networks are not answering. Not after that drubbing the FCC gave them in the recent monopoly report. The webs indubitably have, or shortly will have, fairly clear notions of how F-M fits in, or doesn't, with network operation as now known. But they'lh -probably emit not a single peep one way or the other.

known. But they'll-probably emit not a single peep one way or the other.

Under the FCC rules for the Armstrong-created type of transmission, the local F-M station must hereafter broadcast three hours by day and three hours by night, or six hours in every 24. And one hird this requirement is specifically to be of local, special, F-M origin. In other words, not duplicated (i.e. not heard on an amplitude frequency station, and, hence, not of network origin). WTMJ, Milwaukee, and WTIC, Hartford, have been meeting this requirement to date by the use of small chamber music ensembles.

In the absence of anybody able or willing to speak authoritatively for the networks these 1940 questions are simply for the record: Will the webs allow their affiliates to divert to F-M auxiliaries the sustaining service received through the telephone lines? Will the AT & T. sanction it? Will advertisers be willing to pay extra for the duplication over F-M of programs originated in the ordinary way? Will 'se musicians union allow the allotments of their amplitude station contracts to be partly absorbed on F-M auxiliaries? There are expected to be some 150 new F-M licenses granted by the FCC in the first rush of applications. The construction and operation of these stations will thus presumably

The construction and operation of these stations will thus presumably bring up these program service ques-tions for answering some time next

MISSOURI ADDED BY CBS TO 'SCHOOL' ENDORSEES

St. Louis, July 2.

CBS 'American School of the Air' received official, recognition last week from Lloyd W. King, Missouri. State Superintendent of Schools, when he asked that a supplementary bulletin of the 1940-41 program be sent him in order that it may be published for the Missouri Course of Study of the Elementary Grades prior to the opening of the fall semester. The new bulletin will be outlined by Raymond P. Kroggl, state supervisor of speech and radio, in cooperation with Kenneth Graham, educational director at KMBC. CBS outlet in Kansas City, and Harriett Edwards, who holds a similar post at KMOX. St. Louis, July 2

Some 11 states, including Missouri, have now embraced the 'American School of the Air' a definite aid in educational programs.

Nunn Gets KFDA Okav

Amarillo Tex July 2 Amarillo, Tex., July 2. Federal Communications Commission granted the transfer of control of the Amarillo Broadcasting Corp., owner and operator of station KFDA here, from C. S. Gooch to J. I. Nunn. Station is housed in the Nunn Bldgs. In the city and operates on 1500 kc. with 100 watts unlimited time. Is outlet here for Texas State Network group.

Network group.

WAVE Goes 5 Kw.

Louisville, July 2.
WAVE has FCC permission to remove its transmitter from the Brown hotel to a new 30-acre site north of Jeffersonville, Indiana, across the Ohio river from Louisville, Station also received the commissions go-

RCA has cut down its television complement considerably, three directors and six technicians being dropped. Several of the latter, classified as engineers, have been re-assigned to radio departments of NBC. Reasons for the revision are summer slowness; plus the indefinite postponement of commercial telecasting on orders from the Federal Communications Commission.

There will be no dramatic telecasts until autumn. This week the broadcasts are limited to three riety shows and several sports events, such as amateur boxing. Racing telecasts, which were made from the Belmont and Aqueduct tricks, will, probably also be made at Empire, where the races switched this week.

Four directors retained are Eddle.

Four directors retained are Eddie obol, Warren Wade, Thomas Riley nd Burke Crotty. Those out Sobol, Warren Wade, Thomas Riley and Burke Crotty. Those out Donald Davis, Edward Padula and Reggie Hammerstein.

How DuMont Television (Paramount) Has Right To Buy Maiestic Stock

Plan whereby Allen B. DuMont Laboratories, Inc., in which Paramount Pictures holds a substantial interest, would be able to buy a big block of Majestic Radio & Television Corp. shares in the reorganized company, was, revealed last week. Majestic announced that, to obtain participation by the DuMont Labs. the former would grant DuMont a logition to buy 100,000 shares of Majestic at \$1 each within four years from the date of the order confirming the proposed Majestic reorg plan.
Under the plan, old Majestic stockholders would be allowed to subscribe to units before July 25, giving them bonds and or e share of new common. DuMont is reported interested in the reorganized Majestic Cobecause, according to Wall Street belief, it would give the former access to the large-scale facilities Majestic DuMont would use such in making television sets on a wholesale scale, thereby enabling the company to compete with other large television set manufacturers.

LaCrosse 'Kiddie Club' Ticks Off Its 13th Year

La Crosse, Wis., July 2. To celebrate the 13th year for i To celebrate the 13th year for its. Kiddie Club' program over WKBH. Erickson's bakery ethered a special urchin's show and party last week. Was attended by about 2,100 moppets, who guzzled lunch, and during the subsequent shenanigans lemonade, ice cream and cake. Prizes: were given for athletic contests.

Bay Plannadore announcer on the

Ray Plamadore, announcer on the 'Kiddie' series, was m.c.

WJW's 51%, \$41,562

Akron, O., July 2.
Transfer of controlling stock in adio station WJW here to William radio station WJW here to William O'Neil, son of the president of the General Tire Co., has been approved by the FCC at Washington. The sale of 53% of the stock was for \$41.562. The transfer is being made to O'Neil from W. F. Jones, who had 22% shares; Ruth Rubin; who had 72½ shares, and E. S. Sheck, who had 142½ shares.

Any policy or personnel changes.

142½ shares.

Any policy or personnel changes await a meeting of the board within the next few days, O'Neil revealed. At present Jack Thomas is acting manager of WJW, having been assigned to the post late in March when Egythe Fern Melrose resigned as manager.

Cooling Of New Orleans
New Orleans, July 2.
Air-conditioning for radio stations, is now the vogue here. First to air-condition was WSMB. WDSU followed in certain departments. Now WNOE begins installation of cooling units. In addition to the air-conditioning virtually every station in the city dressing up its studio. WSMB, WDSU, WWL and WNOE all have done considerable remodeling work.

Lorraine Morrow, Cincinnatt torchsinger is making her radio bow on WLW's thrice-weekly Aft-ernoon Follies stanza.

Vallenstein Digs Up Melody-Crammed Mozart Opera, 149 Years in Cobwebs AMERICAN TREASURE CHEST With Larry Keating, Thomas Carr Howe, Edward C. Counter, Louis Ford Orch. 30 Mins., Local Sustaining Tuesday, 9:30 p.m. RFO, San Francisco Tuesday of the heart of the least of the le **Wallenstein Digs Up Melody-Crammed**

Acter 149 years minus a few months, Mozart's last opera, "La Clemenza Di Tito' had its American premiere on two successive Saturdays (22 and 29). It remained for WAF-NBC, New York regist to present the masterniere of the Monday, 7:30 p.m. Clemenza Di Tito' had its American premiere on two successive Saturdays (22 and 29). It remained for radio to present the masterpiece for the first time, with Alfred Wallenstein, WOR's indefatigible meetro showing the way. The first performance of the opera was in Prague, Sept. 6, 1791, two months before Mozart's death, and with the exception of an occasional playing of the overture and the singing of an isolated. , no music from the opera had ever been heard here before).

fore.).

While it is true the opera does not equal the masterpieces of 'Don Giovanini' or 'Le Nozze di Figaro,' it
literally abounds in melody, and the
genius of its eonstruction would, but
almost any modern composer to
shame.

shame.

For the most part the opera is typically Mozartian. It is aria, duo, trio, recitative, etc. The subject while not filled with dramatic intent is no less interesting than scores of other works in the standard repertoire.

The performance on this occasion showed careful preparation and marked another milestone in the path of Wallenstein, whose conducting and presentation ranked with the best. Of the soloists Vivian della Chiesa was probably the best vocally. The soprano is the possessor of a brilliant throat, sympathetic in quality, and abounding in temperament. The only criticism that might be offered of her work, was that frequently her recitatives sounded more Verdian than Mozartin, but her singing of the difficult aria, 'Parto Parto' was almost in a class by itself. The performance on this occasion

cult aria, 'Parto 'Parto' was almost in a class by itself.

Genevieve Rowe, with not quite so much voice, but with apparently more training in the Mozart school, did a very fine job of the most difficult aria in the opera, 'Non piu di flori,' and her coloratura work was first class. Hardesty Johnson, in the title role used his clear lyric voice with much expression, and his principal aria, 'Se all'impero amici Dei came off well. The tenor is most comfortable in the lower and middle registers, for above the staff he is inclined to strain a bit and the voice wavers dangerously. The difficult cadenzas of the aria were well sung and in concerto the singers were all equally fine. The balance of the cast had insignificant parts, which they all made the most of, the artists including Florence Vickland, Lodema Legg. and John Gurney, basso of the Met.

The sudden popularity of Mozart

passo of the Met.

The sudden popularity of Mozart opera the past two years as indicated by the enormous throngs at the Metropolitan, and the decision of that august body to revive The Mogic Flute' next season indicates Wallenstein again has chosen his time wisely. The program stirred much interest, and will be revived in the fall.

MUSICAL TREASURE CHEST' With Horace Heidt Orchestra

MUSICAL TREADURE CALLEY WITH HOTELEY HOLD CONCESSION MINS.
LEWIS-HOWE (TUMS)
Tuesday, 8:30 p.m.
WEAF-NBC, New York
Tums now has two NBC sessions.
Its socko Pot o' Gold' has switched to the Blue network Thursdays and in the vacated NBC red Tuesday niche this 'Musical Treasure Chest' has been revived. It was previously used on the air by Horace-Heidt uring the period of waiting for the 'Pot o' Gold' format to be cleared by the NBC lawyers, who feared lotter stigma.

in the later of the contract of

WEAF-NBC, New York

(B. B. D. & O.)

This show is a major venture forHormel, but on the basis of its debut
edition Monday night (1) there's
little occasion for uneasiness. For it
the program is a strain on the sponsor's bankroll, it is unmistakably
punchy entertainment—as potent as
anything on the Monday slate and
among the choice items of the entire
week's layout. Series is plugging
Spam, a meat product, and should
provide a hefty sales stimulus. For
Buirns and Allen it represents a
cuick switchove mans vacation from
spotsorship.

In pace, smothiness, solid mateseries in the series at the career.

Burns and Allen II represents a quick switchover sans vacation from Hinds Honey and Almond cream sponsorship.

In pace, smoothness, solid material and consistent finish, the opener in a consistent finish, the opener in the consistent finish, the opener in the consistent finish, the opener in the consistent finish, the production staff is here faced with the problem of here after maintaining the tempo set.

Burns is m.c. and, besides two sizable laugh spots, he and Miss Allen are in and out of the script throughout. Artie Shaw, returning to the air for the first time since his returned to the size of the consistent of

ON THE SPOT With Russ Morgan's Orch, Henry Morgan Music, Quiz 30 Mins—Local VANTI PA-PI-A Monday, 8:30 p.in.
WOR, New York

Work, New York

(Erwin-Wasey)

Billed as a quiz show, this session turns out to be a musical sixetch. Idea of the Vanti (beverage) sponsor and use whatever band is booked for dancing at the spot, on the air. Contestants are allowed to decide whether they dike a hard or 'easy' query put to them. Payou is 50 or \$1, respective them Payou is 50 or \$1, respective the Vanti (beverage) sponsor a soft drink if they're stumped.

As set up, with one query between every one or two band numbers, it becomes a musical show, the quality of which will depend weekly on the band used. There were only five queries sprung at contestants the hook up much time to put or answer. Mc. Henry Morgan (no relation to Russ) did a fairly good job serving em up.

Idea turns out okay, though the

Russ) did's fairly good job serving em up.

Idea turns out okay, though the foulz billing should be minimized if that's all the attention it is to get. It's a cheap enough setup. This show cost \$15 for winning contestants, and a couple dozen bottles of Pa-Pi-A. Not much is being paid for the band, and the price of a Monday night at Manhatlan. Beach probably isn't back-breaking. At that scale the plentitul commercials on opening airing wener't easily and the money was well spent.

Poto' Gold format to be seep the NPC lawyers, who feared lottery stigms.

Last Tuesday (25) the Treasure Chest' unfolded in drab style. The audience participation aspect—which is the whole show essentially, despite a few musical numbers—was obscure in method, and phoney-seeming in the externer wagueness, sometime in the extense was well spent.

FORREST WILLIS

Curb Quiz

SHAPIRO & HEPP'S JEWELERS

Tugging at the heart-strings and prying into the innermost circles of the American family, 'American Treasure Chest' draws heirlooms out of attics and basements and with them surprising stories of romance and tragedy. It's 'Hobby Lobby' without the freaks.

without the freaks.

Written by Leonard Cox, who tried unsuccessfully for months to get a hearing until Al Nelson arrived at NBC here and okayed the idea, the show is based entirely on the fragments of history hidden in western homes. Single mail for example, drew strip of lace from Martha Washington's petticoat, civil war cannon ball, an autograph book of the 90s and an ancient policeman's billy carved by an old-time prison inmate.

of the 90s and an ancient policeman's billy carved by an old-time prison immate.

Each object used on show is handed to Thomas Carr How, curator of a local art museum, and Edward C. Counter, Jr., a collector, who do not see it until they face the mike. They describe it and give their opinions as to what it seems to represent, after which Larry Keating reads the actual story of the object.

String orchestra furnishes appropriate background music during denoument. Stdries behind the objects are what give the program its color. Items on show caught included civil-war newspaper printed on wall-paper gound tacked on wall-paper gound tacked

Five dollars is offered for each ob-ject described. Wern.

Followup Comment

Fred Bate, who, in an easy, unpectacular manner, has been broadcasting for NBC keen analyses and reports of England's part in the war, reports of England's part in the war, delivered pertinent remarks about loose use of term 'fifth columnists.' Did so in commenting on an editorial in The London Star which declared Germany was making an intense propaganda drive in United States, using radio and press commentators ospread stories Britsin was weakening in her efforts and was preparing to sue for peace. Paper referred to this, as part of fifth column' activities.

to this as part of 'fifth column' activities.

Bate said the term was misused. Friends' who questioned the 'timing' of a program, whether the maximum effort had been put at the right moment, were not 'fifth columnists,' he added. From this and following reference could be a supported by the state of the

Bate and other broadcasters from London appear to enjoy remarkable freedom in their comments compared to those in Berlin or Rome. Berlin mikers from German capital now seldom question Nazi stories and viewpoints.

Mel Allen did a solo job describing the Giants-Cards game last Wednes-Vorleg and the Giants-Cards game last Wednes-Vorleg and Solo we WMCA. New York 120 years with the Wedness of the Giants and Yanks game last work was a played the broadcasts go to WMCA. Although a single voice over the entire game lacks the variation of two men handling the description, Allen kept abreast of the play (as the listener could tell by the sound of the batted ball, yells of the crowd, etc), seemed relaxed and maintained a steady fire of comment without ever talking just to be saying something. Also handled commercials, stressing the sponsor's lay afternoof the work of the Satura Yankees-Athletics game over WABC, Allen was joined by Jay C. Plippen for the between-immings breaks. Latter brings a thorough knowledge of the game to his familiar light banter, providing a spicy touch to the airings.

Marion Claire was in glowing voice Sunday night (30) on the 'Symphonic Hour, over Mutual out of WGN, Chicago. Soprano handled several difficult arias with impressive breath, power and expression. Henry Webers of the Chicago Tribung, and the Chicago Tribung and the C

With John Macinire, Jackle Kelk, Warren Parker, Ray Bramley, Wilfred Lytell, Robert Ober, Ned Wever, Ciliford Stork Aviation Cavalcade Sustaining 30 Mins.

12:30 p.m.

With John Mack, New York Aviation Cavalcade with the able technical and historical assistance of Jim Ray, an excellent and stirring cavalcade, of aviation history which isn't as academic as it sounds. What could easily be a dud is a vigorous, trenchant half-hour sustainer Sunday at 12:30 p.m. It ties in perfectly with America's present day air-mindedness, accent of the day air-mindedness, accent of the day air-mindedness, accent of the viable via biltzkriegs. Harry MacFay-den directs this series.

In a capsule table of contents, as chiefly announced by John MacIntire, the exposition details the dramatic highlights of what's to come in future weeks. It's not merely the cut-und-dried history of the Wright Bros. at Kityhawk, Nr. C., in 1994, but emphasizes and the same time a very effective yet subtle reasurance to Americans that perhaps we're not as languid in our preparedness; that bombers, divers, pursuit, recombisance, and combat blanes didn't some into extince the progress of aviation. For one thing, it's at one and the same time a very effective yet subtle reasurance to Americans that perhaps we're not as languid in our preparedness; that bombers, divers, pursuit, recombisance, and combat blanes didn't some into extince the progress of a winton. For one thing, John Q. Public is given chief credit, as witness the early post-war elamor for mail plane stamps. Comes also the episode of 1926 when some anonymous 165-postade was willing to the progress of the post from New York to Detroit. (Several have since claimed to be that individual.)

Lieut Towers, now Rear-Admiral John H. Towers, the No. 1 aviation expert of the Navy, thus takes up the chore of highlighting the transition from 1911, when he first dared to under his parson that successfully noncered plane takeoffs from battle-ships (present-day airstaine or 1910, who checuraged Orville Wright'

TOMMY DORSEY BAND
With Connie Haines, Pied Pipers
Frank Sinatra
30 Mins.
PEPSODENT
Tuesday, 10 p.m.
WEAF-NBC, New York

WEAF-NBC, New York

(Lord & Thomas)
Squire Dorsey provides (over 62
NBC stations) a thoroughly agreeable half hour in the Dorsey idiom
as a summer time-holder for Pepsodent's Bob Hope program. The musical selections are nicely varied in
pace and consistently on the sunburst side. The continuity is of the
saucy slanguage type, employing
glittering adjectives and elegancies
of alliteration like 'limpid and lucid'
as a characterization of an arrangement. Singing, gab and music combine for easy pleasure.

Il proof, were needed, this half
half nor events of spreading his canvas
over a full-sized radio lot. Land.

THE PLEHALS

THE PLEHALS
Harmonies Duo
CAMPBELL
WABU-CESS. New York

(Ward Wheelock)
Tom and Eddie Plehal have been
duetting on their harmoniess for
WCCO, Minneapolis, more than four
years. They were selected for the
Al Pearce program last Friday as
one of the local personality bookings
provided by various stations. Alalough one-time showing, it was
and the local personality bookings
provided by various stations. Albrough one-time showing, it was
and the showing of the
provided by various stations. Albrough to one-time showing, it was
present to be compared to the
provided by various stations. Albrough the year of the
provided by various stations. Although the pearce show originates.

Buo's contribution was for three
minutes, the boys doing well although they would probably have
stood out had they been allotted a
little more time. More of a stunt
than a standout the showing nevertheless may boost the Plehals on
thamong others from WCCO who
have shown on the networks are the
haddrews Sisters, Johnny Green,
Four Norsemen and Eddie Dunstedter. John.

QUIZ KIDS With Joe Kelly, Ford Pearson 30 Mins. ALKA-SELTZER Friday, 10:30 p.m. WEAF-NBC, New, York

It's a long jump from the old were newspaper-walloping. Nine Crare Rids of small-time vaude tremenber the blizzard of '88?') to these modern, streamlined, radio-spouting young-sters who, when asked a tough question on something they have a right not to know about, pop out, with plenty of assurance, that 'undoubtedly what you refer to is the Ethingent of the word of the word of the region of

DUKE ELLINGTON ORCH Short-Wave from N. Y. 30 Mins. Menday, 3 p.m. BBC, London

30 Mins.
Monday, 3 p.m.
BBC, London

'America Dances'—so this shortwave series has it; but at this hour
in the afternoon it was a cinch England couldn't. It may even have
been that program arrangers, aware
of the country of the country of the tellington congregation. Tather
than its dansapation. Atmospheric
were not kind to the first half of the
airing, muffling the only vocal of
the session and handing a beating to
Ben Webster's tenor saxing of 'Cotton Tale', piece only reached appreciable clarity at the finale. As
though in recompense the bad air
waves dared considerably, for Cot
waves dared considerably, for Cot
waves dared considerably for Cot
and Boy Meet Horn for Rex Stewart,
all new stuff for this side. London's
2nd street, Charing Cross, took the
session like gospel.

Ancnt this CBS short-wave series,
one thing the listener asks here is
'Why doesn't the leader speak'
They're accustomed to a word or
two from the batouers around
better the control of the control of the contone of the control of the control
to the control of the control of the contone of the conto

LESLIE HOWARD 'Making Films in Wartime' Monday, 6:30 BBC, London

Making Films in Wartime*
Monday, 6:30
BBC, London
Filmite turned this appearance, his second on the Close Up' series, into a plug for continued British production of films throughout the warperiod. Stressing the propagada value of these films when distributed oversess, Howard's reference on Pygmalion, which he co-directed as year of the control of t

FILMS PARTLY PAY IN WAG

Lower Salaries But More Employment ASCAP STRESSES | ASCAP Reconciles Itself to Metro Of Pluggers If Webs Freeze Out ASCAP

There is little disposition among music publishers at the present time to commit themselves to long term obligations because of the pending battle between the radio interests and the American Society of Composers, Authors and Publishers over a new licensing agreement. The situation in the publishing business has become unsettled enough to cause at least two publishers to hesitate about closing deals for catalogs that they would like to absorb.

Most publishers are of the opinion that in the event the networks freeze ASCAP numbers out of their schedules the changes in the business setup of publishing industry will be anything but cataclysmic. These pubs figure that while the high salaries of professional men will be effected employment among the latter will be neressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but makes decidedly more contacts. Professional men will be pressary not only to readjust plug sources but and contact professional men will be pressary not only to readjust plug sources but the contact professional men will be pressary not only to readjust plug sources but the contact professional men w

Wm. Penn (Statler Inn) Fixes That Odd Odor, So. **WCAE** to Carry Its Band

Pittsburgh, July 2.
All peaceful again between WCAE and William Penn hotel, where Hearst station is located, and Battle of the Odor is no more. Whole thing started some weeks ago when WCAE biggies told Statler outfit that they couldn't stand the incinerator outside the windows of the 21st floor, which the station occupies. William Penni ignored the demand, where-upon broadcasting outfit dropped all air time allotted to hotel, cutting Lang Thompson's band off in its last week at Chatterbox.

Feud continued for couple of weeks and is no more. The studio walls now have a new coat of ivory, a concession of the landlord, and the pipe that caused such a stink has become a time of the property of the

a concession of the landlord, and the pipe that caused such a stink has become a pipe of peace. And the William Penn can put its musical outlist back on the clean, fresh air of WCAE whenever it likes now.

WEEMS BUS SMASHUP FATAL TO FARMER

St. Louis, July 2.
Tooters in Ted Weems' band were shaken up last week when the chartered bus in which they were riding to keep an engagement at the Meadowbrook Country Club in St. Louis County was struck by a truck near New Athens, Ill, driven by a farmer, Jacob Schmöll, 75, living near the seen of the accident. He suffered fractures of the skull and internal injuries from which he died in St. Elizabeth's hospital, Belleville, Ill, several days after the crash.

The tooters arrived on time for the local engagement.

Staffon Into Union

Executive council of the contact employes has reversed its ruling on Milt Staffon and the latter is now with the professional staff of Shapiro, Bernstein & Co. The council twice rejected Staffon's application on the ground that S-B had not consulted the unemployed list of the union before engaging Staffon. Staffon was formerly with Consolidated Radio Artists, Inc.

Fred Fisher has turned over the complete rights of 'Whispering Grass' to Mills Music, Inc. Fisher, who wrote the tune with his daughter, Doris, had published it on his own.

N. Y. supreme court Justice Charles B. McLaughlin Thursday (27) granted Eli E. Oberstein, now president of the U. S. Record Corp., a judgment of \$15,833 against Philip Kastel in connection with Oberstein's \$200.000 action against Kastel, Lewis A. Jaffa, Frank Costello, Adolph Kaufman, Jack Feinstein, David Palter, Jack Joy and Frank Cusak. Other defendants have not been served with the exception of Jaffa. The former RCA executive claims

The former RCA executive claims damages for alleged breach of contract. It is claimed that Feb. 21, 1939, he resigned his job with RCA on the promise of the defendants to form a record company called Disc, Inc. with Oberstein to be hired at \$20,000. with Oberstein to be hired at \$20,000 yearly for five years, and the defendants agreeing to invest \$150,000 and arrange distribution for the new company. The defendants failed to go through with the agreement, and Oberstein filed suit; the allegations continue. Oberstein secured a judgment of \$100,000 against Jaffa in May, 1939, but this verdict was vacated on Aug. 17, 1939.

KMBC SINGER JOINING **BOB CROSBY ORCHESTRA**

Kansas City, July 2.
Bonnie King, songstress at Station KMBC for past year, leaves station to join Bob Crosby's orchestra July 3. KMBC used her artist bureau bookings and on programs with Midland Minstrels and Rhythm Riders, as well as on her own quarter hour. Recently she guested on the Friday night Al Pearce CBS show.

She leaves a program with the Rhythm Riders, under sponsorship of Alpen Brau brew for her new assignment. Like other KMBC artists, Miss King is under personal contract to Arthur B. Church, station prexy.

Kemp Heads for N. O.

In place of going into the Astor hotel, New York, Hal Kemp one-nights and goes on several location nights and goes on several location dates southward toward the Roosevelt hotel. New Orleans, where his band opens for four weeks Aug. 25. Kemp was originally down to replace Tommy, Dorsey at the Astor but the latter will stick the whole second

season,

Kemp spends a week at the Cavalier Beach Club, Wirginia Beach,
Va. opening July 8; two week, at
Beverly Hills Country Club, Newport, Ky., starting July 19 before the
Roosevelt.

Mary Small's Discs

Mary Small's Discs
Mary Small has been set by Ed
Wolf for a series of Columbia vecords. Songstress has waxed 'Once
In Lovetime. Blueberry Hill,
'Some of These Days' and I Can't
Give You Anything But Love' as
her first two platters.
Miss Small may go into the Shuberts' forthcoming 'Ziegfeld' Foliles.'

DIVVY ANALYSIS

Income But Makes No Payroll Contribution To Composers, John Paine Points Out

1939 FIGURES

In disclosing the breakdown of the ncome of the American Society of Composers, Authors and Publishers for 1939 John G. Paine, general manager, declared that it was necessary

for 1939 John G. Paine, general manager, declared that if was necessary
for him to point out that ASCAP
was not an entity but part and parcel of the music industry and that
the figures should be considered in
the light each class of licensec contributes to that industry.

The breakdown, he said, shows
radio to be a huge contributor for
performing rights and motion pictures a comparatively small one.
But, he added, the true measure of
the pleture business contribution to
writers and publishers does not end
there. Radio's sole contribution to
through ASCAP, whereas the picfure business spends many millions
more in writer salaries; synchronization clearances and actual participation in the publishing business. In
other words the film industry has
spent much more time for the creation and publication of music than it
has for actual rights.

Following is the gross receipts of
ASCAP for 1939:

Radio (total) ...\$4,142,024.44

ADUAY 107 1959:

Radio (total) \$4,142,024:44

Auvertising \$5,277,806.77

Sustaining fees \$64,187.97 Dance Halls. Miscellaneous 158,973.33

.....\$6,511,753.59 Total ASCAP's increase of radio income for 1939 as compared to the previous year comes to 8%. In '38 broadcast-ing paid \$2,984,658.03 on advertising fees and \$860,548.31 for sustaining fees, or a total of \$3,845,206.34.

British Society's Report.
London, July 2.
British Performing Rights Society
grossed \$2,378,432 from the Empire
and foreign affiliated societies in
1939. Of this amount \$1,180,000
came from the British Broadcasting
Co. and licensees in Erc. Australia
and New Zealand.
The British Society now has 1,861
members in Great Britain, an increase of 72 over last year.

BLITZSTEIN'S BLITZ

Also Two Legit Musicals

Marc Blitzstein is doing the scores for two documentaries being produced by independent outfits. First is 'Valley Town,' being filmed in the Pennsylvania mountains by Willard. Van Dyke, for the Educational Film

Loss; Believes Long Fight Inevitable

Jackie Souders' Return

Seattle, July 2.

Jackie Souders, band leader, is back where he started his career, 13 years ago, swinging a baton for a dance orch.

dance orch.

He's at the Olympic hotel this marking his return to a dance band following a half dozen years at the atres as emicee and band leader. His most recent stint was at the Orpheum, Portland.

Gene Sargent and Elleen O'Hara are soloists with the Souders band, which gets Coast airing on NBC Red network.

BAD NEWS FOR BREGMAN FIRM

Ager, Yellen & Bornstein is 50 availability points to the good as a result of a ruling of the publishers appeals board of the American Society of Composers, Authors and Publishers. The same board has decided against the protest of Bregman, Vocto & Conn and the latter firm has no other recourse for recovering some of the availability committee during the past 18 months. B-V-C has exhausted all channels of relief allowed it under the ASCAP bylaw and the only move it can now make its to the courts.

Availability rating, of both firms had been gradually reduced by the availability committee until it reached 1.100 points each. Whom the availability committee until it reached 1.100 points each whom. B-V-C took over the Donaldson, Douglas & Gumble catalog the latter held a rating of 2.250 points. The availability committee last week approved the finding of the appeals board so that A-Y-Bs rating now stands at 1.150 points.

MARKS SUES HARMS ON 'IN DUTCH GARDEN

E. B. Marks Music Corp. is suing Harms, Inc., unit of the Warner Bros. group, in connection with the latter's song, 'In a Dutch Garden.' The action, filed last week in the N. Y. supreme court, seeks an injunction, an accounting of the profits and statutory damages for lateged infringement.

The melody of 'Garden' was written by the late Will Grosz and Marks claims that it's an infringement of a tune that it has in its own catalog. The latter composition is by M. Werner-Kersten, who, according to Marks, wrote it in September, 1920. Marks' complaint also alleges that Harms' Jolly Peter composition is likewise an infringement on Werner-Kersten's work.

Dutch Garden' was put out by Harms late last year, with Mack Gordon the lyricist. The number sold about 275,000 copies.

While the leaders of the broadcasting industry are proceeding to
sell independent station operators on
the idea of supporting the proposed
purchase of the Metro music catalogs, the American Society of Composers, Authors and Publishers has
already discounted the deal as closed
and is proceeding on the proposition
that its repertoire will not include
the Metro works for the next five
years. ASCAP states that even with
the Metro catalogs out there will be
no revision downward of the terms
of the new contract. The Society
has also reconciled itself to a six
months battle with CBS and NBC.
With William S. Paley personally
determined to see the thing through
to showdown, the moving spirits
within the Broadcast Music. Inc.
project are confident that the rank
and file of the radio industry will
come out in favor of the Metro acquisition. On the other hand
ASCAP's tacticians have taken the
stand that Broadcast Music has a
right to be in the music business
and that the only question pending
is whether BMI can lawfully represent the writers involved in the
Metro catalogs since the former
have entered into 10-year contracts
with ASCAP. It is understood that
BMI's option to buy is predicated
upon Metro's guarantee to deliver;
full performing rights.

But Cash is Needed

Within the Metro organization optimism on the deal going through
is not complete. The price quoted
in this quarter is \$37,50,000. One of
the Metro instigators of the negotiations remarked over the past weekend that so far his talks with the
broadcasters has been productive of
little assurance of immediate cash
but rather of an offer to underwrite
the purchase through the 'obligations or an article and the obligations or an article and that of this
number 36 are network affiliates.

Nebraska Addenders

Nebraska Appeals To Supreme Court: Radio Interests Bankroll Case

Lincoln, Neb., July 2.

Appeal has been taken to the U. S. supreme court. from a statutory court's decision which declared the Nebraska anti-ASCAP law invalid, Move came on the final date "A" allowing for an appeal and a week after the Nebraska Broadcasters Association had agreed to put up the money necessary for the appeal. It has been intimated that the actual source of this financing is the National Association of Broadcasters.

The Nebraska statute was passed in 1937 and after considerable jockeying in the courts was last winter declared unconstitutional. The attorney general's office was allowed but \$4,000 to see the law through litigation and this was exhausted diring the three years of legal controversy.

Lincoln Grosses Better

Institute of New York University.

Other is Paul Strand's and Leo
Herwitz's production of Native Land'
(tentative title) for Frontier Films,
already shot but how being cut and
scored. Paul Robeson is to be Tyric
commentant, doing the narration in
both song and dialog.

Besides his 'No for Answer,
which a syndicate is to produce
Broadway the fall. Biltzstein is
also writing another new legit mayical, as yet untitled,
his Gugenheim fellowship.

Kelton With Coslow
Frank Kelton has left L Wolfe
Gilbert's publishing firm to become
manager of Coslow Music, Inc.
He will operate out of New York.

Discount of New York and Pla-Mor brought in no big
leaguers, but littled,
his Gugenschem for produce strong and Dick of May bookings of name bands
for pure strong in profit margins at the Turnpike Casino,
king's boilton, and Pla-Mor brought in no big
leaguers, but all their territorial and
a year. Finishing a long stand there
Sunday (30). Krupa is set for another six weeks beginning Jan.

Kelton With Coslow
Frank Kelton has left L Wolfe
Gilbert's publishing firm to become
manager of Coslow Music, Inc.
He will operate out of New York.

Dailey, spot's owner.

Bands at the Boxoffice

(Presented herewith, as a weekly tabulation, is the estimated cover charge business being done by name bands in various New York hotels. Dinner business (7-10 P.M.) not rated. Figures after name of hotel give room capacity and cover charge. Larger amount designates weekend and holiday price.)

	Weeks Past Covers Bond Hotel Played Weeks On Date	
	Charlie Barnelt Lincoln (225: 50c-\$1) 9 675 6,025	
	Larry Clintont. New Yorker (400: 75c-\$1,50) 8 1,800 11,925	
	Del Courtney* Park Central (375: 50c-\$1) 8 700 5.875	
ę	Timmy Dorsey Pennsylvania (500: 75c-\$1.50) 12 2,500 19,200	
. ,	Tommy Dorsey Actor (900 75c-\$1)	
Š	Ray Kinney* Texington (300: 75c-\$1.50)	
ŝ	Alvino Ray Biltmore (300; \$1-\$1.50) 1 625 1,300)
		- 1

Asterisks indicate a supporting floor show, although the band is the or draw. Noe Venuti in Clinton's place for last 3 days. Les Brown Charlie Barnet for first 3 days.

On the Upbeat

Charlie Agnew and his orchestra Normandie Restaurant in Boston ill finish a two-week engagement Placed by MCA. will finish a two-week engagement at the Centennial Terrace, near Toledo, O., July 11.

Louis Armstrong and his Harlen revue at Palace theatre, Youngs town, O.

Harold Austin, Buffalo bandleader, is managing for second summer the ballroom at Crystal Beach, Ont., amusement park.

Dal Richards' band, now playing on the Panorama Roof of Hotel Van-couver, Vancouver, B. C., will not switch with Len Hopkins band from Ottawa as previously scheduled but will play twice weekly from the roof during the summer months.

Fire, believed to have been caused by a cigaret, destroyed the Edmon-ton (Alberta) Beach dancehall last

Duke Ellington plays a hop at Municipal Aud, St. Louis, Aug. 27. Dance is being run by the Colored Elks of which Ellington is Grand Bandmaster.

Biltmore Boys changed agencies from CRA to Wm. Morris. Open at Sir Francis Drake hotel, San Fran-cisco, July 16.

Tommy Tucker has a followup to his 'Man Who Comes Around,' Calls it 'Man Doesn't Come Around Any-more.' Band opened at West End Casino, West End, N. J.; Saturday (29).

Budapest String Quartet signed or Columbia Records.

Del Courtney set for July 7 and Ozzie Nelson July 14 at Pleasure Beach Park, Bridgeport.

Leon Prima moved into Grove club near Biloxi, Miss.

Billy Catizone 4 out of William Penn Hotel, Pittsburgh, after nine months for indefinite engagement at

Tony Almerico Swingsters set for summer at Casino club, new dance spot, in New Orleans.

Maurice Spitalny orch goes Into Mission Inn, near Pittsburgh, for week of July 4 and moves to Pines, Pitt., Aug. 2 to stay there for mainder of outdoor season.

Tony Martin, with Bob Zurke's band, spotted into West View Park, Pittsburgh, for one-nighter July 17.

Howard Baum orch opened two-week stay at Willows, Pittsburgh, Saturday (28), replacing Jimmy Richard's outfit.

Tiny Hill band opens fortnight stay at Kennywood Park, Pittsburgh, July 8, same day that Benny Burton opens at West View Park in that

Herbert Fritschle orch into New Penn, Pittsburgh, for indefinite stay succeeding Lee Barrett band.

Heward Becker's option at Pines, Pittsburgh, picked up for another stretch, this time through entire stretch, this month of July.

Tommy Cullin's band set for sum-mer on outdoor terrace of Glenwood Hotel, Delaware Water Gap, Pa.

Ralph Wert with Eve Frey set for indefinite run at Mt. Pocono Grill Mt. Pocono, Pa.

Charlie Barnet now has one of those institutional original tunes. Calls it 'Leapin' at the Lincoln.'

Jimmy Van Heusen flying his own new plane to the Coast to work on new tunes for Paramount film, Took off Saturday (29).

Del Courtney band currently working three days at Meadowbrook between exit of Gene Krupa and

opening of Al Donahue. In last night (Tuesday) and out tomorrow, Buddy Clarke's band replaced Courtney at Park Central hotel, N. Y. Not the singer, Clarke was at that spot all last winter.

Art Jarrett's new band signed to General Amusement optional con-

Claude Hopkins now under Wm. Morris agency. Had been with Rockwell General Amusement Corp.

Fausto Corbello band, currently at Hurricane, N. Y., signed to Columbia Records.

Joe Reichman's orchestra on the Warner lot for a musical short.

Jan Garber moves his crew into the Casa Manana, Culver City, July 5. Jimmie Lunceford follows.

* Filmusical

Skinnay Ennis plays the Para-mount theatre, Los Angeles, week beginning July 4.

C. B. Cochran

Continued from page 1

continue from page!

the ordinary standard of living. I'm staying at the country house of a friend and we had melon, salmon, chicken, asparagus, and strawberries for lunch with good wine and excellent coffee to follow. So don't bother to send me any canned food.

Of the show business and what's going to hange to dit there is little.

going to happen to it, there is little to be told.

We're having superb summer weather which, without war news, would draw receipts.

would draw receipts.

Personally, I was getting going agai, but Hitler has put me right out. Some friends even say that my comeback brought on the war!

One thing this time—I shall have plenty of friends to share being broke with me. plenty of frier broke with me.

uoke with me.

I shall not try to do anything again before the autumn. My feeling is that all show business will have to be cheap priced. Few, very few people, will be able to afford high priced seats.

The confidence here is enormous The confidence here is enormous. Everybody, every class, is sure of ultimate victory, and labor (organized labor) is working like hell. They're cleaning up the Fifth Columnists pretty thoroughly at last and, as I suppose you know, have collected my old friend Joe Beckett, whose match with Carpentier netted me a nice profit of £20000. Good days!

Not many Americans left here, but Not many Americans left here, but the Condos boys seem inclined to stay and have been doing good work at troop concerts. Claire Luce is another sticker. She's a fine girl and likes this old England of ours. Hatry Foster has gone big into production but conditions are too strong for him or anybody.

strong for him or anybody.

I've a hankering for Broadway.

I should like to see the shows at the Fair. I hope I'm spared to come over once more.

I read you very regularly and get a lump in the throat that Broadway and Piccadilly seem to have grown much further apart since last September.

With good remembrances to all old friends, Charles B. Cochran.

War Themes

Continued from page 1

with the present struggle have been received feebly at the boxoffice, but the shifting changes in the European scene preclude attempting to master-mind politico history.

All Cut 'Way Down

All Cut Way Down
Virtually all newsreels have
trimmed down the amount of battlefront material being used in reels
during the last 1.0 days. One reason
is that less pictorially perfect matter
is coming in from Europe, excepting
that supplied by the German army,
which has lost its audience-appeal
for Americans. The other is that
numerous exhibitors, outside the
newsreel theatres themselves, are
surfeited with war stuff and aver it
is actually keeping people away. is actually keeping people away.

is actually keeping people away.

American newsreels generally are
expected to concentrate more on the
Yank military preparedness and less
on the European wounded in ensuing
summer months, according to opinions volced this week.

Interstate's Axe on Axis

15 Best Sheet Music Sellers

Make-Believe Island	Miller
Playmates	Santly
Imagination	. ABC
Where Was 1? ("Til We Meet Again)	. Remick
*Blue Loyebird ('Lillian Russell')	Feist
Breeze and I	Marks
Woodnecker Song	Robbins
Singing Hills	Santly
God Bless America	Berlin
Sierra Sue	Shapiro
Fools Rush In	BVC
I'll Never Smile Again	
Shake Down the Stars	BVC
*Alice Blue Gown ('Irene')	. Feist
*Little Curly Hair ('40 Little Mothers')	Feist

RECORD REVIEWS

Will Bradley Let's Have Another One—Young Man Sings' (Col. 35485)
Ray McKinley's drunken-voiced vocal gives 'Another' its appeal. It's a
natural for bar coin machines. Band plays it in high gear, all ensemble
except for a clipped trumpet at finale. Band's new vocalist, Jimmie Valentine, shows little on the reverse and does nothing to help the tune out
of the doldrums. It wasn't worth recording. Trombone is only break.

Freddy Martin 'Gypsy Tears'—'Sunnin' in Summer Sun' (Bluebird 10748)
Martin's group handles 'Gypsy' with kid gloves, blending violins and
saxes neatly to add up a piece that's smooth relief. Clyde Rogers vocals.
'Sun' is an okay tune, neatly played. It's lifting fare, played with a lift.
Piano breaks it after Eddie Stone vocal.

Jimmie Lunceford 'Easter Parade'—Tin Alone with You' (Columbia 35484)
Lunceford rides the fence on 'Parade,' halfway between its inclody and drifting too far off. Nevertheless it's a clean-cut piece that dives to a good impression as it moves along. Jimmie Young yocal is more personality than tonsils. Side is clear and lively. Backing is an innocuous piece of slow tempoed stuff that barely escapes being labeled a steep walker's theme. Trumpet breaks it.

Hal Kemp 'Breeze and I'—I Can't Resist You' (Victor 26615)
Jimmy Dorsey has an arrangement of 'Breeze' to end all versions. It seems no other bandleaders care to make an attempt to equal or top it; anyway this is the deadest one to come along. Arrangement impresses as a stock. Janet 'Blair vocal helps toward skidding it into a sub-par category. 'Tune deserved better treatment. Reverse has more life and is better played. Piano and Bob Allen vocal break it up.

Eddy Duchin Moanin Low—On the Alamo (Columbia 35491)
Outstanding on the Low side is Duchin's piano soloing. Entire arrangement sin't far behind however. It's impressive, ringing in smooth ensemble as well as muted trumpet, sax, and clarinct breaks. One of Duchin's better turnouts. Reverse is slower tempored and tees off with another plano bit. It's commendable also.

Tiny Hill 'Yes Sir, That's My Baby'-'Curbstone Cutie' (Vocalion 5567) Hill is a good record seller in the midwest where such sweet groups as Dick Jurgens, Ray Herbeck and others are extremely popular. On these two sides, which are good for their type, the reason for Hill's popularity in that area is apparent. Both sides are almost pure corn played with an appealing lift. Baby is cut in the style and tempo of yesteryear with a vocal by the leader. Reverse is closely similar. Breaks are frequent. Sides bring to mind a backwoods Saturday hop.

John Kirby Little Brown Jug'—Impromptu' (Vecalion 5570)
Kirby outfit, one of the best of the smaller combos (6), does a neat job on both of these sides. Jug' arrangement eases along in lifting style backgrounded by Spencer O'Neil's brisk brush drumming. Except for the breaks it's all solid ensemble, never going off on a wild swing tangent. Coupling kicks up the pace a bit and stimulates the same reaction. Tempos on both sides good. Pack a wallop.

Artie Shaw 'Dreaming Out Loud'-Now We Know' (Victor 26642) Shaw is readually easing back into pop style. Dreaming is at an easy tempo and tastefully arranged. Points up strong sax team and vocal by Martha Tilton, ex-Benny Goodman vocalist. Voice seems stronger and more mature. Clarinet, sax and guitar breaks help. Violins are used on both sides. They're used most on 'Now'. It's a smoothly done piece that changes tempo from ballad to rhythm several times. Noticeable but doesn't harm. Miss Tilton vocals.

Glenn Miller 'Pe-6-5000'—'Rug Cutter's Swing' (Bluebird 10754)
Two originals that stack up as neatly colorful rhythm bits. First is one of the tunes written around Miller's past stand at the Pennsylvania hotel, N. Y., title being the spot's phone designation. It's a "Tuxedo Junction' piece, highly rhythmic with exceptionally good tempo. Infrequent Miller's work is the trumpet and sax solos that break the jumping ensemble. Reverse is similar, too similar, also employing trumpet and sax lakeoffs. Both are well played and arranged.

be censored hereafter as result of nabcs here increased the number of several of the other downtown houses shorts on their bills; Also, small

several of the order downown nouses showing the scenes as is.

Theatres have received many complaints, with attendance drop-ping off in several houses. Scenes showing either Hitler or other lead-ers of the Rome-Berlin axis will also be deleted. be deleted.

Mpls. Approves No-War
Minneapolis, July 2.
Since excluding all war pictures
from his screen, including newsreel
shots, manager Roy, Slentz of the
Gopher (Par-Singer 25c loop firstrun) asserts he has had only two
compliants as against more than 200
compliants.

compliments.

It's the only house here to take such action, and calls special attention to the fact in its newspaper display ads and on banners in front of the theatre.

Want More War Reels

Interstate's Axe on Axis

San Antonio, July 2.

The Interstate circuit has anthe another and the amount of newersel time, chiefly nounced that all war newsreels will through interest in war material, the

shorts on their bills; Also, small towns all through Michigan have started the use of more shorts and newsreels.

Reports are that newsreels with

Reports are that newsreels wind war emphasis are proving important lures in the resort sectors where va-cationers don't bother with the newspapers but do take in the shows.

The One and Only

.UNCEFORD

And HIS ORCHESTRA JULY 5 ATLANTIC CITY, N. J.

Mgt. HAROLD OXLEY

his radio star hasn't any worries because his arranging investments are PROTECTED for the SUMMER

3 GREAT HITS!



No. 1 Played Radio Song

I'M STEPPING OUT WITH A MEMORY TO-NIGHT

YOU THINK OF EV'RYTHING from Billy Rose's "NEW AQUACADE" at the N.Y. World's Fair 1940

AND ... Still The Nation's Favorite THE WOODPECKER SONG

ROBBINS MUSIC CORPORATION 799 Seventh Ave., New York MURRAY BAKER, Gen. - Prof. Mgr. LEO TALENT, Prof. Mgr.

Warnow Shines Batoning All-U.S. **Concert. Which Has Its Paradoxes**

By EDWARD SMITH

The most noteworthy event of an fill-American concert given Tuesday (25) at Lewisoln Stadium, N. y. unfortunately was not the music. The best composition was not written by an American, but by a Bohemian, Anton Dvorak, the hackneyed Largo from his New World Symphony being the piece.

Symphony being the piece.

But if American composers failed to shine, an American conductor did. Mark Warnow, who for the most part has devoted his career to the rendition of popular music, took over the podium from the regular conductor, Artur Rodzinski, at the end of the program to direct Earl Robinson's Ballad for Americans, for chorus and orchestra, with baritone solo sung by Paul Robeson.

Warnow completely overshadowed

or crous and one solo sung by Paul Robeson.
Warnow completely overshadowed his soloist, and his contribution was the finest of the evening. The Philharmonic orchestra had been playing well, but listlessly, under the direction of Rodzinski. Under Warnow who had been cheated in 1938 by the weather of his chance to direct it, the orthestra came to life, and under the conductor's steady beat the concluding numbers were played with a fire and eclat which had been missing in the earlier portion of the program.

gram.

The popular leader made no show of his job, which was handled in a workmanship and professional fashion, indicating he could go far in the classical field if he ever desired to branch out. His new orchestral arrangement of 'Old Man River,' the concluding number, was also a fine piece of musicianship, exceedingly well orchestrated, 'especially in the string section.

Robeson's yocal shortcomings went

pecially in the string section.

Robeson's yocal shortcomings went unnoticed, to his enthusiastic public at least. Best of his selections, which included 'Water Boy' and 'Sometimes I Feel Like a Motherless Child,' was an encore, 'Scandalize My Name.'

As to the musical portion of the recommendations, was considered to the compositions.

program two compositions were firsts, but undistinguished. An American composition to rate with Beethoven, Bach. In Brahms still remains to be written. First on the program was a brief composition for chorus and orchestra by Roy Harris, entitled Challenge 1940. Written and inspired while the democracies were crumbling in Europe. The work is as weak as were some of the democracies, with the opening sounding much like Pucc. units Tosca, and the baritone solo, issue gcapably by Peter Nicolaeff, bearing a striking resemblance to Deep River. The orchestral conclusion was much on the style of Wagner. The chorus and orchestra could have benefited by more reharsals, as cues were missed on everal occasions. Next new work to be heard was William Grant Still's 'And They Lynched Him on a Tree,' for double chorus, contralto solo and orchestra. This was better than the Harlis work, with the gnodernistic music having more color and originality. program two compositions were firsts,' but undistinguished. Ar

Brilliant New Negro Songstress

Brilliant New Negro Songstress
The work of the Schola Cantorum
and the Wen Talbert Choir was
much better, with the first solo artist
of the evening to appear being
Louise Burge, Negro contraito. She
is the possessor of a rich and luscious
contralto, used artistically and with
expert musicianship. More should
be heard from her shortly.
Jaromir Weinberger's Under the
Spreading Chestnut Tree' followed,
and bore a suspicious likeness to the
composer's most famous work,
Schwanda.' The work was not particularly well knit until its end,
when with just minor deviations,
the polka and fugue from Weinberger's 'Schwanda' were tossed infor a rousing conclusion.

KNUHOL McGEE

NEW YORK WORLD'S FAIR DANCING CAMPUS

Direction GENERAL AMUSEMENT CORP.

BASIE VS. ELLINGTON

Celeron and Bemus Point Spots Using Name Bands Competitively

Buffalo, July 2.

Summer 'name band' rivalry between Celeron Park, Jamestown, and Casino at Bemus Point, N. Y., was resumed Saturday (29) with unshultering of latter dancery. Separated by only a few miles, both play namebands each week-end. Celeron Saturday had Count Basi with Duke Ellington at Bemus.

The previous Saturday (22) Ozzie Nelson fetched 1,884 persons to Celeron. Some 350 couples paid \$1.65 presale, the rest shelling out \$2 at the door. Morrey Brennan, 425-labaton waver, leads the house band on other nights. Buffalo: July 2.

Stokowski Kids On the Cuff In **Atlantic City**

Atlantic City, July 2 Leopold Stokowski's All-American Youth Orchestra will do 'its hearsing on the beachfront here, and also make its debut in this city. Stokowski made the announcement after Mayor Tom Taggart revealed local holels would provide free rooms for the 100 youngsters during their rehearsal period, July 7-20, and Kent's Restaurant had agreed to keep them well fed for \$1.50 a day

and Kent's Restaurant had agreed to keep them well fed for \$1.50 a day each.
Stokowsk's youngsters, picked from all parts of the country to make a 'good-will' tour of Latin America, will rehearse in main ball-room of Convention Hall each morning, go swimming in the afternoon, and practice some more in the evening.

and practice some more in the completed, when rehearsals are completed, the orch will give public dress rehearsals in Convention Hall before making debut in Washington before Prestident Roosevelt and Pan-American diplomats. After the Washington concert, there will be another in Madison Square Garden, N. Y., before they sail for South America.

Want to Lead a Band?" Stunt Costs Sam Kaye 50 Batons Every Day

Detroit, July 2.

Sammy Kave has got around to ordering his batons in lots of 1,000. What's more, the consumption wands is going up daily. He's order-

What's more, the consumption of wands is going up daily. He's ordering from the Conn musical supply house about every 20 days now. Kaye eased into the market with his So You Want to Lead a Band' stunt. Now in Detroit, Kaye really has to hand out the batons with the appearance of four would-be maestroat every show. That accounts for 20 of the 10-inch, white birch, cork-handled, specially monogrammed batons every day. But that doesn't count in the more or less important well-wishers, the old friends, the press, the friends of people you gotte be nice to, etc., which eats up at least 30 more, day. In fact, it's growing like a chain letter, and while it's a good gag the orders go in faster every time.

Here the music houses tied in with the amaleur band leader stunt with one giving away Kaye recordings to the best leader at each show and the Grinnell Bros, company misking recordings of each amaleur's conducting and presenting hir. with the platter. On top of this the best of the young maestros have a final competition for:50-bucks.

Jack French, president of the musicians local here; ruled the Kaye band off making any broadcasts in Detroit—which has brought on some growls from other visiting stage bands—but okayed three interviews for the leader over WUJ, WJR and WXYZ. However, an interview from nearby. Canadian station, CKLW, Windsor, Ont., got thumbs down.

Cugat May Go Columbia

Xavier Cugat may shift to Co-lumbia records under a deal now being discussed by Music Corp. of Anierica.

Latin maestro has long been stand-ard on Victor but MCA, under its CBS accord, has signed most of its topfight artists with CBS' affiliate, the Columbia waxworks.

JACK DARRELL **LOSES HIS LIFT ACTION**

The circuit court of appeals in N. Y. Monday (1) upheld federal judge Samuel Mandelbaum's ruling of March 23, 1938, and dismissed Jack of March 23, 1938, and dismissed Jack Darrell's plagiarism action against Joe Morris Music Co., Inc., Al-Sherman, Jack Meskill, and Abner Silver. Darrell claimed his song, 'Does Anybody Want Little Kewpie,' written in 1927, was lifted in the defendant's 'On the Beach at Bali-Bali,' written in 1939.

On the Beach at Bail-Bail, written in 1936.

In their decision the justices of the circuit court declared that a sequence of eight notes appears so frequently as to constitute the greater part of the two songs. This makes the two, when rendered, so much alike to the ear that the supposed piracy appears almost inevitable. Nevertheless we are not convinced that that conclusion is inescapable, as recurrence is not an inevitable badge of plagiarism. While there are an enormous number of possible permutations of the musical notes of the scale, only a few are pleasing, and much fewer still suit the infantale demands of the popular ear, declared the circuit court. It was also pointed out that the plaintiff's song in several years had sold only 1,500 copies.

BOOKERS JAM AT RENAULT

Eddie LeBaron and Don Bestor bands almost tangled at the Renault Tavern, Atlantic City, Saturday (29). Both were allegedly booked to start two-week stretches there as booked by their respective agencies. It required the local musicians union and the help of two other bandleaders for LeBaron to start the job. ers for LeBaron to start the job. Confliction came about when Consolidated Radio Artists negotiated with the spot for an exclusive booking arrangement, with the promise of an NBC remote wire. Agency couldn't convince NBC and as a result Music Corp. of America steped in and took it over, stringing in a CBS wire. CBS wire.

in and took it over, stringing in a CBS wire.

Before CRA had settled the wire angle with NBC it signed Bestor for the date: MCA signatured LcBaron for the same stretch and Bestor, when opening time rolled around, called the spot's manager and said he'd be on hand. He didn't show. Though the A. C. musicians' local upheld LcBaron it took Alex Bartha, local band leader, and Joey Kearns, WCAU, Philadelphia, house band leader, to help LcBaron open. Seems that to make the opening at the Renault he was forced to jump, by car, from Dallas, Texas, three days. Cars' got separated and one got. into a crash. As result Lebaron was on hand with half a band and no music. Bartha offered the use of part of his rhythm section and Kearns a piano player, and arrangements until the missing men showed up. Two arrived at 11 pum, the same evening and two didn't, due to crash injuries.

Bestor intends complaining to the APM. claiming his courract, signed

Bestor intends complaining to the AFM, claiming his contract, signed by both he and the Renault, is valid and the fact that CRA lost the booking of the place because it couldn't deliver a wire was no concern of his.

Paramount Music Corp. publishing four songs from 'A Night at Earl Carroll.' Ditties are 'Li'-Boy Love,' by Frank Loesser and Frederick Hollander, 'One Look at You,' by Ned Washington and Victor Young, 'Happy Times,' by Loesser and Gertrude Niessen, and 'Cali-Congo', by Carroll Lockes and Night Congo,' by Carroll Lockes, and Carroll Lockes, and Night at Earl Carroll Carroll Lockes and Night at Earl Carroll C Congo,' by Carroll Dorcas and Nilo Menendez,

Theatre Men Threaten to Remind Ohio Officials That Dog Racing Is Illegal

ONTARIO PIQUE

Musicians in London Slap Import of Yank Music

London, Ont., July 2.
Claiming that thousands of Canadian dollars are being taken from this country yearly by 'big-name,' United States orchestras, the London branch of the Canadian Federation of Musicians is seeking the cooperation of other Canadian receivation of Musicians is seeking the cooperation of other Canadian union groups in having a ban applied upon U. S. musical importations for the duration of the war.

In a communication to the Condon Public Utilities Commission, the London musicians' group has asked that Canadian orchestras playing epposite American bands at Port Stanley, Ont., be given patriotic billing. Copies of the letter sent to the P.U.C. have also been forwarded to the City Council and the London Trades and Labor Council in an effort to enlist the cooperation of those bodies.

Herman Liersch, of the C. F. of M. group, stated that many Canadian orchestras heard in the larger Ontario and Quebec cities and on the CBC, network would prove to be equal drawing cards if they were given equal advertising space as it being given in newspapers and other mediums to the American big-name orchestras which are drawing large crowds to the huge dancehall at Port Stanley.

REFITY I ANNOW FIMING

BETTY LONDON FINDS MEN TEMPERMENTAL

Mobile, July 2.

Betty London and her-band ended a three weeks' contract at the Rose Room, Cawthon hotel (28) and at the same time the Kansas City woman baton, wielder said that she was washed up for a while trying to lead and look after the business end of the band. 'I am through for a while, at least, as I find a bunch of menare tough to please.' Members of the band scattered widely. Jake Wells, pianist and vocalist, went to Washington, D. C.; Spud Taylor to Shreveport, and Rex Mori, drimmer, and Pete Collins, drummer, to New Orleans.

The Rose Room was taken over by

Youngstown, O., July 2,

Threat of Youngstown, Ohio, theatre exhibitors to complain to the atre exhibitors to complain to the governor forced the Lake Milton dog track at Palmyra, Ohio, to drop the booking of name bands an inducement to watching the whippets. Palmyra is close enough for the track to cut into Youngstown theratre business, yet the two spots are in separate counties. Bands played in the track infield, getting in sets between races. There was no dancing

ing.

Greyhound racing is against Ohio Greyhound racing is against Ohiostate laws but inasmuch as no formal complaint had been filed with
the governor its operation was not
being interfered with. Ted Lewis
and Duke Ellington played dates atthe stand recently. Tony Martin, leading Bob Zurke's band, was
scheduled for two weeks hence but
was cancelled when the Falmyra
sheriff ordered band policy withdiawn.

Song Publishing Maestros Do OK In Plug-Swap Deal

Professional managers of music firms are observing the bit of plugfirms are observing the bit of plug-swapping that is now going among Fred Waring. Tommy Dorsey and Guy Lombardo. Some contactured are even keeping a chart on the current operations on this Tinkers-to-Evers-to-Chance song combination just to see whether in time all three leaders come out even on the ex-chance.

paston whelder said that she was washed up for a while trying to lead and look after the business end of the band. I am through for a while at least, as I find a bunch of mer at least, as I find a bunch of mer at least, as I find a bunch of mer at least, as I find a bunch of mer the band scattered widely. Jake Wells, pianist and vocalist went to Shreveport, and Rex Mori, drimmer, to New Drleans.

The Rose Room was taken over by Ray Benitez and his band for three weeks.

Henry Eusse held over at Palace hotel, San Francisco, until Sept. 25.

EVERYBODY SAYS:

"THE GREATEST SCORE EVER WRITTEN"

- *1-YOU'RE LONELY and I'M LONELY
- * 2-IT'S A LOVELY DAY TOMORROW
- *3-FOOLS FALL IN LOVE
- *4-YOU CAN'T BRUSH ME OFF
- * 5-LOUISIANA PURCHASE
- *6-OUTSIDE OF THAT I LOVE YOU
- *7-LORD DONE FIXED UP MY SOUL
- *8-LATINS KNOW HOW
- * 9-DANCE WITH ME Waltz

(Tonite at the Mardi Gras)

From IRVING BERLIN'S "Louisiana Purchase"

IRVING BERLIN, INC.

799 Seventh Avenue, New York City Charlie Warren, Prof. Mgr.

Night Club Reviews

STARLIGHT ROOF (WALDORF-ASTORIA, N. Y.)

Xavier Cugat Orch (14), Mischa Borr Orch (6), Georges and Jalna, Josephine Huston; \$1 and \$1.50

It's significant that a band like Cugat's foday is not only the No. 1 combination in high spot like the Waldorf-Astoria's Starlight Roof but, on authority of the management, is doing better business than many other name bands of the killer diller and for smooth dansapation school. Significant it is because Cugat is essentially a flatin bands and where congent relief (alternation of the same constitution of the prime draw—and doing exception—although the prime draw—and doing exception—music; but he certainly doesn't underplay it. His team of 14 is evenly divided between U. S. and Cuban musicians—the Americans on the saxes, etc., and the Latins on the saxes, and a legit and the like necessitate.

The Waldorf Roof's present lineup is ultra and terpsichorean deportment. Vienness waltz, rhumbs, for, tango, imazurka and fast number are a versatile array all right, and set them off to excellent advantage on the semi-ballet getup that Paul Draperhas been

Hawaiian Blue Room (HOTEL ROOSEVELT, N. O.)

New Orleans, July 2.
Ted Fio Rito Orch, Hibert, Byrd
nd LaRue, Bobby May, Walter
ong, Johnny 'Candy' Candido,
rank Flynn and Lorraine O'Day.

Long, Johnny 'Candy' Candido, Frank Flynm and Lorraine O'Day.

This swank nitery contributes a tasty package of melody and laughs, being well diversified entertainment whose every item registered with first nighters (28).

Ted Flo Rito's crew drew large house at inaugural and since spot is only local one dishing up live talent without stinting on the budget, it looks like business will be big for the remainder of his stay. Flo Rito aggregation tosses off smooth hoof music that registers favorably on sweet side and in hep tempo. Several Viennesse wattree la er toeseer tables for the floor, a consideration that shows discriminate thought.

A hometown boy paces the outfit. Johnny 'Candy' Candido, he of the triple-threat voice. His songs and parodies in voices ranging from a thin treble to a gravel-throated bastrought repeated encore requests from this audience.

Running a close second for laughs and applause is a novel act in which a smooth pair of ballroom dancers get messed up with a 'drunk' in the audience. They simmer down to a hilariously funny adagio trio. Hiber and Byrd are the sober members of this act and LaRue is the 'drunk' who tangles with their routines, the waiters, ringsiders and everyone-less who gets in his way. They had to beg off.

Bobby May, standard juggler, uses

his head, hands and feet to keep clubs, hats and balls floating. Gets plenty of paim pounding.
Vocal honors are divided between Frank Flynn of the orchestra and Lorraine O'Day, a looker who has nice pipes and got nice hand at her first appearance with Flo Rito outfit. I Cried For You' is her best number, accompanied by Fio Rito at the plano. Flynn gets nice response for his singling.

her, accompanied by Fro Rito at the piano. Flynn gets nice response for his singing.

Rounding out show is long-legged, agit walter, Long, who rings the agit walter. Evolution top panels of the response of

PETIT CAFE, CLEVE. (HOTEL CARTER)

Cleveland, June 29
Don Bari's Orch (4), Garin
George Allston and Shirley Jean

Apparently stung by the play and amount of press space other hostel-ries have been getting with their dance-dineries. Hotel Carter is making a heavy bid for both by opening its new Petit Cafe with Don Bari's orchestra. Doesn't look like J. Bingham Morris, hotel manager, will go wrong with either. Getting away from fashy atmosphere of some trials he has made room for one of control of the bear made from for one of the bear made from the bear made room for one of the bear made from the

peccase taste, it has an air of inviting intimacy.

Brought in from Detroit's Wonder-bar—his real nome is Digerkiss—Bari has more on the musical ball that the average young maestro. Singing ensemble of four pieces carries plenty of originality, enough to have rated spots on two of Bob Hope's broadcasts. Last one, occurring when Hope smashed vaude records with the state of the savell as putting the carter on the dancing map again.

Foursome's forte is interpolating vocals of all sox of the is interpolating to the same of the savell as a good voice and they know how to harmonize engaging.

As arranger, Bari goes in mostly for mediate.

has a good voice and they know how to harmonize engagingly.

As arranger, Bari goes in mostly for medleys. For late sessions he whips up a dance tempo with more downbeat from a good bass player. Leader doubles on sax, clarinet and violin defity, while his brother Bert makes accordion and piano stand out. Shirlery Jeanne, a decorative packaged and the sold in a clear, modulated guite for the sold in a clear, modulated distinctively tuneful group, there's little doubt of it staying through the summer.

Between sessions Carinna and husband-partner, George Allston, put on a rapidfire turn of mind-reading stunts and quips. It's got an oldtime vaude flavor, a trifle corny around the edges, but their code-work is alick and girl shoots back amusing cracks at hecklers without offending.

Nitery Followup

Joe Venuti drew quite an 'opening' from the music bunch for his one-week fill-in at the Hotel New Yorker, while Larry Clinton is fulfilling a previously contracted booking in a Chicago vaudfilmer. Per usual, the previously contracted booking in a Chicago vaudfilmer. Per usual, the swing Heifetz gives out niftily on his fiddle, backed by a crack dansapation team. The ice show is back here for the summer, now presented thrice daily, luncheon, dinner and supper, and doing bangup biz. Nathan Walley, figure-skater, Alfred Trenk-ler's comedy on ice; Ronny Roberts' carobatic stunt skating. DuReine Farley and Edith Dustman, personable specialists; and a ballet comprising the latter two, plus Daphne Poole, Lillian Tribby, Grace May and Dolories Ziegeld, make for a sockor processing the plate two processing the factor with the firm of the comprising the latter two, plus Daphne Franks! Is mc. and paces the show well. Peter Kent's smaller unit (6) dispenses the dance music at the funcheon sessions; Venuti's band (12) for dinner and supper.

Gerald Clark's Calypsoers are a novelty at the Village Vanguard, in New Yorks Greenwich Village, with New Yorks Greenwich Village, with the Village of the Village village, with the Village village, with the Village village village village village village, village villag

Band Reviews

RAY HEATHERTON ORCH (11) With Tony Hope, Max Surbin (rhumba)
Rainbow Room, N. Y.

Ray Heatherton started as a tone with Paul Whiteman, and has been in hotels, radio and shows as a singer, last opposite Mitzi Green in Babes. Arms. This marks his preem as a maestro. Capable on the violin and reeds, he plays little, however, but emphasizes his battoning with frequent vocal interludes, alternating with (Miss) Tony Hope, nee Gloria Trope, socialite songstress who handles the temme vocals well. Max Surbin, is the rhumba bandwithina-band (6), that alternates on the relief sessions when Heatherton's major unit (11) goes off.

The band as a dance combo is more than adequate, judging by the customer response: Setup is not too bilaring. There are two violins, bass, accordion and piano for the rhythm section, with the brass and reeds equally divided for smooth dansapation. Young Heatherton is a personality at the helm, and his own vocal accomplishments do much to highlight the aggregation.

Specially put together for the Rainbow Room engagement, it's not a casual combo and should do well with the youngsters. It's not too driving, but delivers rasppilly for the hoof music, ideal for a spot like the Rockrefeller nitery and for class hotels. The RR's radio builder-uppering should help further. Abel. tone with Paul Whiteman, and has been in hotels, radio and shows as

MAX ADKINS ORCHESTRA (14) Riviera Club, Pittsburgh

Simply by dropping the string section and adding Ray Englert, who doubles as gultar player and vocal-ist, Max Adkins has converted his

doubles as gultar player and vocalist, Max Adkins has converted his Stanley, theatre, house band into a first-class dance outfit, When WB deluxer dropped shows for the summer. Adkins wanted to keep the organization together with an eye to resumption of flesh at the Stanley in the fall and put the idea to them of continuing as a cafe crew. They all agreed, went into the Riviera as a test spot, and the clicko has been big and instantaneous.

That's not surprising, however, Practically all of Adkins men have had considerable dance experience. Adkins himself is a top-notch arranger and, with the WCAE Airiners acquired a reputation for being a swingeroo whiz on both the clarinet and sax. So the odds were all with him. Of course, there's still work to be done, and lots of it. The rhythms are a bit rough and the ensemble work isn't quite all it should be yet, but with a period of continued rehearsing, getting the theatre pit stuff out of their system and finding the dance floor range again, the Adkins band should be locay.

Orchestra consists of five reeds, Adkins included, five brass, gustar,

again, the Adkins band should be okay.

Orchestra consists of five reeds, Adkins included, five brass, gullar, drums, bass and piano. Men are all expert musicians and crack soloists, too, and they have plenty to go on with maestro's slick arrangements. Sax-clarinet section is the tops, but trumpets (3) and trombs (2) are not far behind, and their hot stuff is in the groove for the younger crowd. But crew's just as exacting on the dulcet side, particularly when Adkins is soloing and carrying the load. What crew needs most now is a group of novelties, an absolute necessity today; musically, they are ably fortified everywhere, and a pushover for even the most discriminating terpers.

So far Adkins doesn't have a

inating terpers.

So far Adkins doesn't have a femme warbler but is considering adding one. At the moment, Englert is carrying the vocal burden. He once had a small dance combo of his own (at the Pines in Pittsburgh) and has soft, pleasant pipes that come through the mike effectively. Could use a bit more salesmanship could use a bit more salesmanship casual.

Band desvery, though, it's too casual.

casual.

Band doesn't follow any particu-lar style, preferring to keep an even balance, but would seem to lean to Glen Gray, if any comparisons, are to be made. Outfit is being booked by Joe Hiller, CRA's rep in Smoky City.

Cohen.

real Viennese waltzes, a concession to the oldsters enable latier to desert tables for the floor, a consideration that shows discriminate thought.

A hometown boy paces the outfit. Johnny Candy Candide and the triple-set of the floor, a page of the floor and the pipe-set of the floor, and the pipe-set of the floor and properties of the pipe-set of the floor and properties of the pipe-set of the floor and properties of the pipe-set of the pipe

Network Plugs, 8 A.M. to 1 A.M.

Following is a totalization of the combined plugs of current tunes on NBC (WEAF and WJZ) and CBS (WABC) computed for the week from Monday through Sunday (June 24-39). Total represents accumulated performances on the two major networks from 8 a.m. to 1 a.m. Symbol • denotes film song, † stage musicals, all others are pop. Parenthetic numeral after the title indicates how many weeks the song has shown up in these

TITLE Breeze and I (9) Imagination (12)	PUBLISHER	GRAND
Progre and I (0)	Marke	28
Imagination (12)	ABC	27
I'm Stepping Out with a Memory Tonight (3)	Robbins	23
Davil May Care (5)	Witmark	21
Devil May Care (5). You're Lonely and I'm Lonely (7)†La. Purch	ace Berlin	21
Meet the Sun Halfway (8) If I Had My Wa	Santly	20
Weer Mr Song Violetta (6)	Crawford	19
Hear My Song, Violetta (6)	American	18
Fools Rush In (5)	BVC	10
T Can't Recief Vou (6)	Ager	19
Sierra Sue (8)	Shaniro	18
Sierra Sue (8) I Can't Love You Anymore (9)	Olman	17
Woodnecker Song (18)	Robbins	16
Woodpecker Song (18)	Feist	15
Playmates (14)	Santly	15
Playmates (14) I'm Nobody's Baby (3)*Andy Hardy Debutant	e' Feist	14
My! My! (12)*Buck Benny Rides Again Where Was I? (13)*"Til We Meet Again	Famous	14
Where Was I? (13) "Til We Meet Again	Remick	14
You Can't Brush Me Off (5) Louisiana Purch	nase Berlin	14
Make-Believe Island (10)	Miller	13
Say It (12) *Buck Benny Rides Again	Famous	13
Shake Down the Stars (14)	BVC	13
Tennessee Fish Fry (7) + American Jubilee .:.	Chappell	13
Yours Is My Heart Alone (9) Land of Smile	s Harms	13
I'll Never Smile Again (3)	Sun	12
Haven't Time Be Millionaire (6). *If I Had My Tonight (Perfidia) (8). April Played the Fiddle (2)*If I Had My Wa	Way Santly	11
Tonight (Perfidia) (8)	Southern .	10
April Played the Fiddle (2) If I Had My Wa	ySantly .	g
Nearness of You (3)	Famous	9.
Nearness of You (3)	Remick	8
Fable of the Rose (2)	Harms	8
Her Name Was Rosita (5)	Snapiro	8
Madame La Zonga (3)	BVC	8
1 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	The state of the state of the	

Music Notes

Richard Hageman composing mu-sic for 'The Long Voyage Home' at Walter Wanger's.

Gus Kahn, Bronislau Kaper and Earl Brent dreaming up songs for 'Go West' at Metro.

Lee Forbstein doing the musical score for 'They Drive by Night' at Warners.

David Snell composing the score for Metro's Bad Man of Wyoming.

Maka Record, Inc., New York, has been dissolved. Sydney M. Spector, 521 Fifth avenue, N. Y. C., filed the

Ann Ronell wrote words and music for 'We Win in Love,' currently being sung in the stage musical, 'The Merry Wives Swing It,' in Hollywood.

Jimmy McHugh writing the music for the Kay Kyser picture at RKO.

Franz Waxman supervises the final scoring for Metro's 'Sporting Blood.'

Phil Ohman got the scoring job on Hal Roach's 'Captain Caution.'

Andy Iona's song, 'A Million Moons Over Hawaii,' is due soon for intro-duction and publication by Bing Crosby, Meanwhile Iona and Lew Pollack cleffed another ditty, 'How'ja'do.'

Al Newman is doing scoring jobs on two 20th-Fox films, 'Public Deb No. 1' and 'Young People.'

David Snell was handed the scoring job on 'The Golden Fleecing' at Metro.

David Buttolph is arranging musical score for 'The Man I Mar-ried,' formerly 'I Married a Nazi,'

Lasses White sold two songs for use in Republic's 'Oklahoma Out-laws.' Ditties are 'Minstrel Over-ture' and 'Way Down in Texas.'

Murray Wizell now with Mills Mu-ic professional dept.

Charles Rinker, Feist contact man, operated on for a spinal ailment at Post Graduate Hospital, New York.

Johnny Mercer and Jimmy Mc-lugh will do the score of the next Kay Kyser picture for RKO.

Paul Mertz doing the musical score for 'Before I Die' at Columbia.

Peter Tinturia writing ditties for Young Bill Hickok' at Republic. Famous will publish four tunes from Paramount's 'Dancing On a Dime.' They are 'Manana,' I Hear

Music, the title number by Burton Lane and Frank Loesser, Lovable Sort of a Person, Loesser and Victor Young.

Clifford Shaw, of WAVE, Louisville, sold to G. Schirmer & Co. his Vienna Fragment. Being released as part of a 'Dances of Vienna' series by the publisher.

Mills Music, Inc., is publishing South of Pago Pago, tune in the Ed Small picture of the same name which United Artists is releasing.

Jimmy Van Heusen to write tunes or 'Love Thy Neighbor' at Paramount.

George R. Brown, Jules Styne and Sol Meyer doing songs for Repub-lic's 'The Girl from Havana.'

Gene Autry and Johnny Marvin cleffed 'Oh, Oh, Oh,' and 'On the Range,' to be sung in 'Ride, Tender-foot, Ride.'

Ted J. Grouya, Metro's music manager in France, now in New York indef.

Church Protest

Continued from page 2_

Church Protest

Canada's largest morning paper finally cutting his statement and relegating this to the 'letters to the delitor' department. Impasse gained momentum, however; when the churches took up Webber's battle.

Feared Sunday Pix

Pulpit blasts charged that the proposed trans-Canada benefit was the thin edge of the wedge for Sunday pix in this country. Suggestion was made that if the film industry wanted to make a contribution to Canada's war chest, the way to do this was donate part of their proceeds on one of their legal busines days of the week,

Such opposition saw several theatre owners climbing on the ecclesiastical bandwagon. Upshot was that a general meeting was called here and benefit date has been transferred to Monday, July 15, at 10 p. Representatives of the film industry have left headquarters here by plane and train to handle the organization work across Canada. A tax of 2c. seat has been levied on all theatres to cover costs of organization, the traveling expenses of visiting stars, national advertising, etc.

Admission to theatres will be free but audience must buy War Saving Stamps sell at 25c each, with \$4 worth being worth \$5 seven years hence. Likely that admission to the smaller houses will be two stamps (50c) with scale rising to as high as \$4 worth of stamps at key theatires where stars are making personals.

Inside Stuff—Music

Mercer & Morris publishing firm has heard from another quarter in the matter of having a prior right to the title, 'I Am an American'. Boston Music Co. last week advised M & M that it has been the sales agent for a number with the like moniker since 1938 and that the copyright on the number with the like monitor since 1938 and that the copyright on the time is owned by the American Panegyric Association, a patriotic group Famous Music Corp. has been the sales agent since 1933 of still another I Am an American, with Marie T. Leying, the writer, holding the copyright to this one. It's the M & M version that has been getting the plugs but the similarity of titles has caused much confusion for music dealers.

Two of the major phonograph record companies have let down the bars against patriotic or war tunes. Victor is having Gordon Gray record it, while Gene Krupa has been assigned to cut it for Columbia.

As a result of the conflicts in title Mercer & Morris has changed the caption on its own song to Shout Wherever You May Be—I Am an American.

The late Dr. Will Grosz, whose 'Make-Believe Island' is the No. 1 song today, had this tune picked by Jack Robbins from a flock of manuscripts. Reason for its post-mortem hitdom is due to the great care given the number in its preparation. For example, Domenielo Savino, Robbins' music editor, switched one phrase. Vernon Duke contributed the verse. Nick Kenny, the lyricist, submitted some 20 titles before Robbins chose one. Honeymoon Island' was the nearest, until the publisher kiddingly accused the N. Y. Mirror's radio editor and lyricist that he (Kenny) was building himself up for a free trip to that Georgia retreat for honeymooners. Make-Believe Island' was the final title. Joe McCarthy also put in a line or two; ditto Robbins, who has been prone to switch phrases and titles. And finally, in order to get away from any suggestion that it smacked too much 'Harbor Lights,' which Grosz also composed, it was again given a slight switch in tempo. Miller Music, an affiliated Robbins-Metro firm, publishes.

Band leader who has come up among the leaders in only the last year isn't carrying his new-found success very easily. Recently he played a week at a deluxe theatre in a key city and after opening show, head of circuit directing the house, went backstage to see meestro to make a couple of suggestions. That's the usual procedure. Exce was stold that the mighty man of music was 'resting' and had left orders not to be disturbed. Operator burned plenty and told all within hearing distance that band had played its last date at his house. Band leader's personal rep heard about incident few minutes later, hurriedly put the bee in his charge's bonnet and sent him flying two blocks away to a resturant, where theatre biggle was lunching, with profuse apologies about his behavior. Exhib smiled it off but 'its said he hasn't forgotten, remembering 'that biggest stars in show biz who have played his house were always ready for the customary conference following the opening show. conference following the opening show.

Result of Martin Block's 21-station band popularity poll again put Glenn Miller's band at the top of the band heap. Block's votes were gathered via his National Biscuit Co. transcriptions and the live Make-Believer Ballroom show on WNEW, N. Y. Block left on a vacation trip (with more farewell speeches than a Shakespearean actor) to the Coast after the poll was completed, Friday (28), guest bandleaders, etc., taking over spieling his record show.

his record show.

Miller drove in first with 44,446 votes, Tommy Dorsey followed with 23,645, Benny Goodman, 16,321; Sammy Kaye, 13,854; Kay Kyser, 11,619; Gene Krupa; 10,104; Charlie Barnet, 8,469; Jimmy Dorsey, 2,537; Artie Shaw, 5,532, and Jan Saviti, 4,377, were the first 10. Of the newer bands, which hopped up considerably as compared with last year's standings, Woody Herman was 14, Harry James, 13, and Erskine Hawkins, 16th.

Probably sensing that the effect of its strict ensemble arrangements Probably sensing that the effect of its strict ensemble arrangements may be palling, Glenn Miller's band is going in more and more for solo instrumental breaks of late. One of the most appealing things about Miller's band, which helped to push him to the top, and which showed in either his sweet or swing arrangements, was the fine color and harmony the derived from arrangements—alling for various sections of the band to work as units. Rarely did he make provision for instrumental breaks.

Currently the leader is strengthening the spotlight on various members of his group and has made several changes to bring in 'takeoff' men. Number of his latest records, include solos on drums, sax and trumpet, including one long one on recent recording of 'Bugle Call Rag,' something never before encountered on a Miller disc.

One of the major problems in musician circles these days are the me chanical purveyors of music. What the new AFM prexy, James C. Petrillo will can do about it is the No. I topic for discussion in the trade these

will can go about it is the week before was heralded by Phil. Spitalny end his all-lemme band meeting him at the station, playing 'Hail the Chiet,' aided by Rudy Vallee, Abe Lyman, the Dorsey brothers, et al., among those present upon his arrival.

Howard Bennett, who retired from the field of successful musical comedy composing 25 years ago to join his father in a Schenectady contracting business, has resumed song writing. A number of his compositions have recently been featured by the WGY Little Concert Orchestra and by the group which Edward A. Rice directs on the program called 'Silver Strings,' led by WGY to NBC red. A half-hour, consisting of specially-arranged excerpts from Bennett's Romance,' Nocturne,' Pekin Episode' and Dreams,' was aired on NBC. Bennett, a pianist, did no composing for more than 20 years, but took it up again following the death of his wife in 1938.

Decca Records has withdrawn the recordings of the song 'WPA' which tried. New York local 802 of the American Federation of Musicians into requesting that such action be taken. Victor, which had a Glenn Miller version of the tune ready for release will not let it go out. Decca's cuttings were made by Jan Savitt, Skeets Tolbert and Louis Armstrong-Mills Brothers.

Columbia Records had expected to make the tune with revised lyrics hat will be shelved, too.

Reg Connolly, London music publisher, had some \$30,000 in the U. S. which the British government made him convert into pounds only recently. Meantime he's in New York now with only nominal funds, under existing British laws, in the midst of consummating a deal to take over a U. S. firm with Irwin Dash. Latter is associated with Connolly's London music publisher.

Santly-Joy Select, Inc., is restricting the air performance of all Can't Get Indiana, Off My Mind, a Hogy Carmichael composition, until the end of July so that the phonograph recording companies can have something of an edge in merchandising their versions of the tune. It's a two-week advantage, since the disc releases are set for the middle of this month.

Richard Mohaupt, refugee (although an Aryan) composer from Berlin, has been commissioned by the Radio City Music Hall to do another special overture following the success of his recent Marinka' there. Schirmer is publishing latter, Mohaupt was a prominent German film score writer before coming here with his wife, Jewess.

Band Bookings

Pinky Tomlin, July 19, week, Ori-ntal theatre, Chicago.

Will Bradley, July 19, Manitou Beach, Rochester, N. Y.

Del Courtney, July 6, Ocean Beach Club, Ocean Beach, N. J.; 13, Dorney Park, Allentown, Pa.; 27 four weeks, Claridge hotel, Mem-

phis.

Duke Ellington, July 26, week,
Eastwood Gardens, Detrolt, Aug. 27,
Municipal Auditorium, St. Louis,
George Hall, July 5, Ocean Beach
Pier, Clear Lake, Mich.; 6, Lake
Breeze hotel, Bluckeye Lake, Mich.;
10, Westmont Grove, Johnstown,
Pa.; 11. Crystal Park, E., Cumberland, Md.; 22, Sans Souci Park,
Wilkes-Barre, Pa.
Claude Hookins, July 3, Rosedale.

Wilkes-Barre, Pa.
Claude Hopkins, July 3, Rosedale
Beach, Millsboro, Del.
Ted Lewis, July 6, Bemus Point
Casino, Bemus Point, N. Y. 11, Colonial hotel, Rochester, Ind. 14,
Modernistic B., State Fair, Park,
Milwaukee

Milwaukee.
George Olsen, Aug. 3, Val Air B.,
Des Moines.

Des Moines,
Ramon Ramos, July 6, Northmoor
Country Club, Ravinia, Ill.
Johnny Long, July 13, two weeks,
Hunt's Casino, Wildwood, N. J.
Lani McIntire, July 10, indef,
Willows, Fittsburgh.
Glenn Miller, Sept. 5, week, RKO
Boston; Sept. 13, week, Hipp theatre, Baltimore.
Terry Shand, July 16, three weeks,
Aragon B. Chicago.

ARTIE SHAW TIFF UP TO **PETRILLO**

Contract tiff between General Amusement Corp. and Artie Shaw is now in the hands of James Pertillo, head of the American Federation of Musicians. Latter has upheld the legality of Shaw's obligation to the booking office but has deterred action. GAC claims that its managerial contract with Shaw has three years to go and is insisting that Shaw, who has now returned to activity, go through with it.

GAC took its case to the union after Shaw was booked on the new Burns and Allen show (Spam-NBC) by the William Morris office. Later office is also supposed to have booked Shaw into the Coccanut Grove, Los Angeles, opening date as yet indefinite.

Shaw-Lana Turner Split

Shaw-Lana Turner Spint
Hollywood, July 2.
Coast reports have it that Artie
Shaw and Lana Turner, Metro starlet
married last February are on the
verge of splitting up matrimonially.

Merie Jacobs to Manage Noble, Hoagland, Lucas

Cleveland, July 3. Cleveland, July 3. Merle Jacobs, who quit MCA's Cleveland offices to go into the personal-band-management. field, has taken under his wing Leighton Noble's outlift now playing at Cleveland Hotel's Bronze Room. Also signed Everett Hongland, one-nighting at present, and Clyde Lucas to manage their crews.

Despite the split, Jacobs is to work in conjunction with MCA, which books the three crews, following example of Seymour Heller, who recently left MCA to manager Ted Fio

Pix Ad Media

glad to accept this additional

mue.

The Erwin, Wasey ad agency is exploiting Oxydol, among other accounts, in this manner. J. Walter Thompson has several accounts, including Rinso and Horlicks. Gaumont-British, is using Anson Dyenforemost local carloonist, for comedy carloonis, a la Disney, to push its Bush radio sets. Mather & Cowther, biggest local publicists, have John P. Myers scripting a series of shorts, headed by local film stars, boosting law, and are also looking after the publicity of a big atmalment company.

Chilly June Slows Dance Spots But July Prospects Looking Up

British Best Sellers

(Week Ending June 8)

(6 Pence Numbers)

Dreams Grow Old' Feldman
Don't Pass Me' Gay.
Made Me Care' Norris

'Arm'in Arm' Wood Arm in Arm' Wood
Curtain Down' Cinephonic
No Souvenirs' Wright
Oh! Johnny' Day
Singing Hills' Connolly
Boy On Leave' Maurice
Mocking Bird Lane, Wide World
(Shilling Numbers)

'Woodpecker Song' Su 'Falling in Love' Mauric 'Nightingale' Mauric ... Maurice 'Over Rainbow'...........Day
'Deep Is Night'.........Prowse

BEN GOODMAN TAKING HEALTH **LAYOFF**

Catalina, Cal., July 2.

After much on-and-off-againing, Benny Goodman's band goes on notice during the month of August, but that does not mean the maestro is retilting or the Goodman orchestra is breaking up. The maestro most go into the Mayo clinic in Rochester, Minn, for a checkup on bothersome sciatic nerve condition. This is a switch on previous plans to check in at a Boston hospital and thence to Maine to recuperate.

Deferring all medical plans. a late-minute deal just set by Music Corp. of America for Goodman to make 'Hit Parade' for Republic right after he closes here at St. Catherine's hotel, in Avalon, on July 14. The film will consume 10 days, to be followed by a week of one-nighters, previously set, whereupon the Goodmanites go on notice.

Maestro gave the band its notice last week, in anticipation of the July 14 closing here, until the Rep film came along, which sets it back.

Goodman is due to go into Meadowbrook, New Jersey roadhouse, Sept 3, inaugurating that Jun's fall season. Proposal to book the band with Ziggy Elman at its helm

house, Sept. 3, inaugurating that inn's fall season. Proposal to book the band with Ziggy Elman at its helm couldn't be consummated due to the price differential when dance promoters were apprised Goodman would not be with the organization.

RED TAPE WINS AGAIN

Flying Across Lake Saves Time But Law Prohibits

Cleveland, July 2.

Cleveland, July 2.

Auto drive from Cleveland to Port Stanley Pavillon in Ontario, which Howard Baumen handles for MCA offices here, is such a tough nine-hour grind that the tired booker who makes it weekly decided to find short-eut for bands going up there. Discovered, by looking at a map, that flying distance across Lake Erie was only about 60 miles against the 250-mile roundabout routle buses must follow. Owner of a large commercial airplane gave Baumen, an attractive rate to fly up musicians but there were a couple of catches. Department of transport informed him that since Port Stanley was not an official Canadian port of entry, there would be some reddape. Special customs and immigration officials, he was told, would have to be sent from Defroit to okay the horn-looters, bond their instruments and get their John Hancocks on a dozen special documents. After getting a load of the extra red-tape lengthening his short-cut, Baumen disgustedly threw the flying idea into the lake, so bands going to the Ontario pavillon will still have to drive up the hard way.

Owens' Stand Expanded

Stand Expanded
Sap Francisco, July 2.
Owens Strand Expanded is set for
addition six weeks: at the St.
Francis, San Francisco.
New Owens' song, Poi, My Boy,
Will Make a Man of You, introduced
here with Kenny Allen singing, the
lyrics, is getting across with the
San Francisco crowd.

Halfway through the summer son, the one-night dance band business around the country is generally Unusual amount of rain and cold weather is responsible for the greater part of the poor take, dip-

cold weather is responsible for the greater part of the poor take, dippins many promoters well into red ink. One Pennsylvani operator claims to be almost \$40,000 in the hole already, but, like all of the spots, is looking forward to the holiday stretch be ginning tonight (wednesday) to help pull out. Promoters are squawking that some of the guaranteed draw names are overpriced and they get hurt when business is not commensurate, with reputations. One of the biggest names in the country trekked west recently and left a trail of red behind him. As a rule however, when such top names take a dive offices which book them make 'adjustments', to enable the promoter to make up some of the lost ground. Latter is currently, a standard practice with some agencies.

Strangely enough it's a group of medium priced crews that are being more successful, on the average, than the top flight groups. Woody Herman, Gene Krupa etc., are listed in that category. Only park to fade from the picture entirely, after it was clipped three or four times running, was Riverside. Park, Springfeld, Mass. It stopped using name bands.

BOSTON WARS ON 'CUT-RATE' CLASSICALS

Backers of a phonograph record selling project calling itself the Comselling project calling itself the Committee for the Development of Appreciation of Music has turned to radio to Sell.its wares, following the refusal of Boston newspapers to take its advertising. The local papers took the stand that the committee's low price of \$1.69 for three, or four, 12-inch records was not for the best interest of local record distributors. The exception to this ban was the Christian Science Monitor.

The chagrined promoters of the classical records sales active found support for their feud with the Boston dailies among some suburban

ton dailies among some suburban papers. The Reading Chronicle, for instance, editorialized: 'Unfortunate instance, editorialized: Unfortunately pressure brought to bear upon Boston newspapers through some large advertisers has prevented the advertising of the sale of records, and therefore information has had to be disseminated through the radio and by word of mouth. . . In Boston. 'the center of music,' this co-operation is refused. However, music loyers of Boston are too many and too satue to permit its press to prevent the enjoyment of this fine music.'

music.'
Local disc dealers state that no-body is trying to prevent Boston music lovers from 'enjoying this fine music,' All they are interested in is to protect themselves against the underloading at cutrates of carloads of records bought up, from over-loaded distribs in other parts of the country.

BOB WEEMS OPERATES GENERAL'S CINCY POST

General Amusement Corp. opened a new office in Cincinnali Monday (1). Bob Weems, formerly in New York but in the past several months out on the road, will head the lay-out. He had been sandwiching his out. He had been sandwiching his working that territory with looking over the advisability of establishing the new branch.

Ann Richardson, office head in New York, went west for vacation at French Lick Springs, also stop-

ping at opening.

Glen Gray, Inc., dissolved at Al-bony, N. Y. Papers filed by Gray's attorney's Lydecker & Voss, wiped off dead setup. Main organization is Casa Loma Orchestra, Inc.

Conn. Supreme Court Upholds Law Banning Femme Workers After 10 P.M.

Validity of the Connecticut law prahibiting the employment of court was unanimous. Law, however, doesn't prevent fermine entertainment at private parties, banquets, etc.

quets, etc.

Leaves two moves open to femme entertainers. One an appear to the United States Supreme Court, claiming unconstitutionality, and other action in the 1941 legislature. Entertainers are pinning their hope on the latter and are preparing for an expansive propaganda move and lobbying.

ing.

As a result of the court decision,
State Labor Commissioner Cornelius

J. Danaher, Monday (1), announced
that, in view of the decision, his office would take an active part in the
prosecution of the law. Prior to the
decision, the labor office had acted
only in case of written complaint.

The law roughlitts the employment.

only in case of written complaint.

The law prohibits the employment of women in the varied establishments between the hours of 10 p.m. and 6 a.m. Only exceptions are employees of hotels and those whose work classifies them as public servants, nurses, doctors, hygienists, etc.

Hotel Dodge

Holel Dodge

Feeling that it will be a long time before any direct change will be made in the law to allow feminine entertainment, several roadspots and niteries have already converted their establishments into hotels, thus putting themselves outside the law in the presentation of female entertainers.

Two spots in territory surrounding Hartford have already been converted into hotels—the Chanticleer lun, at nearby Rocky Hill, and the Villa Marie, in Glastonbury.

Villa Marie, in Glastonbury.

All that is necessary to operate as a hotel to have several rooms available for transient trade and a liquor license granted under the hotel provisions of the liquor law.

hotel provisions of the liquor law. Court reached its decision after denying an appeal by Beatrice Doucourt, of Bridgeport, for an injunction against the State Labor Department. Miss Doucourt, a musician, had sought a permanent injunction that would allow her, as

CLIFFORD MARION

JACK HYLTON'S SHOW PALLADIUM THEATRE LONDON

INDEFINITELY

NITE CLUBS TRY TO BEAT NEW **BOOZE TAX**

Philadelphia, July 2.

Cafe owners went on a booze-buying spree Saturday (29) in an effort
to stock up on wet goods before the
higher liquor prices with the new
defense tax tacked on went into effect yesterday (Monday).

The State Liquor Control law limits the amount of whisky owned by
a retailer at any one time to 100 gallons, and virtually every nitery operator: had bought up to the limit.
Some were reported to have built
storage vaults or safes on their premises to keep added stocks bought on
the q.t.

Prices on 100-proof liquor in Pennsylvania were hiked \$1.28 a gallontie state adding an extra relief tax
on top of the Federal levy. Operators of midtown clubs and hotel bars
said they would probably be forced
to raise the prices of Scotch drinks a
nickel. The usual summer slump in
biz could not stand a general upping
of prices, they believe.

London Clamp-Down On Italians Hits Nite Spots

As a result of the clamp-down on Italians with that country's entry into the war, very few of the firstrate inte spots and restaurants missed a visit from Scotland Yard and then lost figurehead. Among them there's Italo Zangiacomi, general manager of the Piccadilly hotel since 1921 and before that Jack' of its Grill for 17, years. The Monseigneur lost its directors Gualdi and Cazzani, former ran the Embassy Club when it was in its heyday.

The Quaglino Bros were also caught up the net, along with Fausto Stocco, generalissimo of the Cafe Anglais. The Monico took a switt farewell of manager Panigardi, the same deal going to Beninl of the Hungaria Restaurant and to Bianchi, head chef of the Cafe Royal. Coverage of the catering trade by authorities was so complete, if the name closed with a vowel so did the joint.

The THEATRE of the STARS



SIDNEY H. PIERMONT

Saranac Lake

By Happy Benway

By Happy Benway

Saranac, July 2.

Jackie Roberts, ex-NVA-ite who
was booked for a summer run of
ozoning, got an okay and left for
Long Island.
Danny Sullivan, of the Sullivan
acrobats, is on the jupeat.
O. J. Bach carnival, playing one
week here-under the auspices of
the Odd Fellows lodge, makes it
open house for the colony.
Mrs. Eugene Platzman, who has
been flighting a siege of setbacks, is
now getting minor
husband, Eugene, music arranger, is
also here for treatment. They are
at 24 St. Bernard street.
Earl Larimore, who did tricks
with cards and coins in the old days
of vaudeville; is about ready to get
his go-home diploma from Traudeau
Sanatorium.
Paul Gillory, who was here for 15
months is Louisiana bound with ab-

nis go-nome diploma from Traudeau Sanatorium.
Paul Gillory, who was here for 15 months, is Louisiana bound with absolute okay. Ditto for Adrian Jaffa, who is on his way to Passaic, N. J. Among those at the Will Rogers who are up for mild exercise are Bina Rogers, Maxine Miller, Marie Froom, Patricia Wallace, Max Smallens, Al Walker, Cliff Heather and Charles Howard were handed a time-table and an okay report.
Peggy McCarthy came back for a checkup, which was good. Sheturned to N. Y.
Write to those who are ill.

The Hollywood, Cafe In Galveston, Raided

By State Rum Solons

Houston, July 2.

Hollywood Dinner Club, Sam Maceo's swanky itery located on Galveston Island, just outside the city limits of Galveston, was raided Friday night (38) by state liquor authorities. They seized a quantity of assorted liquors and announced that cancellation of the club's license to sell light wines and beets would be sought.

Gerald Frankli state in the state of the state liquor control board, who headed the raiding party, said that operators of the club claimed it was being operated as a private establishment, open only to members, but that he found no barriers or guards to prevent auyone entering.

Under Texas law, liquor may be sold only at package stores and not by the drink.

The Hollywood Club was reopened recently, after having been closed in 1936 when state rangers clamped down on gambling. Richard Himber, whose band reopened the club, was playing his final night when the raid came. Clen Gray and his Casa Loma orch opened the following night (Saturday).

•15 YEARS AGO•

(From VARIETY)

'American films were menacing decent British homes,' said G. A. Atkinson, England's persuasive critic, in crying out against the torrent of sophisticated barbarism' flood of his

Radio was dying out, a New York subway guard confided. The radio supplements were the first to be dis-isc carded by the home-going crowd, he said. Formerly they were religious-ly read and retained.

The cream of the vaude theatres booked in the midwest by the Gus Sun time was to be booked in the future by the Chicago Keith Albee office, according to reports.

According to Sime's review in Vasterty, George. White's 'Scandais' looked and sounded as though the intent was to get by on a reputation. 'Artists and Models.' however, won his approval.

Fox bought West Coast Theatres, Inc., for \$8,000,000, deal calling for the takeover of 100 theatres.

Charlie Chaplin's new film, The Gold Rush, received a rave review at Grauman's, Hollwood, while Paths of Paradise, with Betty Compson, Raymond Griffith and Tom Santschi, also got a neat rat-ing upon its debut at the Rivoli, New York

The Charleston was increasingly becoming the rage throughout the U.S. Many contests being organized in dancehalls, etc.

New Acts

CAROL BRUCE

CAROL BRUCE
Songs
Cafe Pierre, N. Y.

A few months: ago Carol Bruce was a fugitive from Larry Clinton's band and her bookings were sparse. She started swing-singing Louisiana Purchase' in the Irving Berlin musical of that name, among other tunes, and today Miss Bruce is on a bicycle between special recordings for the second of the secon

sults.
As evidenced in the Berlin musical, when the firstnighters suddenly discovered her. Miss Bruce proves alew that she's star timber, certain to be heard from in short order. She's photogenic and her couturier knows how to set off her chassis for best values.

Abel:

how to set off her chassis for best values.

3 PITCHMEN
Kazoo Comedians
7 Mins.
Rainbow Room. N. Y.
Reputedly alumni of the shoot of the sell the shoot of the shoot of the shoot of the shoot of the N. Y.
Rainbow Room as on the midway.
The formal attire. presumably a curtry to the Rockefellers, but the effect might even be more height-ened if they worked in Flushing Meadows muffi.
However, the clothes don't make the act. It's their capers with kazoos, simulating trombone, trumpet, etc.
The be-spectacled one is the fulicrum of the trio, A second also cuts up, and third, back-to-audience, it is exclusively the Workey. The study is unadulterable hoke and, instead of pitching for the dimes, in study is unadulterable hoke and, instead of pitching for the dimes, in peddling the kazoos, as imaginably they did or could, their routine is a forthright presentation for laffs. It gives the Rainbow Room's new show a fast and funny start. Abel.

GEORGE LLOYD

GEORGE LLOYD
Multic
Multic
Rainbow Room, N. Y.
Lloyd was once in the Orson Welles
Mercury Theatre group, but notably
has been identified with Herbert Jacoby's spots, the Ruban Bleu and
Brevoort Supper Club, N. V. where
he impressed more as 'sophisticated'.
In cafe slang that meaus risque.
That's tabu here, but Managing, Director John Roy rightfully pegged
him as facile and elastic. that
Ler sandwich, man with the jitters;
and boy-with-a-piece-of-string, are
as pure as 99 44/100%.
A personable youngster, totally
uninhibited, looking well in a dinner
jacket in that Noelcoward manner,
perched on a stool for his peanutbutter routine, he holds 'em from
the start.
Lloyd is another in the emphasis
on-comedy motif of the new show
the start.
Lloyd is another in the emphasis
on-comedy motif of the new show
and he's an okay cafe performer
and he's an okay cafe performer
and the start of the groove into a wider spherex of
the groove into a wider spherex of

HEE AND LEE
Acrobatic
10 Mins.
Apollo, N. Y.
Standard litts, balances, etc., are
done by white duo spotted in the
Negro show here. Boys work in
front of a drop, with the colored
house line backgrounding.
An okay turn for its type. Hobe.

FLASHE AND SUNDA

FLASHE AND SUNDA
Daneing
12 Mins.; Full
APPLICATION
AND ASSESSED A

YVETTE DARE

YVETTE DARE
Parcoti Stripper
Leon & Eddle's, N. Y.
Yvette Dare's sarong-snatching parrot makes this more than just a strip act. The gayly-hued bird is perched on a portable pedestal, and well-trained manner obeys her cues to suip off the sundry veils 'n' things, for the finale deshabille.

It's an artistic presentation, suitable for vaudeville and fairs, as well as miteries. But is most effective in intime rooms. Skillful lighting further aids the general effect.

She differs from Rosita Royce's dove-act in that the doves serve as cover-uppers, whereas the perroquet, in this instance, assists in the peeting.

NOVELLE TRIO

NOVELLE TRIO
Accordion
10 Mins.
Apollo, N. Y.
Three white lads tear off some really resilient tunes, one handling the melodics on a standard accordion, the other two backgrounding on much larger instruments. They sensibly keep their numbers fairly standard according to the stan

Best Coffee in England **QUALITY INN**

Leicester Square
LONDON, WEST-END

WALTER (Dare) WAHL **BILLY ROSE'S** 'FRISCO AQUACADE

ICE SKATING TALENT WANTED IMMEDIATELY

NEW PRODUCTION OPENING

ROCKEFELLER CENTER THEATRE

NEW YORK CITY

EXCLUSIVE BOOKING AGENCY

SKATING ARTISTS AGENCY

J. ARTHUR FRIEDLUND, President

1800 West Madison Street

Chicago, III.

REPEATING HISTORY?

From all appearances, the history of vaudeville actors unions may again repeat itself. When and it it comes, the cracking of the American Guild of Variety Artists will stem from one cause—the habitual disinterest of the variety performer in his own organization.

Last summer, when the American Guild of Variety Artists Last summer, when the American count of variety attents disintegrated following ugly charges of mismanagement, it was pointed out that the faults lay primarily with the working membership who merely paid their dues and let their union run willy-nilly. They asked no questions and got no answers—

The cause and effect of the AFA explosion should have been a sufficient lesson to the performers concerned. However, when AGVA was substituted by the Associated Actors & Artistes of America, the probable membership was warned to take a working interest in their union's affairs, or else face an eventual recurrence.

How little this warning took effect is noted in the current operations of the AGVA. It is being operated by non-actors. It is \$59,000 in debt. Its losses up until the economy drive put into effect a couple of weeks ago totaled \$7,000 per month.

It is ironic, in view of the shouting last summer that an ac A in tunion, in view of the shoulding last summer that an actors, inion should be run by actors, and not stagehands, that the AGVA is now being operated to a great extent by non-actors. Regardless of their sincerity and application to their work, the knowledge of non-pros of professional problems, trade matters and tactics must be dubious.

The appointment of Hoyt S. Haddock as AGVA's national executive secretary was the union's first draft from unionism outside of the show business. This in itself might have been okay, but then Haddock stepped outside of the profession for some of his chief aides

The result is that Graham Dolan, a non-performer, executive secretary of the Chicago local of AGVA; Kenneth Howard, also never an actor, is AGVA's national organizer and is now actively in charge of the Los Angeles local. There are other non-actors in the organizing end, with Joseph Ehrlich, for one, operating in New York.

It so happens that the national board of AGVA is composed chiefly of working actors. They are still in the fortunate po-sition of being able to put AGVA on a proper keel.

As an actors' union run by actors.

Rockefellers' Switch to Henie-Wirtz Ice Show Mystifies Olsen & Johnson

Sidden announcement that an ice-revue sponsored by Sonja Henie and Arthur M. Wirtz, although she will not appear in it, would be staged in the Center, N. Y., resulted in mystifying those connected with 'Ice-apoppin,' which was supposed to have been definitely set for the house. Olsen and Johnson conceived the idea, and their attorneys, Cutler & Mailes, have notified the Rockefeller's of their intention to seek an order of restraint if the Henie show is substituted. Contract for 'Iceapoppin' was not Sudden announcement that an ice

notified the Rockefellers of their innotified to seek an order of restraint
if the Henie show is substituted.

Contract for Iceapoppin' was not
actually signatured, but was submitted in printed form by the Rockefeller office and reprinted when changes
were made. Suddenly negotiations
ceased and it was stated by Rockefeller Center that contracts had been
signed by its executive manager,
Hugh S. Robertson, and Sonart Profuctions, of which Miss Honie and
Wirtz are the principals.

It is averred that at least 20 conferences had been held between the
Olsen and Johnson group in connection with Iceapoppin' over a period
of months. Comedy Ideas, bits and
ages had been revealed by O. & J.,
stars of 'Helizapopin,' at the Winter
Garden, N. Y., also plans for a varied
lee revue which was to be presented
leivice daily at \$2.20 top.

Wirtz is a young Chicagoan who
operates several rinks and shows, including Miss Henie's 'Hollywood IceRevue, which grossed \$214,000 during one week at Madison Square
Garden Last January, a new high.
Same outfit got \$180,000 during its
Chicago date. Figured that the
drawing possibilities of rink shows
aftracted Rockefeller Center.

Leon Leonidoff, Radio City Music
Houring ice show topped by Miss
Henie, which is due to open Oct. I,
and will also figure in the Center ice
revue, Robert Stoltz, Vienness commoser now in New York, may do the
music for the Henie outfit.

Difference of opinion over staging
appears. to, have, stymied the 'Ice-

apoppin' deal. W. G. Van Schmus, Music Hall's managing director, told Olsen and Johnson that he was to have the last word in deciding what was to be used in the revue, to which they demurred. He also wanted Leon Leonioff to put the show while the duo favored John Murray Anderson and Losee, O. &J. had half dozen song numbers readied and o'crobestrated and, with associates, expended coin in preparatory efforts.

Sonart's Setup

Sonart's Setup
Chicago, July 2.
Sonja Henie and Arthur Wirtz, v.p.
of the Chicago Stadium and producer
of ice, shows, have formed a corporation known as Sonart Productions to
produce ice shows in the Center thelatte, New York Leon Leonidoff, of
the Radio City Music Hall, will
stage.

the Radio City Music Hall, will stage.

Policy will be on a reekly change basis, the chorus remaining over from week to week but with new routines, new headliners and specialties. All talent is being booked through the Skaling Actists Agency, Inc., headed by J. Arthur Friedlund at the Chicago Stadium.

Wirtz has produced the Sonja Henie Ece Revue the International Ice. Show. This is the first association of Leonidoff with the Wirtz group, the previous Sonja Henie States and the Sonja Henie States and Shows having been staged by Harry Losee.

Belle Baker Ill

Atlantic City, July 2.
Belle Baker, who came here Friday (28) to feature 1940 opening of ultra-smart Bath and Turf Club that ultra-smart. Bath and Turt Club that night, was stricken with bronchial ailment shortly after arrival and ordered to bed by doctor. Gracie Barrie substituted.

Miss. Baker said she hoped to be able to sing again by tomorrow night (Wednesday)....

Dick Barstow Doubling

Dick Barstow, who's been doing a single since dissolving his dancing act with sister Edith, closed a five-month engagement at Frisco's. Bal Tabarin to aid Merriel Abbott in producing the dances for the 'Dude. Ranch' revue at the Palmer House, Chicago.

Dancer is also booked for a return date at the same hoistly's Empire.

date at the same hostelry's Empire Room opening tomorrow (Thursday along with Ray Noble's orchestra.

CHI, N. Y. AGVA FIGHT BREWING

Chicago, July 2.
Petition is being circulated among local American Guild of Variety Artists membership asking the New York board of AGVA to remove Graham Dolan from his position as executive secretary of the Chicago office.

Basis of the petition is that Dolan has no immediate recognition of the problems encountered by the AGVA members in theatres, cafes and hotels.

Vaude Act Jumps From N. Y. to Indpls. For 1 Political Show

Indianapolis July 2. Indianapolis, July 2.

Vaude played an unusual role here
when Ben Yost's White Guards
jumped from New York to appear in
10 minutes of song for the opening
of the State Democratic Convention
in the Coliseum on the State Fair
Grounds Thursday (27). Act was
booked in by local Burton Agency,
which has been covering a regular
circuit of Democratic meetings over
the state. the state.
During the past few months a unit

During the past few months a unit headed by Barney Barnet, has appeared at 185 political meetings. Unit is tagged 'Streamlined Revue,' and consists of Barnet's Music; Virginia: Howes. dancer, Buddy and Jean, roller skaters; LaVerne Lamb, accordion; Leona 'Travis, dancer, and Deacon Hampton's 11 Cotton Pickers. Performers are paid out of campaign funds, as admission to meetings are cuffo.

PITT AGENTS REVAMP OLD MANAGERS' ASSN.

Pittsburgh, July 2.

Local agents have reorganized the Entertainment Managers Ass'n., a move made necessary by new setup created here by entry of the American Guild of Variety Artists in field, and named Steve Forrest, veteran Pittsburgh agent, president, Other officers are Jack Bowman, first vice-president; Sid Mark second v.p.; Peg Lanagan, secretary and tracsurer, and Anne King, Larry Kennith and Don D'Carlo, directors.

AGVA, with an eye to gotting, its activities more widely known in the local press; has appointed Jean Fole-local magician, publicity director. Pittsburgh, July 2

Philly EMA Vs. AGVA Deal
Philadelphia, July 2.
Members of the Entertainment
Managers Assn. toookers) will meet
the early part of next week to decide upon what steps to take to combat what they firm are unfair contracts' imposed upon them by their
franchise with the American Guild
of Variety Artists.
The ten-percenters are reported
wholly dissatisfied with the contract
forms which they are obliged to use
under their agreement with the actors' union. They claim that the
contracts force them into the guise

tors' union. They claim that the contracts force them into the guise of 'employers' and not 'employment agents' as they are defined under the State law. This type of agreement will force them to pay social security and unemployment taxes, for performers, they declare.

The bookers also complain that their work will be hampered by the red tane crailed by the stilulation

red tape entailed by the stipulation that demands that all contracts be made in duplicate and must be approved by the local AGVA office before they become operative.

ick Barstow Doubling— AGVA's Indebtedness of \$59,000, Red **Operation at \$7,000 Monthly Prompt Retrenchment Drive; 2 Quit on Coast**

Salve for Admirals

Red Skelton, current on the stage of the Paramount, N. Y., has written. check to Bob Weitman for \$100, asking that it be turned over to the ushers of the theatre.

He does a piece of business in his act ribbing the ushers, and he doesn't want 'em to take it too literally.

LEON - EDDIE'S. **ROSE TANGLE** WITH AGVA

Artists and Billy Rose, which only a couple of months ago engaged in a name-calling match and then signed a contract, again on the verge of an outright battle. AGVA last week issued a formal statement accusing Rose of numerous violations of the contract at his Aquacade at the N. Y. World's Fair, but took no direct action.

Rose heatedly denied the charge

Rose heatedly denied the charges and, after a confab with AGVA officials, agreed to rectify any alleged injustices. According to the union, if Rose fails on payday this week to reimburse members of the Aquacade company for money allegedly withheld, there will be a strike.

AGVA's. long-standing disagreement with Leon & Eddle's, 52d street nitery, N. Y., also flared into a strike last week, but quickly settled. Union has been demanding a contract designating the spot as Class A, thus involving minimums of \$60 a week for principals and \$40 for chorus, with limited number of performances and other restrictions. There were mutual accusations and, when an agreement was not reached, a strike was called last Friday night (28).

Nitery management asserted none

(28).

Nitery management asserted none of the performers walked out, but the union contradicted that with the declaration that all the acts were on the picket line. Regardless of that, the strike lasted less than a half-hour, after which the management and AGVA agreed to meet today (Wednesday) to negotiate details of a contract, and, if failing to come to terms, to submit the dispute to the State Mediation board.

Hoyt Haddock, AGVA executive

to the State Mediation board.
Hoyt Haddock, AGVA executive secretary, has settled several of the issues with the vaudeville circuits, but a couple of points remain to be agreed upon. Figured that everything but the matter of the disputed 5% booking fee will be inoned out within a week, and that the remaining issue willebe submitted to arbituation.

Carl Rosini Loses Ini. Suit vs. Paul Rosini

Carl Rose, magician, professionally Rosini, lost his injunction plea against Paul Rosini and the Rainbow Room, N. Y. yesterday (Tues.) in N. Y. supreme court, when Justice Peter Schmuck ruled that no irreparable damage had been shown, nor had unfair competition been vealed.

The Court points out that the de-The Court points out that the defendant has used the name Rosini since 1915, and that the plaintiff and defendant are friends of long standing, having been in the same act together in 1933 under the name of Carl and Paul Rosini & Co, at which time the plaintiff paid, for all the advertising. The complaint admits the association, but declares Paul Rosini was hired as an assistant, and it was during the association that the defendant learned the tricks of the plaintiff, which he is now accused of plaintiff, which he is now accused of having incorporated in his act.

Economy drive of the American Guild of Variety Artists, currently underway, is being prompted by the union's indebtedness totalling \$59,000, plus the fact that it has been operating in the red at the rate of \$7,000 per.month. Union expects to achieve sufficient cuts to put it into the black.

the black.
Latest affected by the economy drive are attorneys I. B. Kornblum and Robert Komis, who resigned on the Coast over the weekend. Kornblum, who is executive secretary of the American Federation of Radio Artists on the Coast, has been pinchitting as executive and attorney for the AGCA local in Los Angeles since the formation of AGVA nearly a year ago. He was active in the battle between the Four A's and the stagehands, following the disentranchisement of the American Federation of Actors.

It is reported that there will be

tion of Actors:

It is reported that there will be further economies in LA, with at least one organizer and several members of the office staff slated to go. Similar retrenchment took place in Chicago a couple of weeks ago, when Leo Curley resigned as executive secretary of that local and Graham Dolan, a non-actor organizer, took his place. Now there are reports that Hoyt S. Haddock, national-executive secretary is maneuvering Tom Kelly out of his post as executive secretary of the Philadelphi branch.

The economy wave, in fact, is

The economy wave, in fact, is stretching right down the line into the New York local and national offices. Charges of waste have been especially, flung in this direction, where it is claimed those in charge went way overboard on the budget by handing out salary increases when the union's income failed to warrant them.

them.

Charges are also being levelled against AGVA because of alleged domination of the national organization by non-actors. In this respect it's pointed out that Haddock was never an actor; ditto Dolan and Kenneth Howard, national organizer and now in charge in Los Angeles. Joseph Ehrich, an organizer in New York, likewise has never domed the graces. likewise has never donned the grease

paint.

Charges have also been made at the meetings of AGVA's New York local board that the latter is dominated by performers who lean greatly toward communism, and who, iy toward communism, and who, never important in the acting pro-fession, are now dictating regulations to the more frequently working and better established performers.

Joe Flaum Ouits North Partnership for Ingalis: 20-Year Bond Severed

The last of the old-line vaude-ville agency partnerships in New York spilt last week when Joe Flaum left Meyer North to become associated with Miles Ingalls. In-galls recently resigned from Music Corp. of. America to return as an indi 10-percenter. North and Flaum were partners for more than 20 years, principally doing business with Loew's when that circuit had considerable playing time and a franchies system, for

time and a franchise system for agents. They remained together long after the bottom dropped out of vaudeville and most partnerships split up because of the dwindling commissions.

Ingalls has set up temporary of-fices in the Astor hotel, N. Y.

\$7,814 JUDGMENT WON AGAINST GENE AUSTIN

Mobile, Ala, July 2.

Gene Austin lost a lawsuit here in circuit court (28) to Mr. and Mrs. Billy Wehle. The Wehles contended that Austin was in debt to them to the extent of \$8,500. The court, after hearing arguments in the case, gave them a judgment for \$7,814.50. Austin announced he would appeal the case to the supreme court. the case to the supreme court,

The suit against Austin was filed when he was showing here for a week's stand. His tent outfit was attached and put on ice for a week and then released on bond.

Lou Sallee Org

Swanne Ina Charlie Evans

Topsy's Binine & Elaine

Del Romero 3 Sophisticated

Variety Bills

THIS WEEK (June 28) NEXT WEEK (July 5)

Numerals in connection with bills below indicate opening day of show, whether full or split week

Loew

NEW YORK CITY Henry Youngman State (11)
Helen Reynold Co-Paul Sydell Co Capitol (5)
Diosa Costello Bob Crosby Orc

Paramount

NEW YORK CITY Paramount (3) Orrin Tucker Orc Stapletons Ghezzia Ghezzis BUFFALO Buffale (5) Bob Hannon

De Marcos Gloria Blake Johnny Woods Bob Whaling Co

CHICAGO

Warner

NEW YORK CITY
'Strand (5)
Bob Crosby Orc
8 Sallors
R. & V. Pickert
WASHINGTON
-Earle (5) Nick Lucas West & Page

Gae Fostir Gls
Murtagh Sis
(28)
Garfield Swift
John Gallus
Gas Foster Gis
Clyde Hager Co
4 Franks
Trixie

(28)
Latry Clinton Orc
Valentine Vox Co
Barr & Estes
PHILADELPHIA

Independent

NEW YORK CITY Music Hall (4) Jan Peerce
Madeline II Kars
Bill Marquette
Myron Steffin
Copt John Tielroi
G Westmoreland
Karlos Peterson

PHILADELPHIA
Carman (5)
Vallee & Doreen
Ginger Dulo
Frank Conville
(Two to fill)
Woodside Fark
(4 only)
Lane & Ward
Ginger, Dulo
Frank Conville Co
Kanazowa 4 Karlos Peterson

Rexy (5)

Corrino Mura
Lyan, Royce & V

Faul Regan
Jimmy Hadreas
Antaloks
Gae Foster Gis

Paul Ash Ore

Paul Ash Orc
ATLANTIC CITY.
Steel Fler (7).
Lane & Ward
J & M Ward
A Ward PITMAN
Broadway (6 only)
Lane & Ward
Parker & Fredericks
(Two to fill)

(Two to fill)
WILLOW GROVE
Willow Grove Park
(7 only)
Toy & Wing
Frank Conville Co
(Two to fill)
(4 only)
Vallee & Doreen
Stone & Rarton
3 Mack Bros
(Two to fill)

CHICAGO Oriental (5) unzafire U

Cabaret Bills

Cubun Casino Consuelo Moreno Los Ojedas Dolores Laurell Don Casanova

Dlamond Horsesh

NEW YORK CITY Nedra Madera Mimi

Armand 'a Frank Mandella Or Pedrito Orc Ann Beasley Barney Gallant's Barney Gallant
Ann Palmar
Irene Barclay
Irene Barclay
Nellie Paley
Uarter & Howle
Urighia Gibson
Derothy Blaine
Loretta Lane
Freda Sullivan
Russell & Farra
Beachcomber
Sonny Kendls Or
Chavez Ore
Rumba Octet
LeAhn Sis

Bill Bertelettl's

El Morocco
Dick Gasparra Ore
Ds. Marcos
Lois Elliman
Glen Island Casino
(New Rochelle, NY)
Bobby Byrne Ore
Pancho & Dolores Cafe Society

Chateau Moderne

Pancho & Dolores
Greenwich Village
Casina
Diana Del Rio
Ruth Kidd
Mary Jane Brown
Linda March
Frank McCormick
Sylvia Barry Havana-Madrid O De La Rosa Orc Juanito Sanairia Or Sargio Orta Maruja Serrano Arturo Cortez Estela & Papo Alberto Torres Lollia Mova

Hickory House

Al Mencani Orc Zito Orc Grace Vaughun Belinont Ballader Joe Howard Hotel Belvedere

Ron Perry Orc.

Hatel Bilimore
Aiving Rey Orc.
King Sis
Dick Morgan
Skeets Herfurt

Hotel Bosners (Brooklyn)

Hatel Brevoort Geo Lloyd Patomo Sam Ray Vera Sanoff Hotel Edison

Gray Gordon Orc Hotel Essex Hou

Hotel Homesten (Kew Gurdens Bill Lester Orc Frances Miller Leo Candell Nick King Paul Anthony Prof Harwal

Ray McKinney Or Honolulu Maids

Hotel McAlpin

J Messnar Orc Jenne D'Arcy Jeanne D arcy
Hotel New Yorker
Larry Clinton Oro
Bellia
Alfred Trenkler
Nathan Walley
Edith Dustman
Roberts & Farley
Ross MacLean

Hotel Park Centra (Cocoanut Grove) (Cocoant Grove)
Buddy Clarke Orc
Betty Allen
Helene Standish
'Scat' Powell
Charley Bourne
Esterbr'k & Farra
Gypsy Leo
Bunny Howard

Bunny Howard
Hotel Pennsylvania
Jimmy Dorsey Orc
Ralph Roigers Orc
Ralph Roigers Orc
Relen O'Connell
Bob Burlis
Hotel Phase
Dick Gasparre Orc
Hotel Savoy-Plaza
Emile Petil Orc
Hiddegarde
Hotel St. George
(Brooklyn)
Znn Arthur Orc

Zinn Arthur Ore Muriel Lane Tommy Taylor Hotel St. Morlts

Eddie Varzos Orc' Marcella Hendricks Emlie Boreo Gonzalo & Christine

Barbara Woods
Hotel Taft
Frankle Masters O
Hotel WaldorfAstoria
(Starlight Roof) Navler Cugat Orc Raul & Eva Reves

Dolamond Horseshoe
Noble Sissie Ore
Noble Sissie Ore
Noble Sissie Ore
Blanche Ring
Gilda Gray
Eddie Leonard
Julian Ellinge
Gilda Gray
Foot Lamberti
Wini Shaw
Horton Spurr
Herman Hyde
Sally Burrell
EI Chico
Don Alberto Ore
Antonio Escudero
Maria Morales
Marcedos Reyes
Marcedos Biltmore Bowl Carol King Gwynne Varsity 8 Perrs & Renne George Wendt Rudolf Friml Osc

Cafe La Maze Park Ave Boys Club Ball

Coconnut Grove Jane Pickens Eddle Duclin Orc

Earl Carroll Earl Carroll
Bert Wheeler
Francis & Gray
Hank Ladd
Slate Bros.
Fay. Carroll
Franceita, Malloy
Hob Bronley
Frakson
Bob Williams
Red Dust
Miller & Readin

Red Dust Miller & Readin Sterner Sis Bill Brady Lolita & Ardo Loilta & Ardo
Jean Tighe
Edward Agular Or
Manny Strand Orc
Florentine Garden
Ellnor. Troy
NTG & H'wood Rev
Dnryl Harpa Orc
Faith Bacon Georges & Jaina Josephine Houston

Josephine Houston
Hurricane
Eddie Bush Orc
Fausto-Curbeilo Or
Ann Francine
Romo Vincent
Pancho & Dolores
Alma Ross
Lolita Cordoba
Manshines

Blackhawk
Blue Earron Ore
Marion Mann
Orrin & Betty
Blackstone Holed
(Ballinese Rm.)
Dale Evans
Pliner & Earl Ore
Bon Air
De Marcos
Al Bernie
Anthasandocttes
Rous Gla
Clyde Lucna Ore
Brevoort, Blotd;
(Crystal Room)

Le Ruben Blen Rasha & Mirko
Paula Laurence
Sylvie St Clair
Stuart Ross
Hayward & Allen
Leon & Eddle's

Leon & Eddle's Eddle Davis Loui Martin Ore D del Carmen Ore Luba Malina Representation of the Comment of the Eddle & Annett Norman & McKay Lido Beach Club E Madriguera Ore Patricia Glimore Sarita Herrera

Clab Alabam
Etel Brown
Marien Moore
Sadle-Moore
Bernard & Henrie
Bernie Adler
Julies Lucal
Lucal
Effe Burton
Paullett La Pierr
Dave Unell Orc
Dorothy Dala
Eddic Roth Ore

Club Minuet

Club Minue
Patsy Mae
Betty Saxon
Ruth Graybeil
Jeanne Bell
Silerry Wynn
Phyllis Nöbles
Anneste Kennedy
Art Flachers Ore
Colony Chib
Carl Ravazza Or
Owen & Park
Fantasia
8 La Playas
Colosimos

Colosimos

Eddie White

Ada Leonard
inga Borg

Weber Sis

Fronaph Gis

Club Delisa

Dories Bradiey

Sam Theard

Marion Aberbathy

Wesley Long

Chippie Hill

6 Jitterbugs

Ernest Franz Oro Hill Farrell Vincent de Costa, Art Tubertini Tino Donelli

Ray Heatherton Yola Galli Geo Llloyd 3 Pitchmen

Riviera
(Ft. Lee, N.J.)
Leo Reisman OrePancho Oro
Ruth Petty
Jack Durant
Vera Niva
Arnaut Bros

Wesley Long Chippie Hill 6 Jitterbugs Rhythm Will Charlet Isom Pettelle Gl. Rad Saunders Ore Congress Hotel (Glass Hat Rm) (Glass Hat Rm)
Johnny Banga Ord
(Peacock Rm)
Jos Vera
Edgewater Beach Edgewater Beach Hotel (Beack Walk)

Loper & Barrat
Village Barn
Arthur Warren Oré
Andrini Bros
Elaine Miller
Willie Solar
Richards & Carson
Sons Purple Sage

LOS ANGELES

Grace Hayes Lodg Grace Hayes Sibyl Bowan Jeffrey Gill Nick Cochran Orc

Nick, Cochran Orc

It Cate

Red Stanley Orc

La Cauga

Ernesto & Talya

Wally Vernon

Paul Neighbors Or

Phillip Lopex Orc

Paris Inn
Henry Henryse
Aimes Torriaul
Henry Howard
Phil Ryder
Howard Blair
Dominie Howard Blair Dominic Marg'rite & M'rtin Eric Massey Henry Monst Helen Miller Chuck Henry Ore

Seven Seas
Lillian Gibeon
Bub Mathews
Bub Mathews
Bub Mathews
Funnan
Fun

Jan Garber Oro Wilshire Bowl Ronald & Roberta Gus Arnhelm Oro Victor Huga

Kay Gregory Mercy Macs Stan Meyers Oro

Betty Carlyle Mildred Fenton Cliff Hall Ariene Thompson Florence Vestoff

Kay Allen
Earl Leach
Josephine Leach
Jéan Lee
Ton Barry
Lella Rose
Vivian Vance
Pat Shevlin Or

1523 Locust

1823 Locust
Pola Montoya
Beth Chullis
Muriet Harrison
Sue & Pepper
Helen, Wilson
Bubbles Shelby
Evelyu Bradley
Betty Stone
Retty, McKee
Kay, Laverly
Kings of, Swing
Garden Terrac

Chic Williams Ore Charles Harmon Earle Raine Henri's

Menci's
Andre & Frances
RAV O'Dey
RAV O'Dey
Raving McGee
Erine McGee
Class Verne's Ore
(H. Walton Roef)
Vincent Rizzo Ore
Jimmy Blake
Herble Dubrow
Helen Heath
Leon & Mace
Cass. Franklin
Logi Harper
Marjorle Kluszley
Giamour, Gia (14)
Nell Fontaine Ore
Jnm Sesslon

Jnm Session
Dave Newman
Krechmer
Freddie Kornfeld
Max Spector
Jim Thorpe

CHICAGO Lou Holden Orc

AGO
Dorothy Johnson
Three Talents
Hybris Talents
Hybris Gis
Hi Hat
Willis Shore
Mary Grant
Kersten Gla
Jimmy Cassidy Ore
Forence Schubert
Holes Sunner
Al Veirra Ore
L'Alguner
L'Alguner
Hobel de Marco
Hurry Liwien
Histel Lin Sale, Blamarck Hotel Radiey (Jia Leonard Keller O Murlon Holmes Noll & Nolton Blackhawk

Hotel La Salle

Jack Chapman Orc Liberty Inn Roberta Ted Smith Jane Lavonna Roma Dannielle Don Duan Jimmie O'Neil Earl Wiley Ore

Broadment
Flo Whitman
Nyra Lou
Sharone Stringe
Whitman Gis
Herb Rudelphe Milistones Frank Donia Terry Terrell Art Meo Madeline Lewis Bob Wray Orc Sharone, Stringer Whitman Gis' Herb Rudolphe Or Cher Parce Harry Richman Cobina Wright Dean Murphy Luclen & Ashour Carole & Sherod Evana Gis Lou Breese Orc Cinis Alubam Sthat Brown

Morrison Hatel (Boston Oyster

House)
Mantres Got helf
Old Heldelberg Mary McCormack Madame Lucille Franzel Orc. Racul Kantrow Sally Sharrat Helen Westbrook

Helen Westbrook
Pulmer House
Ennire Room
Charles Haum Orc
Gary Stone
3 Arnolds
Dorothy Dale
Bob Dupont
Abbott Danesrs
Phil Dooley Orc.

Sherman Hetel (Celtic Cafe) Gene Kerwin Ore Jaros Sis (Panther Room)

(Panther Room).
Alice Kavan
Lee Wiley
Stuff Smith Orc
Budd Freeman Orc
Jitterbugs
Gloria Faye
Carl Marx
Silver Cloud

Silver Cloud
Starr & Lee
Bilt Samuels
Claire Hayes
Murray Parker
Babette Gls
Ray Stelber Ora
Elmor Daniels
Ifazel Zalus

Billy one Club
Billy or Tabor. Gis
Marger Fabor. Gis
Jail Dawn
Sally Swith
Jo Ann Carroll
Ja Leoa
Felty Shaw
Cholent Roberts
Don & Bett Jonn
Hoots Burns
Alsas Ser
Tripoll 3
Slevens Hotel
(Continental Room)
Giff Williams Ore
Walter King
Don King Roberts
The Continental Room
Cont 608 Club

Walter King
Bob Kirk
Buddy Marino
Suzle 'Q'
Dick Buckley
Milt DeWilt
Crystal Cook
Jorry Gerard
Red Wilson Ore

Swingland Johnny Long Orc. George Gould Pops & Lurie Butterbeans & Su Nick Brooks Gis Nick Brooks Gis
Theompson's 16. Club
Ray Raymolds
Sieve Stutiand Orc.
Di Novi Twins
Louise Shannon
Louise Shannon
Louise Shannon
Marsh Mi Curdy
Yer
Doriss Wittin Orc.
Janline Galda
House Shannon
House Shannon
Marsh Mi Curdy
House Milling Orc.
Janline Galda
House Musener

PHILADELPHIA

Al Blanc Johnny Carlla Orc Burgundy Room Bellevue-Stratford Hotel

Boog Sherman Reggie Dvorak Max Simon. Bishop Bros Ralph Wolfram

Club Pace Charile Jennings (Ruth Henneyman Rodgers & Wayne Bertha Peyton Jimmy Harper Club Petite

Vicki Cooper
Madeline Sheridan
Rita Roberts
Billy Lee
6 Yvonettes
Old Covered Wago
Lee Zollo Ore
Raiish Enstrum
Mildred Rugors

Palumbo's Palumbo's
Howard Reynolds
Ben Perry
3 Thunderbolts
Blackbirds
Frances Diva.
Mazzone & Abbott
Valez, Dancers Peacock Gardens Earl Denny Orc Philadelphia Roon

Hayes Watson
Purple Derby
Jean Lamay
Maxine Scott
Jackie Evans
Irvina
Morty Burk's Ore
Sunny Lou
Billy Newsome
Billy Newsome
Margie, Mealy
Betty, Mealy
Alice Gormley Red Lion Int

Rendezvons (Hotel Senator) Pearl Williams
Beale Street Boys
Intimatee

Stork Cinb

4 Modernettee
Billy Dandsterson
Billy Beck
Eadle Lang
Estelle Sloan
Henry Varrick Or
Stamp's Cafe
Bert Lemish Ore
Bernie Allen
Joe Altes
Stamp's Trio
Evelyn Reagen
(Ight
A Moveletter
Stamp's Trio
Evelyn Reagen
Clementon)
Ariette Adatr

Hopkine Rathskeller Irving Braslow Ore Frankie Richardson Dimas & Antia Dona Bruce Violet Lewendes Dorls King Vernon McGovern Gloria Dale Lattiner Club Midsel Travis Ore Bleanor Obdi Vinda Speehan Revlyn I auchalu Jonune Sherer Lexingtor Cashoo (Clementon)
Arlette Adalr
George Reed
Motter & Engel
Andrew Slaano
Allee Lucey
M Familiant Ore

overin Rauchali
Jonnia Sherer
Lexington Casino
Charlie Gaines Orc
Cashie Costello
Pert Williams
Olive Boyd
Frank Pontl
Bobb Wilht
Life Verice
Lexington Trio
Lide Verice 20th Century Bobby Bernard Toppers Ruth Phillips Harry Dobbins Orc Venice Grille

Venice Grine
Joe Reilly
Venice, Swingsters
Vickay Lane
Tanya Garth
Barbara, & Margie
King Sis

Viking Cafe
Bonnie Staurt
Murray Parker
2 Tones
Takayama
Vincent & Lane
Phillis Lane
Joe Vernon Orc
Warwick Hotel

Warwick Hotel
Herb Hagenor Orc.
Weber's Hof Brau.
Cunnden.
Jules Flacco Ore
Bob-Mertill
Leonard Cooke
Guardsinien (8)
Marion
Hazel Mangeau 4
Tia

Mittle Rathakeller 3. Paganon .
Jerry & Turk Frances Levils .
Ann Howard .
Grace Bland .
Grace Bland .
Victor Hugo Oro .
Minstrel Tavera .
Allan & Parker .
Bd McGoldrick .
Margio Marsh .
Mariottis Rim Oro .

Marcon
Hazel Mangeau t
Jazel Mangeau t
Joan Woods
Syd Gulden
Fat Suitivan
Fat Suitivan
Jack Smith
Dave Teterson
Davie State
Wilson
Joe Hought, m. o.
Jacks
Jacks
Alen & Laurence
Link Menn
Geo Bekny Ore
Jose Machay
Jose Judy
Jos Montgomery's

Jose & Julia.
Grace Collina
Lelita
Wee Willy
Mary Navis Oro

Open Door Cafe Billy Hays Orc Dick Thomas Burns & Burnache PITTSBURGH

Cork and Bottle Frank Shean 3 Hotel Henry (Sliver Grill) Nelson Maples Ore (Gay 90's) Dorothy Nesbitt Anchorage Sid Dickler Ore Will Eschey Arllugton Lodge Dale Somers Orc Betty Smiley

Balconades
Johnny Wiles Orc Evergreen Garder Earl Tate Orc Jimmy Baldwin Frank Connelly Gwen Hardling Nenie Watters Billy Brooks Bill Green's Jack McLean Oro Don Gilbert Boogle-Woogle Club

Hotel Win. Penn (Continental Bar)

Aerial Ballet
Merry-Ge-Roun
Will Asche
Al Frement Ore

Bob Stahl

Riviera

Max Adkina Ore

Yacht Club

H Middleman Ore
Galenti & Leonardo
Jackte Heller
Shirley iteller
Wanger Gis Al Fremont Orc
New Penn
Herb Fritschie Orc
Don Andrea
Markt Mnryle
Rinchart & Mason
Larry Neale
Freckles & Fussy
Mack & Fayo

Mac Harris

Wanger Gia

Mky-Vue

Sky-Vue

Sky-Vue

Sky-Vue

Cyril Woisman

Holen Foung

Panon Grill

Art Yaxello

Prank Natule

Mike Sandyeto

Villa Madrid

Jos Shater Org

Carmellin & Lee

Betty Nylander

Coqueties

Webster Hall Nixon Cafe

Nison Cate
Al Marsico Oro
Bob Carter
Bob Carter
Crapelle & Hannon
Betty McClure
Poll Mar Gis
Angelo Di Palma.
Nat House
Jim Buchanon
Harry Nesokint
Ted Blake
Rodgera & Spruce
Milly Wayne
Honey Roy
Buzzin Becs Orc
Orchard

Webster Hall George Weber Ore West View Clyde Knight Oce 5 Albania Howard Becker Or

Williams
Howard Baum Ore
Jean Boaz
Buzz Aston
3 Baumshells

CLEVELAND

Alpine Village Alphie Village
Otto Thurn Ore
Robberts & White
Kathryn King
Carl Mueller
Mildred Smith
Myron Ryan
Margaret Aeromer
Herman Pirchner

Alrway Club Troy Singer Ore Judy Black College Inn

Norman Brill Oro Bonnie La Vonne Eddie Rau Gloria Vale Lois Miller

Freddle's Cafe.
Laurene NeVell
Kitis Trio
Alviro Norton
Derle Ksrsten Line
Eddle Barnes
Art Lackey Orc

Rubertino
Hotel Allerton
Jonnie, S Steele
Kotel Carter
Don Rari Orc
Cariuna
Hotel Cleveland
Leighton Noble Or
Chick Ployd
Hotel Sterling

Hotel Sterling Marty Lake Orc

Lowry Clark Oic

Lowry Clark Oic

(Motor Bar)

Vic Abbs Orc

Blossom Heath
Carrel & Gorman
Frances McCoy
Lydla & Joresco
Countess E v Lose
Frank Payne
Ruby Orc

Bowery

Hibe Lintern
Carl Thorsen,
Ryck & Kaye
Jack Terry
Freda Laxler
Giamour Gis (6)
Frant Temple
Lee Walters Or
Corktown Tavern
Dick Haviland
Dick Newell
Don & Ruth
Lebiane & Duchant
Margle Ray
6 Vestors

Corktown Tavern
Dick Havlinnå
Dick Newell
Don, & Ruth
Leblanc & Duchaith
Divinis

Thomas Chapter
Leblanc & Leblance
Carl Bonner Ore
Mittler Hotel
Chet Everhardt
Rogers-Stanley Ore
London-Chop Honse
Rogers-Stanley Ore
London-Chop Honse
Chet Everhardt
Rogers-Stanley Ore
London-Chop Honse
Gold Lyn Room
London-Chop Honse
Gold Lyn Room
London-Chop Honse
Wittler Hotel
London-Chop Honse
Gold Lyn Room
London-Chop Honse
London-Chop Honse
Wittler Hotel
London-Chop Honse
Gold Lyn Room
London-Chop Honse
London-Chop Honse
Wittler Hotel
London-Chop Honse
London-Chop

llatel Italle Henry Chacione Oro Russell Swann Carol King Sara Ann McCahe Hotel Slatter Manny Landers Oro Nelson Pressely Jack & Eddle's

Williams

Broadway Billie Rubertino, Roberts Bebe Sherman Sammy Lippman Arlene Rice Orc Ariene Rice Orc. Lindsay's Sky-Club Una Mae Carlisle Roy Raysor Pour! Delucca Judy Preston Hareld Simpson

Pierce & Harris Three Idlers

Three Idlers
Oldo Villa
Auslin Wylic O
Harry Stevens
Lillian Carmen
Mincan Duo
6 Lucky Gls
Mickey Katz

DETROIT

Northwood Inn T& L Tift Don & J Wirthman Geaf & Dayton Bee Yaueg Ore-Palm Beach Bohly Jones Reiford & Wallace 4 Brucettes Monnie Drake Don Pablo Ore Bucks Reafford Inn

k's Redford Ins McGraw Ore Club Royale

New St. L. Roof Nitery

St. Louis, July 2, Construction of a completely glass-enclosed, air-conditioned nitery, at a cost of \$65,000 on the roof of the nine-story Hotel Chase, overlooking Forest Park in the west end, is nearing completion and floor show activities will be transferred from the ground floor to the upper regions. Improvements according to Sam

ground floor to the upper regions. Improvements, according to Sam Koplar, prez of Hotel Chase, Inc., will make this spot the first of its kind in the U.S. and will accommodate more customers than the downstairs quarters. Opening is skedded late this month. Koplar said the roof quarters will be used throughout the year.

Ben Pollack, playing at Sylvan Beach, bayshore resort on the out-skirts of Houston, Texas, will be re-tained for a second week, and Johnny Sullivan, Houston-born or-chestra leader, will remain at the Old Heidelberg for a second week.

St. Louis, July 2.

Teddy Wilson Orc Hazel Scott Golden Gate 4 Albert Ammons Pete Johnson

Chatesu Nodern
Dorothy Tannar
Jacqueline Deauty
Gabriel Develle
Maurice Shaw
Lem Leach
Jiminy Eriknon
Sana Grassis
Club Caravan
Os Collins Ore
Arthur Barnett
Rilla Renaud
Ruth Wintor
Chiquita Venezia
Club Gaschp
Om Miguel Oro
Marle del Carpap

Hotel Ambassade Larry Slry Ore

Hutel Astar
Tommy Dorsey Orc
Noll & Nolan
Paul Remos Co
Hotel HelmontPlass

La Marquise
William Palermo
Muriel Welch
Chris Curtis
Frances Connelly
Jeanne Jordan

Queen Mary
Joe Ellis Ore
Ginger Wayne
Kay Parsons
Carol Dennison
Rainbow Grill
Barry Winton Ore
Mariyin & Michael

Arnaut Bros
Ross-Fenton Farms
(Asbury Park, N.J.)
Eddle Ollver Ore
Fernand Canay Ore
Joe E Lewls
Terry Lawlor

Zelfas Schrb Zelfas Schrb Zelfas Santley Myrus Zelfas Schrb Zelfas Schrb Zelfas Hurry's New York

morgan
Arcadia
Billi Shannon
Miles & Jo-Ann
Dot. Landy
Ortez & Olga
Al Blanc
Johnny

Dick Wharton's Ord Cadillno Tavern Eddie Thomas Beth Calvert Marlene

Nikki Nikolai Betly Williams Frankle Schluth Wait Temple Ore

Croscent Log Cahla (Gloucester Hgicts N. J.) N. J.)
Joe Kraft Orc
Julian & C Hall
Tom Turner
Marllyn Dale
Embasay

Geo Clifford Sue Carlyle

Walt Temple Ore
Club 15
Dick Thomas
Marian. Roberts
Marian. Roberts
Marde & Co.
Jarry Delinar Ore
Club Ball
La. Comfarra
Johnny & George
Hythmaries
Jerry LestorDr. Glovan or
Corescent Log Cabin
Don. Renaido, Ore
Croscent Log Cabin

MUSIC HALL, N. Y.

'Scrap Book', with Selma Kaye, Hilda Eckler, James and Mildred Mulcay, Jan. Peerce, June Forres, Melle Fisher. The Frank Nowick's director. Tom Brown's School Days' (RKO: Teviewed in Variety issue of June 26,

If anybody notices—or caresthere is a tendency at the Music Hall to use titles for the stage shows which are marked by unmagnative repetition and an area of the stage shows which are marked by unmagnative repetition and requestly and an area of the stage shows which are marked by the stage shows which are marked by the stage shows and frequently used description, Scrap Book. The Board of Directors it may be suggested, could do better than that.

Corps de Ballet opens first with a Chinese tableau and ballet that whe stage of the mouth organ, and stage of the mouth organ, an instrument of small renown, but impressive as they manipulate it—

The nostalgic 'Notes of Romance' has Jan Perce, that sockeroo tenor, and June of Vienness setting. The rop Hatters, sensational rollerskating girl and boy, perform on a small circle (painted whitle) and they start with gasps and go ahead from that point to leave the audience unable to adequately measure the plaudits such skill and daring compel.

For the climat the families before at the Music Hall) and the show, which has been upbuilding from the third or fourth minute, is closed smartly.

LYRIC, INDPLS.

Indianapolis, June 28.

Jubilee Follies with Sid Marion and Cliff Hall, Princess Chip. Rodrey and Gould, Ben Bert, Joe Termini. Co., Billy Sanuel, Line (10); Lucky Cisco Kid (20th).

Termini Co., Billy Samuel, Line (10); 'Lucky Cisco Kid' (20th).

Nick Boila has assembled a well-rounded aggregation of acts, and to the property of the company of th

young, but should get some new material, and the commend of the commendation of the co

while femme fills in the voca part off stage.

Show deserves better than the thin patronage at third show opening day. Friday (28), but natives have been stung on the revue titles recently and may be shy of laying down the coin until the advance guard reports.

Kiley.

land, 'Carry Me Back to Ol' Vir-ginny,' Anchors Aweigh' and 'Dixie.' Line, which posse beside screen dur-ing audience warbling to help give volume, swarms back into garden set for bref formation tap in long white suffles and organdy muffs.

white runies and organdy muits. Four Franks provide the opening specialty, capitalizing smartly upon their versatility. In rupid succession, mixed quartet offers unit and single instrumental-singing-hoofing stuff. Some of it is n.s.g., but it all moves quickly and total registers solidly.

stuff. Some of it is neg, but it mil moves quickly and total registers solidly moves quickly and total registers solidly. And total registers solidly and total solid and total so

surefixe. Curtains thei spread on full-stage set with Greek temple backfrop. Letters spell P-E-A-C-E and Swift, in white military uniform, warbles 'I Am An American,' taking in everybody from 'the farms to the factorics.' Line closes bill with military drill, highlighted by smart preecision, tans.

cision taps.

Biz light at show caught. Craig.

TOWER, K. C.

Kansas City. June 29.

Evelyn Brent with Harry Fox and Gene Fields, Olympic Girls (3), Jack-son and Nedra, Lester Harding, Billy Sears, House Line (8), Herb Six House Orch; 'Girl in 313' (20th).

It's a return to the established policy of combining trie of standard acts, an amateur contest winner, and the house regulars into 50 minutes on stage at the Tower this week. Show follows a few weeks of units and bands and had a goodly pace set for it in advance. This one holds its own nicely. own nicely

for it in advance. This one foolds its own nicely.

Yankoe Doodle Revels' was suggested as the title, with 'the 4th' coming as the closing day of the show's week, and girls are in the mood with a drum-beating, kneelitting number. Olympic Girls three-some opens the list of standard acts with acrobatic routine set in white bathing suits. They're adequate and rightly spotted.

Jackson and Nedra get off some better than average dancing, and Nedra adds to the act with her figure. They enter in a double routine, each takes a solo turn, and wind up together on pair of miniature steps. Lester Harding, resident me, contributes a baritone Say it' as his entry, confining himself to a single song in place of the duo he usually offers.

Harding then introduces Billy

offers.

Harding then introduces Billy Scars, 18-year old from Topeka. Kans., as the amateur discovery of the week and youngster proceed to the week and youngster the proceeding of the proceeding the worked on. Only doing a few minutes in his first pro appearance here. Mary Graham Minor's linegirls show themselves in a ballet number set to Tales of a Vienna Woods, and audience gave more than its usual response. One of the girls' best efforts.

Balance of show is taken over by

EARLE, WASH.

Washington, June 29.
Elleen Ritter, Four Fronks, John Gallus, Garfield Swift, Cylide Huger, Sixteen Ger Foster Grifts, Man Who Talked Too Much' (WB).

Combination of July 4 and war consciousness brings up heavily patriotic revue this week. Weekly community sing stunt uses six semi-patriotic standard ditties and finale including new tune by Ira Shuser, I'Ann An Amgrican. In latter, art I Ann An Amgrican. In latter, drill against elego while in latter, drill against elego while in the dames give appearance of ample bulk, three of the four acts are, male singles.

Royette Elleen Ritter launches setup with regular community-sing stunt, using 'Columbi ,' My Mary-stunt, using

STATE, N. Y.

Ray Kinney Orch (12) with Aloha Maids, Meymo Holt, Alfred Apaka; The Bricklayers, Buster Shaper with Oline & George George Givot; My Son, My Son (UA).

Shaper with Oline & George, George Goorge Go

flowmorat actus up to an mawanan version of an American jazz tune, the accent being on drums and a hom solo.

With that out of the way however, the band and its supporting quinted femmes, the Aloha Maide was the supporting the supporting of the supporting the supporting of supporting of the supporting all supporting of the supporting all supporting of the supporting all supporting of the supporting of the supporting of the supporting of the supporting all supporting of the su

is familiar by now but he have rely much more on gas to get need for a maximum acceleration of defense preparations is the major the drops into straight talk, expressing thanks and introing Kinney.

CORIENTAL, CHI

CORIENTAL, CHI

CORIENTAL, CHI

**Chicago, June 30.

**Larry Clinton Orch (15) with Helen Sothern, Barr and Estes, Valentine Vox and Ruth Denny, Anne of Windy Poplars' (RKO).

**Following a stay e.rlier this season in the Fainther Room of the local Hotel Sherman, where he scored at the wifeker, Clinton brings his band in the Painther Room of the local Hotel Sherman, where he scored at the wifeker, Clinton brings his band in the Painther Room of the local Hotel Sherman, where he scored at the wifeker, Clinton brings his band on the band in the Hotel New Yorker (N. Y.) for this greebooked date, interrupting its greebooked d

tandard in vaudeville and come through solidly. Male of the duo has a good comedy appearance and handles his dancing neatly. But he's trying to break into talking comedy and has far to go if he wants it to mean anything. Has a 1 t of gags, but must learn how to tell 'em. Femme is a near-looking dancer more than the same of the company of the company

APOLLO, N. Y.

Andy Kirk Orch (14): June Rich-mond, Pha Terrell, Vivian Harris, Hee & Lee, John Mason, Johnny Vigal, Novelle Trio: Flashe & Sunda, House Line; 'Half a Sinner' (U).

As usual at this Harlem heaven, the slage show runs about double the time. It should. Probably the customers think (hey're getting a bargain, but they'd have just as much entertainment, only better, it about 45' minutes were trimmed. Trouble isn't too many act; it's that the acts themselves rarely know when to stop. They go on and on the case of the comics, who mistake vulgarity for humor and then belabor a point until even a good joke becomes dull. Staging is stillskimpy, but better than usual.

After playing the show from the pit, Andy Kirk's orhestra is onstage for the latter and better portion of the saul visitor. Band has passable arrangements, a nice rhythm section, excellent pian ist in Mary Lou Williams and a sock addition in Floyd Smith, who evokes eloquent melody and weird effects from several different pian of the show are the Novelle Trio (New Acts) rashes and sunday the portion of the show are the Novelle Trio (New Acts) and a novelty opener by the house line. Novelles, white have an accordion offering, with clickish musically persented and the knowledge of when to leave Flashe and Sunda (New Acts) and a novelty opener by the house line. Novelles, white have an accordion offering with clickish musically persented and the knowledge of expressive bumps to

EMBASSY, N. Y. (NEWSREELS)

STRAND, N. Y.

Bob Crosby's Orch (15), with Doris Day, Rollo & Verna Pickert, Trixie, Three Sailors; The Man Who Talked Too Much' (WB), reviewed in Vaniery this week.

It's not often that the Strand comes up lame on its elevating pit, with contrasts this show's latinsh which contrasts this show's latinsh with part layout series of the weakness stems and tacks and that Bob Crosby's band lacks good that Bob Crosby's band lacks good, the maestro's singing is so sub-par that it can be taken as a gag.

maestro's singing is so sub-par that if can be taken as a gag.

Band's rather negative stage impression is all the more surprising in view of some of the excellent musicals in the crew, including Jess Stagy, blano; Ray Bauduc, drums; Eddie Miller, sax; Bob Haggart, bess, and Muggay Spanier, trumpet, Theres, some cash in the jamming trest of the musical output is more ballroom than theatre.

Crosby's femme vocalist is Doris Day. a Nell Brinkley blonde who's more attractive on sight than sound, She sings 'Shake Down the Stars,' Six Lessons From Mme, LaZonga' and 'Si Si' in fair fashion. Most important of all, however, is her nifty appearance. She might be a picture bet if looking as well through a lens as she does from the baleony.

Three variety turns make up the

bleture - pet : looking as wellbrough a lens as she does from the
balcony.

Three variety turns make up the
rest of the show, and in
sall are along novelty lines, there
rest is the length of the show and in
sall are along novelty lines, there
rest is the length of the length of the
Lew's Este on peared at nearby
Loew's Este on the length of the
Roll and Verna Pickert, mixed
team dancing on stills, are held to
three minutes and get over as well
as possible. The girl is a beaut and
both look very young.

The Three Sallors, standard
knockabout acro turn for years,
don't appear so often on Broadway,
any more, but apparently are just as
welcome as ever. Their screwball
combination of Sally Rand's
fan dancing. It's small-timey, lifetion up ahead via three bandsmen
doing an imitation of Sally Rand's
fan dancing. It's small-timey, lifeof-the-party stuff, with the boys
rolling up their trousers to the knees
and each manipulating a pair of
small fans.

Show clocks in 59 minutes; busi-

and each manipulating a pair of small fans.

Show clocks in 59 minutes; busi-ness only fair opening night. Scho.

CHICAGO, CHI

Chicago, June 29. Chicago, June 29.

Ceorge White's Scandals (37)
with Ella Logan, Ben Blue, Ross
Wyse, Jr. & Co. (2), Kim Loo Sisters (4), Knight Sisters (2), Christine Forsythe, Billy Reves, Craigtine Forsythe, Billy Reves, CraigKanthan (Par) tine Forsythe, Billy Reyes, Cra Matthews, 24 Girls, 'Safari' (Par)

With the exception of Willie and Eugene Howard and Ann Miller, this is practically the same show that played for \$3.30 at the legit Erlanger lust a few months ago. On that score alone the show figures as a neat enough bargain for the 75c. mob; but, in addition, there is sufficient entertainment and meat to keep the audience happy at all times. Most of the slow stuff from the legit version had been removed, the remainder being okay. Skitts and blackouts have been chopped to a single-o, which is sufficient.

It adds up now strictly as a regular vaude unit with the former \$3.30 as a country of the control of the former \$3.30 as a country with the former \$3.30 as country with the former \$3.30 as a country with their hand-to-hand adaggiowork, doing routines that are usually reserved for men. Ross Wyse, Ir, and his femme partner keel emover with their hand-to-hand adaggiowork, doing routines that are usually reserved for men. Ross Wyse, Ir, and his femme partner keel emover with their acrobatic hoke and knockabout. Wyse's falls are unmatched in vaudeville and he is steadily developing a comic approach that's surcefre. Gal, too, is a real asset and together they work up to clinch appeal. Kim Loo Sisten have been around, and they are still doing the control of the show today. Saltrady, His comedy, talk and general all-around juggling are standard. Christing Forsythe is doing the thorus of the show on opening day due to illness. He goes in on the show today. Saltrady, His comedy, talk and general all-around juggling are standard. Christing Forsythe is doing the thorus of the show on opening day due to illness. He goes in on the show today. Saltrady, His comedy, talk and general all-around juggling are standard. Christing Forsythe is doing the tand of the show today (Saltrady, His comedy, talk and general all-around juggling are standard. Christing for such scoke on the taxi-dancehall bit and the comedy was and they are stall agin, has a good knowledge of tap dancing but needs plenty of schooling in showmanship and deliv

(Continued on page 47)

B'way Up Slightly; 'La. Purchase' Great \$34,000, 'Night' Off, \$16,000

into income \$8,000 with house and how under some management oleay at that level and engagement, indefinite.

**Life With Father, Empire (34th week) (C.1095; \$3.30). Tops the straight plays and only variance is number of standees, rated at \$18,500; figured to easily top year's run. Louislane Purchase, Imperial (3th. week) (M-1,450; \$4.40). Sensational-draw with hordes of standees attending no other work of the straight plays and easily top year's run. Louislane Purchase, Imperial (3th. week) (M-1,450; \$4.40). Sensational-draw with hordes of standees attending no other arrival and gross again well over 3t4,000 and fine the standing of the standing

WOODS' 'GOOD BYE' FOR L. A.: 'PEOPLE' FIRM 5G

Los Angeles, July 2.
Two-thirds of town's legit is centered in the Hollywood sector, with the relighting (1) of Bl Coping Good by the Love, starring Joan Blondell, and 'Meet the People,' at the Playhouse. Latter added better than \$5,000 last week, with about three more stanzas to go. Jack Laughlin's Tattle Tales; continues at the Mayan, kept allive mostly by service charge ducats.

Biltmore starts its 1940-41 season July 18, when Gertrude Lawrence, hopping direct from New York, opens 10-day run in 'Skylark.'

Joan Blondell's 'Love.' \$6,000, Weak in Frisco

San Francisco, July 2.

Bay city didn't take, as expected, to 'Oscar Wilde,' which wound up second-final week with estimated \$1,000, at the Curran. Joan Blondell in 'Goodbye to Love,' at neighboring. Ceary, was a little better with approximately \$6,000 on simultaneous second-final stanza.

'Meet the People' bows into Geary July 22, with Gertrude Lawrence's 'Skylark' set for Curran July 29.

'Margin, 6½G, in B'klyn

Brooklyn, July 2. Clare Boothe's 'Margin For Ev-or' invaded the Brighton theatre

PROD., GETS' \$12,500

Louisville, July 2.

Estimates for Last Week Key. C (comedy), D. (drama), R (revue), M. (musical), F. (farce), O (operetta).

Dubarry Was a Lady, 46th St. (30th week) (M-1,375; \$4.40). More dayorable weather early in week made for strong attendance; slipped off last half, but takings topped previous week; \$20,500. Longest run musical remaining; is runner-up in matter of gross and may extend well into, next season; getting repeaters; quoted excellent \$24,500. Longest run musical remaining; is runner-up in matter of gross and may extend well into, next season; getting repeaters; quoted excellent \$24,500. The Firefly: Highlights quoted excellent \$24,500. The Fir mer operetta at Iroquois Amphitheatre, which being Second week of the six-week sum-ner operatta at Iroquois mer operetta at Iroquois Amphitheatre, which being pro-duced by the Shuberts, wound up with a near-capacity house Saturday (29) for. The Firefly, Highlights of the operetta were Alexander Gray, Bernice Claire, Jack Sheehan, Doug-las Leavitt, Hope Emerson, and the settings by Rollo Wayne. Several cuts were made in the original score, and 'Donkey Seronade,' from the M-G film, was interpolated.

M-G nim, was interpolated.

Weather was cool all week, but
did not deter patrons from filling
most of the seals. Threatened rain
did not materialize and no performances were fost. Estimated gross on
the week was about \$12,500. 'Anything Goes,' third week's bill, opened
Monday (1).

THEATRES EYED AT BROADWAY **'OUTPOSTS'**

Chances of legit activity in theatres adjacent to the razed elevated line at 53d and Broadway, New York, are being dicussed on the Main Stem. People show business with an eye to possible realty bargains are those concerned, being aware that the banks owning several theatres have indicated they are in the mood to receive offers.

to receive offers.

Banks have taken over nearly 50% of the legiters during the past 10 years through mortgage foreclosures. A realty upturn had been expected but no such development appears be in sight. Insiders state that the banks are tiring of charging off losses on theatres which are tenantless most of the time and are ready to unload.

Houses expected to change hands are the New Yorker and Adelphi, both on 54th street, and the Broadway, at 53d street. The Manhattan (formerly Hammerstein's) is also at the latter junction but is under lease to the Columbia Broadcasting System.

to the columns are accessing system.

Those considering making offers for the properties point out that all four houses are not far from 52d street where the Alvin is spotted. Latter is accepted as being the legit outpost on Broadway. It has ample capacity, while the theatres one and two blocks north have as many, if not more, seats.

Number of bank-owned theatres within the Times Square zone are being operated by managers under, a guarantee of fixed charges plus a percentage of the profits.

'Oscar Wilde' May Be A Revival for B'way

*Oscar Wilde' may be repeated or 'Oscar Wilde' may be repeated on Broadway next season. Play was presented at the Fulton, N.Y., in the fall of 1938 and scored a success, with Robert Morley, English actor, principally credited with the click. Wilde.' which was presented by Norman Marshall, was not sent to the road last season.

the road last season.

Gilbert Miller was principally concerned the presentation of Wilde, atthough his name was not mentioned in the billing. Marshall operaled the Gate theatre, London, where Victoria Regina' was first shown. He turned it over to Miller whose presentation over here, with Helen Hayes starred, played to sensational business at the Broadhurst, and on tour.

Brooklyn, July 2.

Clare Boothe's "Margin For Error" invaded the Brighton theatre and got approximately fine \$6,500

It is being held over another stanza. Management plans to follow with Molly Picon's 'Morning Star.'

Brooklyn, July 2.

Towring Out of Frisco
San Francisco, July 2.

Oscar Wilde,' with Laird Cregar in the title part, completed a two-week date here at the Curran.

Plans call for touring the west, with a Broadway showing later.

Strawhat Bookings

Fred Stone, 'Ah Wilderness,' Berkshire Playhouse, Stockbridge, Mass, July 8, Eric Linden, 'Another Language,' Maine Civic theatre, Portland, Me, July 8, Francis Lederer, Claudia Morgan, 'No Time for Comedy,' Maplewood theatre, 'Maplewood, N. J., July 8, Lenore Ulric 'Her Cardboard Lover' Cohasset, Mass, July 8, Constance Ulric 'Her Cardboard Lover' Cohasset, Mass, July 8, Constance Collier, 'Our Betters,' Bucks County playhouse, Skowhegan, Me, July 18, Constance Collier, 'Our Betters,' Bucks County playhouse, New Hope, Pa, July 18, Betty Hutton, Libby Holman, Ralph Holmes, 'The Greeks Had a Word for Il,' Marblehead, Mass, July 22

11 Minn. Mayors Pledge Help For Rotary Stock Co.

Minneapolis, July 2.
Responding to the invitation of Mayor George E. Leach of Minneapolis, mayors of 11 other Minnesota cities pledged themselves to aid organizing of their communities for support of a state-wide dramatic stock company. Troupe would be organized by Henry Adrian and produce locally seven. New York successes and tour the circuit with them.

Machinery is being set im motion to enlist sufficient subscribers to insure the venture. Each play would start in Minneapolis and St. Paul, then visit the other cities. They

start in Minneapolis and St. Paul, then visit the other cities. They would be presented at intervals of approximately one a month.

All the mayors agreed there is 'a large potential audience throughout the state which wants to see plays on the living stage.' Adrian hopes to bring a total of 17 towns into the fold.

'FATHER,' 14G HOLDS UP STRONGLY IN CHI

Tife with Father continues its bright pace in the Large season of the Continues its bright pace in the Large season of the Cottons coming through season with approximately \$14,000 and indicating plenty more staying power. Al Joison musical, 'Hold On To Your Hats,' has been put back to July 15 in the Grand Opera House, its opening coinciding with the getaway of the Democratic National Convention here.

Showmen Step Up War Relief; Havens for Kids

The American Theatre Wing of the Allied Relief Fund is stepping up its efforts to help war unfortunates. Heretofore women of the stage havebeen the principal participants, but a men's division of w.k. showmen has been formed.

been the principal parlicipants, but a men's division of w.k. showmen has so that the showness of the

Amherst, Mass., Sees Live Actors, And Actors See a Perfect Theatre

Amherst, Mass., July 2.
This staid New England village isn't easily ruffled. For more than 100 years it has echoed to the heli-raising of Amherst college studes and remained calm. It has had its local sensations and community crises, and outwardly it gave no sign. Like the picture of its patron, Baron Jeffrey Amherst, which adorns the sign outside handsome Lord Jeffrey Inn, it remained impassive.
But there was an intangible feeling of excitement in the air last week. Its currents rippled along the wide streets, across the shaded lawns and penetrated the sedate homes of these tough-crusted Yankees. And so on Monday night of last week (24) the citizenry defied the hisses of a June shower to assemble in Kirby Memorial theatre on the campus and see the first real actors to come here within memory. It was an occasion. The stars were Sylvia Sidney, gayer and much prettier than her links and led them to expect; her husband. Luther Adler, of that Group Theatre of which they'd heard, and several others familiar through appearances within motoring distance at Stockbridge. This was Broadway — Broadway and Hollywood—the real thing at last. Amherst wasn't going to miss it, and Amherst didn't miss it.

Afterward they talked it over in the won't-be-too-impressed manner of all audiences. Yet they liked it they agreed. Some thought the play, S. N. Behrman's "No Time for Comedy," was disappointing. New York critics had said pretty much liked it eacting and the actors. And atthough they wouldn't have ad-

the people of Amherst wouldn't have known about that. Anyway, they liked the acting and the actors. And although they wouldn't have ad-mitted it to a stranger, they liked the injection of life the company had given the town. They hoped it was going to bring business to their stores and restaurants and boarding-houselike inns. Yes. Amherst though it. Gest taxte of summer theatre was its first taste of summer theatre wa all right.

B. O. Good Despite Rain

all right.

B. O. Good Despite Rain

Considering that it was only the first week of a new venture, that it rained every night but Saturday, and that the war news and the broadcasts from the Republican convention were crimping theatre attendance everywhere, business was encouraging. Receipts for the opening week were several hundred dollars above expenses, audiences were pleased and word of the theatre was spreading over the rolling, wooded hills and through the neighboring towns, as customers from Northampton, Holyoke, Springfield and even Hartford proved.

But if the town liked the actors, the actors reveled in the town. They'd never, seen such a theatre. Nothing in New York could compare with it, they agreed. Its superbly-equipped stage, luxurious dressing rooms, well-planned workshop, ideally-built auditorium and perfect acoustics were a trouper's dream. They also found the village pretty and the townspeople surprisingly friendly. Only one flaw marred the stup; not by influence, bribery or cajolery could anyone obtain a bite to eat or a drink after midnight. For post-performance nourishment or tun, one had to go to one of the

ture dealings and guide the council

in regulating the managements.

As of Monday (1) there were 78 spots operating under Equity approval. Of these, 58 are Class A, seven are Class B, six Class B Modifield and seven under special con-cession. Expected there will be an-other half-dozen or so to post bond and thus obtain franchises.

Oconomowoe Sked

Ocenemowoe Sked

Chicago, July 2.

Thoda Cocroft, chief of the Coach
House: Theatre at Oconomowoc,
Wis, midwest's top-ranking summer
spot, has set the following weekly
production schedule for the summer
season which gets underway July
15. 'Get Ready to Live', by Sarah
Greenhill; 'East Lynne,' with a new
acting version by Thoda Cocroft;
'Summer Heat', by Everett Glass;
'As the Twig is Bent,' by Lillian
Beyon Thomas; 'Very Liberal Arts'
by Muriel Roy Bollon, and 'Sace
Crossing,' by Courtenay Savage.
These and five other plays are
eligible for the \$300 Marjorie Montgomery Ward Baker award.

Partners

Pa. Theatres Hit by Weather

Pa. Theatres Hit by Weather
Reading, Pa., July 2.
Three summer theatres are now operating in this locality, but business is hard hit by cold weather and intermittent rains.
Ruth Chatterton is in Noel Coward's 'Private Lives' at Kenley's.
Deer Lake theatre, near Orwigsburg. At Green Hills Lake, in a converted barn, 'High Tor' being staged by S. Wesley McKee. The Brandywiners, of Wilmington, Del., boasting a cast of 125 people, will do 'Pirates of Penzance' July 25-27.

Strawhat Tryouts

(This Week)
(Opened Monday (1), unless otherwise noted)
'Mr, and Mrs. North, Owen Davis adaptation of stories by Richard and Frances Lockridge, at Lakewood theatre, Skowhegan, Me.
'Maseppa, by H. M. Milner, at County theatre, Suffern, N. Y. (opened last week).
'Two Weeks with Pay,' revue assembled by Ted Fetter and Richard Lewine, at Ridgeway theatre, White Plains, N. Y. (opened last week).

(Next Week)
(Opening July 8, unless otherwise noted)
'Four Cheers for Mother, by Philip Dunning and L. G. Lighton, at Red Barn theatre, Locust Valley, L. L. 'Cafeteria,' by Leyla Georgie, at County theatre, Suffern, N. Y. 'Our Girls,' by Conrad Seiler, at Starlight theatre, Pawling, N. Y.

'RIO RITA' CLICKS IN ST. LOUIS DEBUT

ideally-built auditorium and perfect acoustics were a trouper's dream. They also found the village pretty and the townspeople surprisingly friendly. Only one flaw marred the setup; not by influence, bribery or cajolery could anyone obtain a bite to eat or a drink after midnight. For post-performance nourishment or fun, one had to go to one of the nearby hamlets.

This week manager Harold J. Kennedy is presenting Edward Everett Horton in 'Springtime for Henry next week Tallulah Bankhead in The Second Mrs. Tanquerary' the following week Jane Cowl in 'Captain Brassbound's Conversion.'

Equity Gathering Data

With strawhats steadily increasing in number and importance, Equity is extending its watchful eye in their direction, gathering data for future guidance and preparing to deal with violations of its rules. The association's council, disturbed at recurring instances of members appearing in unlicensed establishments, is making ready to discipline such infractions of the regulations. The organization is also compiling facts and figures, to an extendive on the subject, is keeping a record of every contract, engagement, the salary involved and any other perfinent information. Come the season's end, the association will have a mass of statistics which it hopes, will help the members in full hopes will help the members in full hopes.

War's After Effects

In a scholarly essay on the status of the drama in relation to democracy and the effect of the war upon both, Brooks Atkinson in the Sun48y (30) N. T Times wrote in part:

To the vast majority of playgoers the theatre is part of the amusement industry. By wil, humor and showmanship the theatre, when it
is lucky, gives playgoers a good time. There is no reason why that
cheerful function of the theatre should ever change. Non need it be
contemptuously dismissed as an escapist retreat from maturity.

It is logical to expect that in time our drama will be enormously
affected by the fall of France. . . None of the other victims of conquest, heart-breaking though they may be, has -cracked the structure
of democratic thought quite so deeply, as this quick collapse of a great
and venerated nation.

The democratic way of life is primarily cultural; the drama is one of
the active forces in culture. From now on there will be need of
dramatists with imagination and creative ideals. In Germany, Italy and
Russia the creative drama has long been dead. That may not seem like
a matter of enormous importance during the chaotic fury of wartime,
but it is a symptom of the cultural death that democracy cannot
survive.

'Grass' Folds; Chorus Burns At Ilka Chase for Nixing Wage Cut

Summer's major disappointment came Saturday (29) with the sudden suspension of 'Keep Off the Grass', Shubert - produced revue at the Broadhurst, N. Y., at the end of the revue's sixth week. It was reported that the maragement, in announcing that 'Grass' would resume about the middle of August, figured to duck possible red operation during July, rated the dullest month for theatres, Now it appears 'grass' may not sprout anew next month.

Early this week some reports were

Now it appears 'grass' may not sprout anew next month.

Early this week some reports were to the effect that 'Grass' is not 'certain of resumption. Also said that the management is seeking to contact. Maurice Chevalier, in France, with an offer to join the cast.

An attempt was made to keep-the show open through summer, the management proposing a salary cut. After some difficulty precipitated by two objecting principals, the slice was virtually set and then came the sudden order to shut down. Company went before Equity's cuts board, where it developed that Ilka Chase and Larry Adler, harmonica specialist, refused to accept-a cut in any form. A reduction of one-third of all principals' salaries, was originally planned, which would have dropped the pay-oll \$2,200 weekly, the management later agreeing to a 25% clip.

Our Press

Understood that Jinmy Durante of the Bellers between the payers.

Okay Press
Understood that Jimmy Durante and Ray Bolger; show's top names, had previously cut their salaries considerably. 'Grass' drew a favorable press, but soon after opening business became top-heavy, attendance being light on the lower floor. Gross had been improving, however, and the closing order was all the more bitter to the company. Miss Chase was made the butt of the folding by the choristers, who had aided her in Red Cross work. The girls purchased yarn at her suggestion and devoted their spare time (Continued on page 44)

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New Suit for \$100,000

Vs. Shuberts in Boston

On Ticket Manipulations

New Suit of \$100,000

Vs. Shuberts in Boston

On Ticket Manipulations

A \$100,000 damage suit, has been brought. Suffolk County superior court against the Shuberts ombinations from restaining trade and conspiring to control prices. Named defendants are the Shubert Holding Co., Herrick's, Inc., Boston Plymouth theatre, Inc., Select Theatres Corp. and Martha Levy.

Current suit is the second action instituted since the Shuberts gained control of the Herrick ticket agency and irked other ticket; brokers, by laking first choice of seals for productions playing Shubert houses. Practice of reselling itckets to other agencies at 25c per ticket premium was especially annoying. Miss Levy, is in charge of the Herrick's office here.

This suit is brought for jury trial, while another suit field last fall in equity has been pending, but has not progressed since briefs were field. Murphy and four other local ticket agents were plaintiffs and the same defendants were named in the case.

Claim of Pauline Lord in the mat Claim of Pauline Lord in the matter of her appearance in 'Suspect,' which closed at the Playhouse, N. Y., after a brief engagement during spring, was settled by arbitration. Actress claimed \$300 which was cut from her salary, contending that the slice was to apply only if the play extended for two weeks, starting from the date, of reduction. She was awarded one-half of the claim. Arbitrators ruled that both she and the management had been lax in making the deal. Play originated on the Coast.

B'WAY B.O. HAS **SLIGHT PICKUP**

There was an upturn on Broadway

There was an upturn on Broadway the early half of last week, with cool weather a factor. Although attendance dipped during the final days, there were gross gains for some shows. Current week started with a continued weather break, but managers anticipate a drop in business, which is traditional over the Fourth of July (Thursday).

Betterment was not credited to a visitor influx; for up to date hotel occupancy away under normal. Insiders say that midtown hotels are housing 50% fewer guests than last summer at this time, when capacity, was registered by the best patronized spots. One popular hostelry claimed 72% occupancy late last week, but another was 52%. None was capacity.

Potential if not actual legit show patronage has come from expatriates, now back on this side because of the war. Revealed by the social register that 700 families have been repatriated, such names appearing in the book recently issued. As they are persons of means, it is assumed they are theater-goers. Most of the returned socialities residing on Long Island.

There are 11 shows remaining on Broadway, two less than the same

Long Island.

There are 11 shows remaining on Broadway, two less than the same week last season, and 10 of the present list should survive the summer. No new attractions are due until September, but two musicals, 'Higher and 'Higher' and 'Keep Off the Grass,' which suspended, are supposed to relight during August. Latter, however, may not.

Refugee Players Find Going Tough; Resort Tour Falls Through

Refugee players who appeared in Reunion in New York at the Little, N. Y., last winter are laying off and represented in financial distress. There were two plans for appearances through the summer, but neither materialized. Troupe was slated for summer hotel dates, but failed to accept offers by the May I deadline. They held off because of the promise of regular theatre bookings in Boston and Philadelphia, but neither date was consummated.

Most of the refugees are from Vienna. Their first appearance was at the Music Box last summer, backing coming from people of the theatre. The revue at the Little was financed by business people, said to be of the garment center. Both attractions ended in the red.

Sara Allgood, Preminger Win Equity Concessions

Two alien actors won concessions for appearances summer stock from Equity's council last week. They are Otto Preminger, actor-director, and Sara Allgood, formerly of the Irish Players. They will respectively appear. Margin for Error' and Shadow and Substance. Equity rules bar non-citizen players from stock either summer outfits or regular companies. But the regulation is virtually inoperative in the latter field, which has 'narrowed down to a few scattered outfits. There are however more than 80 summer stocks in action or about to start, and the total may top. 100.

Explained that the exceptions were made in the ases of Miss Allgood and Preminger because they are appearing in the same parts originated by them, and there is, provision in the rules for such appearances. Both stock showings are for one week. Two alien actors won concessions

Earnings Shown By 'Du Barry', 'Louisiana Purchase' Point Up **Quick Profits in Click Musicals**

Fast Routing

Teddy Hart, the sawed off comic last seen 'See My Lawyer,' wanted to know how he could break a jump from Peekskill, N. Y., to Mt. Kiseo nearby. Harry Frazee, program director for CBS, who queried on the matter, replied: 'Just jump!'

'JUBILEE' STAFF **CUT TO BONE** IN SHAKEUP

Shakeup at the World's Fair American Jubilee' has virtually denuded the front of the house staff. The let-outs are in line with orders from Harvey D. Gibson to bring about general economies. They extend to other departments, but the slicing at the Fair's own major show concession are regarded as unduly excessive and may hamper the handling of Jubilee'. Only Nick Holde, general manager, remains of the staff.

Orders were to cut \$1000 models.

general manager, remains of the staff.

Orders were to cut \$1,000 weekly from the front of the house and resulted in summary dismissal of Holde's assistants, John Tuerk and Mike Cavanugh, also Carl (Doc) Hunt, who handled the visiting press, and Charles Washburn, show's press, agent. All were dropped without notice, but demanded and got one week's pay. According to estimates by showmen along the Great White Way, Jubilee' is in the operating red around \$100,000. It cost \$480,000 to construct and produce. Weather is mostly blamed for the offish attendance at the calvacade; which drew raves in the press. Rain has fallen at some time every other day since the Fair opened May 11.

Dismissals were made at the stance of Joseph Upchurch, unknown in show circles. He was formerly, with the Federal Housing Commission in Baltimore. Fair headquarters credits him with the typical American family' idea as a draw and Upchurch is supposed to be a 'promotional director.'

STAGE RELIEF FUND'S \$29.463 TAKE IN '40-41

The Stage Relief Fund, which has completed its eighth season, will be extended through the 1940-41 period. For the season just ended, 14 legit performances, were given in aid of the Fund. Total bo, was \$28,531 and the sale of programs netted \$932. It was the second best showing since the Fund was organized. Money advanced to players is regarded by recipients to be loans rather than outright donations and a fair amount, of repayments have been made by

outright donations and a fair amount of repsyments have been made by those who went off relief. It's indicated there will be more charity moves for stage relief rural summer theatres than heretofore. At least one summer spot will hold a benefit for the Stage Relief rund and collections will again be made at intermissions for the Actors Fund in many of the hideaways. Most unusual announcement from the strawhats comes from Walter Armitage, who is conducting the Country theatre, Suffern, N. Y. All net proceeds during the 11-week season will be donated to the Allied Relief Fund, he declares.

'Zero Hour' Tries Coast

Hollywood Theatre Alliance, acquired 'Zero Hour,' a new stage play by George Sklar and Albert Maltz, to follow 'Meet, the People,' currently in its seventh month at the Hollywood Playhouse.

How quickly click musical comedies can recapture production outlays is indicated by the earning capacity of Loutsiana Purchase, Imperial, N. Y., and 'Du Barry Was a Lady, '46th Street. At its present gait, 'Purchase' will be on the right side of the ledger by the end of August or early September, meaning it will be out of the red in 11 or 12 weeks after its Broadway debut. Du Barry,' now in its 31st week, won back its production cost 15 weeks.

Du Barry, now in its 31st week, won back its production cost 15 weeks.

Purchase, which drew an operating profit from its initial week out of town, cost approximately \$88,000.

Du Barry, had about the same budget, but the Imperial can gross more than the 46th Street. Formerly, when production was innore lavish and musicals had ticket scales at \$5.50 and \$6.60 top, the cost of musical presentations ran more than double that of either "Purchase" Du Barry, are 150.

Purchase, and Du Barry are presented by B. G. (Buddy) De Sylva, being his first managerial efforts. Latter show is said to be wholly his, while the former, which has an Irving Berlin score, has the composer as a 50-50 partner. Purchase, which has been topping. Broackway since opening, bettered \$34,000 last week, said to be a house record. Standees were the rule at all. performances, their being 87 on the hoof at last Wednesday's (26) maxinees and 90 that evening.

It was figured that the turnaway at Purchase, would help other musicals, but the suspension of Higher and Higher and Kieper and Eigher and Siener and 90 that evening.

It was figured that the turnavay at Purchase, would help other musicals, but the suspension of Higher and Higher and Keep off the Gress' followed. It's now expected that these closings will benefit the balance of the skimpy summer bill of fare.

ance of the skimpy summer bill of fare.

Hellzapoppin, still turning excellent profits at the Winter Garden, is reddied with getting back its investment faster than any musical on necord. That was made possible because it cost less than any other successful revue ever staged. Settings and some costumes came out of the Shubert storehouse, having originated in at least half a dozen previous attractions. Show was dolled up during the winter and is currently billed the 'New Hellzapoppin.

Desense Fund Tax Won't Affect Legit; Brokers to Pay 11%

Admission provisions of the Government's defense fund tax will not materially affect legit shows, most tickets for the drama having been subject to a 10% levy since the first World War. When the tax ceiling was drooped to 40c some vears ago, tax free balcony admissions at that level were started by managements of some low-cost shows.

level were started by managements of some low-cost shows.

Tickets so priced now also come under the new law, which started Monday (1) and which affixes a 10% levy on all admissions of 21c or more. Instead of collecting 44c, however, the rate has been lifted to 5cb by the few attractions which were using the 40-centers. Under this boost the Government will collect 5c and an extra nickel goes to the management.

Wrinkle in the new regulations calls for the collection of 11% on ticket agency premiums. Instead of 8c being due on each ticket sold at 75c more than the bexoffice price, on extra cent will be payable, while for tickets sold at 50c premium 6c instead of 5c will apply. As there generics in only two or three cities, the additional levy is expected to be picayune. The customer pays 10% on the full amount charged, but under the law the broker must pay the extra 1% on the premium.

Norton Still In Hospital

**Zero Hour Tries Coast Hollywood, July 2. Hollywood Theatre Alliance actived Zero Hour, a new stage play 30 George Sklar and Albert Maltz. Patient has a room with a view, 36 follow Meet the People, current-yold Playhouse. Patient has a room with a view, 36 for privileges, but has been too ill to take advantage of that Norton, however, started a gag about Herman among the nurses; also suggested a revue skit with everybody showing their operations.

Group had already announced a race track play called 'Bangtails.' **EQUITY - LEAGUE** RENEWAL

HELD UP

Boyar's 'World'

The Boyar Associates, new legit production group, have chosen a sec-ond play for fall presentation. It is 'World of Their Own,' by Gabriel R. (Roy) Walling. Author is a former actor who has been a play broker

Equity's basic agreement with the nanagers, which carries with it an ccord between the League of New York Theatres and the association on the ticket code, will expire Sept. 1. but as yet neither body has considered extension of the pact. Indirated that some Equity leaders favor retaining the code; although others have viewed ticket control as rather outside the ken of actors' activities.

Strawhat Reviews

POET'S CORNER

Skrowhegan, Me, June 29.

omedy in three acts by Vincent Price; scarled by Lakewood Players; stuned by June 29.

ivilie Surker, settings, Charles retrings, on 24-29 1049, \$1.00 top.

y Morthner Meanway Mana Manay Manay William Stabile Company on the Manay Ma Miss Royles Laura Wording

Actor-written offering registers as weak and amateurish, yet made fairly tolerable summer-theatre fare by Lakewood's usual smart staging and

ly tolerable summer-theatre lare by Lakewood's usual smart staging and several good performances. Play won't go any further, however.

Plot emerges as misty and diffusively talky, which be seemingly distributed by the seeming that the seeming the seeming that the seeming the seemin

tivited by nothing more protound than a bout of nerves.

The author injects novel elements into the familiar proceedings to the familiar proceedings to the familiar proceedings of the proceedings of the proceeding to the proceeding to the son instead of the mater with the weak ticker. Additional note of novelty is turnished by author-actor Price singling out a slim, rather unnecessary role for himself—that of the poets Greenwich Village roommate.

Ann. Mason's mother role is the standout acting job, with the other femme cast members failing to rise above the handicaps of their material. Davis, Jr.'s youth'ul mannersisms are likeable, but another winer in Hollywood doesn't seem to have supplied the vocal variety that he has lacked in the past Frank Wilcox (the father) makes an imperior to the price of the process of the process of the father makes an imperior in Hollywood doesn't seem to have supplied the vocal variety that challed the process of the process of the father of the process of the pro

Two sets by Charles Perkins are well designed and executed. Melville Burke's direction is up to usual standard.

Dono.

MR. and MRS. NORTH

Skowhegan, Me., July 1.
Comedy by Owen Davis, based on stories
by Richard and Frances Lockridge; presenied at Lakewood theatre. Skowhegan,
Me. July 1, 1940. Features Joyce Arling,
Albert Hackett and Vincent Price.

Attempted repeat of a Life With Attempted repeat of a Tife With Father, formula, with characters from the Lockridge stories in the New Yorker mag, registers as dubious for Broadway in its present form. Childless title couple, while the Clare ce Days, hold interest as played by Joyce Arling and Albert Hackett, but proceedings soon become corny whodunit.

come corny whodunit.
gated to the background, while collegiste policeman Vincent Price undivertingly takes over. Mystery of
who killed stranger found in couple's
apartment is solved after hard-to-



EDDIE

Mgt.: WM. KENT 1776 B'way, New York

follow technical clues mufled over ad infinitum.
Most serious casualty is the initial charm of Lockridges characters. Needs thorough overhauling by a lighter hand, which might put criminological elements on more definitely concern and the control of the control

Captain Brassbound's Conversion

Warren P. Munsell, Jr., presents, Jan. Cowl., wills. Arthur Margetson and Cowl. wills. Arthur Margetson and Cell Humphreeys, in the George Bevand Shaw revival. Directed by Harry Ellerter, settlines McCarter theatre, Princeton, N. J., July 1, 100. McCarter theatre Princeton, N. J., way1940.
Lealle Rankin.
Elsie Rynkins.
Falk Drinkwater.
Falk Howard Halaim.
Falk Howard Halaim.
Falk Haward Marcaton
Guntain Brassiound.
Falk Marcaton
Guntain Brassiound.
Falk Marcaton
Guntain Brassiound.
Falk Halaim.
Falk Johnson Chartes
Osman Zachary Scot
Sidi et Assit Lou Polar
Call of Kintari Bran Nosser
Petty Officer Zachary Scot
Capt, Hamilin Kearney, Hobert B. Williams

With Jane Cowl on hand to inaugurate her initial tour of the strawhat circuits and Iend added glamour to the occasion, Princeton's summer theatre was launched last night (Monday) at the McCarter with the same exacting standards that prevail during the winter season. As a curtain-raiser, producer Warren P. Munsell, Jr., son of the Theatre Guild's business manager and former producer of the County Playhouse a Westpoct and Princeton playhouses.

Theatre Guild's business manager and former producer of the County Playhouse a Westpoct and Princeton playhouses.

Theatre Guild is understood to be interested in this G. B. Shaw vehicle with prospect of starring Miss Cowl in the Broadway in the fall. Thanks to a third act that gives miss Cowl ample opportunities, resurrection of the carly Shaw opus bids fair to brighten many a summer evening in the one-week strawhat stands. There is considerable doubt, however, whether Conversion' will stand up as Broadway fare at this late date, when international incidents are a dime a dozen.

Not in years has Miss Cowl appeared in anything as amusing as the With Jane Cowl on hand to in-

sion' will stand up as Broadway fare at this late date, when international incidents are a dime a dozen.

Not in years hae Miss Cowl appeared and the late of the standard and the play will gain added lustre as the season fine form opening night and undubtedly both she and the play will gain added lustre as the season progresses. Few of the summer theatres, however, will be able to give it the production that it is enjoying this week. Measured by the standards of the average converted barn that makes up the summer circuit, it would be unfair to classify the McCarter, with its excellent stage equipment, as a strictly summer theatre. More than a dozen stage that the standards curing the past season. Playhouse during the past season. Shayhouse during the past season. Conversion holds up better than would be expected, despite the rather first two stagnant acts that make for better library material. Miss Cowl at all times is the center of attraction as Lady Cicely Waynefeet, whose excursion into the Moorish hills with Sir Howard Hallam (Cecil Humphreys) creates a situation that extends around the globe. The supporting cast, particularly Humphreys, is excellent Arthur Margetson, as the piratical convincing, as are Thomas Hastings, Charles Newman and Hale Norcross.

JIMMY SAVO

Series of sketches in monolog by and with Jimmy Savo; presented and devised by Savo; Sour, Rodgers and latt: at the Oguda of Daylouse, Ogunquit, Me., opening June 21.

Jimmy Savo's first strawhat try is

Jimmy Savo's first strawhat try is diversified program of vaude sketches with familiar, alternately trasgio-comic manners, resulting in mild cowbarn evening. For soloing, revue, as it stands, will find it embarrassing on Broadway.

Thirteen sections, with prolog and epilog, should be pruned considerably. In present form and length, show brings home that Savo needs direction and backing of large company for proper showcasing.

Several numbers, notably the Swedish, and 'Childhood', both comic, sock over, but serious themes are handled clumsity. Song by Rodgers and Hart for one of latter failed for the opening to arrive, and substitution of pop balled in midst of heavy characterization had sad results. Reliance on ponderous props althougt funcer against bookings, although the series sole atture for production.

First nighters braved frigid temperature of unheated theatre to sit through to end, which may have more significance than the aforementioned analysis.

Current Road Shows

(Week of July 1)

"Goodbye to Love" (Joan Blondell)

El Capitan, Hollywood.
"Hold On to Your Hais" (Al Joison, Martha Raye, Ruby Keeler)—
Cass, Detroit (1-6); Grand Opera
House Chicago (7) House, Chicago (7).

'Life With Father' - Blackstone,

'Meet the People'-Playhouse, Hol-

Play Out of Town

Hold On to Your Hats

d Du d Dudet, iheriff. Fernando. Lone Rider. Radio Announcer 'Shop' Martin, 'Old Man' Hawk Lew Mo.
Arnold Mo.
Arnold Mo.
Arnold Joison
John Randolph
Joe Stoner
Marty Drake
Bert Gordon
(The Ind Russialer
Russialer Ruby Keele
Sid Cass
William Kuliam
Jinx Falkenbur
Frank Vass
Virginia Vass
Emily Vass
Saily Vass
Marty Drake
Lou Stoner
Joe Stoner
Margie Greene
Anita Jakobi
Jris Wayne Luis Pedro.... Rita.... Jris Wayne Janis Williams

When Al Jolson came out at the conclusion of the 'Hold On to Your Hats' preem and apologized for the spottiness of his \$100,000 investment it was just a dramatic gesture. For-given by then was the spottiness in the conquest by personality, pleasant music and as lavishly dressed a show to come along in moons. Jolson knows he has something including more hard work.

more hard work.

The personalities which triumph
over a plot watery as consomme
even for a nusical, are his and effervescent Martha Raye's, not ignoring
the specialty contributions of the
Radio Aces, Gil Lamb and Bert Gor-

Radio Aces, Gil Lamb and Bert Gordon.

Detroit, home of "The Lone Ranger, thew the opening of a story shout "The Lone Rider," gur-styr shout "The Lone Rider," gur-styr shout "The Lone Rider," gur-styr adio hero sucked into the real wild west. It starts brightly, with a radio hero sucked into the real wild west. It starts brightly, with a radio his scene, but thins out for most of the first act, coming back in the second stanza. Jolson, back after nine years off the boards, picks up where he left off. The old verve is still there and plenty of tunes are down his alley, Walkin' Along Mindin' My Business,' 'Don't Let. It Get You Down,' Would You Be So Kindly' and 'There's a Great Day Coming, after midnight at the opening, he's madelianes. Mass Raye lends plenty with songs, dancing and horseplay to elbow right up next to him for attention. Some of their spark and fire may eventually transfer to Ruby Keeler and Jack Whiting, who dance prettily, but aren't co-ing through strong enough in the romantic byplay.

With good music, comedy verging well into the blue, and costuming that

strong enough in the rolliants by play.

With good music, comedy verging well into the blue, and costuming that brings an audible gasp and even applause, this should shape up in a hurry into the hit class. It's still plenty rough, but has the elements which should knit together in the two weeks here to make another Jolson hit in Chicago and New York. The way was to the plot, with its party waster of the plot in the first party was the plot of the plot in the first plot in the first plot in the first plot in the first plot in the plot in the first plot in the first play the play was the play was

Armstrong Voted Prexy Of Masquers On Coast

Hollywood, July 2. Hollywood, July 2.

Robert Armstrong won the presidency of the Masquers in a photo finish with Edward Arnold. Alan Mowbray became vice president; Stanley Tajon, secretary; Howard Henshey, treasurer; Joe E. Brown, recording secretary, and Frank Campeaux, librarian.

peaux, librarian.
New directors.
New directors consists of Harry
Joe Brown, William B. Davidson,
James Normanly, Joseph Ratliff, Ben
Shipman, Clay Clement, Charles
Middleton, Russell Hicks, Gus Glassmire, John Sheehan, Frank Flynn,
Ernest Hillstard, William Dunn, Berton Churchill and David Thompson,
term.

Inside Stuff—Legit

Marta Eggert, who withdrew from 'Higher and Higher' before it suspended at the Shubert, N. Y., until Aug. 5, left the cast, in which she was starred, to accompany her husband, Jan Kiepura, Polish tenor, to South America. They signed a joint contract for appearances there before she entered the Dwight Deere Wiman musical. During the season Kiepura gave 32 concerts, net receipts of 22 going for Polish relief.

Marie Nash, who replaced Miss Eggert, will appear in the same part when 'Higher' relights. She will be featured along with Lief Erickson and Lee Dixon if the latter returns to the show. Jack Haley and Shirley Ross will co-star.

Wiman's office remains open, staff being on a way's best when the contract of the short of the contract of the

Wiman's office remains open, staff being on a year's basts, which is un-usual in show business. Boxoftice at the Shubert offers tickets for August performances and reports some sales are being made.

Discussions by Congressional committeemen, which ended with the provision to aid unemployed actors being stricken from the relief bill, developed opposed arguments, especially from western legislators. One of the latter declared that if the committee insisted on making special classification for actors, he would insist on similar consideration for other classes of persons in need, traveling salesmen for instance.

Argument of the opposition was that actors should not be singled out, any more than others who, due to lack of their usual occupations, went on the relief payrolls by doing other kind of work.

The Shuberts are moving their New York scenic studios and property rooms from West 47th street to another plant on the west side. New site is on 32th street and was occupied for a long time by Millard France & Sons. Latter firm has not figured in production for some years. The Shuberts also have a warehouse in Greenwich Village but may switch to the 38th street spot.

berts also have a warenouse in Greenwin vinese common state state.

The property is owned by F. M. O'Connor, who leased it to the Shuberts for five years. He was formerly general manager for Laura Wilck, agent, and also a company manager.

While Moss Hart and George S. Kaufman are finishing up a straight play, Hart is also intensively masterminding a 'new type musical,' as he calls it, which he is authoring with Kurt Weill (music). It embraces sundry new departures in stage technique from scenery (not projected, but something akin to it) unto writing. In the latter respect, Hart says it emphasizes the usage of lyrics to motivate the story, and depart from the accepted standard of musicomedy technique. Its Gershwin doing the lyrics.

The Irving Berlins moved into their new retreat in the Catskills over the weekend. He will commute to Broadway a couple of days a week, but will concentrate on tunesmithing his new Broadway musical, having set back a 20th-Fox filmusical commitment until winter. Show may have the Playwrights Co. member-directors (Sherwood, Rice, Behrman, et al.) doing the skits to Berlin's music, produced by the Playwrights. Idea is a satirical revue.

A sneak thief entered the dressing rooms of male players in 'Separate Rooms,' Plymouth, N. Y., on a recent Saturday afternoon after they had been paid off and removed the coin from the various pockets, Only one not nicked was Edward Dorsey, who had his coin with him on stage. But two days later, upon returning to his home, Dorsey found the apartment had been ransacked.

Al Hyde, Broadway bexoffice treasurer, has returned to New York after being seriously ill in Cleveland. He had gone there to take a position but was struck by an auto near the railroad station upon arrival. A compound leg fracture sent him to the hospital for two months.

Legit Cues

Jimmy Gleason may return to Broadway as a director-producer (not actor) with Nice Weather We're Having, coauthored by him and Jerry Horwin.

Carl and Mrs. Fisher (Mary Mason) and the Walter Wagners, clippered back from Bermuda.

Charles K. Gordon has a play (from the French) primed for Broad-way production.

way production.

Brenda Forbes mentioned as replacement for Ilka Chase in the
scheduled reopening of Keep Off the
Grass in August.

Linda Lee understudying in
Louisiana Purchase. She was
vocalist on the Bob Ripley radio
show, and, with Virginia Campbell,
did a sister act in the legit 'Medicine
Show.'

Hume Cronyn in N. Y. for few days last week from Skowhegan,

Me.

Gladys Hurlbut writing a new play,
this one a serious drama, at her summer home at Woodstock, N. Y.

Carol Bruce, featured in 'Louisiana Purchase,' is promised a stellar
role by Buddy de Sylva in his next
Broadway musical.

'Grass' Folds

Continued from page 43_

ter.

Durante may go to Hollywood during the layoff, having received a film bid. He also has nitery offers from the middlewest. Closing of 'Grass' is the second musical to suspend this summer, 'Higher and Higher' having left the list two weeks previously, and is dated to relight at the Shubert Aug. 5. Managements of both shows discounted the chances of business from World's Fair visitors and the ending of the school term.

Central City Festival, With 'Bartered Bride', To Run Three Weeks

Central City, Okla., July 2.

This little mining town is once more busy with final rehearsals for the opening of the Ninth Annual Play Festival, July 6-27. Because of the success of last year's festival, Frank St. Leger, producer and director, and Felix Brentano, stage director, and Felix Brentano, stage director, and region friedrich Smetana's comic opera of old Bohemia, 'The Bartered Bride'. Last year's Licey and Brentano presented tomore than 13,000 "The Yoeman of the Guard,' and with thousands turned away at the boxoffice the play festival will run three woeks this year—a week longer than last year.

Metropolitan Opera stars carry the

a week longer than last year.

Metropolitan Opera stars carry the
principal parts in 'Bartered Bride.'
For the first time a native Coloradan,
Josephine Antoine, coloraturo soprana of the Met, will have the
femme lead role. John Carter, also
of the Met, has the male lead.
Others of prominence in the cast are
Norman Cordon, bass-baritone; Louis
D'Angelo, bass-baritone; Louise
D'Angelo, bass-baritone; Louise
D'Angelo, soprano; Philip Duey,
baritone; Helen Olheim, contralto;
George Raselt, tenor, and Thelma
Votipka, soprano. Most of the chorus
has been picked locally.
Central City has other attractions.

Votipka, soprano. Most of the chorus has been picked locally.

Central City has other attractions. The Teller house, historic four-story hotel (without an elevator), the old mines, the McFarlane foundry, ancient saloons: along steep Eureka Street, donkey carts, pioneer dancing in the old livery stables, the placer diggings, the Glory Hole-all these make Central City the principal tourist attraction in the state. The Teller- House Night Club, will be open on Thursday and Saturday nights during the festival and will feature Frances Maddux.

The old opera house, where Bartered Bride' will be given is 62 years old and is maintained in nearly its original condition. Seats are still old hickory kitchen chairs, the same as when the house opened. Several Denver merchants guarantee the festival against losses.

Broadway

Barney Klawans returned from fishing trip.
Jean Durante arrived from Hollywood mass Greenthal back after five weeks on the Coast.
Lady Mend! Elsie de Wolfe clippered in from Lisbon.
The Eddie Josephs in town, the busiest of Hollywoodians.
Wallace Munro had cataract removed from eye, His wife is seriously ill.

l Republic tossed a cocktail party or Ona Munson Monday afternoon

for Ona Munson Mac.

(1).

Louis Armstrong and Ethel Waters follow Orrin Tucker into the Para-

Louis Armstrong and Ethet Waters follow Ornin Tucker into the Paramount.

Eyelyn Dick, Music Hall publicist taking couple weeks off at her home to the property of the propert

hours.
Roy Davis was inadvertently re-ferred to as Roy Evans in the review of the Hippodrome, Baltimore, last week.

of the Hippodrome, Baltimore, last week.

Barbara ('Snoony') Blair back from Europe where the former radio comedienne had been sojourning for some time.

History Friedman, Hollywood newspaperman, making a swing of the New England strawhats by motor.

Fred Schaeffer, head of RKO's pressbook department, headed for Permaquid, Me., for lobster fishing during vacation accompanied by the missus.

missus.

Laurence Beilinson, Screen Actors Guild attorney, east for brief business trip. Says it's a private case, but confabbing with execs of other

unions.
Julian T. Abeles, copyright attorncy, smashed his finger in the door of his car, second time such accident occurred within the past couple months.

months,
Emique Baez, United Artists manager in Brazil, in New York for homeoffice huddles, left Friday (28) for his headquarters Rio de

Janeiro.

Sammy Weisbord, of the William Morris office, to the Coast for several weeks on a couple of deals and his periodic visit. Due back in about a mouth.

Booth.

a month.

Brock Pemberton fagged out after attending Republican conclave in Philly. So hot in Convention Hall that television lights were turned off

at times.

Leonard L. Levinson, co-author with Don Quinn of the Fibber McGee and Milly radio show, coming to N.Y. with his tamily July 10 for vacation.

vacation.

Forthcoming tour by Leopold Stockowski and his musicians through Latin-America has inspired a film story currently being offered several major studios.

Latin-America has inspired a film story currently being offered several major studios.

Surprise popularity of the late Douglas Fairbanks productions, at the Museum of Modern Art since May 1, has prompted Museum officials to extend the series another month.

Raiph Rolan, formerly special advertising-exploitation rep for RKO, back in Ry 1, other production of the control of the c

Minneapolis

By Les Rees

RKO branch held annual picnic at Bass Lake. Twin City Variety club sponsor-ing baseball game to milk funds.

funds. Minnesota Amus. Co. club staged farewell party for Barry Burke, city district manager, who resigned. Volk Brothers, local indies, increased their circuit to five houses

by taking over Rubbins at Robbins-dale. Minneapolis suburb.

dale, Minnespolis, suburb,
Col. H. A. Cole of Texas, national
Allied States' leader: Ed. Burnell,
Chicago exhibitor, and George Granstrom, W. L. Hamilton and Harry
Dryer, Twin Cily theattemen; visiting W. A. Steffes at the latter's
northern Minnesota country estate,

northern Minnesota country estate, Leo Murray, Lyceum manager, back from combined New York honeymoon-business trip, says he has eight road shows definitely booked "Too Many Girls," Tobacco Road, "Too Many Girls," Tobacco Road, "Little Foxes," Man Who Came to Dinner, "Pins and Needles" and 'Life With Father," First named starts it off. Sept. 19-21.

Atlantic City

Paradise Club opened Friday (28) for 26th summer with Bardu Ali's band.

Ozzie Nelson's orch began week's date at Hamid's Million Dollar Pier Sunday (30).

Sunday (30).

Novelty Wonder Bar reopened for season Saturday (29) with Bill Sanderson as m.c.

derson as m.c. George Hamid host to 2,000 Jersey Boy Scouts Friday (28) at third annual party on his pier.

Tet and Linda Bruce began dancing engagement Saturday (29) at Ritz-Carlton Merry-Go-Round Bar.

Ritz-Carlton Merry-Go-Round Bar.
Tony Martin the chief attraction
on Hamid's Pier July 4. Next day
he will-blay at Gateway Casino,
Somors Point,
Fifeanor Lewis, daughter of Mortimer Lewis (Wielland-Lewis theatre chain), married Tuesday (25) to
Richard A. Ker, III, of Philly:
Phillipa Schuyler, eight-year-old
Negro prodigy, pianist and composer, drew 700 at concert sponsoredby Phi Delta Kappa Thursday (27).
Van Alexander's orch arrived Sat-

Van Alexander's orch arrived Sat-urday (29) for four-day engagement on Steel Pier. Today (Wednesday), Will Bradley brings his orch in for a week.

a week.

Harvey N. Anderson, theatre operations director of Wielland-Lewis come of the control o

falo, playing 'Night Must Fall,'
Wagon Wheel, offshore night spot, opened Saturday (29) with Joyce Darlings all-girl orch. Marian Mack and Billy Rose (no relation to the Broadway showman) featured.

Mae Desmond Players of Philly to present season of stock starting July 11 on Ventnor Pier. They will turn over 40% of gross to city government during their 10-week season. City will supply electricity and a doorman. Starting with 'Yes, My Darling Daughter.'
George Raft returned here for first

Darling Daughter.'
George Raft returned here for first time since 15 years age when he was a hoofer at Evelyn Nesbit's Silver Slipper Club. Latter closed four years ago. He, Sam Ledner, Bob Hope, Dolores Read and Jerry Colonna. held a reunion party at Ritz Carlion Merry Go-Round Bar.

G.O.P Convensh

Continued from page 1_

important as selection of the nominee was uncertain until the very last. In 1936 it was in the bag for F.D.R. and the meetings were a mere for-mality, each adjourning early enough

was uncertain until the very last. In 1936 it was in the bag for F.D.R. and the meetings were a mere formality, each adjourning early enough so that the delegates could step out in the evening.

On top of this nitery biz was further soured by the overzealousness of the police department, which clamped down the lid last Saturday night, putting the chill on any weekend gately by the visitors.

Director of Public Safety James H. Malone later announced that the police who raided central city spots had misunderstood his orders but the damage had already been done. Malone said he meant only that clip joints be shuttered. Instead the detectives visited every place at 1 am. and ordered the customers out. In many cases the pairons were forced to leave unfinished drinks on the table.

Waiters, taxicab drivers, bellhops, checkroom attendants and others serving the visiting fremen all complained that they had their worst week in the malter of tips. Nickel tips for a party of five diness were common, waiters reported.

All in all, the entertainment industry was of the opinion that its contribution to the \$220,000 kitty that was raised to bring the conclave were was money wasted. Only the hotels made a killing. Virtually every hoselty and apartment house was filled to capacity for the entire week.

week,
The Cotton Club and several
smaller niteries shuttered for the
summer on Saturday night. Some
will never reopen.

London

Florrie Forde left \$20,000. Savoy Grill, in the front of the hotel, has been shut. The Theare Wartime' was theme of Foyle's monthly literary luncheon.

The Theatre Wartime was theme of Foyle's monthly literary luncheon.

John (Tony) Downing, with the John B. Myers office, is lieutenant in the Royal Air Force.

Harry Foster, a captain in the last war, is rejoining, the army as lieutenant in the Auxiliary Pioneer Military Corps.

Marcel Roger, who's going to Marcel Roger, who's going to Wesley. Ruggles upon her arrival, according to reports.

Carla Lehmann, formerly of Winipeg, signed by Michael Balcon for the lead in present Ealing Studios production, Sailors Three;

Dick Henderson is in Wembleyhospital suffering from a fractured arm sustained in encounter with aumobile in the blackou.

Too Many Husbands: being read-eld for release in England, must be released here under the title, Two Many Husbands: being read-eld for release in England, must be released here under the title, Two Husbands. No explanation given for the switch.

Husbands. No explanation given for the switch.
Pen Tennyson, director of recentify completed 'Convoy,' film around Navy's work in home waters, called by the Admiralty to take up his commission in the service.
Two Cities Copp. Signed George Hayes, Gibb McLaughin, Everley Greg, Bernard Miles, to important Gregorian of the State of the Converse of the

St. Louis By Sam X. Hurst

Peanut Grove, South St. Louis miery, has folded. Mother of Jim Gatcly, booker at Republic exchange here, died. Mrs. Ben. Robins, wife of the local UA branch manager, out of the hos-nial

ital. Tony Scarpelli looking for an al esco nitery spot here to operate

Tony Scarpelli 100km.
Tony Scarpelli 100km.
Tresco nitery spot here to operate for summer.
Herman Seissors, manager of the Varsity theatre, has become father of a daughter.
Lightning started fire in Sauter's Park, South St. Louis musement center. Damage about \$500.
Frank Panus directing St. Louis WPA oreh which begun series of cutfo summer concert back week on cutfo summer a building.

Bio

here this month to address film ex-change managers and newspaper lads in interest of Variety Club.

Plans being drawn for a new mod-ern air-conditioned building for UA branch office. Will be short dis-tance from present quarters on film

Dick Martin, former exhib in East St. Louis and St. Charles, Mo., tem-porarily managing the Laclede here for George Speros and George Pliakos.

Pliakos.
Frances Buss, localite, returned from New York to ready for lead role in 'Church Mouse,' to be presented by Civic theatre, strawhatter, starting Tuesday (16).

starting Tuesday (16).

Cast of 'See My Lawyer,' current at the Civic theatre, will give benefit performance Sunday (7), entire proceeds being donated to the Red Cross. All seats will cost \$1.25.

Bessie Ash and Doro Minkin, localite ivory ticklers, appeared as soloists with St. Louis symph, at all washington University last week.

Among out-of-trumers channing.

Meshington University last week.

Among out-of-towners shopping in
slim row recently: Osea Turner, Jr.,
Chester, Ill.; Caesar Hunt, Rolla,
Marketter, Ill.; Caesar Hunt, Rolla,
Moss Mc Burdett of the Burdett
Moss Mc Burdett
Ar. Sidney Johnson, manager of
the Shenandoah, St. Louis Amus Co.
abe, made the grade to train at the
Citizens' military camp, Leav
worth, Kans, next month. He was
one of 11; from 128 applicants, to
be accepted.

Mornings At Seven' in reherrisal
for Town Square theatre, strawhatter. Cast includes Al Hohengarter,
Mary Blattner, Anne Jennings,
Raiph Cook, Helen Blanchard, Eula
Morgan, Blandford Jennings and
Wesley Gore. Run begins Friday
(15). Wesle (19).

Chicago

Clyde Lucas spending his spare me making model aeroplanes.

William Morris, Jr., and Nat Lef-kowitz in for o.o. of Chi operations. kowitz in for o.o. of Chi operations.
Joe E. Lewis comes into the Chez
Paree for another stay starting Aug.
30.
Lou Epstein coming back to Chi as
company manager of the Al Jolson
show.

Charlie Einfeld in for regional Warner theatre meet headed by Jimmy Coston.
Emory Ettelson, former booker, with the Western Vaudeville circuit, ill at Edgewater hosp.
Biggest cockail party in history of local show business was tossed for Grad Sears by Jimmy Coston, with more than 500 people turning out for the affair at the Blackstone.

Lunts-Specs

Continued from page 1

radio appearances.

Sticks' Two Spectacles

radio appearances.

Sticks' Two Spectacles
Two patriotic or historic spectacles are due to be shown in the hinter-land next season, one being 'The American Way,' presented at the other 'American Jubilee,' currently showing at the N. Y. last year, and the other 'American Jubilee,' currently showing at the N. Y. World's Fair Albert Johnson, who directed the latter show, has proposed to take it over on a royalty basis. 'Jubilee uses an enormous stage, but Johnson believes it can be effectively presented with small settings in auditoriums. Rights to 'Way' have been secured by Jerome H. Cargill, who announces it will be shown similarly under auspices of local Chambers of Commerce or other organizations. He proposes to recruit local ensembles and some players, probably touring the leads. Cargill, who his figured in the staging of pageants in various cities, proposes, to have two sets of equipment and may show 'Way' in two spots at the same time. He says that 'Way' will be a factor in a Americanism drive and that more than 30 towns have expressed interest in the idea.

Michael Todd proposes to tour his three 'Gay New Orleans' shows.

Frank Panus directing St. Louis interest in the idea.

WPA orth which begun series of cuffo summer concerts last weck on roof of YMHA building.

Art Silch, manager of the Rio, North St. Louis deluxe nabe, soon to be benedict. His intended is Dorothy Mark, Moberly Mo.

Walter Wanger skedded for visit in the idea.

Michael Todd proposes to tour his funce Gay New Orleans shows there Gay New Orleans, shows the form in places other than theatres. His condensed 'Streets of Paris', also at the expo. may go out as a vaude unit in the fall.

Hollywood

Mario Silva filed suit for divorce.

Lou Holtz bought a home in Bev-rly Hills.

Clark Gable shopping for a ranch n Arizona.

Jeffrey Lynn visiting the folks in Lynn, Mass.

Billie Burke doing a biography of

Billie Buke doing a biography of Flo Ziegfeld
Roy Milland back on the job after a leg injury
Cesar Romero out of the hospital after typhoid.
Jon Hall injured by a premature blast of powder.
Grover Jones recuperating from a major operation.
Bert Gilroy hospital with stomach trouble.
Eleanor Powell left the hospital for a month's rest.
Irving Briskin on a month's vacation at Jake Tahoe.
Alice Faye home from the hospital after operation.
Date of the programment of the control of the c

Data after operation.

Earl Baldwin heading for Maine to work on a screen play.

Lucia LaCerto changed her film name to Lucia Carroll.

George O'Brien sprained his knee in an accident on location.

James Stephenson going east for a mond on the hayloft circuit, a world cruise, writing seven material.

Dee Lawrence (Mrs. Herb Drake) folined the RKO publicity staff.

Y. Frank Freeman back at his desk after Manhattan huddles.

Mel Stamper checked out of Paramount's camera department after 13 years.

mounts camera department assessions with the companion of the companion of

Pittsburgh By Hal Cohen

Band leader Johnny Long lost a \$1,500 fiddle last week in an auto

Harry Walton, late of Dick Sta-bile's band, is Brian MacDonald's new pianist.

Owen Cleary, of Fulton theatre, pulling out of a dangerous illness at Mercy hospital.

Owen Cleary, or Futton theatre, pulling out of a dangerous illness at Mercy hospital.

Nitery owner Al Ritz arranging vacation to coincide with Lions convention in Hawana.

Yacht Club opening, its new outdoor Patio Barge with big show tonight (Wednesday).

It was to be a week at Leew's State in New York.

Carlo Pugliese, who operates a downtown restaurant, has taken over Riviera, Aspinwall roadhouse.

Dillon O'Ferris has given up acting for a post with Pennsylvania-Central Airlines in Washington.

Fox Chapel Playhouse doing Room Service! this week on heels of opener, Invitation to a Murder Cupps, former dancer, is William Penn hole!s new sales manager.

The Dalton Bradleys here from Los. Angeles for visit with Mrs. Bradley's sister, Mrs. C. J. Latta.

Harry Seed's lad, Marty, and Eleanor Wolken were married June 26 and are honeymooning at the seashore.

shore.

Donald Steinfirst, music critic, back home after Westporting for couple of days with the Fritz Reiners.

Memphis

By Harry Martin Dr. Louis Levy reelected president of Memphis Symphony orch.

or wiempnis Symphony orch.
Oscar Morgan, Par's southern divisional sales manager, in town.
John Sloyan, Variety Club steward, off to Hot Springs for the baths.
Howard Waugh and Homer Hisey
home from Warner confab in Chicaro.

home from Warner confab in Chi-cago.

Little Theatre's summer produc-tion of 'Drunkard' a smash hit at Germania Hall.

Lou Smith of Columbia's Holly-wood praisery huddling with local fact time.

The state of the conference of the Warner of the conference of the Charles of the conference of the con-cept of the conference of the con-cept of the conference of the con-tended in the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conference of the con-tended in the conference of the conf

musical. season out Overton Park way. Col. Cecil E. Vogel of Loew's State vacationing in Kentucky and Indiana. E. Fry of Loew's Louisville stand-ing in

E. Fry of Loew's Louisvine saming in.
Churles G. Morgan succeeding L. H.
Dille as Givic Theatre prexy. Ross.
Mathews renamed Little Theatre, herd, his second term.
Clyde McCoy onened on Peabody's Plantation Roof Friday, (28), Ranny, Week: Band preemed on Starlife Roof at Claridge next day, McCoy vie. Buddy Rogers; Weeks for Pinky Tomlin.

OBITUARIES

BEN TURPIN

Ben Turpin, 71, film comedian with the crossed eyes, died Monday (1) in Hollywood of heart discase. Biographers and friends always referred to him as being around six years younger than he really was. Turpin wasn't born cross-eyed. While playing a Happy Hooligan role, his right eye slipped out of line after he had been holding it off, center for the characterization. Normal vision never was restored but this disability actually improved his value as a comedian and boosted his salary.

He was one of the first slapstick comics, on the screen, basing his comedy routines around his askew eyes. He always was the man who did everything wrong. Turpin did not score instant success in films,

not score instant success in films, however, and thore was an interuption to his picture career when he went back to theatrical trouping. Playing an unimportant picture fol led to Turpin's success. Introduced to Charles Chaplin, they instantly took a liking to each other with Turpin getting his first good job with the English comedy star and Mack Sennett. He made short comedies with Mabel Normand, Roscoe Fatty' Arbuckle and other Sennett stars.

coe Fatty' Arbuckle and other Sennett stars.

Turpin, who was considered handsome in. his youth, after short career as a hobo got the yen to become an actor. He naturally was comical, could do tricks, comedy falls and throw his eyes out of line. His first vaudeville act was with a partner, team getting \$20 a week. Eventually, he wound up with Sam T. Jack's burlesque. Then he hit on the Happy Hooligan character, which he played 17 consecutive years on the road. Final picture in which Turpin appeared was 'Saps at Sea', Hal Roach production in which he played a bit role.

COLGATE BAKER

COLGATE BAKER

Colgate Baker, 68, retired critic and playwright, died June 25 at the Home for Incurables, Bronx, N. Y. He had suffered from paralysis for more than a year.
When the old New York Review, a weekly theatrical paper, was founded in 1909, he joined the staff as drama critic and remained with the paper in that and other capacities until it ceased publication 1931. While working in San Francisco as a reporter for the Chronicle he married Frieda Gallick, an actress, for whom he later wrote a play, Love's Great Lesson.

he later wrote a play, Love's Great, Lesson.

Born in Kobe, Japan, the son of Colgate Baker, a tea importer, he was educated at Yale University and later attended the United States Military Academy at West Point. Due to poor health he was forced to withdraw from the academy. Subsequently he joined the regular army and saw active service in various campaigns. Some of his other plays included 'William Pitt,' which dealt with the life of the British statesman, and 'Children of France,' a one-acter.'

me-acter.
Surviving are two daughters, Mrs.
Norman McEvers, of Bridgeport,
Conn., and Mrs. Arthur Babcock of

JESS ADKINS

JESS ADKINS

Jess Adkins, 55, joint owner and operator of the Cole Bros. circus since 1935, died of a heart attack. June 25 in Heywood Memorial hospital. Gardner, Mass., shortly after the opening of the circus there. Perviously he had enjoyed good health. In partnership with Zack Terrell, he kept the Cole circus among the nation's top ranking outfits in face of bitter opposition from the Ringling combine. Several years ago the two organizations engaged in a 'circus war' which grew out of conflicting route schedules. Situation was adjusted. sted.

adjusted.

Among the more notable conflicts was one that occurred four years ago when Adkins and Terrell booked their circus into the old Hippodrome, N. Y., coincident with the Ringling stand at the nearby Madison Square Garden. With Clyde Beatty as its ace attraction, the Cole outfit wound up its stay with a fair gross. Last February a \$150,000 fire in the winter quarters at Rochester, Ind., resulted in the loss of many valuable animals.

animals.

He leaves his widow, Mrs. Theresa
Adkins; a son, Thomas, and a daugh-ter, Patricia.

RALPH MODJESKI

Ralph Modjeski, 79, son of the te Mme. Helena Modjeska, noted

legit tragedienne, and who achieved a world-wide reputation as a de-signer and builder of bridges, died in Los Angeles June 26.
Though he was educated in Cra-Poland, his birthplace, and studied plane under the tutelage of Casimir Hofmann, father of planist Josef Hofmann, edither music nor the theatre appealed to him as a career. When his mother made her first tour of the U.S. he served as her advance manager when only 15.

her advance manager when only 15.

As a member of the civil engineering firm of George W. Morison, he assisted in the construction of the lastisted in the construction of the sown company which built scores of spans throughout the U. S. As consulting engineer, he w associated in the building of San Francisco's Trans-Bay Bridge, New York's Manhattan Bridge and other famous structures.

His widow and three children by a first marriage survive.

PAUL D. CRAVATH

PAUL D. CRAVATH

Faul D. Cravath, corporation counsel and known in show business as president of the Metropolitan Opera. Assn. at the time of his death, also as a partner in the firm of Cravath, De Gersdorff, Swaine & Wood, which has represented several film companies, died at his Locust Valley, L. I., estate Monday (1) shortly after suffering a heart attack. He would have been 79 years old on July 14.

Counsel for many large corporations, including Bethlehem Steel, Westinghouse Electric, International Harvester and J. P. Morgan, Cravath became head of the Met in 1931, following the late Otto H. Kahn's resignation from that post.

Services are being held from his Locust Valley home this afternoon at 3. Widow, daughter and three grandchildren survive.

GEORGE HACKATHORNE

GEORGE HACKATHORNE

George Hackathorne, 44, stage and screen aelor, died June 25 in Hollywood after a prolonged illness. He had been in pictures since 1820 after a career as a boy actor and vaude-ville trobper.

His first important screen part was the title role in 'The Little Minister' for Fanous Players-Lasky. Other pictures in which he appeared were Night Life in New York, 'Merry-Go-Round, 'The Turmoil, 'Capital Punishment,' The Sea Urchin,' Wandering Fires,' The Lady,' Human Wreckage' and 'The Magnificent Obsession'. His last was a bit part in 'Gone with the Wind.'

NICK WHITE

NICK WHITE

Nicklous Leiendecker 55, for years a trapeze performer with leading circuses under the name of Nick White, died recently in a Denver hospital of a heart attack. He was business agent and publicity director of the billposters' union in Denver, connected with the National Western Stock Show and for two years was manager of Eldorado Springs, summer resort hear Denver. Surviving are his widow, son, daughter, three sisters and a brother. Funeral services and burial in Denver.

FRANK HORTON

FRANK HORTON

Frank Horton, 54, legit actor, died, of a heart attack Juine 25 when he was taken ill on the street near his home in Astoria, L. I.

Born in Dublin, Horton came to the U.S. in 1915 and appeared in such plays as Roads of Destiny, 'Little Old New York,' White Cargo' and 'The Crook's Convention.

Funeral' services were held under the auspices of the Actors Fund and burial took place in St. Johns Cemetery, Brooklyn.

SOPHIE WITHERS

Mrs. Sophie Withers, 90, onetime stage actress, died at Glendale, Cal. June 29.

THOMAS J. McCORMACK

Thomas J. McCormack, 31, singer in New Orleans' French Quarter inght spots, died in that city Thurs-day (27). Cause of death was diag-nosed as cerebral hemorrhage. Body sent to Montgomery, Ala. for funeral services.

ALEXANDER TOLUBOFF

Alexander Tolloboff S, art director for Walter Wanger, died July 1 in Detroit. Previously he had been with Metro, where he handled art on major pictures for nine years. Tolluboff, born in Lublin, Russia, was an architect and engineer be-

fore joining Metro. He went with Wanger in 1935, Trail of Lonesome Pine, Shaghai and 'History Is Made at Night' being his best-known pictures. Leaves a widow and a

WALTER HELMORE

Walter Helmore died in Hereford-shire, England, June 4. He wrote many sketches and sev-eral times collaborated with novelist Eden Philipotts in writing plays.

Mrs. Minette Brazie, 37, secretary of Actors Equity in Los Angeles for past eight years, died there June 23 as result of an accidental gunshot wound.

Jack Adams, 49, stagehand and former big-league ball player, died June 24 in Hollywood after a long

Mother, 73. of George Abbott, playwright, producer and director, died June 24 at her home in Hamburg, N. Y. Also surviving are her husband, George B. Abbott, another son, Berwell M. Abbott, and a daughter, Mrs. Isabel Jurgens, of Montelair, N. J.

Mother, 84, of Florence Auer, legit actress, died after long illness June 27 in New York, Also surviving are tra other daughters, Annette Auer, and Mrs. Blanche Friedman.

Mrs. Howard J. Green, 68, mother of screen writer-playwright, died in Hollywood June 29.

Mother of Shirley Saling, WBEN (Buffalo) singer, died Friday (28) in

MARRIAGES

Eleanore Hoffman to Jack Kelly in La Crosse, Wis. June 25. He's announcer at WKBH, La Crosse.

Viola Mitchell to George Fearn side, in Pittsburgh, June 23. Brid is a concert violinist.

Francesca Bruning to John D. Beaufort, in Brookline, Mass., June 28. Bride is legit actress, he's N. Y. drama critic for Christian Science Monitor.

Monitor.

Nancy McKenna to William Gay
June 28 in Los Angeles. He's supervisor of announcers at KNX there.
Frances Reid to Phillip Bourneuf, in
New York, June 27. Both are legi

Arnold J. Bernstein to Jeanne Mary Postley, at Scarsdale, N. Y. Arnoia J. Bernstein to Jeanne Mary Postley, at Scarsdale, N. Y., July I. Groom, son of David Bern-stein, v.p. and treasurer of Loew's, is an attorney, associated with Ju-lian T. Abeles.

WB's Legit

Continued from page 3.

ductions yet presented. Whether Warners will have as many attrac-tions next season depends on de-

Firm's first offering in September will be 'Jupiter Laughs,' an English play by Dr. J. A. Cronin, which will have Reginald Denham on the will have Reginate Demian.
directional end. London has no yet seen 'Jupiter,' which was tried to the provinces. WB's New yet seen 'Jupiter,' wnich was new out in the provinces, 'WB's New York office, which is casting the show, has two other scripts under consideration. It's not settled yet the wirture company will whether the picture company will again be concerned with George Abbott productions.

again be concerned with George Abbott productions.

That the 1940-41 season may get underway somewhat earlier than the past several seasons is indicated in other offices. Playwrights Co. is casting for 'A Journey to Jerusalem,' also due in September. Abbott at present on the Coast for the filming of 'Girls,' may tee off with another musical, either a tune version of 'Much Ado About Nothing,' or 'Pal Joey,' a Rodgers and Hart musical from John O'Hara's book.

Another early, musical is 'The Little Dog Laughed,' slated by Eddie Dowling, September, too, is to introduce 'Hold On to Your Hats,' the Al Jolpon musical which opened in Detroit Sunday (30). Still other musica expected in early 'fall are 'The Funnies,' with Ed Wynn; 'New Faces of 1940,' the delayed Joe Cook-Patsy Kelly starrer, and possibly 'Two Weeks With 'Pay,' a revue which Kreis out last week in White Plains, Mentioned, 'too, for the first part of the coming season is a 'Ziegfeld Follies' by the Shuberts, cast lineup at present being Harry Richman, Bobby Clark and the Howard Brothers.

Everett Lewis sold his song, 'Ar-

Everett Lewis sold his song, 'Argentina Tina,' for use in Universal's 'Argentine Nights.'

Literati

ANG Convention Battle Seen
Full-dress battle for control of the
American Newspaper Guild is a
cinch to break out at the annual
convention opening next Monday (8)
in Memphis. Battle lines are clearly
drawn between present administrative group and opposition marshaled
by six of the 12 International Executive Board members.
Leading fight for the former are:
Milton Kaufman, executive vicepresident; Victor Pasc 3; secretarytreasurer, and Morris Watson, v.p.,
all backed, by the New York Guild's
bloc of votes and supported by v.p.s
Connelly of Los Angeles, Camozzi
of Scattle and Sullivan of Boston,
Opposition leaders include Harry
Martin of Memphis; only nominer
for the presidency thus far; William
Farson of Philadelphia, I. L. Kenen
of Cleveland, Harry Wohl of Chicago, Julius Klyman of St. Louis and
Roger Irwin of Toronto.
Kenneth Crawford of Washington,
successor to Heywood Broun as
president, is declining reelection for
full term in office which is nonsalaried.
Charges of communism in Guild

alaried. Charges of communism in Guild Charges of communism in Guild leadership, raised by Westbrook Pegler and Editor & Publisher, cut a big figure in the New York local elections, but are not expected to do so in the national scrap. Fight there is primarily one made by group of board, members charging administrative staff with inefficiency, politics and log-rolling. Convention will be first CIO national meeting in Tennessee, first Guild huddle in south. Election of officers is scheduled for Friday (5). Peabody hotel will be the scene.

M. L. Annenberg's 3 Years

M. L. Annenberg's 3 Years

Maybe my businesses outgrew my bookkeeping' was the way Moses L. Annenberg described his indictment for evasion of income taxes upon his arraignment. On Monday (1), in Chicago Federal court, the former newsboy, who became a publisher and made millions through his various turf information bureaus, came to a final accounting. Judge James W. Wilkerson sentenced the 64-year-old publisher to three years in prison on his plea of guilty to evading \$1,216.97 in income taxes. An Annenberg bookkeeper, Joseph E. Hafner, was sentenced to five months in prison.

Setting bonds of \$100,000 and \$25,-000 for Annenberg and Hafner, respectively, the court granted a stay of execution for 20 days. Case of execution for 20 days. Case volved the largest income tax prosecution ever to be held in the U. S. Annenberg has agreed to give the Government \$9,500,000 in the next seven years in settlement of all tax claims against him since 1923.

14 Get News Awards.

claims against him since 1920.

14 Get News Awards.

Two hundred newspapermen, newsreel men and radio newscasters attended three-day National Headliners' Frolic ending Sunday (30), at which plaques were awarded 14 for outstanding work during the past 12 months.

Among winners were M. D. Clofine of News of the Day for 'Awake America', judged best domestic newsree!, Arthur Menken of Paramount News, for filming of British evacuation of Namsos during Norwegian campaign; General Hugh Johnson, for his daily columns in interest of nation's welfare and defense; Herbert L. Block of NEA, for drawing showing both of Nazi lightning striking an umbrella; Angus Perkerson of Atlanta, Ga. for outstanding Sundaymagazine section; William L. White, of CBS, for broadcast last Christmas Eve directly from trenches in Finland; Westbrook Pegler, for exclusive domestic news coverage; Wilbur Arthur, for outstanding foreign correspondence; Robert Stevenson of the Waterbury, Conn., Republican, for outstanding public service; Clifford Day of United Press, for hest foreign news reporting; Leo Lieb of P.M. for best still photo (while with N. Y. Mirror), and Howard Blakeslee, Associated Press science editor, for his work in scientific and medical reporting.

Kaufman's Coast Berths

Wolfe Kaufman flew into New York from Hollywood last week to close two deals with Friday and Newsweek to represent both on the

Coast.

For Friday, Kaufman, ex-Variery mugg, will do two features a month.

For Newsweek he will cover previews, news, etc. Tom Wenning is the eastern reviewer. John O'Hara's ioining of Newsweek, in place of George Jean Nathan (as elsewhere detailed), will round out that department, as O'Hara will comment

on the screen as well as the drama, instead of restricting himself to the latter only as did Nathan.

Kaufman also reps London and Australia periodicals in Hollywood, but the coin embargo necessitated these new connections.

5th Column Libel Suit

5th Column Libet Suit
Joseph Curran, president of the
National Martime Union of America,
filed suit Saturday (29) in N. Y. supreme court against Waller Winchell,
the Daily Mirror, Inc., Radio Corp.
of. America, National Broadcasting
Corp., and Andrew Jergens Co.
seeking damages of \$1,000,000 for alleged libel. Libel is claimed to have
occurred in Winchell's broadcastover WJZ June 9, and in the Mirror
on June 10.

The plaintiff avers that in the
Mirror story, under a title of 'The
Walter Winchell Column vs. The
Fifth Column,' the writer charged
the plaintiff with being engaged
in subversive activities, sabotaging
American vessels, and Fifth Column
activities.' All of this is false, malicious and defamatory, plaintiff
claims.

Suspends for the Duration

Suspends for the Duration

'Il Messagero (The Messenger'), leading Italian language weekly published at New Orleans by Col. Paul Montelepre, on Saturday (28) in a page one editorial announced temporary suspension of the publication for the duration of the war abroad.

'The only interest and the only

cation for the duration of the war abroad.

The only interest and the only emotions which should move it moves to the control of the country. Cot, and love of this country. Cot, and love of this country. Cot, Montelepre wrote. We believe that we are going through extraordinary times which require unity of efforts, unity of sentiments and unequivocal attachment to this land of our birth, to this land of our adoption. He added that decision to suspend publication of the paper was in consonence with such sentiments, and was looking forward to the great interest and safeguard of America.

Get Together Kiddles

Get Together Kiddles
General Hugh Johnson and Westbrook Pegler, in their United Feature columns, have frequently had coinflicting opinions, but an unusual oncropped up last Friday in their respective analyses of the conduct of the Republican National Convention in Philadelphia. Johnson thought it was a quiet affair; Pegler called it in effect, noisy.

The columns, appearing one under the other in the syndicate's New York outlet, the World-Tolegram, thus had a particularly startling effect to the reader transferring his eyes from Pegler, who leads the daily's columnar page, to Johnson's pillar, immediately underneath. It's not unusual for the Broadway chatter and gossip columns to contradict or repeat on each other, but not with commentators like the above.

above.

Watts' Itinerary

Watts' Minerary

Dick Watts shoves off this week
from Hollywood for Mexico City to
report the presidential election
July 7, for the N. Y. Herald-Tribune.
Watts is presently covering the
Coast studios for his sheet.

He plans visiting the Orient
again,

Advertising for Authors

Business is so dull with certain play brokers and authors' agencies that they're scouting and even advertising for clients.

Dr. Edmond Paulter is typical of the international literary reps in America who, with foreign writera-stalemated by the war, and non-productivity in London, Paris, Berlin, Vienna and Budapest, finds himself not too active. He's soliciting U. S. writers, known and unknown, to take up the slack

BIRTHS

Mr. and Mrs. Robert Quisley, daughter, in Hollywood, June 23, Father is film director.

Mr. and Mrs. Ernst Fegte, daughter, in Hollywood, June 28. Father is an art director at Paramount.

Mr., and Mrs. Wolfe Reade, daughter, in Hollywood, June 25. Father is on Universal publicity staff.

Mr. and Mrs. John J. Bruckner, son, in Philadelphia, June 10. Father is with National Screen Service sales

is with National Screen Service sales

dept.
Mr. and Mrs. George Duning, daughter, June 30, in Los Angeles.
Father is arranger for Kay Kyset.

Resert minus royal Kelitor, Vaniety:
As you know, the modus operandi of the majority of schools devoted to the drama limited to two lines of approach: the first is to assign stindents certain roles, teach them the fundamentals of acting, and ventually present them with a redundant, prettily engraved diploma and the school's dublous blessing. They are then left to solve for themselves the problem of breaking into the theater without practical experience.

The other is to allow students to

The other is to allow students to watch the rehearsals and productions of summer and other theatres, with a fleeting-perhaps sinderenope that or later the young apprants will by their own efforts jench their objective.

To my mind, neither of these richineds gives the rounded-out knowledge necessary to a stage career . hence my desire to give these potential actors and actresses a chance to appear the plays and musical comedies. I intend to present next winter, when I shall endeavor to recreate the atmosphere of the Frincess theatre productions as they were presented by P. G. Wodehouse, Jerome Kern, Guy Bolton and myself.

I've always held a brief for the

house. Jerome Kern, Guy Bolton and myself.

I've 'always held a brief for the flawless, closely knit theatre and its resulting friendly and pleasant intimacy. If you can restore it next winter, writes Walter. Pritchard Eaton in a recent letter to me, the public should rise and call you blessed.

blessed. A great deal of the charm and quality of the Princess theatre pro-ductions was due to the fact that I had created a school which served as a laboratory for the finding and constraint of patients. as a lasoratory for the intuining and developing of acting and musical talent. So from these contemplated activities there should, emerge in time a permanent American theatie with its vitally-important workshop where may be recruited some of our future professional talent.

What convinces me 1 am on the

right track is a quick backward glance at the personal history of the Robert Millon-John Murray Anderson School of the Theatre. Bette Davis, Paul Muni, Katharine Hepturn, Cole Porter and Joan Blondell are a few of the then-fledglings I can recall at this writing. Why shouldn't history repeat itself?

If you are in accord with my views and recognize the exigency of finding and "developing new talent; and keeping in mind my past achievements as director of the theatre and motion pictures. I shall indeed be indebted if you can spare some space to my project.

Robert Millon.

Not an Old Song London, England.

Editor. VARIETY:

Not an Old Song.
London, England,
Editor, VARISTY:
In your issue of May 22, under Inside Stuff, Music, you state Shapiro
Bernstein & Co., our American representatives, are currently working
on one of our Songs 'written some
time ago' by Jimmy Kennedy, and
Michael Carr, namely 'Her Name
Was Rosita' implying that it was an
old song. We should like to point
out that this song was actually writen and published here in February
of this year, and became one of the
top songs of this country.
These two writers have given
America some great songs and the
Peter Maurice Music Co. has been
responsible for some of America's
biggest songs, namely 'South of the
Rorder.' My Prayer, 'Cinderella
Stay in My Arms' 'Penny Screnade', 'Red Sails' in the Sunset,' Sie
of Capri, 'Harbor Lights,' etc., and
our writers are not working wholly
on war songs, as you imply. Right
at this moment we have Nos. I and
a soligs in this country, which are
not appertaining to war. One is
waltz, entitled 'If I Should Fall in
Love Again' and another is a song
called 'A Nightingale Sang in Benkeley Square, and we hope to give
Her Marice Music Co, Ltd.
By J. J. Phillips.
General Manager.

House Reviews

CHICAGO, CHI

CHICAGO, CHI
with this audience on her individual
vocal style.
Scenery is meaningless, with some
hanging pieces for the backgrounds.
Costumes are also without much disinction, except for the hats with the
lyrics of 'Are You Having Any Fun',
Chorus is large for a unit, but 24
girls handling ordinary steps in a
languid and disinterested manner
are just twice as bad as 12 girls dojug the same thing.

Business good at last show Friday
(220).

ROXY, N. Y.

Moke and Poke, Gil and Bernice Musson, The Del Rios, William Beiper's Yo Yo, Ben Yost's Wey Yorkors; Gae Foster Girls, Paul Ash House Orch: Sailor's Lady' (20th) Tentenied in Vanigre this issue.

Stage show is singularly sockful.

octet, in collegiate garb, sings a mediey of old tunes and reappears in the finale, following the Maisons, for a brief vocal signoff.

Gil and Bernice Maison, featured, ds. Is a mediey of old tunes and rearred signoff.

Gil Maison handles the whole act himself, with Bernice merely assisting. Layout features a terrier through the signor of the signor

HIPP, BALTO

Baltimore, June 30. Al Donahue Orch (13). Phil Brito, Pati Keating, Virginia McNaughton, Al Norman, 'Those Were the Days' (Par).

Al Donahue has a workmanlike combo suitable enough for straight dance or radio stint, but left to hold down the major responsibility of a vaude layout, outfit falls a bit short. Stronger specialties would help considerable. Current scritting of Virginia of Virginia special control of Virginia control of V

WHAT THEY THINK

Rebert Milton's Proposal
New York.

Palitor, Variety:

As you know, the modus operandi

Reservation of the Robert Milton-John Mutray Anderson School of the Theatre. Bette

ceeding attempt at comedy with 'All-American Girl,' using trick hats, in-dividual choruses, march-around, etc. A bit off the cob.

Scream number featuring some socko hide thumping by Carroll closes doings. It's okay, but too late. With considerable rerouting and better selection of numbers, show could be whipped into a more effective try. Stubholders at this show were rather unresponsive.

Biz just fair.

Burm.

RAIN SLOUGHS **OUTDOOR SPOTS**

Cleveland, July 2.

since 1936, when rain-storms nearly since 1936, when rain-storms mearly washed the Cleveland Expo into Lake Erie, is again putting the blitz on every outdoor attraction and amusement park. This part of Northern Ohio. Hardest one hit or water-soaked is Cain Park's summer amphitheatre. a community super-strawhatter of 3,000 seats, which had its opening of 'American Way' postponed twice by ministure cloud-bursts.

Cast of 270 guest-directed by

bursts.
Cast of 270. guest-directed by Bernard Szold from New Orleans, had rehearsal sked totally upset last week by steady, downpours, which cut attendance down to \$50 when for two outdoor concerts, a ballet and two other events as result of roin discouraged civic sponsors so much that they may drop some of the all resco productions planned for nineweck season.

Proprietors of nine amusement

iresco productions planned for nineweek season.

Proprietors of nine amusement
parks and nearby summer resorts
have adopted Singing in the Rain'
as their theme song, but sing it in
liqubrious tones. Through May
weather was "phenomenally cold
that park ballrooms could have made
a fortune renting mittens to the few
rug-cutters brought out by pre-season bands. But what made the impresarios more worried and concessionaires punchedrunk was the erratic weather during June. which
put them through the wringer. Out
of 30 days, Jupe-Pluvius annointed
17- of them with enough rain to
care away dance crowds. That gave
the boys only one sunny weekend
in June to recoup. Unfortunatelynatives decided to open their summer. Take cottages that weekend,
making business s. h. at outdoor
ballrooms.

Biggest one dented by continual
blowers is clear Point which ponened

ballrooms.

Biggest one dented by continual showers is Cedar Point, which opened a 4.000-capacity dancery with policy of name bands. Resorts management is reported to be considering some cuts in music budget if weather, doesn't break-right. So far the July lineup for the Point consists of Hal Kemp currently: Jan Savitt, July 5-11. Woody Herman, July 12-18; Jimmy Dorsey followed by Bob Crosby for July 26.

cretieude in Variety this issue.

Stage show is singularly sockful Fanchon & Marco has rounded up several turns which provide novelty and variety, while the Gae Foster line excels in two nealty conceived routines. There can be no complaint from the customers so dar as the inperson part of the show is conceived, but it's unlikely that many customers will be drawn due to the weak lure of the film.

Well be the film.

Well be the film.

Well be the film of the continues that suggest mounties. Their taps gothem strong returns at this show Line backgrounds. William Heyer's equine act on its inception, returning later with a male quartet to polish things off. Quartet, as mounties, is part of Ben Yost's New Yorkers group, which consists of four men and a girl.

Yo Yo is Heyer's dancing bangtall representing the last word in train large senting the large sen

On Top of Rain's Setback, N. Y. Fair Midway Ops Had a Hectic Few Days Realigning Tariffs for New 10% Tax

AQUACADE'S \$52,000 TOPS S.F. MIDWAY B.O.

San Francisco, July 2.

San Francisco, July 2.
Figures hovered at comfortable levels last week at San Francisco Fair, general conditions considered.
Billy Rose's Aquacade got close to \$32,000. Folies Bergere' collected \$19,500, while the Fair's own Caval-cade pulled \$13,700. Salici's Puppets drew \$3,850, with Stage 9's take quoted at \$2,800.

quotee at \$2,800.

Attendance is gaining on weekends, concession b. o. advancing aceordingly.

Dorine McKay, from the RKO lothas replaced Marion Marsh, in the
Stage 9 show.

AGVA LINES UP UNIONS VS. B&C

Detroit, July 2,

Detroit, July 2, Vito Melfi, under instructions from the executive secretary and outdoor division of the American Guild of Variety Artists, was in Detroit just week and called on the Wayne County Trade Labor Board to appeal for assistance the AGVA campaign against the Barnes & Caruthers Fair Booking office of Chicago.

eago.

Frank. Bariell, president of the Labor Board, promised 1007 support of in the campaign, and assistance was. I also assured by Ray Carroll, of the Building Service Employes; Jack Ferenz, of the Musicians local, Ed King of the International Alliance of Theatrical Stage Employes local, and Pat Zimmerman, of the International Pat Zimmerman, of the International Brotherhood of Electrical Workers local.

local:

Melfi is understood to have obtained similar okays of cooperation and support from unions Milwaukee and Pomona, Cal.

Pa. Prosecutor Cracks Down on Carnivals' Gambling and Nudity

Pittsburgh, July 2.
Following a raid here last week on the Cetlin-Wilson show, when 12 men were arrested and a lot of alleged gambling paraphernaia seized. Allegheny County District Attorney. Andrew T. Park instructed his detectives to crack down on questionable games and entertainments operated at carnivals. Park ordered his chief of county sleuths, Jerry L. Deasy, to close up gambling games and lewd shows, especially in midways whose stands are not sponsored by Jegitlmate community organizations.

Two allegedly nude women does are considered to the county should be considered to the country should be conot should be considered to the country should be considered to th

San Francisco, July 2.

San Francisco, July 2.

Lum and Abner, Andy Devine, and
the Merry Macs, headline hillbilly
contest and barn dance show set for
Treasure Island Collicum July 4 to 7.
Combination admission ticket good
for Fair, Lum and Abner, show and
Bann Dance being offered at 15c,
Separately, it's \$1.50.

Bann Dance of Manting Sore
Chicago, July 2.
Bill Bardo, band leader, has written
and antible time tagged Swing
Song has been presented to
Trenier John Bracken of Manitota,
who accepted the song in behalf of
the Dominion.

With rain hurting business four days last week, midway conces-sionaires at the N. Y. World's Fair faced the additional headache last week of realigning their entire adweek of realigning their entire ad-mission price structure to conform with the new Defense Tax five crowded days. Amusement staft, headed by George P. Smith, Jr. and Frank D. Shean, worked overtime shifting scales for some 40 or more attractions so as to be ready Mon-day (1) when the new tax became operative.

day (1) when the new tax became operative.

With many shows having a minimum scale of 25c to 40c, the new tax on anusements taking in attractions down to 21c meant wholesale price readjusting. Each concessionaire was confronted with the problem of absorbing the tax, where the operation permitted, facking our additional pennies and facing possible buyer resistance to the increased net price (including the lax). Sole consolation for the concessionaires during those five heckindays was that they obtained a huge proportion of the fairs attendig nor matter how small. For instance, last Wednesday, when rain held the exposition gate to 41,563 paid admissions, many midway operators claim they did nearly as well as bigger attendance days. They new contend that the fair crowd this season is as uncertain as the war new with shows not doing much better with double that attendance on the grounds.

Villages Stay at 25c

Villages Slay at 25c

All villages on the Great White Way decided to stay at the 25c-price, adding on the Defense Tax of 3c, making it 28c tap for the customers. Several other, aith time also went to 28c. Those at 28c scale include Winter Wonderland, Dancing Campus, Midget Village, Buck's Jungleland, Gay New Orleans and Living Magazine Covers. Village operators claimed their overhead would not permit dipping to 22c to absorb the 3c.

The big shows, with a 40c general

village operators ctaimed their overhead would not permit dipping to '22c to absorb the 3c.

The big shows, with a 40c general admission scale, also added on the tax. Thus the Aquacade, 'Streets of Paris' (in Hall of Music) and Robert Ripley's Odditorium opened tip Monday with a 44c fee, including 4c tax. Because the state charter to the fair describes it as non-profit operation, exposition to behaved ruling Monday (1) that Defense tax is not applicable to American Juliele' and all fair-sponsored attractions. 'Jubiclee' minimum stays 40c.

Parachute Jump dropped its quoted price to 36c absorbing the 4c tax, leaving the total art 40c. Twenty Thousand Legs. Under the Sea. (Dream of Venus last seatent, Zorima and Wall of Death are among the attractions staying at 25c, absorbing the 3c tax. Forbidden Tibet and Hot and Cold, both girl shows, dropped their scale to 15c, avoiding new taxation.

Majority of the rides, which had been scaled at 25c, reduced their admissions to 20c, which is uncer the new tax minimum. They, figured, 28c too much of a tap, and by keeping the total foc at 25c, only 22c would come to them.

Bars and restaurants absorbed increase in liquor taxes, and did not till prices.

Actual attendance at the exposition had eliver to 800 not for the vessition had eliver to 800 not for the vessition

by legitimate community organizations.

Two allegedly nide women dancers were held on a district attorneys delainer at a Rankin carniyal sponts of the results of the Proposed States o

BARDO'S CANADIAN SONG

Chicago, July 2.

Bill Bardo; band leader, has written a martial tune tagged Swing Out. Canada.

THE LION ROARSI

Listen!

HERE'S a message from M-G-M to you:

WE'VE got our coats off and our

SLEEVES rolled up.

WE'VE got a job to do and we're meeting it

WITH everything we've got!

WE'RE making great entertainments

AND we're proving that

NOTHING can stop good pictures!

LAST week we launched the big musical

"NEW Moon" (Jeanette MacDonald and Nelson Eddy)

IT'S a box-office sensation everywhere

AND has electrified every Film Row with

OPTIMISM!

ANOTHER sensation just opened is

"ANDY Hardy Meets Debutante" (with Lewis Stone, Mickey Rooney and all the folks plus Judy Garland!)

YOU will see for yourself that it's the

BEST of the happy Hardy hits and a

GOLD mine for these times.

WE'VE got more genuinely BIG pictures

FOR release during the summer months!

AND remember that they follow a

WHOLE year of consistent successes!

WE want every man and woman

WHO reads this message to be

CONFIDENT with us, to place

FAITH in us.

WE have made our plans for next season on the basis of optimism that it will be one of the greatest years in show business.

MEANWHILE the Lion is ROARING right now

AND it's a comforting sound that means

SECURITY! STRENGTH! POWER! FRIENDLINESS!



PHONE YOUR M-G-M BOOKER!

"NEW MOON"
Jeanette MacDonald
Nelson Eddy

"ANDY HARDY MEETS DEBUTANTE"

Lewis Stone, Mickey Rooney, Judy Garland

Watch for

'SPORTING BLOOD"

the Surprise Hit!

'PRIDE AND PREJUDICE"
Greer Garson

"GOLD RUSH MAISIE"
Ann Sothern

"BOOM TOWN"

Clark Gable, Spencer Tracy,
Claudette Colbert, Hedy Lamarr

"I LOVE YOU AGAIN" William Powell, Myrna Loy

"BUSMAN'S
HONEYMOON"
Robert Montgomery

10. Single copies 25 cents, the act of March 3, 1879.

VOL. 139 NO. 5

NEW YORK, WEDNESDAY, JULY 10, 1940

PRICE 25 CENTS

QUIZ SHOWS BLITZ ACTORS

Texas Playboy's \$5,800 Music Whim

Jimmy Dorsey's band will hop, for a one-night date, from New York City to Houston, Texas, and back to satisfy the whim of a society woman's teen-age son. Boy is Jimmy Gardner. Playboy will have no group but Dorsey's for his birthday party and he's arranging for a July 22 celebration, although his birthday is actually Aug. 21. This so Dorsey can play for him.

Band is to get \$5,800. for the stand, which includes the price of chartered airplane down and back. On top of that the buyer will assume the cost of boarding the band over night. July 22 is a Monday, an evening on which the band is normally at work at the Pennsylvania hotel, N. Y. Dorsey will hire a substitute crew for that night. It's almost 1,900 miles to Houston, meaning the band will cover about 3,800 miles to play five hours—10 to 3 a.m.

All Bands Playing Sheboygan, Wis., **Must Include Four Patriotic Tunes**

Sheboygan, Wis, July 9.
This city of cheese, chairs and children has a large percentage of German born and German descent included in its 40,000 population, but the city council wants the world to know it is for America first, and to that end has enacted an ordinance making it mandatory for all bands to include at least four patriotic numbers in all concerts given here. Band leaders have all been notified they must open their programs with 'America,' close the first half with 'Stars and Stripes Forever,' open the second half with 'God Bless America' and close the concert with 'Star-Spangled Banner,' It is imperative under present world conditions that we, as citizens of these United States, should express in every way possible our loyalty to this country,' the ordinance declares.

Legit Bug Bites 2 New **Kid Producers Stemming** From Wealthy Families

Scions of wealthy families, and both said to have considerable financial resources of their own, William H. Schmidlapp and Albert M. Kier, of Ciucinnati and Pittsburgh, respectively, are expected to figure in next season's Broadway productions. Youthful managers, who are about 24, to emulate Dwight Deere (Continued on page 45)

FRED STONE PERSONALS WITH SON-IN-LAW'S ORC

Duke Daly band is getting healthy push on the start of a summer long stand at the Providence-Biltmore Hotel, Providence, R. I. this week. Fred Stone, Daly's father-in-law, is making personal appearances at the hotel for the band's initial stanza. Daly is married to Paula, Stone.

"Crew-did a short stretch at the Famous Door, New York, last winter."

"Crew-did a short stretch at the Famous Door, New York, last winter."

"App Boys 10wn with other orchestras. String of tair jobs and the Rix Carlton hotel. Boston, stretch he was supposed to by Father Flanagan, has paved the Paragranes at the hotel for the band's initial stanza. Daly is married to Paula, Stone.

"Crew-did a short stretch at the Famous Door, New York, last winter."

"App Boys 10wn with other orchestras. String of tair jobs and the Rix Carlton hotel. Boston, stretch he was supposed to by Father Flanagan, has paved the Neoraska' youth home founded by Tather Flanagan, has paved the Paula, Stone at the hotel for the ward of the Neoraska' youth home founded by Tather Flanagan, has paved the Neoraska' youth home founded by Tather Flanagan, has paved the Neoraska' youth home founded by Tather Flanagan, has paved the Neoraska' youth home founded by Tather Flanagan, has paved the Neoraska' youth home founded by Tather Flanagan, has paved the Neoraska' youth home founded by Tather Flanagan, has paved the Neoraska' youth home founded by Tather Flanagan, has paved the Neoraska' youth home founded by Tather Flanagan, has paved the Neoraska' youth home founded by Tather John Stone All Paula, Stone Boston, Stretch he was supposed to the Neoraska' youth home founded by Tather John Stretch he was supposed to the Neoraska' youth home founded by Tather John Stretch he was valued by Tather John Stretch he

Preparedness

London July 9.

The seemingly inconceivable of yesteryear is being threaded with the preparedness of today.

Arrangements have been made by 10 picture units to catch the first air raid on London.

60 TOP ACTORS IN STRAWHATS

Upward of 50 star and feature players are appearing in the country show-shops, have contracted for such showings, the combined name lineup equaling, if not topping, Broadway in the height of the season. It indicates that the better knowns, well as supporting players are receptive to the strawlatidea in order to escape summer dol-

idea in order to escape summer doldrums.
There are, however, comparatively few names from the Coast appearing in the eastern hideaways this season, whereas last summer there were around 28 Hollywoodians in the sticks. Some studios favored such appearances between studio lapses, but appear to have been too busy on other inatters lately to pay attention to summer stocks.

Salaries are not comparable to the figures commanded by name people for stage or film engagements, but the amounts paid in some instances are quite large. Contracts of a number call for simimum of \$500, (Continued on page 46)

Jap 'Boys Town'

FEWER RADIO COMM'L DATES

Dollar-for-Dollar Quiz Ratings Exceed Costly Variety Radio Programs-Guester Bookings in 1936 and 1937 Totaled 1,555 and 1,650, Respectively - Over 200 Q.-and-A. Shows Now

NEWSCASTERS UP

A comparatively small number of persons, with the number getting smaller, are concerned with the production of the 200-odd sponsored programs on the American radio networks. Network programs, now require some 1.200, actors and announcers, some 300 script writers, 150 producers and about 100 production executives employed by advertising agencies. These figures are as of June, 1940, and represent statistics extracted from the records of the broadcasting industry as kept by, and intended for publication in, Varuery Radio Directory, the next annual edition of which is shortly going to press in New York City.

It is revealed in this season's data that vagiety shows have dropped from 53 to 48; net commentator programs have increased from 10 to 22; and quiz (audience particial employment of professional persons Guest star employment is notably offrom, say, 1936 and 1937, when the rotating celebrity was in biggest demand. There were 1,555 guest bookings in the one season and 1,630 in the next. This season's tally will be below 1,000 appearances.

Audience participation appeal to advertisers needs no elaboration; it's the economy of avoiding the pay—(Continued on page 18)

were the the such NOW NO MORE

Paul Whiteman will definitely not return to the band business with the outfit he put on 'vacation' while he went to the Coast to make a picture. The combo has been disbanded permanently and its members have obtained or are negotiating for spots with other orchestras. String of lair jobs and the Ritz Carlton hotel, Boston, stretch he was supposed to be booked for have all been cancelled.
Leader is currently on his farm

All-British Film for War Relief; Actor Enlistments, Orphan Aid, Etc.

Stamp of Approval

Wendell L. Willkie, the Repub-Wendell L. Wilkie, the Republican presidential nominee, has definite appeal to the femmes. The younger distaff ide say he is a 'cutie pie.'

Expression appears to have emanated from among Broadway obvines.

600 TOLERANCE PLEAS MADE

Since Nevite Miller, president of National Assn. of Broadcasters, suggested five months ago that stations join in a campaign of tolerance, more than 600 programs designed to promote better relations between the various faiths have been broadcast by nearly 300 American stations. This statement was made in a recent release of Religious News Service (affiliated with the National Conference of Jews and Christians). Taking part in the tolerance campaign via addresses, round tables, etc., have been laymen, business men, merchants, a Supreme Court justice and others. The Federal Council of Churches assists in the work.

Korda's 'Bethel' as Play On B'way Prior to Pic

Alexander Korda will probably enter the legit production field in New York in the fall, it was revealed this week. English film producers initial venture would be 'Bethel Merriday,' dramatization of the Sinclair Lewis book to which he owns the screen rights and which he will-also pictures.

Korda: has three and possibly four pictures on his shooting slate prior to 'Merriday.' Inasmuch as he will hus not be able to produce it until next spring at the earliest, he feels it would be advantageous to give the tale further buildup by putting it on legit boards in the meantime. Producer has an option on Lewis Serv-(Continued on page 20)

Hollywood, July 9.

An all-British picture, with an all-British production personnel, cluding producer, director, writers and players working without salary, is about to be made in Hollywood as a contribution to the British Relief Fund. Practically every Britishorn member of the film colony has volunteered.

Robert Stevenson has passed up a job as director of RKO's next Ginger Rogers starrer to produce the benefit picture. He is currently assigning writers to build an original story, purely entertainment, without, any symptom of propaganda. It is hoped to raise \$1,000,000 for the fund, through RKO distribution.

Idea was worked out at a meeting in the offices of Eric A. Cleugh, British Consul in Los Angeles, attended by most of the prominent Britons in the film industry. It will be carried on by those beyond the age of 31, the current limit under England's army and navy regulations.

In addition to the impending picture, Britons here have been contributing handsomely to the relief of (Continued on page 46)

Vision Machines Arouse High Hopes for Cash Payoff to Music Biz

The music men becoming hopped up by enthusiastic claims from the juke-box film promoters who set forth a potentiality of 500,-000 coin-machine picture gadgets, each averaging \$20 weekly income. On a 5%-of-the-gross basis, for the use of copyrighted music, the publishers foresee vast incomes. The 5% is what Muzak pays on an average for commercial use of canned music.

What the music men like best about the sundry sound-vision 16

What the music men like best about the sundry sound-vision 16 mm. films is that they can control it, via their song copyrights, unlike the phonograph records, where anybody can wax tunes by simply paying 2c per recording.

ARTHUR BYRON, SR., IN RADIO PLAYS BY SON

Continued on page 20)

Showboat Evolution
Lynchburg, July 9.
Captain Milford Seymour is making his last trip up the Rappahannock with his noating theatre, whose appearaises at rivertowns in Virginia, Maryland, North Carolina and South Carolina were so regular in seasons. Past that natives set their calendars by it.

Seymour intends to beach the craft on the banks of the West River south of Annapolis, Md. in the late fall and renovate it as a film grind.

Arthur Byron, Sr., veteran of 50-dd years on stage and screen, is to add years on stage and screen, is to a

'Father,' Jolson's 'Hats,' Full Lineup Of Chi Nitery Shows to Greet Demos

Chicago, July 9.

Convening Democrats will have two legitimate shows to amuse them when their nominating gathering gets underway at the Chicago Stadium Monday (18). They are the comedy, Life With Father, in the roidst of a long run at the Blackstone, while the Grand will open the day the Convention starts with the AI Jolson-Ruby Keeler-Martha Raye musical, Hold Onic Your Hats.

More so than legit, nite clubs will be going full blast, with Harry Richman headlining at the Cher Paree, Ray Noble's orch and show at the Eatmer House's Empire Room, Glenn Miller's band at the Sherman Hotel's College Inn and Griff Williams' orch in the Stevens hotel's Continental Room.

Blackhawk cafe continues with the

College Inn and Griff Williams' orch in the Stevens hotel's Continental Room.

Blackhawk cafe continues with the Blue Barron orch. Willie Shore and Frances Faye head the show at the Hi-Hat; 'Ada Leonard and Jackson, Stone and Reeve top Colosimo's show. Horace Heidt's orch comes into the Edgewater Beach hotel for the open-air Beachwalk on July 13.

606 Club will continue to offer the biggest array of strippers in town.

Readhouses

Two roadhouses are the big Bon-Air, with Clyde Lucas orchestra, Frank Parker, Dr. Giovanni, Gower and Jeanne and Steve Evans, and the Villa Venice, which goes in primarily for undressed femmes.

In addition, there are flock of minor niteries and cocktail spots with entertainment. There has been a veritable flood of these in the loop and the near-northside during the past few months and more are opening up every day.

On the gambling side the conventioneers are going to find it tough to get any action on dice; roulette or blackjack, as the heat is still on in town, with none of the nitery or straight casinos open. Outside of the county a couple of spots are sneaking, but they are far out.

At the Chicago from, there is a sumer lee show tagged lice Vanities.' It opened July 4 and is scheduled to run through until Labor Day.

JOE COOK'S UNIQUE N. J. HOME FOR SALE

Joe Cook has decided to dispose of bis unique estate and home in the country billed as "Sleepless Hollow and located at Lake Hopateong, N. J. The comedian explains that inasmuch as his children have grown up, except the youngest son who is at school most of the year, he no longer feels the need of the place. While the spot is but 48 miles from Broadway, he has used it the year-round. This has kept him a bit too far from show business and the comedian figures he will be more free to accept engagements when the place is sold. Cook's place, which covers 17 acres, is being offered for sale by Joseph P. Day, as agent. Some in the profession may have more pretentious establishments on the Coast, but few are as complete as Cook's, with its stone house, two other buildings boat house and nine-hole golf course. Latter has several trick holes, including, an almost certain hole-including an almost certain hole-in-

Cook has entertained thousands of guests, including name people in (Continued on page 10)

Glenn Miller Would Stall Any Film Deal's Payoff

Lincoln, Neb. July 9.

Glenn Miller has several dickers with film companies, but slates he had two worries in closing. One, he wants the right picture, and secondly he wants staggered arrangement on the payoff, so he won't get stuck for the bulk of it in taxes.

Miller said hed prefer to have the pay withheld for a year or so, so if he's past his hot streak, it'll fall in the breach.

Ratoff Checks Off 20th

Hollywood, July 9.
Gregory Ratoff, director at 20thFox since 1937, checks off the lot on
completion of his pilot role on 'The
Great Profile,' with two jobs in the

Great Frome, which confines

First is a directorial deal with Columbla, after which he moves to
Faramount on a producer-director
commitment.

SOME FUN

Theatre Manager Bucky Williams Has His Hands Full

Theatre Manager Bueky Williams

Has His Hands Full

San Francisco, July 9.

When they threatened him over the telephone, Bucky Williams, manager of the Newsreel theatre, could take it, especially since two. G-men happened to be sitting in his office at the time. But when one of his customers started chasing him with a knife, it was just a little too much. The customer, said to be a retirednaval officer from Oakland, became brewrwraught after viewing war subjects and went berserk. Pulling a knife, he chased three employees, including Williams out of the theatre before Officer Bill Hensel interrupted. Gent is now under observation in system ward.

Only other disturbance inside the atre lately occurred when one fan got to his feet and expressed a pungent opinion of Mussolini, None responded and calm returned, to Williams' relief.

Outside, street-fighting was a contributing factor toward discontinuance of sidewalk lecturer who analyzed spot news with relation to reels on view unside. Spieler, George Swasey, is said to have spent 12 years with U. S. Chamber of Commerce in Paris, and blocked sidewalk with his commeritary. A pro-Nazi remark by one auditor netted him a severe beating at hands of other listeners, which wasn't exactly the sort of bally Williams was looking for. This week Williams is reviving March of Time's Inside Nazi Germany.

Turpin's Pie-Throwing Pals Pay Him Final Tribute: Stars Missing

Hollywood, July 9.

Notables, of the custard pie film era came back out of the mists of the peast to pay a final tribute to their cross-eyed pal, Ben Turpin, whose funeral services were held at the Church of the Good Shepherd in Beverly Hills. Players of the more modern generation were absent. Pallbearers were Andy Clyde, Charlie Murray, Jimmy Finlayson, Billy Bevan, John Waldron and Del Lord, all prominent in silent pictures.

Among the mourners were Dot Parley, Buster Keaton, Snub Pollard, AI St. John, Hank Mann, Joe Murphy, Vic Potel, George Gray, Vernon Dent, Eddie Quillan, and his father, 'Dad' Quillan, who had played with Turpin in the old days.

Charles Chaplin was not there in person, but sent the largest floral offering, a seven-foot standing spray of roses.

Maeterlinck Fleeing Blitzkrieg on Freighter

Maurice Maeterlinck, Belgian dramatist, best known for his The Bluebird, is on a small Greek packet sailing from Lisbon, called the S. S. Nea Hellas, and due in New York this weekend. Like many another artist, he's seeking a haven from the blitz in the New World. Mrs. Maeterlinck, with youngest the New Morld.

much younger than the 75-year old playwright, is with him.

ALICE DELYSIA SAFE

Returns to London from Paris After Being Reported Missing

London, June 25.
Setting of Alice Delysia for lead in musical version of 'Cradle Snatchers' brought grief to Jack Waller who is resenting. Actress returned to rance immediately on completion of eal and then was posted as miss-

Ing.

After a nightmarish journey she returned safely yesterday (24), terminating three-day crossing without adequate food and no sleep. She had made the journey to get her 84-year-old mother out of Paris.

Mrs. Emlyn Williams Has Montgomery's N.Y. House

Robert Montgomery has given over the use of his home at Brew-ster, N. Y., to Mrs. Emlyn Williams, wife of the London actor, and the couple's two children. Mrs. Wil-liams and the children arrived in New York Saturday via Canada They are staying temporarily with

They are staying temporarily with Janet Cohen, of the Brandt and Brandt agency, at her Pond Ridge, Conn., farm. Williams serving with the British army.

Mrs. Williams plans to arrange for n. American production of The Corn Is Green, authored by her husband, who also wrote Night Must Fall. Corn van 700 performances in London and was halted by the war. Jill Esmond, English legit and film actress and former wife of Laurence Olivier, arrived in Montreal last week with her and Olivier's child. They plan coming into the United States.

WINDSOR, ONT. **NURSES FILM AMBITIONS**

Detroit, July 9.

Windsor, Ontario, just across, the river from bree, again is beginning to figure in reports as a likely center for film production. Until the depression blacked out the plans several years ago, the Canadian city, where plenty of capital is centered, toomed as the most important of the Canadian towns under consideration by important companies.

The war, and the flowing of both directorial and other talent to Canada with the threat of the blitzkrieg to England, again has brought it to the Gandian, location, close proximity to the United States and modern mechanical and technical setup make it the best bet for the location of new companies, either by British interests or American studios.

Under the stimulus of war, Windsor, no slight center of production of the mechanized means of warfare, has become one of the Dominion's most vital cities, which is not unimportant in the lure it is having for all types of business interests.

Its closeness to Detroit, for instance, would give it an early draw on the technical and staff resources of three of this country's largest industrial film studios—Widding, Jam Handy and Industrial Pictures. It's spotting on the map also shows the ease with which it could draw talent from either the west or east coasts.

Detroiters and the rest of Michigan are watching developments with keen interest. This state, too, had extensive motion picture ambitions and, like New York, tried to wangle the location of one-of-Hollywood's major outfits when California tax levies hinted of the possibility of their moving. Michigan has felt that it has plenty of versalle scenery—everything, from deserts in the dune country to the largest seacoast of any state in the union and figures this wealth of landscape would be a big boon to the nearby Canadian studios.

'GUEST CAPT.' GAG TO HYPO SHOWBOAT'S B.O.

Detroit, July 6.

Using political biggies and the heads of large organizations for guest captains, inland Chesaning, Mich., is going to break records in the fourth year of its Showboat. The 90-foot homemade craft is tied up in the town's Shiawassee River.

Typical of the devices used for whipping up crowds from its entire section of the State is having Rolary, inght for July 14 which will overflow its 7,000 seats during the two-hour show. Jimmy Stevenson, WJR radio commentator, is the guest captain for the night.

Other devices are having Murray

After a nightmarish journey she teturned safely yesterday (24), terhinating three-day crossing with
ut adequate food and no sleep. She
nad made the journey to get her 84
rear-old mother out of Paris.

ARRIVALS

Rosita Moreno, Henry Bernstein,
fadeleine Carroll, Louis Verneuil.

Music Hath Charms for Metro

Hollywood, July 9.

Metro will play a time of about \$3,000,000 profit if everything is harmonious in its deal with Broadcast Music, Inc.
Here is the musical score: Metro bought 51% of the Jack Robbins melodious outfit for \$75,000, and out of the profits paid \$400,000 for the Leo Feist firm, \$100,000 for Miller Music, etc. Now the film company is negotiating to sell its tune interests to Broadcast outfit for about \$4250,000, with a cut of \$750,000 going to Robbins for his original holdings (about 26%). [Further details in Music Section.]

French Sensitivities No Longer Worry Canada on 'Beau' or WB on 'Devil's Is.'

Airlines

Airlines

The first film to use TWA's stratoliner promises to be a release by
Republic Pictures, according to cameramen at work at the airport last
week. For a Republic reel, cameramen clicked cargo-handlers, passenger agents, plane mechanics and
hangar men—all of it background
under the auspices of Consolidated
Film Industries, of Fort Lee, N. J.
which controls Republic. While the
cameras were on the apron shooting,
the Boeing super-charged transport
happened and the men eagerly
levelled their/lens thataway. Arthur
J. Miller of Confilm, was in charge
land, cameramen the job- were
Larry. Williams and George Wellstead. The finished pic is to have
a World's Fair setting, with airport
fringes.

Howdy
Patricia Morison. Hollywood starlei, came in from the Coast Saturday
on a United Mainliner. She said
she was in New York to greet her
cousins from England, Dennis and
(Continued on page 18)

For First Time in 25

Years, Newsreels OK
On Prize-Fight Shots

For the first time in 25 years, U.
S. newsreels were able to cover a
prize fight in its entirety when Jack

FIJM STIINIO ORBERS.

S. newsrests were and to cover a prize fight in its entirety when Jack Dempsey appeared in his 'comeback' against 'Cowboy' Luttell last week in Atlanta, Ga. Federal law prohibiting interstate shipments was repealed by Congress recently and signatured by Roosevelt in time to lift the ban.

The reels ran into difficulties because the fight promoters claimed Fox Movietone, News of Day and Pathe had not been given formal release on the pictures. After each was threatened with, a \$50,000 damage suit, all' three decided not to release the subject.

Paramount went ahead and leased the films claiming it obtained initial permission to photograph the boyt. Promoters also photographed (Continued on page 10) prize fight in its entirety when Jack

Mike Todd, Harry Pincus Playing Hospital Route

Playing Hospital Route
Michael Todd, the No. 1 showman
at the N.Y. World's Fair with three
major and one minor concessions,
was operated on late Sunday night
(7) at Polyelinic hospital, N.Y. for
acute appendicitis. He was taken ill
suddenly that morning. His condition yesterday (Tuesday) was good.
Another Broadwaylie in a hospital currently is Harry Pincus,
agent-brother of Joe Pincus, of
20th-Fox films. Pincus is in the
Hospital for Joint Diseases under observation.

Gone' With the Nipponese

Tokyo, July 8.
Gone With the Wind M.G. will be translated and filmed by the Kyoto studios of the Shochiku Motion Picture Co, with a Japanese

Tatasuo Osone will direct.

SAILINGS

July 12 (New York to Venezuela).
Charles McDonaid (Santa Rosa).
July 5 (New York to Bucnos Aires)
Herbert Janssen (Santa Elena).
July 5 (West Indies Cruise) J. K.
Robertson (Santa Paula).
July 5 (Los Angeles to Honolulu)

FILM STUDIO ORDERS MILITARY TRAINING

Hollywood, July \$.

One film studio in the Valley is.

One film studio in the Valley is.

The front office ordered a list of all workers of military, age, and the circularized each to devote one night

weekly to training.

Some opposed it, but the order goes if a majority are in favor of the defense proposal.

Jessel Calls Off Dinner Dates for Studio Stint

Hollywood, July 9.
George Jessel's commitments as dialog director and writer on Hal Roach's Road Show's caused him to cancel toastmaster dates in Akron and Youngston, O., and Pittsburgh. Comedian will take a flying trip to fill an engagement at the Bainkers dinner in Philadelphia, Aug. 21, after which he will air back to the studio.

N. Y. to L. A.

Stella Adler, George Colouris, Walter Craig, John Houseman, Gertrude Lawrence.
George Raft.
Irene Rich.
Gradwell L. Sears.
Lou Smith. James Stroock.

L.A. to N.Y

Basil Block. Basil Block.
Lou Brock.
Joe E. Brown.
Eddie Cantor.
Howard Dietz.
Betty Field,
Paulette Goddard.
Arthur Hutchinson.
Brenda Joyce.
Elia Kozan.
Nancy Kelly.
Alexander Korda,
Tyrone Power.
H. Allen Smith,
John Swope.

EPORT NAZIS BAN U.S.

What Will War Do to U. S. Pix?

American film executives are studying closely the reaction of foreign countries to their product, as a result of the European conflict, to determine whicher they will be able to continue the popularity of Hollywood product outside U. S. boundaries. It may be that the predominance of American pictures, developed in the face or restrictions, adverse legislation, etc., in the last 22 years will be swept aside by the current war just as the World War enabled the U. S. film business to secure its first firm hold in foreign lands. Others believe the position of the industry will be aided by the warfare.

In 1914 and until 1917, no American stars meant much in foreign markets. Hailain, French and some German pictures dominated the held. One distrib recalled that Mary Pickford, Douglas Fairbanks and William Farnum films hardly paid for the cost of distributing there. The war provided the wedge for American product to build in popularity.

Mae Murray's \$750-\$1,500 Radio Deal **Enough to Support Son, She Argues**

Albany, July 9.

Declaration that she has a \$750-a-week radio contract on which to support her son, Koran Midvani, was made by Mae Murray last week as she reopened her fight in sureme court here for custody of the boy. Former screen star testified that the termer, beginning next Monday (15), is with the Grant Melville Co. and calls for \$750-a-week for a second period of the ame length. She will be featured in radio playlets, she said.

Hearing, which lasted most of the day, was adjourned after Miss Murray's testimony until bomorrow (Wednesday). The 13-year-old youngster, whose father is Prince David C. Mdivani, divorced from Miss Murray several years ago, is by court order in the custody of a family in Averill Park, N.Y., with whom, he testified at a previous hearing, he would prefer living. Mother and son falled to exchange even a glance in the courtroom last (Continued on page 46)

Sally Rand, Nixed By LaGuardia for Fair. OK for N.Y. Hotel Deal

Sally Rand who couldn't wave her fans at the New York World's Fair reputedly because of Mayor La-Guardia's nix of such high jinks on the Flushing Meadows, is virtually moving in next door to the expowhen she opens July 17 at the Cocoantral Notel, in Manhatan. Her deal calls for a minimum of 11 weeks, with four-week options thereafter, a guarantee and split of the Grove's business and its adjoining cocktail lounge. Miles Ingalls set the deal. The fanner will move into the roof nitery with a troupe of 20 girls. (Continued on page 16)

SWAPS UPCOMING HIT FOR 1922 'CHICAGO'

A trade, which has caused some bepuzzlement in Tin Pan Alley; is Fred
Fisher's turning over of all rights to
his latest turne, 'Whispering Grass',
to Mils Music, Inc., in return for
the copyright of 'Chicago', Milis
acquired 'Grass' and conveyed the
copyright of 'Chicago', last week.
The swap took place, at Eisher's instigation, just as 'Whispering Grass'
was beginning to show signs of becoming a best seller.

Fisher explained that 'Chicago' is
the only one of his songs for which
he wrote both melody and lyrics and
because of that he wanted to own
the copyright. He also has an idea
of reviving 'Chicago', which he wrote
he wrote both melody and lyrics and
because of that he wanted to own
the copyright. He also has an idea
of reviving 'Chicago,' which he wrote
he wrote both melody and lyrics and
because of that he wanted to own
the copyright. He also has an idea
of reviving 'Chicago,' which he wrote
he wrote both melody and lyrics and
because of the proposition to
list after another publisher had
offered him an advance of \$1.500 for
Grass'. Latter's lyrics are credited
to Fisher's daughter, Doris, and the
original title page carried 'he imPint of the Fred Fisher Music Co.

Well Running Dry

Hollywood, July 9.

After 15 years of doing a solo job on their comedy situations and scripts, Amos 'n'. Andy have finally called in a collaborator.

He is Bob Ross, who will contribute ideas and also put in time on promotion and publicity.

Now the H'wood Yen's for Comedy **Mystery Scripts**

Plenty of mystery stories, if scripts can be obtained during the coming season, will spice the comedy for which all studios have been clamoring since the realization of the past ing since the realization of the past month that audiences don't want war themes. Comedy-whodunits, Inspired by Paramount's success with The Cat and Canary' and 'Ghost Breakers,' are particularly in demand by producers.

More of the same type stuff as the two recent Bob Hope pictures is, in fact, so much desired that at least two companies, Metro and Paramount, have their New York Continued on page. 46

BERNSTEIN TELLS OF **NAZI THREATS ON HIM**

Henry Bernstein, French playwright, arrived in New York Mon-day (8) from England after escaping day (8) from England after escaping Nazi would-be assassins who had threalened to kill him for writing an anti-Hitler play which enjoyed as successful run in Paris. His 'Elvire' ran at the Ambassadeurs from Jan. 29 until June 7, after practically everybody but the actors had evacuated Paris. The company was magnificent, Bernstein said. They kept playing until the Germans were 35 miles from Paris.

Unofficial Report Follow Word That Reich Takes Over 20th Fox Exchanges in Belgium and Holland

SO. AMERICA SNAG

Banning of all American films from Nazi-controlled territory was unofficially reported in N. Y. this week, but lacked official confirmation either from Washington or homeof-

week, but lacked official confirmation either from Washington or homeoffices. Bar on U. S. product supposedly is predicated on the fact that nearly every producer has been making vehicles critical of Naziism. In leading industry circles, the feeling yesterday (Tuesday) was that if an edict against U. S. pictures had not been issued it would be only a matter of time until such action is taken by Hitler. Fact that several companies had been getting word through regularly from Brussels offices indicates business is going ahead as usual in part of Europe. Reported general ban, without mention of specific countries, followed word from abroad that the Nazi government had taken over some 20th-Fox exchanges and pictures in Belgium and Holland particularly because of Four Sons and The Man I. Married, formerly T Married a Nazii. Homeoffice of company claims that no official word has been received regarding this German action.

been received reserved.

It will be recalled that the Hitler government clamped the lid down on American companies which were critical of his regime and forced them out of Germany. Whether similar action against these distributors (Continued on page 11)

Monte Proser's Broadway Beachcomber Ruled No Opposish to H'wood Cafe

Federal Judge Edward A. Conger in N. Y. on Monday (8), denied an application for a temporary Injunction against Monte Proser's Beach-comber Restaurant brought by Cora I. Sund, doing business as Don's Beachcomber, Hollywood, The plaintiff seeks a permanent injunction, accounting, and damages against Proser's N. Y. establishment charging misappropriation of the name and recipes for food and drinks of its restaurant.

In denying the injunction request, Judge Conger pointed out that the plea of unfair competition did not hold water as both restaurants were (Continued on page 11) in N. Y. on Monday (8), denied an

Lytell Welcomes Investigation That Might Uncover Reds in Equity; All Named Deny Congressman's Blast

Dated?

Detroit, July 9.

Sercening of New Moon for the critics here was nearing its end. Along came the monent when the screen issued the proclamation, The French people now are free.

Well, that definitely dates the picture, a voice in the darkness drawled.

Paris Trying To **Get A Semblance Of Former Gaiety**

Paris, July 6. (Via Berlin)

Show business here is springing back to normalcy—or what ap-proaches normalcy under exceedconditions-with ingly abnormal amazing rapidity. Many theatres and music halls have reopened during the

music halls have reopened during the past few days and more are lighting up hourly. Move toward rehabilitation of the amusement industry was given additional impetus yesterday (Friddy) by an order from the German military governor extending the curfew to 11 p.m.

Theatres are all doing excellent business under the limited operations possible. Much of the French population which evacuated the city has now returned and everyone who can afford it appears to be seeking some form of minor diversion. Cafes and restaurants which are open are well-patronized with a mixture of German soldiers and French citizenry.

Despite the extension of the curfew and the fact that many amuse
(Continued on page 14)

(Continued on page 14)

PAR'S IF-MONEY DEAL ON 'CAPT. BLIGH' YARN

'Capt. Bligh,' who last strode the deck of that mutinous vessel, the Bounty, for Metry, will probably once again take command of it. But this time for Paramount. The famous character is being written by James Hall and Charles Nordhoff into their

Judge Conger pointed out that the plea of unfair compelition did not hold water as both restaurants were (Continued on page 11)

SELZNICK BACK EAST;
MULLING TWO YARNS

David O. Selznick is due in New York from the Coast today (Wednesday) with his family. They are on their way to Redding. Com., where Selznick has rented an estate for the summer.

During his vacation, producer will begin work on two stories, 'Jiane Eyrel', which is expected to be his next film, and 'Joan of'. Arc', which may follow it. Work will consist mainly, as he puts it, of 'infiltrating mysel' with the lore' surrounding the two yarns.

Par Cuts Dymtryk

Hollywood, July 9.

Paramount dropping Edward Dymtryk as director when his current contract expires in a month.

He was upped from the cutting department to a directorship in the Harold Hurley unit a year ago.

As president of Equity, Bert Lytell responded vigorously to the charges of Representative Lambertson, Kansas Republican, that actor-Communists had taken over key positions in the association. Lytell positions in the association. Lytell did not whitewash those named by the legislator, but declared the accusations were without proof. He declared he would welcome an investigation, indicating that might be done by the Federal Bureau of Investigation, for its time for all 'to come out in their true colors.'

tion, for its time for all to come out in their true colors.

Lambertson's charges virtually took in theatrical talent unions in general. He also named George Hellen, now executive secretary-treasurer of the American Federation of Radio Artists, and Hoyt S. Haddock, executive secretary of the American Guild of Variety Artists, as Communists. Of Haddock, Lambertson said he is. a former C.I.O. organizer of distinct Communist sympathies whose appointment was protested by the American Federation of Labor. A few weeks ago, during an AGVA board meeting, Haddock and others in AGVA were accused of being Reds. Haddock denied the charges, answering, I'm nied the charges, answering, 'I'm not smart enough to be a Com-munist.' [Haddock's further ideas (Continued on page 20)

HERSHOLT'S \$10,000 WK. IF AIRSHOW'S MUTED

Hollywood, July 9.

Monetary protection against any eventuality which may cause a suspension of, his sponsorship is afforded Jean Hersholt in his new contract with Cheestrough vaseline, which carries up to January of 1942. If, for any reason, including war, the program is dropped, Hersholt recives \$10,000 for every 13-week period during life of the contract.

Trade Mark Registered FOUNDED BY SIME SILVERMAN Published Weekly by VARIETY, Inc. Sid Silverman, President 154 West 46th Street, New York, N. Y.

Vol. 139 (120 Advance Production Chart.. 16 Band Reviews.... Chatter Literati 44
Legitimate 42 Night Club Reviews Obituary 46 Outdoors Pictures

VARIETY RADIO DIRECTORY (Published in N. Y. annually) \$5, per copy

Vaudeville

DAILY VARIETY \$10 a year \$12 foreign (Published in Hollywood by Dally Variety, Ltd.)

SWAPPING INFO ON DEALS, TERMS, ETC., A NEW THREAT FOR PICTURE SALESMEN

Indies Started It - Major Chains Frequently Cooperate in Order to Force Prices Down-Matter of Horse-Trading

Movement for an interchange of information concerning film deals made with distributors, started among independents, is arousing considerable speculation because of the possibilities of mass resistance for the salesmen throughout the country. If progressing to any point of importance, such an exchange of film deals, demands by distributors, performance of a given company's product the prior year, etc., stands to place the film-peddler up against new obstacles.

While there are doubts on both sides among exhibitors as well as distributors, on the other hand if enough exhibs band together to give each other the benefit of their transactions and experiences, it is, not altogether unlikely the larger affiliated chaln buyers might do the same thing among themselves. Major chains usually pay 35% for film which goes to the indie under percentage deals at 40%.

Although the average large buyer keeps his deals to himself, very often because he has bought carefully or has been given an edge, all are the figurative common enemy of the distrib and, in some cases, affiliated thuyers are said to have worked in cahoots with others in order to control terms. Claimed, also, that major chain affiliates have also cooperated with indie chains in their territories in order to hold the distributors down.

Rutting the Pressure On

Putting the Pressure On

Retting the Pressure On

Now that the film companies are demanding higher prices, extended time and lower splits, the indie buyers notably hight be inclined to coperate among each other in what would amount to 'indirect buying power' or pressure. In other words, if the word went around among a lot of theatre owners that Company A's pictures didn't do well this season, figures or some other information concerning performance at the boxoffice being given, that company would face heavy resistance. If a representative number of indies, thus interchanging information on deals, performance, etc. began providing resistance, contracts at lower terms might have to be accepted or some compromise made. Fewer contract rejections might result.

On the other hand, the exchange of info should work to the advantage of another company that had delivered satisfactorily in accordance with deals made. Instances could occur also where one exhib can prove he has done well with a given company's product, while another hasn't, this in 'turn giving the distrib some leverage.

To just what extent exhibs would

prove he has done well will a given, company's product, while another hasn't, this in 'turn giving the distrib some leverage.

To just what extent exhibs would be willing to reveal what pictures did for them, what the terms of their deals were, what adjustments were made and the like, is highly problematical. An exhib in close competition with another in the same territory might be agreeable to cross-checking contracts, terms, demands for the new film, etc., and he also might not. This depends to some extent on whether the exhibition the same towns spoke to each other and whether one felt he could outsmart the other fellow on buying anyway. Many exhibs feel they are shrewd buyers and can battle-bargains with the distributors, which others cannot succeed in getting.

There are cases also where friend-ship with a salesman or even a home office distribution executive gets one man a better deal than another canwrangle. Such a buyer no doubt will not want to tell what his 'edge' was. partly because the other guy in his territory or someone else served by the same exchange has to make up for it.

The setup of deals with the majors are such that even some of the large partners associated with Paramount but doing their own buying, refuse to reveal the terms for the benefit of brother-partners in the Par fold. Others do report their deals to the home office.

home office.

The Allied States Assn., national exhibitor organization and various territorial associations, are pushing the idea of an interchange of formation among exhibs, now, only on film deals, but in other directions.

Jimmy Roosevelt Has 10 Jukebox Film Shorts Ready

James Roosevelt revealed Monday
(8) that he has 10 three-minute
shorts for the Mills Novelty Co.
completed and on the shelf. He decleared he has an order for 30 more
to be delivered on Aug. 15. Beyond
that, he said, there's nothing definite
except an agreement to turn out
more of the briefles for coin machines whenever Mills wants them.
Juke-box manufacturing outfit
doesn't expect to have its devices
ready until late in the year. Roosevelt stated, and until then the films
will remain in cans. He said he
makes each one on a flat fee, no
percentage being involved.

Plans following the completion of
Pot o' Gold,' his first feature picture, are being left in fluidity, pending world events, the producer asserted. Film based on the Horace
Heidt air show will go before the
cameras Sept. I, he said. He'll floack to the Coast this week to wind
up scripting and casting before July
20.

President's son refused to publicly
discuss the activity of the film busi-

pack to the Cost his week to wind up scripting and casting before July 20.

President's son refused to publicly discuss the activity of the film business in the nation's defense plan, although it is understood he confabbed with his father on this subject over the holiday weekend. Arriving in New York early last week, he went up to Hyde Park July \(^3\) to attend the dedication of the new library to house the President's papers.

Roosevelt's Globe Productions opened offices in New York last week. Roosevelt's Globe Productions opened offices in New York last week. Roosevelt's Globe or Productions opened artists building, which he used while employed by Goldwyn. He alsonamed David Griesdorf his eastern rep. Griesdorf is former United Artists branch manager in Winnipeg. New York office will handle only matters concerning regular productions released through UA, and will have nothing to do with Roosevelt's ventures into production of briefies for coin machines.

HIZZONER'S N.Y. FILM **PUTSCH TAKES THE VEIL**

Efforts of Mayor LaGuardia to bring film production to New York have apparently been laid away on ice for the time being or, at least, will continue in more modest style. Suite of offices in Radio City, which were opened to push the campaign in the heat of Hizzoner's ardor last winter, have been quietly buttoned up and the staff returned to its regular duties.

Department of Commerce which

lar duties.

Department of Commerce, which was set up to bring any sort of new enterprise to New York, but of which the film division was the major part, is continuing its activities in more fertile spheres. It's being run, however, from the private offices in Wall St. of George Sloan, recently named Commissioner of Commerce by La-Guardia.

Other News Pertaining to Pictures

CBS and Par stock sale: Page 23
Radio reviews: Abbott & Costello, George McCall, Evalyn
Laye, Jimmie Durante, Rochester, Wings for America,
Lief Erickson, Hollywood Dreams, 'America Sings' Page 24
BMI deal Page 37
AGVA Page 37
Old Friars Club changes hands Page 38
New acts: Warren Hymer Page 43
Miriam Hopkins faces charges. Page 43
Gillmore's salary cut to ease 4A's strain Page 43
N. Y. Fair's showmanship Page 47

Toscanini's Goodwiller.
Wartime biz bad, London exhil a leef.
Bob Hope's radio dicker
CBS and Par stock sale.

Capra Starts Filming 'Doe'

Hollywood, July 9.

Hollywood, July 9.
Frank Capra sent his high-budget picture, 'Meet John Doe,' before the cameras at Warners yesterday (Mon.) with Gary Cooper and Barbara Stanwyck in the top spots.
Late additions to the cast include Mary Carr, Sterling Holloway, Knox Manning, J. Farrell MacDonald, Gene Morgan, Sarah Edwards, Edward Hearne, Benny Bartlett, Bess-Flowers, Lafe McKee, Edward Mc-Wade and John McManus.

Rodgers-Hart Working In N. Y. With Brock On **RKO Filmusical Score**

Because Rodgers and Hart many other Broadway commitments, coupled with an antipathy to working and living in Hollywood, Loui Brock will work with them in New York on the preliminaries attendant to the RKO filmusical he's preparing for September start. Tentatively Because Rodgers and Hart have

York on the preliminaries attendant to the RKO filmusical he's preparing for September start. Tentatively ittled They Met in Argentina, 'tag will have to be changed due to a wave of Argentina film titles (20th-Fox, Universal and others). Brock did the original idea besides producing; Jerry Cady the script, and Rodgers and Hart will complete their score in the eastfiling it either by mail or, more likely, collaborating with Brock, who will fly back and forth.

Frank Veloz (and Yolanda), retired ballroomologist, will essay his first Hollywood dance-staging job with this film. Maureen O'Hara will be cast opposite Albert Vila, new face from South America. It's all part of an MCA 'package deal.'

Brock produced the first 'Astaire-Rogers-Youmans filmusical for RKO in 1934, 'Flying Down to Rio.'

Roland's Bi-Lingual

Hollywood, July 9.
Gilbert Roland does a double linguistic role in 'Gypsy Cavalier,' English and Spanish. 'Paramount is shooting the picture in both languages

guages.

Three more roles in the offing for Roland are in 'Cortez, Conqueror of Mexico,' to be produced by Alexander Korda, and two Metro productions, 'Tortilla Flats' and 'The Lite of Simoh Bolivar.'

Lawrence Flying Over; Franco-British Clash

Laudy Lawrence, Metro's European manager, headquartered in Paris, is due in on the Clipper from Lisbon this week with his wife and their four-year old son. Arthur Field, his aide and brother-in-law, will be with him. Mrs. Field preceded them to the States recently and currently in California, expecting a baby

to the States recently and currently in California, expecting a baby.

Mishap with their car, through running out of gas, delayed them about two weeks on the trip from Bordeaux to Lisbon.

Stuck in Lisbon right now, awaiting space on the Clippers, are bankers Robert Lazard (Lazard Feres), Maurice and Edmond de Rothschild, Rene. Clair, the director; Levy Straus, who headed the Columbia Pictures unit making them in French; Robert Duviver, the director; Maurice Chevalier, Nita Raye and Max Ruppa, his manager-seretary, and other prominents.

Sacha Guitry was in Biarritz, ready to leave the country, but decided to return to Paris ditto Elyma Copensor, Romanian actress, who has been prominent on the French stage for more than a decade, who likewise is returning to the ex-French capital.

A hazard now for American frierds

capital.

A hazard now for American friends of departing French show people, i.e. those of French citizenship, is the fear that if France and England really clash in formal war, it may well mean that the clippering showfolk could be taken off in Bermuda and interned as technical enemy allens.

TWO FULL-LENGTHERS BY DISNEY FOR '40-41

Hollywood, July 9.

Two animated features a year, instead of one, is the new schedule at the Walt Disney studio, with Fantasia' and Bambi' slated for release during the 1940-41 season. Increased production & made possible by the concentration of all departments in the new Burbank plant.

Fantasia, \$2,000,000 musical inker with arrangements by Leopold Stokowski, is due for release in Cotober after more than two years in work. 'Bambi,' another \$2,000,000 job, slated for completion in January. Hollywood, July 9.

GOV. OLSON'S BOY AT 20TH

Hollywood, July 9.
Dean Olson, son of California's
Gov. Olson, who recently graduated
from the University of California
here, has jojned 20th Century-Fox.
He will work in the clerical division of the production department.

Sheldon Counterclaims for \$50,000 On Heels of McClintic's 'Letty' Suit

Charging unauthorized assig Department of Commerce, which was set up to bring any sort of new enterprise to New York, but of which the film division was the major part, is continuing its activities in more fertile spheres. It's being run, however, from the private offices in Wall St. of George Sloan, recently named Commissioner of Commerce by La-Guardia.

Radio City offices had been virtually morgue-like since the resignation several months ago of Clendenin J. Ryan, if., who headed them. Herman Levin, in charge since Ryan's departure, has returned to his former duties in the Department of Welfare. of contract and asking \$50,000 dam-

of charges, Sheldon claims that McClinitie breached the contract he held upon 'Dishonored Lady.' Situation is similar to a case where a property owner chases a burglar, with a neighbor trying to trip him and toss obstacles in his way but when the property owner finally recovers his property owner finally recovers his property, the neighbor rushes up and claims he is entitled to divide the property with the owner. That is the way Arthur F. Driscoll, of O'Brien, Driscoll & Raftery, summed up the case this week.

Sheldon claims McClintle tried to

O'Brien, Driscoil & Raitery, summer up the case this week.

Sheldon claims McClintle tried to assign the original contract dated Dec. 5, 1928, without written consent of the authors. Also that the assignment was to Charles Frohman, Inc., and that it went from this firm to Faramount and Gilbert Miller, also without written approval. No consent was given for the English production either.

Production of the play in England it is alleged, also failed to follow stipulations as to cast and director, regarding changes and that its presentation actually destroyed the valuable goodwill the play possessed in England.

England.

Sheldon also claims in his counteraction that McClintic and his assigness gave comfort and aid to the
enemy when 'Letty Lynton' was produced and the copyright infringement suit was started by the au-

(Continued on page 14)

Small's Panacea: Poses New Problem Drastic Salary **Cuts, Kayo Duals**

Hollywood, July 8.

Film industry must submit to a major operation or face economic death, in the opinion of Edward, Small, United Artists producer. In a signed statement to the press, Small urged a general slashing of salaries, elimination of the double bill and closer cooperation between producers and exhibitors.

The operation, he said, may not be a pleasant one—operations seldom are—but the plan fact is that in the face of a crisis such as now confronts our great industry, there is no other course left open. A major readjustiment must come swiftly if it is not to come too late. Top salaried producers, executives, stars, directors, writers and all others will have to realize that they worth today what they were worth yesterday. Thus, a person who was worth \$100,000 per picture ix months ago is today actually worth about \$\$60,000. The same rule applies to every other wage earner in the business.

Exhibitors as well as producers must set their houses in order.

Exhibitors as well as producers must set their houses in order. Small declared, condemning dual bills as a mark of poor showman-

bills as a mark of poor showman-ship.

They are also a mark of greed, he continued. There are times in every business when it is essential to lose money to maintain standard. Too many exhibitors were unwilling to lose money on this basis, became panicky and turned to double-bills, dishes, automobiles, stoves and a thousand other things at a time when they should have turned on all the power of showmanship. It was the easy way, but like everything that comes easy, the eventual price is a costly, almost destructive one.

one. As a cure for the ills of the picture business, Small suggested an immediate 'industry partnership' based on a three-way platform.

1.—An immediate healthy cut in all motion picture salaries, beginning at the top.

2.—Elimination of double bills, giveaways and other so-called stimulants.

3.—Sharing of problems by all branches of the industry.

FRANKLYN WARNER ALL SET TO PRODUCE AGAIN

Hollywood, July 9.

Financial difficulties which have held up production by Franklyn Warner's Fine Arts Producing & Distributing Corp. are said by Warner to have been cleared up. Three films on which he has been promising to begin production for the past six months are now reported really nearing that stage.

Pictures which are slated to go into work the old Grand National lot, which FA has taken over, are 'Flying Heels,' Red- Gardenia and 'Derelict Alley,' Otis Garrett and Maurice Kahn to direct them.

them.
FA, organized following the bankruptcy of Grand National, has been existing seven films formerly distributed by that outfit, Principal income-maker has been Anna Sten's Exile Express, which started through RKO nabe circuit in New York yesterday (Tuesday).
Franchise-holders throughout the country was the property of the propert them.

raininse-noiders throughout the country have been doing some squawking at the failure of the promised new pictures to be delivered to supplement the original seven. Beefs have not been too serious, however, the states-righters have no investment in the FA franchise.

Singin' in the Saddle

Hollywood, July 9.

'Ragtime Cowboy Joe', last of the Johnny Mack Brown western series of the 1939-40 season at Universal, rolled yesterday (Mon.) without Bob Baker, who wound up his contract lass a featured player and checked off the lot.

Baker, formerly started in western series for Trem Carr's Universal unit, is negotiating for a group of cowpoke starrers with another studio.

DUALISM TO FORE AGAI

Curtis Publishing Researcher Makes Survey for Film Distrib to Ascertam **Extent of Neglected Rural Market**

In an effort to bolster domestic income, several major film companies are mulling possibilities of expansion in the rural market. An actual survey of the nation's hinterlands has been started. Foreign markets are drastically off, while the other two main markets sees the big city near the saturation point on patronage and the heighborhood and suburban classed as merly saturated.

Preliminary survey was made for one major company under the guidance of M. A. Sterner, of Curtis Publishing Co., who has produced basic facts on this rural market not generally familiar to the industry. Understood that Minnesota, Pennylvania, Maryland and New Yorkwere covered in this analysis. This shows that approximately 85% of U. S. counties are chiefly or entirely rural. Also that either the present advertising-publicity ballyhoo over looks potential farmer patrons, there is a dearth of cooperation between the key city exchange, and these smaller accounts.

Because of the present small incomes realized from these smaller patrons, most exhibitor opinion is that they are pushed around, not by necessity, but simply through lack of consideration. Result has been more or less routine operations, with much patronage, going, to larger nearby towns.

Could Mean Plenty

Main factor which has prompted

Could Mean Plenty

much patronage going to larger nearby towns.

Could Mean Plenty

Main factor which has prompled attention to the rural field is the conviction, among some executives that it is a neglected source of revenue. Also that it may be nursed along into healthy condition if properly handled.

Survey undertaken so far shows that nearly 27 key exchange cities have rural population potentialities ranging from 30 to 76% of the total area covered, while only, the Boston. New Haven, New York, Chicago and Los Angeles exchanges have negligible rural population from which business is obtained. Also, this resume reveals, there is a rural population of 33,800,000 out of the nation's 130,000,000 total. Of the U. S. total, 38,900,000 is credited with benigh in the 100 largest cities of the country. Considering the film rentalsobtained from the small exhibitor, the distributor is inclined to believe something should and can be done shout developing regular theatre patrons.

One exhibitor interviewed claimed that if he could get people in from the rural areas served by his theatre once per week, instead of twice monthly, he would be able to increase his business 33%. Further argies developed in the prelim survey indicate that there are 35,00,000 practical potential rural ticket purchasers each week in the U. S., as compared with the claimed total of \$5,000,000 motion picture theatre admissions sold weekly.

Big Farmer Trade

A distributor reported that 65% of the business in his territory comes from theatres catering to the farmer trade. Another indicated that there are plenty of modern theatres in operation but that the problem is to increase attendance by one means or another.

Along these lines, the idea of many distributors in key centers is that they would he able to the that there are plenty of modern theatres in operation but that the problem is to increase attendance by one means or another.

another.

Along these lines, the idea of Along these lines, the idea of any distributors in key centers is that they would be able to increase business and subsequently secure better rentals once the exhib improves his bo. Trouble today, still another distrib averred, is that the big companies neglect everything excepting key cities in developing consumer demand. Same exchange man stated that the bulk of salesmen used out of his office cover the tural district, but with a minimum of cooperation on ad-publicity matter.

A small community exhibitor admitted that any increase in business at his house would have to come (Continued on page 14)

No Wrong Numbers

Hollywood, July 9.
Beverly Hills, particularly th
Oxford exchange section, was
practically without telephone
service for two hours while 20thFox monopolized the wires to
call 900 extras for three productions.
Atmosphere actors were needed for 'The Great Profile,' Brigham Young' and 'Down Argentine Way.' Hollywood, July 9.

Consent' Parleys **Ad Lib Probably Until It's Signed**

For the seventh time, trial of the Government's anti-trust suit against eight major film companies and executives was adjourned (8) for an additional week by Judge Henry W. Goddard, in N. Y. federal court, upon application of J. Stephen Doyle, special assistant to the attorney general, who declared that prospects for ending the suit by consent decree continued favorable. On this statement Judge Goddard set next Monday (15) as the next trial date. Continuations are anticipated weekly through the summer until the work of drafting a decree is completed by Justice Department and ilm defendants' counsel.

Daily conferences among attorneys resumed yesterday in the Bar Association Bldg, after a week's interruption due to holiday and the long weckend. Although no detailed statement was forthcoming after the meetings, conferees on both sides privately expressed the belief that agreement on major points had been reached. Some sections of the consent decree order are in tontative draft form. No effort will be made to polish the wordage until the piecework, as distributed among several sub-committees, has been completed.

As the conferences progress, and the importaince of the arbituation.

pleted.

As the conferences progress, and the importance of the arbitration machinery impresses itself on counsel, there is a feeling growing rapidly that the film industry in the future will bear heavier public responsibilities. With the establishment of local arbitration boards in (Continued on page 16)

STEVE LYNCH'S RR; PLANS MIAMI-TO-CHI

S. A. Lynch, Paramount theatre partner, who has acquired control of the Florida East Coast railroad, is planning to extend it so that trains can be run from Miami all the way to Chicago. He is also discussing the possibility of similar service through to New York, providing arrangements can be made.

Control of the Florida line, operating at present farther north than Jacksonville, was arranged by Lynch through J. P. Morgan & Co.

WB Renews Hellinger

Warners renewed Mark Hellinger's associate producer contract for one-year, making it three in a row.
Last three Hellinger productions one Torrid Zone' and Brother-Orchid' currently in release, and They Drive by Night, recently finished.

CO-OP NECESSARY

Showdown on the Situation Due Within Next Few Months—Move to Limit Twinnings If They Can't Be Kayoed Entirely

SUNDAY POLLS

Number of polls on the double feature situation, spotlighed in the trade curently; promises to bring a showdown on the question during the next few months. Summary of industry opinion seems to indicate that something must be done to limit, twin bills if complete abolishment is not feasible.

Film business is convinced that the only two ways of solving the dual

Film business is convinced that the only two ways of solving the dual headache are (1) cooperation among exhibitors, and (2) assistance by the distributor. Just how the amount of dualing or actual stoppage is to be accomplished through these two mediums never has been successfully worked out to date because of the threat of action by the Department of Justice on the anti-trust angle.

Industry heads realize that as long Industry heads realize that as long as a theatre is free to dual, the competitive situation is such that it will break down any individual effort to reduce double-featuring. Exhibitor organizations and distributors have been aware that duals hurt business and, have been striving to find a legal way to effectively restrain the twinners.

Pertinent development in recent Pertinent development in recent weeks is growing conviction among old-timers in the business that distributors might arrange a contract setup to curb heavy dualing. Same thing was tried in the Middlewest some years back when film boards of trade were legal but, at that time, the distributors became leery of its legality and halted the practice.

Basic idea on contract control is

Basic idea on contract control is ie penalty idea whereby the ex-(Continued on page 14)

HEARST PLUGS JOE KENNEDY FOR U.S. PREZ

New York Journal-American yesterday (Tuesday) began drum-beat-ing a presidential boom in a big way for Joseph P. Kennedy at the Demo-cratic National convention nex week. Hearst daily devoted half its editorial page to a strong plug piece and giant photo of the U.S. Ambas-sador to Great Britain.

sador to Great Britain,

Kennedy widely known in the
film business as former prez of FBO,
former prez of Pathe, author of a
sweeping report on the condition of
Paramount, made for its trustees in
bankruptcy some years ago, and,
more recently, for his work to revise
the British quota act,
Journal-American sees as Now Ken

Journal-American sees as Ken-nedy's chief virtue, aside from his in-timate knowledge of European at-fairs, his frequently-voiced determi-nation that the United States should not get into the war. Sheet contrasts him with President Roosevelt in this

respect.

Journal-American takes the principal cause for opposition to Kennedy by the horns—the fact that he is Catholic. It quotes the March 12 column of William Randolph Hearst, who declared: 'That is not a cause for opposition but for congratulation and support. America has never had a Catholic president. That is so, and perhaps that is one reason we could well have one now.

EXHIBS-DISTRIBS' Over 8,700 Theatres Now Dualing Which Means More Than 50% of All Film Accounts; 1,200 in N.Y. Alone

Nat'l Squawk

Sam Goldwyn's blast on dualism appears in today's (Wed.) Saturday Evening Post.
Producer has been ardently campaigning against twin-bills as an industry evil.

RKO Ends '39-40 Delivering 50 Of Promised 58

RKO release schedule winding up the remainder of the 1939-40 season, issued on Monday (8), reveals the company will deliver only 50 of the 58 pictures it carded at last year's sales convention. Precarious situation created by the loss of foreign markets is credited with taking the bite out of the slate.

Defection was entirely among the indie producers whose output, was promised to supplement the work of the studio. RKO plant itself will have delivered its entire commitment of 31 features by Aug. 30. Five of the six George O'Brien westerns which it promised will also have been delivered, with the final one calendared for Sept. 27. Some of the features sold on 1939-40 contract may likewise be delivered after the season has technically closed.

Indies were scheduled to account for 21 pictures. Of those originally promised, only 10 will be delivered, but the films of two additional producers plus one extra from Herbert Wilcox will bring the total from indie sources to 13. Wilcox's added starter is Queen of Destiny' (nee '60 Glorious' Years'), which he produced in England in 1938. It will be released Aug. 2. The other two pictures added to the indie slate were "Isle of Destiny' from Franklyn Warner and 'Beyond Tomorrow' from Lee Garmes When the latter two pictures were added to the RKO schedule it was stated Warner and Garmes would each make three for the company, but there are no more from them listed either on this season's schedule or next.

Among those pictures which will not be released, at least until after the close of the current season, is (Continued on page 14).

BOB KANE IN STONE'S PROD. BERTH AT 20TH

Hollywood, July 9.
Shifts on producer row at 20thFox moved Lou Moore, former aide
to John Stone, into the Kenneth Macgowan office, while Robert T. Kane,
former production chief in England,
stepped into the quarters left vacant
by Stone's departure.
Macgowan is supervising a heavy
schedule of big-money pictures, including 'Brigham Young,' in its last
stages of production, 'Brooklyn
Eridge,' Hudson's Bay Company,'
Lucky Baldwin, 'Belle Starr' and
The Great Broadcast.'

Lubitsch-Lesser's 1st Duo

Hollywood, July 9. Ernst Lubitsch has decided on 'Summer Vacation' and 'Divorces' as 'Summer Vacation' and Divorces as his first two in association with Sol Lesser for United Artists. Latter is an adaptation of 'Kiss in the Dark' and toplines go to Merle Oberon and Melvyn Douglas.

Ladislaus Fodor, author of 'Vacation,' is also screenplaying it.

Double features have so gotten out of hand that distributors as well as exhibitors are becoming alarmed over the policy, with result that eforts here and there are being made to try to get back to singles. No solid front on the matter exists, however. Far from it.

Having spread like wildfire during the past few years, duals are now being played in slightly, more than 8,700 theatres throughout the country, according to a reliable distribution check covering all of the states. Remaining solo-film territory is becoming more and more vulnerable to the advance of the two-for-price-of-one policy, prediction being that if something isn't done the whole. S. may go duals and that, in turn, will bring on triples. Whole south is included.

The 8,700 houses in duals, revealed by latest checkup, represents slightly more than 30% of all the accounts in the country and this takes in houses, many in the single category, that play pictures only one or two days a week. Also theatres in the south catering to colored audiences, all of which are single. So far as importance of playing time is concerned, it is believed that the dualers would represent about 75% of the whole. This is due in part to the fact the entire south is still single-bill and scores of minor playdates figure.

There are 1,200 double-billers in New York state alone and around 550 in the Chicago area, latteralso including numerous triple-bill houses. Triple bills are also used in some other parts of the country.

Few Singles Left
Right now the only single-feature territory—left is Pennsylvania, a few spots in Kentucky, portions of Southern Ohio, Tennessee, Minnesota, North and South Dakota, a part of Oklahoma, the Washington territory and the southern states from the Atlantic seaboard through Texas.

5,000 Five Years Ago

There were less than 5,000 dualers five years ago, the growth of the so-called evil having been terring since then, with triple bills also coming into the picture when the competition became tough. As of a couple weeks ago there were 18 theatre

contracted.

While some distributors are fighting to wipe out duals, others are not discouraging them. This is particularly true of companies with large programs and a goodly number of B pictures tailored for double billing.

The greater the number of twin-(Continued on page 14)

Minneapolis, July 9.

When Northwest Allied this week (10-11) holds its convention to which all independent exhibitors have been invited, the cry will be raised that, while theatres are doing their share for national defense, bowling alleys, which have been wearing many film patrons away, also should contribute instead of being allowed to escape the 'defense tax.' Even the fact that a number of the independents have embarked in the bowling business side line will not prevent the resolution's adoption, according to present indications.

Advance indications also are that

present indications.

Advance indications also are that the independents will fight for 25-33%, film rental reductions and the elimination of percentage in order to prevent wholesale bankrupticis among independent exhibitors. As a means of accomplishing these goals the theatre-owners will consider the organization of a film-buying group under Northwest Allied sponsorship. Another proposal is for an individual exhibitor strike against offending companies.

16 MM. Opposition

companies.

16 MM. Opposition

The independents also are up in arms because of 16 mm. intrusion and will call upon major distributors to cease their distributions. Secretary Ashe claims that many of the major companies are distributing their features of comparatively recent theatre release in 16 mm. fo non-theatrical accounts. These 16 mm. features are being shown in tents, night clubs, etc., and constitute 'unfair theatre opposition,' secretary Ben Ashe asserts.

With president W. A. Steffer retiring from active participation in organization affairs, as well as resigning his office, because of ill health, a bitter fight is in prospect for control of the body. A high-salaried executive secretary has been proposed to run the organization and Ashe, the acting secretary, has resigned as general manager of the Bennie Berger theatre circuit to become a candidate for the post.

Ashe will be opposed by Sol Lebedoff, anti-Steffes insurgent, who charges that Ashe is Steffes' and Berger's man and will continue previous objectionable policies. Ashe and those behind him wish to continue the close national Allied States ties, while Lebedoff urges a severance of those relations. The Lebe-

timue the close national Allied States ties, while Lebedoff urges a severance of those relations. The Lebedoff program calls for no salaried secretary, district heads to govern the body, economical operations and low dues. If he loses his fight against Ashe it is indicated that he will try to form a rival organization of independents built along his proposed lines and devoting itself mainly to such local problems as film rentals, clearance, etc.

Scrap Over Officers

clearance, etc.

Sorap Over Officers

A scrap is in prospect over the procedure to be followed. Some of the pro-Ashe crowd wants to restrict floor discussions and voting to paid-up. Northwest Allied members. If this is done, Lebedoff and his fellow-insurgents would face certain defeat, it's believed. However, Ashe himself has expressed the belief that all independents should take part in the election of an executive secretary so that the latter would be a representative choice and be able to enlist full support among the independents. Ashe is believed a sure winner and it' is indicated that E. L. Peaslee, Stillwater, Minn. exhibitor, now vice-president, will be elected president to succeed Steffes.

Even some of the Steffes crowd feel that the organization hasn't given enough attention to country exhibitors and the latter's problems, but has confined its activities mainly to the Twin City situations. Also, some of them feel that the executive secretary should have no theatre connections whatsoever and they are ulkewarm to Ashe because he own a theatre.

The exhibitors were prepared to

connections were prepared to set wheels in motion to run double features completely out of the territory, to urge the reestablishment of arbitration, to reiterate a stand in favor of the Neely bill and to plan cooperation with the Federal government in its divorgement suit against major distributors to the extent of sending a delegation to the trial along with the witnesses who have been subpoenaed. Abram F. Myers, national Allied States' general counsel, was expected to be present along with H. M. Richey, RKO executive, a former Allied official.

Minneapolis, July 9. N.Y. Theatres, Stagehands Drawing Up New Contract

Drawing Up New Contract

A new contract between New York theatres and the stagehands, Local No. 1, to run for two years and providing for a week's vacation with pay starting this summer, is being drawn up following negotiations that have been successfully concluded. The agreement will embrace neighborhood as well as downtown film houses. Where relief men are used, the vacation to be given will be in accordance with the time put in over the year.

Same basic scale as before will prevail, runping to a maximum of 371.24 for heads of departments, \$58.84 for electricians, and \$63.50 for regular stagehands, all based on a five-day week. Number of days put in by relief men varies.

In providing for vacations, the theatres are to be provided with a men to fill the shoes of the No. I members taking the week off and, where possible, department, heads will move up second men to their posts while they're away.

Operators now get two weeks off with pay and negotiations are on with the engineers calling for a week off at established salary.

Exhibs Plug Idea Of Taxing Radio **Receiving Sets**

Minneapolis, July 9.

Some of the exhibitor leaders here are proposition on the same defense tax footing as the theatres. They believe that, especially if additional revenues must be raised, theatre admission taxes should not be boosted further until such a source as radio-opposition is tapped.

The proposal that these exhibitors have in mind is for a license or annual tax for radio owners similar to that which obtains in some of the European nations where the government operates the broadcasting. In effect, it's pointed out, radio owners would pay a nominal sum for their radio entertainment—for the privilege of listening-in—just as they to pay for other amusement.

It is known that some of the leaders in the movement have held conferences with several Minnesota congressmen on the subject. The congressmen in question are reported to have looked favorably on the proposal.

proposal.

LOEW'S REGULAR DIVVY

Regular quarterly, dividend of \$1,82½ on the preferred stock was declared last week by Loew's directors at the meeting held Wednesday (3).

Divvy is payable Aug. 15 to stock on record July 29.

Studio Contracts

Hollywood, July 9.
Peggy Diggins drew a player conact at Warners.
20th-Fox hoisted Lilyan Porter's
layer option.
Ben Carter, inked an actor deal at

Ben Carter inked an actor deal at 20th-Fox.
Peter Christian Behn's minor contract with Wait Disney approved by Superior court.
Warners signed Joan Brodell to an acting deal.
Laird Cregar drew a player ticket at 20th-Fox.
Warners handed player ticket to Aone Edwards.

at 20th-Fox.
Warners handed player ticket to
Anne Edmunds.
Signe Hasso drew an acting part
at RKO.
Metro renewed Robert Planck,

cameraman.

Donald Meek signed by Metro.
Cornel Wilde inked player deal at Warners.
Metro renewed Albert Mannheimer's writer ticket.
Spanky McFarland's new minor contract with Metro up for superior court approval.
Warners lifted Robert Rossen's writer criten for new year.

writer option for one year.

CANADIAN BORDER RED TAPE DENTS DETROIT

Detroit, July 9.

Detroit, July 9:

America's new rigid border laws requiring expensive passports and visas of most Canadians has dealt amusement biz here a severe blow. It came on top of the already high discount nearby Windsor, Ont., residents had to take on their money—ranging from 20-225 recently.

Typical of how the new law, and the discount has, cut off Canadian patronage was shown here Dominion Day, equivalent of Americans Fourth of July when the across-the-river visiting usually was heavy. The Fourth of July when the discount has cut off Canadian to the canadian hold of the canad

PAR'S GENERAL **ECONOMY MEET** IN CHICAGO

Chicago, July 9.
Primarily a meeting of Paramountmidwestern partners to discuss budget and general operating problems,
weekend session held here included
in attendance Sam Dembow, Jr., and
Leonard Goldenson from the Parnome office; John Balaban, operator
of the B. & K. houses; John J. Friedi,
who is in charge of the whole northwest; Earl Hudson, operator of the
Par Detroit string; Jules Rubens of
Great States; and Sid Meyers, who
came up from Maimi.
Understood that plans are to be

came up from Miami.
Understood that plans are to be set up for more stringent economy all down the line and arrangements carried out on several property deals, notably involving Minneapolis and Miami.

Minority Stockholder Suit vs. Con. Kayoed

Suit vs. Con. Kayoed
Minority stockholder suit against
Consolidated Film Industries, Inc.,
Republic Pictures Corp. of Delaware,
Setay Co., Cajo Co. and officers and
directors of Consolidated, including
Herbert J. Yates, was dismissed
Wednesday (3), in N. Y. supreme
court by Justice Carroll G. Walter.
The suit, based on several causes of
action, sought the recovery of approximately \$2,000,000, claiming
waste and mismanagement, and
losses in various stock transactions.
In his conjuno, Justice Walter cited

proximately \$2,000,000, claiming waste and mismanagement, and losses in various stock transactious. In his opinion Justice Walter cited that 'with respect to Consolidated's acquisition of the stock of both Cajo and Republic, the sole ground of attack, is that such stock was not worth what Consolidated paid for it. Manifestly, however, courts of equity, although alert to see that no fiduciary obligation is, violated, do not sit as super-appraisers in cases of difference of opinion between minority stockholders, and their duly elected directors. The question here therefore, is not one of value, but one of good faith and diligence, and the court's function is at an end when it sees that, the directors acted honestly and diligenty and with an eye single to the best interests of the corporation. The charge that the directors performed services for the subsidiary corporation's and should have been paid by them, rather than Consolidated, was dismissed with the remark that there was no evidence given to support that charge.

In conclusion, Justice Walter declared, Stockholders of Consolidated other than the plaintiffs have not objected to any of the transactions here complained of, although having knowledge of the facts, and even the plaintiffs clayed their attack for a period of about two years, and as neither fraud nor concealment is here alleged or proved, the acquiescence of the majority is conclusive upon the plaintiffs, complaint dismissed.

Other Consolidated stockholders had brought other charges, which also were tossed out, the most important of these complaining about the sale, for an alleged inadecuate

had brought other charges, which also were tossed out, the most important of these complaining about the sale, for an alleged inadequate price, of the stock of the American Record Corp. in 1938. This, and another feature of the action which charged losses through loans to Republic, were declared by the court to hold no water, and the sale and loans were made in the best interests of Consolidated.

Lefty Has the War All Figured Out; Use 'B' and 'C' Pix as Gas Bombs

By Joe Laurie, Jr.

Coolacres, Cal., July 9.

Coolacres, Cal., July 9.

Coolacres, Cal., July 9.

Dear Joe:

Well, since my operation I have been trying to take things easy as the doc told me to be careful especially of lifting anything heavy. Well, I'm just lifting the receipts every night and believe me they ain't very heavy. Everybody in this town is talking about war and nobody wants tog ointo the theatre to do any listening. Aggie has joined the Red Cross chapter here and is busy all day knitting and making bandages. Junior has poggun and is banging away at everything and everybody, making forts, outtachairs and tables. Our Legion post here is very active, and we drill mearly every day. When some of the old boys bend their knees you'd think first-crackers are going off, but it's only their bones. We stand at attention but our uniforms are 'at ease.' After the drilling is over we go to the 'bottle' instead of the battle and 'chew the fat' for free lunch.

I herded all the im-mature actors of the town and put on a big show for the Red Cross and refugees and the place was jammed, and at raised prices too. It's funny that everybody wants a show for their dough when, they give to charity. After listening to some of the local talent I dug up I almost local in a refugee myself, but I had to stiet around and watch the box office. It seems that friends and relatives take pleasure in seeing their riends and relatives make a show of themselves, and pay money for it, too. Aggle sex they come just to have something on 'em for the rest of their lives.' After the show there were over 20 gusy enlisted; I guess they figured war couldn't be any worse.

Speaking about war and preparedness for this country it gives show people a great chance to help, especially the vaudeville folks. For instance if all the hoofers would send their 'taps' off their dancing shoes to Uncle Sam, he'd have tons of scrap iron for munitions. The understanders of the local barbor patrol duty. And use the bass singers as depth bombs. The red-nosed comies can form a regiment of slapstickers, hit t

with slapsticks that shoot, and besides causing a lot of damage they would also get laughs.

Strippers As Advance Guard

The strip-tease gals can act as advance guard and get the enemies minds off the battle; jugglers can juggle hand-grenades; sharpshooting acts can be used as snipers; the picture producers can donate their B and, C pictures to be used instead of gas bombs; midget acts can act as spies among the enemies children; the exhibitors can give their red ink as blood transfusions; we can use the hearts of radio advertising executives for bomb shelters, and the musical acts can play the enemy's peace overtured.

We'd still have a terrific reserve of monologists, minnes, sister acts, sketches, and animal acts which can take bows after it's all over. If they used theatre dressing rooms for barracks, and the stage for a drill ground, I know a lot of actors would be glad to enlist—if they didn't have to do it through an agent.

To make things worse, we're in for a couple of weeks of politicians throwing word grenades at us every. 15 minutes on the radio. It's too bad that guys like Freddy Allen and Jack Benny are off the air, we can use a load of good laughs these days. SEZ

P. S.—Goodman Ace sez, 'A girl's word of honor is 'NO'.

U.S. Newsreelers Pushed Around On All Fronts, Foreign and Domestic

Coverage of European conflict by handling newsreel relations for the U. S. newsreel presently is merely Republican campaign committee. All a matter of getting the material provided by the British government newsreelers. All the newsreels had been ousted from France and Nazidominated territory, with bulk of crews and officials due back in U. S. this week. Nazi military, cameramen are doing the coverage. Spain has a tight censorship.

A few newsreel clips are avail.

A few newsreel clips are available from the Balkans but no ships are obtainable for regular shipments. German rule also has halted any material from Scandinavian countries unless the American reel

countries unless the American reel wants to accept Nazi coverage. None has lately. An additional headache for the newsreel executives is the report that Brazil will not permit U. S. reels to show anti-Nazi or anti-British material. Action reputedly is thus taken to maintain strict neutrality in that country.

An additional energachment of

An additional encroachment of coverage by American newsreel crews is reported Japan, where all newsreel activities were con-solidated under the Domei Service Rule is that newsreel companies must buy material from this mo-

Political Spot

U. S. CLAIMS SABATINI **OWES \$108,191 TAXES**

A tax lien for \$108,191 was served on Monday (8) on author Rafael Sabatini, a number of whose novels have been filmed. N. Y. federal court lien was filed by James J. Hoey, Collector of Internal Revenue for the southern district of N. Y. It represents an unpaid income tax of \$92,286 plus \$15,905 interest due on carnings from 1922-1929, and from 1931-1935.

Scaramouche taken

1931-1935.

'Scaramouche,' taken from Sabatini's novel of that name, was a bosmash in the mid-1920s, as was 'The Sea Hawk,' filmed both in silent and talker versions.

Nick, Weston Indictment Goes to Bat Around Aug. 5

As if this wasn't enough trouble for one week, newsreel editors also pointed out that they have been showed about on the domestic front. At a recent battleship launching, they discovered usual choice camera positions occupied by felevision crews. Where they were held up 12 hours by naval censoring, of course, television material went through unhindered.

Newsreelers also were considerably iried to the television boys to grab off best locations at the Philadelphia G. O. P. convention. They claim that only quick action by Allyn Butterfield, formerly with Pathe and Universal, gave them a break. Butterfield is nixed by the court.

CASEY IN 24-HOUR CLEAN

Spicy 16 mm. Films Cause Pa. Censors | CENTRAL CASTING | Exhibs Still Masterminding New To O.O. Them First; Ditto Jukebox Pix

Philadelphia, July 9.
The Pennsylvania Board of Moton Picture Censors on Saturday (6) served notice on distributors and exhibs of 16 mm. films that herestren none will be allowed to be shown unless they have the approval of the pic-ganderers and pay the regular \$2-per-red censor fees. At the same time the board intimated that the same stand would be taken on the question of nickel-in-the-slot machines as soon as they make an appearance in the State.

The showing of 16 mm. films, mostly in upstate drive-in theatres, amusement parks, taprooms, etc., has been worrying exhibs in the tarea. Some of the 16 mm. pin have been on the salaclous side, and the action of the censors will put some of the taven-shows out of business. The slot-machine gadget distributors are expected to be socked with State and municipal taxes as soon as they start in business, here.

The State already has a \$25 annual levy on all automatic amusement devices (pinball machines, slot-machine phonographs, etc.). The tax on the pix machines are expected to be even higher. In addition the Philly city council, deep in the red, has been reported readying ordinance taxing slot-machine pix. The Council has hit the saturation point, as far as ordinary sources of taxes go, and have been on the lookout for a new revenue-producer, the pix gadgets look like a natural, they say.

\$400,000 Foreclosure Brings Receivership For Carman, Philly

Philadelphia, July 9.

U. S. District Court Judge George
Welsh on Wednesday (3) appointed
three receivers for the Carman theatre. North Philly vaudfilmer, with
authority to continue operation of
the house pending the foreelosure of
a \$400,000 mortgage or other meastures to conserve interest of bondholders. Those appointed are JayEmmanuel. George McHugh and
Norman P. Fernon. Legal property
to the \$1,000,000 house, built in 1928,
is in the name of George T. Graves,
but the real owner, it is claimed, is
his father-in-law, William C. Carman, of Ventnor, N. J.
Judge Welsh's action was taken
with the consent of both Graves and
Carman. The suit asking the receivership was filed a year ago by
three bondholders living in Wilmington. They asserted their intestments were jeopardized by defaults interest payments to the
sinking fund and failure of Graves
to pay bonds at maturity.

Graves and William Ackley, manager of the house, will continue in
charge of its operation under the
supervision of the receivers.

Harold Smith, Havs Rep In Europe, Due Home

Harold Smith, Hays office repre-sentative in Europe, stationed in Paris, is due in this week from Lis-

Paris, is due in this ween aroundon.

He has been recalled from his European assignment until further notice because U. S. majors haven't sufficient business to keep him busy. Furthermore, Smith was interested in getting his family safely established in this country.

Garfield Chore Switched

Hollywood, July 9.
John Garfield switched from 'Fiesta in Manhattan' to 'East of the River' as his next starrer at Warners, slated to roll July 15 as Harlan Thompson's first producer job on the lot. Raoul Walsh directs.
Ida Lupino, eriginally assigned to Tiesta,' shifts to 'River' with Garfield,

Not That Bored

Los Angeles, July 8.
John Miller's feelings, which he claimed were wounded \$20,000 when he saw the short, Your Town, are still unassuaged. Judge Thomas C. Gould tossed the case out of Superior court without leave to amend.

Plaintiff had used Fox West Coast Theatres, operator of the Alexandria, Glendale, where the film was shown. He claimed he had paid for entertainment and was bored.

Zanuck's Sale of 1,000 20-Fox Highlights SEC Report on Stock Deals

Washington, July 9.
Sale of 1,000 shares of 20th
Century-Fox common by Darryl F.
Zanuck highlighted Securities & Exchange Commission's latest report on
insider's transactions, which uncloaked dealings in paper of eight
film concerns. Semi-monthly recapitulation issued Tuesday (9)
showed, as far as scope of market
operations were concerned, May was
the liveliest month this year for
ground floor occupants of picture
enterprises. ground floo enterprises.

Zanuck's block was dumped May 12, leaving him with 92,130 pieces of common. He also has 21,946 thares of preferred. Other transactions were:

Other transactions were:
Universal Corp.—Nathan J. Blumberg got rid of 500 voting trust certificates, keeping 13,000 in addition to his 10,000 warrants. Preston Davie picked up 200, swelling his batch to 2,000 certificates. He also has a finger in Standard Capital Co, which accounts for 26,500 of the proxies and 111,283 warrants.

proxies and 111,283 warrants.

Columbia — Abraham Schneider, engaging in more May operations than any other film figure, gained 504 pieces of common by the exchange route, and bought another 800 tickets in five transactions spread over 12 days. His acquisition of 1,304 shares gives him 1,404 now, and his swap of certificates deletes his holding of this paper. In addition ing of this paper. In ac Schneider has 7,500 warrants. addition

General Theatres Equipment—Edward C. Delafield picked up 10 pieces of the no-par-value papel Earle G. Hines 500 and R. B. Laru 100. Gives Hines 1,500, Larue 500 and Delafield 100.

and Delafield 100.

Loew's Boston Theatres — Making biggest buy in many months, the parent company, Loew's, Inc., continued acquisition of the offspring and took over 17,007 share of common, one block accounting for 17,058 of the net gain. Now the top concern has 117,406 shares.

Monogram — Thomas P. Loach picked up 300 pieces of common, giving him 700 on top of his 6,173 options.

options.

Paramount — Duncan G. Harrispurchased 800 common tickets, boosting his stake to 1,000... His portfolioalso contains 200 shares of second

Trans-Lux Corp. — Robert Daine peddled 200 shares of common, cutting his interest to 2,800.

Coast Houses Collect \$39,270 for Charities

Los Angeles, July 9 Los Angeles, July 9.
Charles P. Skouras handed over \$19,635 to American Legion of California, representing 50% of the recent collections in Fox-West Coast theatres for the double benefit of the Will Rogers Memorial and the Legion relief fund.
Of this sum, \$18,554 came from the Coast houses and \$3,081 from independent theatres.

Picket Lines Removed After Three Weeks When Labor Contact Agrees to Sit in Arbitration—Producers and Screen Writers Reach Tentative Understanding

AD ARTISTS BACK

Hollywood, July 9. Strike of employees at Central Strike of employees at Central Casting Corp. has been called off. Workers returned to their jobs yesterday (Monday), following an agreement to remove picket lines if Pat Casey would sit in on negotiations and aid in furthering a settlement' of differences between the producers and the American Federation of Office Employees. Arbitration will start this week on differences between two groups on minimum wage scales, hours for casting directors and demand for two weeks' vacation with pay.

and demand for two weeks' vacation with pay.

Less than 24 hours after Casey had arrived from New York, where he discussed the situation with international heads of the studio unions, a deal had been set for return of the workers to their jobs. A producer committee headed by E. J. Mannix, Metro-general manager, and Fred Petlon had been dickering with the union for three weeks, and had finally appealed to Casey by long-distance telephone when it became apparent the strike might spread to the studios and tie up production.

The contact between Casey and Elma Goodwin, presy of the AFOE, was arranged by Herbert Sorrell, business representative of Moving Picture Painters Local 644. Although Local 644 is not affiliated with the Central Labor Council, which had announced his members would not cross the picket lines. If the strike Continued on page 18)

(Continued on page 18

SAG LICENSES FOR AGENTS IN EAST

Screen Actors Guild has started the machinery rolling for the franchising of agents in New York who deal in picture talent. Application time was set for July 5-Aug. 5, with the deadline for all such 10%ers to be licensed set at Aug. 20.

Like the agreement between SAG and the agents on the Coast, SAG licensing of agents in New York calls for 1% of the reps' gross commissions from gicture-talent deals to go to the SAG. However, because there's admittedly less business of that type done in N. Y. than on the Coast, SAG has lowered the minimum agents' fees to the union from \$50 yearly to \$25. Mrs. Florence Marston, eastern SAG rep, is handling the N. Y. licensing. Shexpects around 125 applications.

All of SAG's sister unions in the Associated Actors & Artistes of America have passed resolutions that their members will not permit film deals to go through any agent not franchised by SAG.

Van Schmus in Hosp

y an Schmus in 1705p
W. G. Van Schmus, managing director of the Music Hall and Center,
N. Y., and director of Rockefeller
Center, is in St. Luke's hospital,
N. Y., following an operation for an
internal disorder. Reported doing
all right.
About a year ago. Van Schmus was
suffering from a heart ailment which
has entirely righted itself.

STRIKE AT END 10% Defense Tax' Levy So As Not To Leave Them With Less Net Admish

Fun at the Opry

An eastern independent chain, operating 35 theatres, reports one of its managers had to subdue a fist-fight on account of the

new tax.

It was between two patrons.
One came up to the boxoffice
and refused to pay a 3c tax on a
30c ticket, whereupon the patron 30c ticket, whereupon the patron behind him, after explanation had been made it was all for American defense, told the man he should pay it. When the argument against paying the tax began to get a little hot, the impatient patron behind suggested he was probably a Bundite and the fun began.

Rep's Takeover of Its St. L. Exchange Makes 16th for H.O. Operation

St. Louis, July 9.

Nat Steinberg and Barney Rosen-thal, co-owners of the local Republic Pictures franchise which covers east-ern Missouri and southern Illinois, disposed of their holdings last week at a New York powwow and the loat a few folk powdow and the lo-cal branch, to be operated by a sub-sidiary corporation organized sev-eral months ago, is the 16th acquired by the parent company in key cities. Steinberg will continue as manager but Rosenthal, a vet in the midwest, has temporarily resigned to vacation for two or three months.

nas temporarily resigned to vacation for two or three months:

Upon his return here after relaxing Rosenthal will determine whether he will Tecome associated with the Republic exchange or engage in some other business. Steinberg and Rosenthal worked together for Universal years ago with Rosenthal the manager and Steinberg the ace salesman. Later they entered the indie field as partners, separated but returned after a brief period. When Republic Pictures began attracting national attention the partners acquired the local franchise and built up the business to one of the best dividend producers.

Loy to Butte, Mont.

Butte, Mont, July 9.

E. M. Loy becomes branch manager for Republic here as successor to Bob Boomer, who is stepping out of distribution to devote his entire time to theatre interests which he has in Montana. Loy was formerly in sales with Paramount and 20th in Denver and Salt Lake territories.

The Rep Butte exchange is part of the J. T. Sheffield group of franchised branches in the northwest.

Willie Bioff's Move For Release Again Set Back

Chicago, July 9. Willie Bioff will have to serve out the rest of his sentence. This was indicated last week when Chief Justice John Prystalski of the Criminal Court denied petition for a writ of habeas corpus as filed by Bioff's new attorney, Walter Butler.

Petition stated that original charges against Bioff in the pandering ease of 1922 were based on defective information, particularly in that there was no proof that Bioff knew that the \$29 he took were the earnings of a prostitute,

or a prostitute.
Judge Prystalski threw out the petition quickly, making it unnecessary for Assistant States Attorneys James Cunningham and Walter McCoy to present any arguments against the petition, though they came to court prenared.

Theatre operators, in states that have local tax as well as those which haven't, are juggling their scales following the imposition of a 10% Federal tax from 21c up, with many reported to be in a quandary as to how to adjust admissions to freet the emergency. All houses had five days to prepare collecting the tax, and while the great majority simply added the tax onto present boxoffice prices, much masterminding of arithmetic tables is following in the wake of that move.

Exhibitors are trying to figure out how they can best rearrange their prices so that the tax added to admission scales does not leave them

prices so that the tax added to admission seales does not leave them with a smaller net price than before, after bookkeeping is taken into account. Thus, in some cases the pencils and paper are bringing out odd figures such as 31 or 41, 22, 27, 47, etc. It doesn't stop here, but also is taking in fractions of cents, with a view to figuring out how even amounts can be arrived at to avoid the handling of too many pennies. Dubious as to this being practical or possible unless some way of frac-

Dubious as to this being practical or possible unless some way of fractional absorption is figured. The general tendency seems to be not to take advantage of the tax at the b. o. since it is in the nature of national defense; and everything in the other direction om the part of the theatre operator would be unnatriotic.

the theatre operator would be unpatriotic.

When scales have settled down to a permanent state, it is believed that more theatres will increase from the 20e exemption figure than those that come down from 25, or 30c to that level to escape payment of the new Fed. level. The Independent Theatre Owners of Ohio, which has been keeping exhibitors closely advised on the tax matter, hopes that "theatre owners will cooperate with the Government by adding the tax to all admissions of 21c or more. Where it is possible to do so, the ITO of Ohio also urges that those houses which are charging 20c will increase the price to 22c and collect 3c tax for a total of 25c to the patron and "thus do their share towards helping our country in this emergency."

emergency.'

Some exhibs are mulling a price like 27c, which with the necessary tax would bring the total to the fan

(Continued on page 16)

Par Executives Would **Continue Round-Table** Talks with Trade Press

A round-table discussion between top Paramount executives and representatives of the Irade press may be held every two months or so for exchange of information, ideas, etc. A few weeks ago, when Y. Frank Freeman was in the east, such a luncheon, running three hours, was held with Barney Balaban, Neil F. Agnew, J. J. Unger, Charlie Reagan, Osear Morgan, Bob Gillham and Al Wilkie attending in addition to Freeman. Problems and plans were frankly and openly discussed.

That Diploma's Good For A Writing Job at Metro

Hollywood, July 9.

Nine new seribes, most of them collegers, matriculated in Metro's junior writing department with hopes of making the varsity.

Freshmen are Jean Rouverol, Stanford co-ed and daughter of Aurania Rouverol, literary mother of the Hardy family. David Sheppard and Edward C. K. Read, Harvard, William Stucky, Yale; Robert Minton, Princeton, Marvi Borowsky, Stephen Callahan, James H. Hill and Russell Rouse.

Buffalo Officials Ganging Up On Theatres; Exchange News Briefs

Buffalo, July 9.

Buffalo, July 9.

They're thinking up new ways to pile on grief for local amusement entrepreneurs. Buffalo's Public Works Commissioner has just begun a detailed survey by three flying squads composed of police, fire and building inspectors covering the town's 600 theatres, skating rinks, dance halls, taverns and other places where people gather after dark.

The personnel of each squad contains a representative of the police department, the city licensé division, fire prevention service and department of public works. They will work nights making a complete inspection and checkup of attendance at each spot, floor space, number of exits, license compliance and structural features, with a probable revision of city ordinances in prospect. While the Public Works Commissioner stated the inspection was chiefly to gather information, he added the stinger that if any serious violations were uncovered, arrests would follow.

added the stinger that if any serious violations were uncovered, arrests would follow.

Seneca, formerly operated by Gammel Circuit, taken over by Sol Raives who also operates Oakdale.

James, Syracuse, clossed for summer by James Constantino.

Community, Solvay, N. Y., sold.

Joyland, Springville, reopened after remodeling, continuing operation under Peter Biferella.

James OShea, son of Metro District manager E. K. O'Shea, learning exhibition end of business at Shea's Buffalo under supervision of William Brett of Shea-Paramount chain.

Hampton's Shift

Hampton's Shift

Spartanburg, S. C., July 9.

Nelson Hampton, former manager
of State, Wilby-Kincey's new local
house, has assumed his duties as promotion man for Spartanburg HeraldJournal. Resignation was effect July
1. Clyde Wooten, formerly manager
of Rialto, Danville, Va., scheduled
to join local W-K managers' staff
during summer. Meanwhile, Jimmie
Cartledge, former manager of Carolina at Lexington, N. C., has taken
over State. Buddy Turner, formerly
assistant manager Carolina and State
here, has resigned. Will reenter theatte business later
atte business later
Theapt S. C., house.
Carl Glick, New York, resigned as
manager of Town, Columbia, S. C.
Frederick Coe, Nashville, Tenn, succeeds.
North Carolina Theatres. Inc., re-

North Carolina Theatres, Inc., re-building Carolina at Hendersonville. Strand has installed new cooling system. Suvern Allen in manager. New sound equipment installed at State.

Fishman's New One

Fishman's New One
Bridgeport, July 9.
Fishman Theatres, Inc., operators
of Community, Fairfield, have bought
a large plot in same town for site
of another theatre, to be used for
screen and stage shows. Property's
on Boston Post Road.

SHEEAN'S ORIG YARN MAY YET BE FILMED

Vincent Sheean's autobiography, Personal History, may yet be filmed. Walter Wanger started to picturize it last winter, but he had it rewritten repeatedly, with changing events in Europe until he suddenly found himself not with the Sheean story at all, but win an original. So he took the Personal History title off and called it. Foreign Correspondent, It'll be released by United Artists, in the fall.

Now Wanger has come to the realization that he still has an excellent story in Sheean's book and has again put it on his schedule in its original form. It's probable that not such a thorough rewriting job as Charles Bennett and Joan Harrison's will be done on the second fart.

son's will be done on the second start.

'History,' if Wanger goes through with it, will probably be the third or fourth production on his future schedule. Other stories which he owns are 'So Gallantly Gleaming,' Life of Col. Fremont' and Dynasty of Death.' Latter is a flaying of munitions makers and will probably be postponed in light of current events, it is understood.

Wanger is expected in New York about Aug. 1 with prints of 'Correspondent' and 'Long Voyage Home,' which John Ford made under his banner. His business manager, Clarence Erickson, arrived in Manhattan Monday (8) for huddles with Harry Kosiner, eastern rep, and UA execs.

Get Together Boys

San Francisco, July 9.
Dan McLean drawing considerable comment with his
war' poster at the Embassy.
Lobby frame roads, We do not
show war news. Read your paper
or listen to the radio for war developments. In smaller copy,
display explains, We believe
theatre is a place for relaxation
and enjoyment and has no place
for the horrors of battle.'
Next door, Strand plugging
Wars News' on marquee. San Francisco, July 9

IATSE MOVING IN ON **JUKE-BOX PICTURES**

be made to smooth out these juris-dictional claims between the IATSE and the IBEW

Pittsburgh, July 9.
According to Lawrence Katz, IATSE rep in this district, his organization will demand that its men be placed in charge of servicing those new coin-in-box sound films. Katz is in conference with union of ficials arranging to put maintenance men into action as soon as ma-chines are installed.

when it was pointed out to him that musicians union has no control over places where there are juke-boxes, Katz said this was different boxes, Katz said this was different and that IATSE has complete juris-diction over anything using film for profit.

U STOCKED UP WITH \$5,000,000 IN FILMS

Hollywood, July 9. With 10 pictures for the 1940-41 program practically completed, five in production and two more ready to start within a week, Universal will have about \$5,000,000 invested in the

start within a week, Universal will have about \$5,000,000 invested in the new season's product before the end of this month.

Virtually ready for release are "When the Daltons Rode," 'A Little Bit of Heaven," 'Argentine Nights,' Slightly Tempted, 'South of Karanga, 'I'm Nobody's Sweetheart Now, 'The Mummy's Hand, 'Margie,' Winners of the West,' and a serial, 'Junior G.Men.'

Currently in work are the Deanna Durbin starrer, 'Spring Parade,' 'Hired Wife,' The Leather Pushers,' Ragtime Cowboy Joe' and 'Seven Sinners,' starring Marlene Dietrich. Slated to start next week are 'Firenan Save My Child' and 'Where Did You Get That Girl.'

Ed Stein Leaves Goldwyn Who's Doing Gen'l Axing

Who's Doing Gen'l Axing.

Samuel Goldwyn, who has long let it be known that he intends to produce no more pictures until both world conditions and his private battle with United Artists resolve themselves, took one further step to reduce operating, expenses last week. He released Edwin C. Stein, who has served for about eight months as New York p. a. Stein joined Jules Levey yesterday (Tuesday) to do promotion and publicity on Boys from Syracuse' With virtually all of his players, directors and technicians loaned out

Wift virtually all of his players, directors and technicians loaned out to other studios, Goldwyn is now understood also ready to relinquish rights to stories which he owns. Most important property is the Broadway stage hit, "The Little Foxes," which he purchased last winter for \$100,000.

BALTIMORE PREMIERE

Baltimore, July 9

Hollywood film stars arrived here today (Tuesday) to take part in the program in connection with the program in connection with the premiere of 'Maryland,' 20th-Fox film about thoroughbred hunters, tomorrow evening in the New and Center theatres. Arrivals included Tyrone Power, Brenda Joyce and Mancy Kelly. They will be guests tonight at a dinner given by Altred G. Vanderbilt at Sagamore Farms, Gov. Herbert R. O'Connor has invited them to the executive mansion at Annapolis. Richard Greene was unable to come east.

Homeoffice officials expected for

Homeoffice officials expected for he premiere are Herman Wobber the premiere are Herman Wobber, who has returned from the west Coast; Charles E. McCarthy and

Misses Joyce and Kelly will be in Mew York Friday to attend the opening of the film at the Roxy theatre. Power planes directly to the Coast from here.

Chicago, July 9. Motion Picture Machine Operators Union, a local of the International Alliance of Theatrical Stage Employes, has taken official cognizance of the coming motion picture music machines, and has informed all local distributors that the union expects to place its men on the operation job on these machines. John Brown, chief exec of the operators union, has stated that while no terms have been decided upon, the union expects its members to have supervision over operation of from five to eight machines per man. Intra-union problem may be encountered on this, since the present record juke boxes are being serviced in many parts of the country by members of the International Brotherhood of Electrical Workers, but it is understood that settlement will be made to smooth out these jurtsdictional claims between the IATSE over the Coast from here. GOLDWYN VS. UA CONTINUES ON The numerous motions in Samuel coldwyn and Goldwyn, Inc., against united Artists Corp., London-Flist United Artists Corp. London-Flist United Artists Corp

The numerous motions in Samuel Goldwyn and Goldwyn, Inc., against United Artists Corp., London Film Productions, Ltd., and Alexander Korda were decided Friday (5), by Judge Vincent L. Leibell in N. Y. federal court whose decisions split the requests pretty well down the middle. The producer and 20% owner of UA seeks to break his distribution contract with the company which was a 10-year document, until 1945 to run.

which was a 10-year document, until 1945 to run.

Judge Leibell first dismissed Goldwyn's complaint on a technicality, but immediately gave him the right to restate his charges in 20 days. UA had claimed that the original complaint stated three charges all jumbled into one. The judge agreed with this view, and stated that Goldwyn must, in separate causes, state first an action for an injunction to retrain UA from interfering with Goldwyn in his attempt to secure exhibition or distribution elsewhere. Secondly, he must state an action on his distribution contract for an accounting by UA under the favored producer clause, and include in this is action for \$34,559 allegedly due under that contract. Later he must state a cause of action seeking damages for the alleged interference with the distribution of The Westerner.'

ages for the singged interestricts with the distribution of 'The Westerner.'

Next application by UA to strike certain portions of the complaint was both allowed and disallowed. The first point was a report to strike that part which dealt with certain provisions of the Cinematograph Films Act of England, which is alleged as inducing a contract. This the judge denied, finding that it was a proper part of the complaint. He did order stricken but that part of the action which charged that relationships between Goldwyn and UA to be a fidicuary one.

UA's request for a bill of particulars was denied, Judge Leibell declaring. The allegations may be quite general, but I do not believe that they are so ambiguous and vague as to be incapable of answer. 'On the other hand,' continued the tudge, 'the particulars sought are most specific, the defiands being more in the nature of proposed interrogatories.' The judge concluded this portion by suggestions that UA secure its answers by means of interrogatories.

secure its answers by means of in-terrogatories.

As to the request of Korda and London Films for a dismissal of the complaint, Judge Leibell decided that since no relief was sought against them, he would graint that application. Attorneys for Goldwyn had admitted in court that no relief was sought against Korda, but in view of the Federal court's Delaware decision, which requested they be in-cluded, both Korda and his company were named in this action.

were named in this action.

Despite the dismissal of the action against Korda and London Films, the lagainst Korda and London Films, the court ordered their examination before trial as sought by Goldwyn on the grounds that they are material witnesses. The judge stated, I am of the opinion that the motion to examine Korda and London Films should be granted. Counsel are directed to arrange for the examina-

'MARYLAND' STARS AT Polaroid Inventor's 3d Dimension Pix; Claims No Booth Changeover

Cleric's OK

An eastern exhibitor didn't date 'Strange Cargo' due to fears of opposition and bans against it, but was told he'd have to pay

A local priest, backing up the A local priest, backing up the exhib, went to the Metro exchange to insist that the exhib be freed from having to pay for the unplayed film. Metro, in turn, urged the priest to see the film. He okayed it immediately and said he'd advise his congregation to go to see it.

RUBINGER HEADS WB **MIDWEST PUBLICITY**

Kansas City, July 9.

Monroe Rubinger leaves the publicity department of the Warner Kansas City exchange for Chicago where he'll be in charge of publicity for the midwest division. Territory comprises Milwaukee, Minneapolis, St. Louis, Omaha, Des Moines, K. C., Memphis and Indianapolis. He replaces Fred Bartow, resigned. Assistant to Rubinger with offices in K. C. will be Martin Weisen, who comes in from the Coast where he was assistant to Sam Clark in Los Angeles.

was assistant to Sam Clark in Los Angeles.

Bob Haley returns to Chi for RKO with the closing of the Orpheum here, Previously was manager in 1839, and returned recently to relieve Lawrence Lehman who has since been under doctor's

tion at such time as Korda may be in N. Y. City. He should produce such of the documents requested as are in his possession, or in the possession of the American companies involved. If any of the records are priveleged, or if the examination is oconducted as to pry into the business secrets of Korda's companies, he may then appeal to the court for then appeal to the court for

Partial Victory

Partial Victory

Philadelphia, July 9.

The United States Circuit Court
of Appeals on Tuesday (2) gave a
partial victory to Samuel Goldwyn
in his suit against United Artists in
which he is seeking to be released
from a distribution contract which
has five years to run. The Appellate
from a distribution contract which
has five years to run. The Appellate
ribunal, in a decision read by Judge
John Biggs, Jr., overruled the District Court of Delaware which dismissed Goldwyn's case last Dec, 28
on the grounds that Goldwyn failed
to include Douglas Pairbanks and
Alexander Korda and their respective corporations as 'necessary parties' to the case.

The Circuit Court declared that
Fairbanks, Korda, London Films and
the Elton Corp. (Fairbanks' company), were 'neither indispensablenor necessary parties' to the suit. The
Circuit Court, in sending the case
back to the lower court for a rehearing, advised Judge John P.
Nields of that court to watch what
evidence is presented in a separate
suit brought in New York by Goldwyn against UA, Korda and London
Films.

Goldwyn, in his original suit
against UA, charged that the com-

wyn against UA, Korda and London Films.
Goldwyn, in his original suit against UA, charged that the company had committed breach of contract by consenting to the formation of a separate producing company by Fairbanks and Korda without his Goldwyn's) consent. This, in effect, he said negated his contract and damaged his interests. The distribution contract was drawn up in 1936 and was to expire in 1945.
On Monday (8), Judge Leibell set Korda's examination for July 11.

McCONNELL REPS LESSER

Louis Hyman, exec assistant to Sol weck after about six weeks in New York on details in connection with release of 'Our Town.

Hyman while east, also appointed Fred J. McConnell eastern rep. Mc-Connell was most recently president of Record Pictures.

Reitz's Post

Bellevue, O., July 9.

Glenn Reitz, Bellevue, O., named manager of the State and Ohio theatres in that city, owned by the Northio Theatre Corp., of Cincinnatis Succeeds Joseph Scanian, who resigned to accept a similar position at Zanesville.

Successful production in film giv-ing three-dimensional pictures from a single print and without changing

Wednesday, July 10, 1940

ing three-dimensional pictures from a single print and without changing any booth equipment was reported last week by Edwin H. Land, invention of Polaroid, in receiving a palent for his new vectograph. While only tried on a laboratory scale thus frat, invention will be offered to the picture industry in the next few months, being the first time that depth scenes on the screen have been developed sufficiently to be feasible on a wide-spread scale.

Trouble previously was that tridimensional films required double-projectors in the theatre booth which would entail millions in the U. S. alone for the change. Perfection of the Polaroid process eliminates such booth shift, dual picture effects being accomplished by a special camera and by printing the two films on polarizing sheets, which are subsequently combined on a single motion picture film strip. Process thus far still requires special polaroid spectacles for the audience, but eventually that may be overcome also.

Development of the process has

polaroid spectacles for the audience but eventually that may be overcome also.

Development of the process has reached the stage where it is now ready to turn over for commercial development. In some quarters thi week it was predicted that it will be offered the market by next Christmas at such a low cost as to make three dimensional pictures as feasible early color films. Several motion picture equipment companies, including Western Electric also expected to have their three-dimensional sound on a workable, commercial basis by that time.

If sufficient interest is shown in the new discovery, it is understood that Polaroid people are prepared to make the new depth-on-the-screen productions possible for most major companies. Ultimately, depending on the popularity of three-dimension pictures, the new polarized material would be made available at his same costs as Technicolor stock.

Vectograph' reproduces two-eyed vision of real life. Instead of having the suggestion of depth, as in present screen vehicles, people and objects in the new vectograph appear as they do in reality. Realism of new process is described as arising from the fact that it permits two distinct pictures to occupy the same place, at the same time, without distortion of tone, loss of detail or other interference.

In the new process, two views

ference.

In the new process, two views needed for recreating the sense of depth are taken with double camera with two lenses as far apart as the human eyes.

'Old Mill Stream' Preem May Be in Findlay, O.

Findlay, O., July 9.

Findlay, O., July 8.

Howard Wilson, local theatre manager, has gone to Hollywood to try to bring the world premier of 'Down by the Old Mill Stream' (Republic) to Findlay. The famous song was inspired by an old mill along the Blanchard River that runs through the city.

Blanchard River that runs through the city.

Tell Taylor, Findlay composer who penned the lines of the ballad, died a few years ago while he was nego-tiating with a company to make a film of the song. Gene Autry will star in Rep's version.

Jules Levey's Indie-Made 'Sy'cuse Into N.Y. Par

Negotiations have been concluded for the booking first-run in New York by the Paramount of Jules Levey's Boys from Syracuse, his maiden effort as a producer. Levey, who is in the east, personally handled the deal with Leon Netter of the Par ho. and Bob Weitman, managing director of the theatre. Picture is being released by Universal under a one-picture deal with Levey, former general sales manager of RKO.

Deal with the Par is on a percent-Deal with the Par's on a percentage basis, and calls for a commitment of two weeks, with a control figure on the holdover to govern whether it will go a third. Setting of the control figure, yet to be done, depends on the stage show to be booked in with the film.

Tentative date for 'Syracuse' is July 31, although it may be Aug. 14. It would be the first outside buy ty the Par in more than two years.

Chi Vaude B.O. Big; 'Orchid'-Roch., \$35,000, 'Sandy'-'Funz' Unit, 19G, 'Command'-Taylor-Hymer, \$17,000

Chicago. July 9.
Current Indications point to one of the happiest boxoffice weeks the loop has encounfered in some time. When biz is good, all attractions look good and the current shows and pictures impress as pretty strong stuff all down the line.

On Saturday (6) another picture entry, 'New Moon,' came into the United Artists and joined the big boxoffice parade. This will be the top straight flicker item.

Stage shows are accounting for

boxoftee paraget. Answer who can box straight flicker item.

Stage shows are accounting for business in the three variety houses, with Rochester and the DeMarcos getting coin for the Chicago, Warren Hymer and vaude in the State-Lake, and particularly hot boxoffice wallop is the Funzafire' unit at the Oriental. House currently retreats from its former 65c top policy and returns to a price scale of 25c day-times and 40c nights, which puts it back on a competitive basis with the State-Lake.

Estimates for This Week

times and 40c nights, whire puts. it has back on a competitive basis with the State-Lake.

Estimates for This Week
Apollo (B&K) (1,206; 35-55-65-75)
-Susan' (M-C). Moved here after two fairish sessions in the United Artists and doesn't look for much coin here at so-state the control of the

rently, after turning in neat \$10,800. last week.

State-Lake (B&K) (2,700; 28-40)—

Dark Command' (Rep) and vaude.

Warren Hymer and Estelle Taylor on stage aiding for satisfactory \$17,000.

Last week, 'Two Girls' (M-G) plus Cab Calloway orch, bang-up \$18,500.

United Artists (B&K-M-G) (1,700; 35-55-65-75)—New Moon' (M-G).

Started out fast, looking ahead to bright initial session of at least \$14,000, brilliant. Big femme and evening play. Last week, 'Susan' (M-G) wound up two-weeker at \$5,900, passable.

ning play. Last ween, Susani would up two-weeker at \$5,900, passable.

Woods (Essaness) (1,200; 75-\$1.10-\$1.50)—'Gone' (M-G) (24th week). Remarkable run has no end in sight at present: Has slipped off in past, but every time house got ready to change pictures the public 'reaction zoomed biz. Currently going to \$8,000, splendid, with last week coming up with great \$9,400.

ROONEY'S 'DEB' SMASH \$16,500 IN PROVIDENCE

(Best Exploitation: Loew's State)
Andy Hardy Meets Debutante, at Loew's State, is hottest thing in town and helping house to an 'in the clouds' take. Hetty response to 'All This, and Heaven Too' carned film a holdover at Majestic and it's still a holdover at Majestic and it's still a superior of the Loew's State staff and holding baer-Galento fight pies and holding baer-Galento fight pies and holding at the city's more popular beaches and combined business with pleasure by plugging stand's current attraction. Theatre supplied its guys and gals with oversize beach balls upon which the Andy Hardy bill was imprinted. Not hard to look at gals helped stunt nicely. Pretty thorough job of cornering windows and counter displays in downtown department stores was also done.

In downtown department stores was also done.

Estimates for This Week
Carlon (Fay-Loew) (1,400, 28-3950)—New Moon' (M-G) (2d run).
Warm weather apt to hurt a bit, but spotting good \$2,500. Last week, Susan' (M-G) and Beyond Tomorrow' (RKO), nice \$2,800.

Tay's (Indie) (2,000, 15-28)—Topoard Men' (Select), 'Hold That woman' (Pro) and weekly serial, Administratives of Red Ryder' (Rep).
Estimates of Red Ryder' (Rep).
Estimates of Red Ryder' (Rep).
Estimates of Red Ryder' (Rep).
Last week, Carson City Kid' (Rep).
Last week, Carson City Kid' (Rep).

and 'Last Alarm' (Mono), good \$3,400.

Majestic (Fay) (2,200; 28-39-50)—
Haven Too' (WB) (2d wk). Holding steady pace for swell \$7,000. after grand \$10,200 in opening stanza.

State (Loew) (3,200; 28-39-50)—
Hardy Debutante' (M-G) and 'Phan-

toru. Raiders' (M.G). Mickey Rooney's hot pace for this time of year skyrocketing take to \$16,500.

12 to week, 'New Moon' (M.G), swell \$2,000.

13 trand (Indie) (2,000. 28-40-50)—

French Without Tears' (Par and Mad Men Europe' (Col). Also Galento-Baer fight pic. Attracting fairly steady trade for \$5,000. Last week, 'All Flesh' (Par) and 'Grandpa Town' (Rep), plus four-day appearance of Duke Daly's orch on stage, fairlsh, \$5,000.

'EDISON' HEFTY \$31,000 IN TWO **HUB SPOTS**

Boston, July 9.

Cold, cloudy weather on the holiday (4) gave all film stands a great start, but the ensuing sun over the weekend burned 'em out.

Although 'Edison the Man' tool a, cut with the rest of the shows, is by far the biggest thing aroun here currently and is lifting the Or pheum and State to nifty takes.

Estimates for This Week

pheum and State to nitty takes.

Estimates for This Week

Besten (RKO) (3 200; 15-20-39-4).

"Islan Doomed Men' (Col) and
Grits Road' (Col) deal (With BaerGalento fight pic. Natural for this
house and aiming at dandy \$8,500.

Last week, 'Divorcement' (RKO) and
Not. Tough' (U), dual, adequate
\$6,200.

"Fenway (M&P) (1,332; 28-39-4455)—'Man Talked Much' (WB) and
'Manhattan Heartbeat' (20th). On
the skids for around \$3,500. Last
week, 'Queen Mob'. (Par) and 'Women War' (Rep), ditto.

"Arthur Affairs' (U), Running under par; about \$11,000 expected.
Last week, 'Pavorite Wife' (RKO)
and 'Sandy Lady' (U) (both 2d wk),
okay \$13,600.

Metropolitan (M&P) (4,367; 29-38Lost (WB). On the downgrade for about \$11,000. Last week,
'Ghost Breakers' (Par) with Bob
Hope and company on stage, big
\$50,000.

"O'phen 'Gricco War' (M' G). *44
O'phen 'Gricco War' (M' G). *44-

Hope and company on stage, big \$50,000.

Orpheum (Loew) (2,900; 28-39-44-55) — 'Edisou Man (M-G) and 'Floriain' (M-G). Big noise in town, aiming at hefty \$18,000. Last week, 'Doctor Wife' (Col) and 'Mule Team' (M-G), fair \$15,500.

Parsmount (M&P) (1,797; 28-39-44-55) — 'Man Talked Much (WB) and 'Manhattan Heartbeat' (20th). Very soft, around \$5,500. Last week, 'Women War' (Rep) and 'Queen Mob' (Par); \$5,000, rgs, 28-44-50)— Safari (Par) and 'Those Days' (Par) (both 2d run). Poor \$3,500. Last week, 'Brother Orchid' (WB) and 'Quer Town' (UA) (both 2d run), \$4,000.

week, Brother Orenta (wb) and Our Town (UA) (both 2d run), \$4,000. State (Loew) (3,600; 28-39-44-55)—Edison the Man' (M-G) and Florian' (M-G). Very good \$13,000 possible. Last week, Mule Team' (M-G) and 'Doctor Takes Wife (Col), \$10,800, fair:

'Dr. Wife'-'21 Days' Dual Fine \$23,000 in B'klyn

Brooklyn, July 9.
Fabian Paramount is tops this week with 'Doctor Takes Wife' and '21 Days Together.' Loew's Metropolitan is second with 'Edison the Man' and 'Saps' at Sea.
Holdovers at RKO. Albee and Fabian Fox will do fair biz.
Estimates for This Week
Albee (3.274; 25-35-50)—Favorite
Wife' (RKO) and 'Info Please' (24 Wife' (RKO) and 'Info Please' (25 Wife'), plus Baer-Galento fight pic. Fair \$14,000. Last week, good \$18,000.

000. Fox (4,089: 25-35-50) — Safari' (Par) and (Sangs Chicago 'Rep) (2d wc.). Satisfactory \$14,500. Last week nice \$16,500. Met. (3,618: 25-35-50)—Edison Mari (M.-G) and 'Saps Sea' (UA). Good \$13,000. Last week Waterloo Bridge' (M-G) and 'Black Friday' (U), fine \$20,000.

\$20,000.

Paramount (4,126; 25-35-50)—Doctor Wife' (20th) and '21 Days' (Col). Excellent \$23,000. Last week 'Brother Orchid' (WB) and 'All Flesh' (Par) (2d wk.), mild \$14,000.

Strand (2,870; 25-35-40)—'Hot Steel' (U) and 'On. Spot' (Mono). Dull \$4,000. Last week 'Passport Alcatraz' (Col) and 'Ski 'Patrol' (U), mild \$4,000.

First Runs on Broadway

(Subject to Change)

Week of July 11 Meek of July 11
Astor—'Gone With the Wind'
(M-G) (30th wk).
Capitol — 'Susan and God'
(M-G).
Reviewed in Variety, June 5)

Criterion — 'Those Were the Days' (Par) (13).
(Reviewed in Variery, May 22)

Globe—'Escape from Devils Island' (WB) (10).

Music Hall—'All This, and Heaven Too' (WB) (2d wk). Palace—'A Bill of Divorce-ment' (RKO). (Reviewed in Variery, March 13)

Paramount - 'Ghost Breakers' (Par) (2d wk).

Rialto—'You're Not So Tough'

Roxy-'Maryland' (20th) (12). (Reviewed in Variety, July 3) Strand—'My Love Came Back'
(WB) (12),
(Reviewed in Vallety, June 26)

Week of July 18

Astor—'Gone With the Wind'
(M-G) (31st wk),
Capitol — Susan and God'
(M-G) (2d wk),
Globe—'Gils of the Road'
(Co) (20),

Music Hall—'All This, and Heaven Too' (WB) (3d wk).

Paramount — 'Ghost Breakers'
(Par) (3d wk).

Rialto—'Millionaires in Prison'
(RKO) (15).

Roxy—'Maryland' (20th) (2d

Strand—'My Love Came Back'
(WB) (2d wk).

ROONEY, \$10,000, **B.O. RUNAWAY** IN L'VILLE

Louisville, July 9.

'Andy Hardy Meets Debutante' is wrapping up all the loose coin in sight in the current session, giving Loew's State a swell mark for a hot, summer week. Mickey Rooney's pull seems to be stronger than warm weather and counter outdoor opposish. 'Our Town' slumped after hetty opening at Strand. Latter and Mary Anderson, opened new pies a day early to grab the Fourth of July trade. Kentucky reopened Thursday (27), with additional 280 balcony seats, new marquee, new lobby, and the weats.

seas, new marquee, new lobby, and the house entirely furnished with new seats.

Outdoor opposish potent this week, with double-header ball game Sunday (7) and Larry, Sunbrock's Hollywood Thrill. Show at the State Fair Grounds. Sunbrock's car crashing jamboree was heavily plugged on all adio stations. This Week.

Brown (Loews-Fourth Avenue) (1,000; 15-30-40) — (Thost Breakers' (Par)) and 'Queen Mob' (Par). Bob Hope and Paulette Goddard continue to draw fair trade after moveover from Rilatto. Pointing to \$2.000. Last week, "Turnabout' (UA) and 21 Days' (Col), light \$1,500 on moveover.

Kentucky (Switow) (1,100; 15-25)

21 Days' (Col), light \$1,500 on moveover.

Kentucky (Switow) (1,100, 15-25)

"Rebeca (UA) and 'It's Date' (U), split with 'Primrose Path' (RKCo) and 'Doctor Wife' (Col). Strong lineup of pies, for reopening of house. (Dwards of \$30,000 spent to refurbish and enlarge this subsequent run. Should cop fine \$1,700.

Loew's State (Loew's) (3,100; 15-30,40) — 'Hardy Debutante' (M-G) and the strong of the strong

Mary Anderson (Libson) (1,000; 15-30-40)—Man Talked Much' (WB). Opposish from across street at Loew's State strong factor in light biz here. Probably \$2,700, mild. Last week, 'Gambling Seas' (WB), had nothing on ball. This house established as single bill spot and doubles are never profitable. Light \$2,500 in six days.

Riatlo (Fourth Avenue) (3,400; 15-30-40)—Private Affairs' (U). and Anne Poplars' (RKO). Only \$5,500, poor. Last week, 'Ghost Breakers' (Par) and 'Queen Mob' Par), best in town grabbing fine \$8,000 and moveover. (Part) and 'Queen Mob' Par), best in town grabbing fine \$8,000 and moveover. (Part) A venue) (1,400; 15-314)—Our Town (UA) and 15-3149. (Pop Pays' (RKO). After strong opening biz just shrivelled up with coming of couple hot days. Outlook is not forte for more than fair \$3,000. Last week, 'Salor's Lady' (2014), and 'Lucky Cisco Kid' (2014), lightweight \$2,500.

Heavenly \$105,000 for Bette-Boyer At Radio City: 'Ghost'-Tucker-Baker Bonnie \$60,000; Milk Rest of B'way

(Best Exploitation: Music Hail)
Only two shows are getting any business in the downtown New York. Sector. They are 'All This, and Heaven Too,' new arrival at the Music Hall, and Ghost Breakers,' backed by powerful boxoffice draugh,' they have the they have the they have the they are the they are the they are the they are they are the they are they are they are they are

for a total of less than \$18,000 on the week.

Cloudy, threatening weather on this year's Independence Day proved manna from Heaven, but on the week-end it was too nice to fool around with theatres, only the Parand Hall getting any business.

Both 'Heaven' and 'Chost' received unanimous praise from the critics. The Davis-Boyer starrer brought the biggest July 4 business the Hall has ever had and on the week it looks to be the biggest for any in which this holiday has fallen. Indications point to \$105,000. Record for any Fourth of July week was \$104,000, established by 'Human Bondage' (also Bette Davis) in 1934. Heaven' is a long film, running 140 minutes, but audiences don't seem to mind it. No reaction is noted during the running except for some sniffing, and on the finish there is appliables Breakers' and the Tucker-Baker combination dreaver \$120.000.

mind it. No reaction is noted during the running except for some sniffing, and on the finish there is applause.

Ghost Breakers' and the Tucker-Baker combination draw over \$12,000 on the first week ending last night on the first week ending last night new summer high for the house since the pit-band policy was inaugurated nearly five years ago.

The nearest any other summer show has come to it was 'Artists and Models', plus Phil Spitalny, which got \$54,000 in August, 1937. On only four occasions in close to a was a compact of the property of the state of the pit-band policy was holded by a shoulding New Year and Thanksgiving weeks. That's saying something, and proves, as Bob Weitman says, that if you give 'em what they want they'll come regardless.

Holiday meant a good opening day for the State, which has Waterloo Bridge. Dlus Jay C. Flippen and Bridge Dlus Jay C. Jay C.

Wagons Westward (Rep.) Looks fairly good, about \$7,500. Last week Queen of Mob' (Par), under \$7,000. Include having weakened toward finish.

10 (1700: 25-35-55)—"Figitive From Justice (WB). Pretty slow less than \$5,000. Lost Horizon' (Col) (reissue) did rather well for this time of year, \$6,100. House on Saturday (13) brings in 'Devil's Island' (WB) which was not shown in New York when released last year due to protests from the French government. It played some dates elsewhere throughout the country, however, before being withdrawn. Falace (1,700: 25-35-55)—Favorite Wife' (RKO) (2d run) and 'Murder in Air' (WB). (1st run)' dualed, plus Calento-Baer (ght Jims. Maybe \$9,800, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,800, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,800, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,800, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,800, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,800, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'Torrid Calento-Baer (ght Jims. Maybe \$9,900, very good. Last week 'T

M'DONALD-EDDY **HOT \$17,500** IN PITT

Pittsburgh, July 9.

Biz generally shaping up okay this week. With both Fulton and Senator shut for the summer, leaving only five first-run spots down-town, there's a little extra biz around for the stay-opens and they're each edging in a bit more than their share. Currently, the surplus is going chiefly to the Penn, where New Moon is conking the town and giving that spot its best gross in a bout, at Stanley, well liked, but doing only fair.

Estimates for This Week

Alvin (Harris) (1,850: 25-35-50)—

about, at Stanley, well liked, but doing only fair.

Estimates for This Week

Alvin (Harris) (1,850; 25-35-50)—
Manhattan Hearribeat (20th) and Not So Tough' (U), plus Baert, and the standard of the standar

Pichel's Hudson Bayer

Hollywood, July 9.
Irving Pichel gets the director asignment on 'Hudson's Bay Comsignment on 'Hudson's Bay Com-pany,' high budget exploration tale, slated to roll at 20th-Fox July 27. Dean Jagger is penciled for a top

Philly Mgrs. Happy Again; 'New Moon' Socko \$20,000, Ditto Hope, \$18,000

Philadelphia, July 9.

Best July 4th biz since 1933 is helping send this week's grosses back in the black, and bringing the first smiles on the faces of downtown theatre managers in nearly two months. Cool weather, which is postponing the usual July exodus

is postponing the usual July exodus to vacation spots, plus a round of light pix, in contrast to last week's heavy fare, also helping the cash registers ring.

Topping the heavy grossers is 'New Moon,' at Boyd. Also in the top money is 'Ghost Breakers'. Latter, pic shows the bo, fluctuation of a name. Less than eight months ago. Hope-Goddard duo's 'Cat and Canary' played the Earle as a fillerin between stage shows. This week, on straight film basis, Hope is drawing as much as stage show and 'Cat and 'Canary' combined.

Estimates for This Week

n. straight him bais. Hope is drawing as much as stage show and Cat and Canary combined.

Retimates for This Week.

Arcadia (Sablosky) (600; 32-42-57;—Waterioo Bridge (M-G) (2d wk.). Bright \$3,700. Opening sesh likewise god \$2.500; 22-42-57-68)—New Moon' (M-G). Popularity of home-town team of Eddy and Machaelman of Moone of the consult is proven by socklo \$20,000. Will h.o. probably two more weeks. Last week, poor \$8,500 for 'Sasan' (M-G) (2d wk.).

Earle (WB) (2,350; 32-42-57-68)—Safari' (Par). Handled unkindly by rix and getting so-so. \$12,000. Last week, 'Heaven Too' (WB) (3rd wk.) dipped to sad \$9,500 at road show prix and getting so-so. \$12,000. Last week, 'Heaven Too' (WB) (3rd wk.) dipped to sad \$9,500 at road show prix (1000) (2d 22); 42-57-68)—(WB) (2d 21). No worldbeater \$3,200. Miles ahead, however, of last week's second turn-of-content of the content o

'New Moon' Dual Tops Port., Ore., at \$6,600

Portland, Ore., July 9.

The Federal Defense Tax and continued hot weather aren't doing theatres any favors. Parker's Broadway met the challenge with Andy Hardy Meets Debutante, which has its loyal followers. Chost Breakers is proving good ho. at the Liberty. The big Hamrick-Evergreen Paramount held a world premiere of Untamed, with personal appearances of four stars as opening-day drawing card. For two performances particle Morison, Ellen Drew, Susan Hayward and John Howard appeared on the stage, besides being feted at lunch and a press cockiali party.

Estimates for This Week

Estimates for This Week

Estimates for This Week

Breadway (Parker) (2,000; 35-40-50

Breadway (Parker) (2,000; 35-40-50

Care Hardy Debutante (M-G) and Care Hardy Debutante (M-G) and Care Hardy Levis (M-G) and Charlet (M-G) and Charlet (M-G), good enough \$3,800.

Liberty (Hamitok - Evergreen) (2,000; 35-40-50) — Ghost Breakers (M-G), good enough \$3,800.

Liberty (Hamitok - Evergreen) (2,000; 35-40-50) — Ghost Breakers (M-G), good enough \$3,800.

Liberty (Hamitok - Evergreen) (2,000; 35-40-50) — Mortal Storn' (M-G), and 'Gambling High Sern' (M-G).

M-Gand 'Gambling High Sern' (M-G), 10,000; Orpheum (Turnabout' (UA) and 'Hightow from Justice (WB) held only four days of a second week for around average \$1,200.

Orpheum (Orpheum Co), (1,800; Orpheum (1,800; Orpheum) (M-G), (1

Lady' (Col) closed a third good week for \$3,000. United Artists (Parker) (1,000; 35-40-50) — 'New Moorl' (M-G) and Love, Honor' (U). Hitting great \$6,600. Last week, 'Mortal Storm' 'M-G) and Gambling on High Seas' (WB) got average \$4,000 and moved to the Mayfair.

BEN BERNIE HYPOES 'STEEL,' 11½G, INDPLS.

Indianapolis, July 9.

July usually a pretty good month in the downtown theatres,

July usually a pretty good month in the downtown theatres, and this week's figures are beginning to show alluring upward cure. The natives are used to the sun by this time and go to the cool film caverns to give the epidermis a chance to cool off.

All credit can't be given to the calendar, however, for marquees have some strength to add to the pull. True to tradition, 'Andy'. Hardy leads the pack at Loew's. Ben Bernie's orch is dusting off seats tunused for several weeks at the Lyric, with 'Hot Steel' filling in time between stage shows. Circle is about normal dualling 'Untamed' and 'Those Were the Days. Cruel weeks at the Lyric, with 'Hot Steel' filling in time between stage shows. Circle is about normal dualling 'Untamed' and 'Those Were the Days. Cruel is about normal dualling 'Untamed' and 'Girl 313' (20th), fair \$6,900.

Loew's. (Loew's). (2,400; 25-30-40).

Hot Steel'. (U) and Ben Bernie's orch. House well in black to tune of \$11,500. Last week, Lucky. Cisco Kid' (20th) and 'Jubilee' Follies' carmine \$7,000.

'HARDY,' \$14,000, **GREAT IN CINCY**

Cincinnatt, July 9
Great biz on 'Andy Hardy Meets
Debutante,' at Palace, is holding
front-line trade up to the okay figure which the Fourth helped boom
for last week. Disappointing is
'Safari,' at Albee.
Lyric is chucking in the BaerGalento scrap clip with 'Outsider'
and 'Saps At Sea' to so-so results.

Estimates for This Week
Albee (RKO) (3,30); 39-47)—
Safari' (Par). Very poor \$1,500.
Last week, 'New Moon' (M-G), fine
\$14,000.
Capitel (RKO) (2,000. 20 40.

Last week, 'New Moon' (M-G), fine \$14,000.
Capital (RKO) (2,000; 39-47)—
Ghost Breakers' (Par). Transferred from Palace for second week. Good \$5,500. Last week, 'Our Town' (UA).
Car runn six days, terrible \$2,509.—
Hot Steel' (Mono) and 'Big Stampede' (WB), divided with 'Gaucho Serenade' (Rep) and 'Take Oath' (Ind). Okay \$2,100. Ditto last week on 'Saint Over' (RKO) and 'Passport Alcatraz' (COl), split with 'Last Alarm' (Mono) and 'Murder Air' (WB).

Keith's (Libson) (1,500; 39-47)—
Keith's (Libson) (1,500; 39-47)—

Alarm' (Mono) and 'Murder Air' (WB).

(WB). (Libson) (1,500; 39-47)—

New Moon' (M-G). Moveover from Albee for second week. Fair \$4,000. Last week. 'Brother Orchid' (WB) (2d rum, slow 35-00; 39-47)—Outsder' (Mono) (Mono

BUFF. MELTING; 'HARDY' NEAT \$14,000

Buffalo, July 9.

Old Man Weather is head man at the downtown show shops. First sweltering blasts of the season hit the b.o.'s hard.

'Andy Hardy' seems to be holding well against the trend at the Buffalo, although indications are that the final figure will be not especially since the person is cleiping hoping the Buffalo Century to middling brackets.

Estimates for This Week

Buffalo (Shea) (3,500: 35-40-60)—Andolf Hardy Debutante' (M-G).
Andolf Hardy Debutante' (M-G).
Andolf Hardy Debutante' (M-G).
Andolf Hardy Debutante' (M-G).
John Committee (M-G), got strong play, \$14.300.

Great Lakes (Shea) (3,000; 35-55)—Cove Came Back (WB) and 'Man Talked Much' (WB). Grasping for S5,000. poor. Last week, 'Sailor's Lady' (20th) and 'Queen Mob' (Par), gloomy \$5,400.

Hipp (Shea) (2,100; 30-45)—'Our Town' (UA) and 'Turnabout' (UA).
Cat week, 'Ginting in nice \$1,500.
I and 'Torric' Zone' (WB) (2d run). Fading to \$3,300, awful. Last week, 'Lost Horizon' (Col) and 'Awful Truth' (Col) (reissues), hefty \$8,700.

Zeta Century (Dipson-Basil) (3,00; 30-40)—Petticoat Fever (M-G) and 'Stand Up Fight' (M-G) (2d run). Fading to \$3,300, awful. Last week, 'Lost Horizon' (Col) and 'Awful Truth' (Col) (reissues), hefty \$8,700.

Zeta Century (Dipson-Basil) (3,00; 30-40)—Pays' (RKO) (8 days), down to torpid \$5,000.

'NEW MOON' ECLIPSES SEATTLE WITH \$8,000

Ghost, \$10,000, 'Hardy,'
\$9,500, Okay In Omaha

After Big Laugh Buildup

Omaha, July 9,

(Best Exploitation: Omaha and Opheum, TriStates done of Compleum, Orace and driver, played to 30,000 autos the first three days. Nifty weather fores in a 'Laff Week' stamped which had a stimulating boxofice effect over the weekend. The Ghost Breakers is at the Orpheum, and 'Andy Hardy Meets Debutane' at the Ornaha.

Publicity chief Ted Emerson coupled all the advertising in newspapers in to big flash ballyboos, with. Laff Week predominating in the captions. There were some street gags, too, all the complete of the country and seasides. There were some street gags, too, "Horn three downtown, houses all had never the holidays." The bridge, at 25c per car and driver, played to 30,000 autos the first three days. Nifty weather fores in the country and seasides. Turnabout 'surprised in its first week by holding steadily and spurt week broiding. Our Town' did the reverse for the country and seasides. Turnabout 'surprised in its first week by holding steadily and spurt week for can driver, played to 30,000 autos the first three days. Nifty weather fores to the country and seasides. Turnabout 'surprised in its first week by holding steadily and spurt week for any did the reverse for surprised in its first week by holding steadily and spurt week for the country and seasides. Turnabout 'surprised in its first week by holding steadily and spurt week for any did the reverse for surprised in its first week by holding steadily and spurt week for the country and seasides. Turnabout 'surprised in its first week by holding steadily and spurt week by holding stea

MacDonald-Eddy a Tonic For Mpls., Pulling in Good \$8,000

(M-G) and Pop Pays' (RKO) \$5,300, okay.

Liberty (J-VH) (1,850; 30-40-50).

Turnabout' (UA) (2d week). Paced at 3,400, good. Last week, \$6,200, good. Last week, \$6,200, moted from Fitth, looking for okay \$2,100. Last week (50-50). Mortal Storm (M-G) and Pop Pays' (RKO). Moved from Fitth, looking for okay \$2,100. Last week (50-50). Sailor's Lady (20th) and Saint Takes Over (RKO). Expect poor \$3,000, Last week, Talomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob' (Par) \$2,200, no dict. Palomar (Sterling) (1,802, WB) and Queen of Mob'

'GHOST,' \$11,000, **NIFTY IN BALTO**

Baltimore, July 9.

Frigid temperatures over the weekend holiday kept them in town, with downtown exhibs benefiting in proportion to product on tap. Enjoying an excellent response is The Ghost Breakers, at the oversized Stanley. Also consistent is the combo Hipp, with a layout consisting of Anne of Windly Poplars, Major Bowess Prizewinners of 1940 and the thing of the Windle of the High and the New advancing their openings to midweek.

Estimates for This Week
Century (Loew's-A) v13,000; 15-25-40)—New Moon' (M-G) (2d w.). Holding quite steadily at \$7,000, after ringing up an excellent opening round to \$11,600.

Hippodrome (Rappaport) (2,205; 15-25-35-40-55-69)—Anne Poplars' (RKO) Plus Major Bowes' Prizewinners of 1940' unit and Baerger (RKO) Plus Major Bowes' Prizewinners of 1940' unit and Baerger (RKO) Plus Major Bowes' Prizewinners of 1940' unit and Baerger (RKO) Plus Major Bowes' Prizewinners of 1940' unit and Baerger (RKO) Plus Major Bowes' Prizewinners of 1940' unit and Baerger (Law Plus All Donahue's orch. McKeth's (Schanberger) (2,406; 15-25-35-40)—Way of Flesh' (Pri Popening tomorrow (Wed.), attracting stay of Allas Deacon' (Uy to uneventful \$5,100.

New (Mechanic) (1,581; 15-25-35-55)—Maryland' (20th). Getting and Brenda Joyce skedded for paat plus Al Donahue's orch. New (Mechanic) (1,581; 15-25-35-40-51)—Shanley (WB) (3,202; 15-25-35-40-55)—Ghost Breakers' (Par). Good \$11,000 a cinch. Last week, 'Rrother' (Par).

\$3,500.

Stanley (WB) (3,280; 15-25-35-40-55)—'Ghost Breakers' (Par). Good \$11,000 a cinch. Last week, 'Brother Orchid' (WB). pleasant \$7,800.

Reels' Fite Pix

_Continued from page 2

Continued from page 2 the fight as a short, although a heated argument whether their cameraman was qualified union man almost stymied matters.

Several of the newsreels have advised key cities to check on old state laws which may prohibit exhibition of fight films. The resiliance have been unable to ascertain definitely on all states, but fear that exhibitors may find old statutes ruling out prize ring battles.

exhibitors may find old statutes ruling out prize ring battles.

Also the reels plan making more elaborate preparations for coverage on future fights, now that the Federal law has been wiped off the books. They anticipate some difficulty from promoters of larger bouts because film rights always have provided extra gravy for the fisticult gentry.

Jack Dempsey, who recently assumed the active management of his

nignly praised, are having tough going.

Estimates, for This Week

Aster (Par-Singer) (900; 15-28)—
Million B. C.' (Par) and 'Passport Alcatraz' (Col), dual first-runs.
Strong line-up for this house and will run full week. May reach big \$2,400. Last week, Chan's Critise (20th) and 'Fugitue' Justice' (WB), dual first runs, \$1,500 for six days, fair.

Century (Par-Singer) (1,600; 28-38-44)—'Chost Breaker' (Par) (2d wk). Moved here after big first week at State and still rolling along. Heading for okay \$3,800. Last week, \$2,200, light.

Esquire (Gilman) (290; 22)—
Hell's Aggie's (Astor) (reissue (2d wk), \$2,200, light.

Esquire (Gilman) (290; 22)—
Hell's Aggie's (Astor) (reissue (2d wk), \$2,200, light.

Esquire (Gilman) (290; 22)—
Hell's Aggie's (Astor) (reissue (2d wk), \$2,200, light.

State and should reach satisfactory \$800. Last week, \$1,400, good.

Gopher (Par-Singer) (998; 28)—
Mile Team' (M-G). Very well liked sind Wallace Beery an apparent card. Stretching toward nice \$2,500. Last week, Those Days' (Par), poor \$1,200 in five days.

Orpheum (Par-Singer) (2,900; 280; 43)—
Torpheum (Par-Singer) (2,900; 283-44)—
Safari' (UA) and Baer-Galento fight film. Boxoffice results here indicate that a strong program of shorts—and many of themare not sufficient to bring em in when the feature is lacking in pulling power. May build, but light \$4,000 looks about all. Last week, \$4,000 looks about all. Las

\$4,000 looks about all. Last week, Mortal Storm (M-G), \$5,000, fairly good.

State (Par-Singer) (2,300; 28-39-44).

—New Moon' (M-G). Seems to be what they want and reunion of Nelson Eddy and Jeanette MacDonald apparently stiking responsive chord. Climbing to \$8,000, good. Last week, Chost Breaker' (Par), \$9,000, big.

Uptown (Par-Singer) (1,100; 28-39) Favorite Wife' (RKO) split with My Son' (UA). First neighborhood showings for good \$2,200, Last week, Felison Man' (M-G), split with 'Favorite Wife' (RKO), \$2,000, good.

World (Par-Singer) (Last week, Cover Moon' (UA). Last week, Over Moon' (UA). Last week, Over Moon' (UA). (2d wk), \$500 in four days, light.

Cook's Home

Continued from page 2

continued from page 2
show business and out. His parties have been elaborate and often started at an open hearth, where he specialized in barbecues. There are two places for the thirsty in addition to the barbecue spot. Onc, the main house, is Kelly's; another, in what was formerly the barm, Shultz's. Taking his guests from one place to the other, accompanying the costume gags of his assistants, has been one of Cook's delights. In Shultz's is one of the finest collection of beer migs in existance, the stein seing in all sizes and totalling more than 500.

The Cook parties were unusual too, in the fact that he would invite excupts who were acquainted with each other, or engaged in the same line of endeavor. Sometimes they would be newspaper people; sometimes authors, also radio writers and executives. His collection of gadgets is vast and there is a sound-equipped picture theatre that seats all of 12.

Before the 'Hollow' goes to other hands, Cook plans a farewell party, which he says will probably last for 24 hours.

Broadway cate, upon the closing of the Eighth avenu establishment, is priming for a limited return to the boxing ring. He decided to go four-ing after knocking out Cowboy Lut-ricil in Atlanta early last week. Former heavyweight champ is train-ing in the gymnasium daily and has engaged a handler to travel with him.

engaged a nature; him,

Champ wants to get hunk with some wresters who got fresh with him when he referred contests; which they appeared. One of en was Luttrell, who went out in the second round.

Frisco B.O.s Hold Up Despite Holiday: 'Hardy' Looking for Fine \$18,000

San Francisco, July 9.

Despite teriffic dent caused by Fourth of July business at the Fair, which left Market street virtually deserted. in the hot afternoor sungrosses held their own fairly well. Fox and Golden Gate even doing a little better than anticipated in the hot afternoor sungrosses held their own fairly well. Fox and Golden Gate even doing a little better than anticipated in the hot and the state of the sta

'SAFARI' NICE \$7,500 IN K.C.

Kansas City July 9.

First-run sector now numbers only five houses with shuttern as of the Orpheum. House was open last week with road showing of 'All This, and Heaven Too,' and started week with some assurance. Biz dwindled and picture moved out last Tuesday (2) with take considerably below expectations.

(2) with take considerably below expectations.

In the picture this week are Newman, with 'Safari' and Midland, with new Andy Hardy release. Percentage of biz is about equal, but Loew house will top on larger capacity.

Estimates for This Week

Esquire (Fox Midwest) (820; 10-28-44)—Gangs Chicago' (Rep) and Baer-Galento fight pic. Boxing films aiding here and carrying to fair week at \$3.200. Last week: "Flight Angels' (WB), an unusual attraction in this Fox house, but had fair play at \$3,000.

anters (WB), an unusual attraction in this Fox house, but had fair play at \$3,000.

Midland (Loew's) (4,101; 10-28-44)

—Andy' Hardy Debutante' (M-G)
and 'Saint Over' (RKO): Combo made possible here by closing of Orpleum, which releases RKO product to opposition houses. Holding pace to the combo made possible houses. Holding pace to the combo made product to the c

House likely to remain dark till fall.

Tower (Joffee) (2.11c) 10-30)—'Saps Sea' (UA), with vaude and beauty contest on stage." Average \$6.400. Last: week, 'Girl 313' (20th) and vaude headed by Evelyn Brent, in same groove, \$6.500.

Uptown (Fox Midwest) (2.043: 10-28-44)—'Anne Poplars' (RKO). Splits the usual day and date arrangement with Esquire temporarily. Slow gongs \$2.700. Last: week, 'Flight Ang.

Key City Grosses

Estimated Total Gross
This Week......\$1,439,206
(Based on 25 cities, 166 theatres, chiefly first runs, including N. Y.)

N. Y.)
Total Gross Same Week
Last Year . \$1,324,600
(Based on 24 cities, 158 theatres)

'SAFARI' - VAUDE FAIR \$15,000 IN WASH.

Washington, July 9.

Steady rain for nearly three days sent horde of Fourth of July visitors scurrying into the theatres, showing nearly all last week's grosses over estimates. Old Sol returned to glory over the weekend, though, and this stanza won't be anything to remember.

Only two new films are on tap, and they're keeping the two vaude spots neck-and-neck, with no, help from the footlights. At the Earle, WB spot, it's 'Untamed' and at Loew's Capitol it's 'Safari.' Palace is holding. New Moon' second week and still doing okay, despite unmerful socks from critics.

World premiere of 'Ramparts We Watch, postponed twice by Keith's, is now skedded for July 23.

Estimates for This Week

Capitol (Loew) (3,434; 28-39-44-66)
— Safari' (Par) and vaude. Adequate \$15,000. Last week; 'Susan (M-G) and Sheila Barrett; big \$23,-000.

Octombia (Loew) (1.234 28.44)—
Mortal Storm (M-G. (2d run).
Back downton after two kers (2d run).
Back downton after two kers (2d run).
Back downton after two kers (2d run).
Back downton with two kers (3d run).
Back (WB) (2.16; 28.39.44.66)—
Untamed (Par) and vaude. Oke
\$15,000. Last week. Man Talked
Much' (WB) and vaude, light \$12,-600.

\$15,000. Last week, Man Taiked Much' (WB) and vaude, light \$12,600.

Keith's (RKO) (1,830; 39-55)—'Favorite Wife' (RKO) (4th wk).
Should see profitable \$6,000. Last week, good \$8,500.

Met (WB) (1,600; 28-44)—'Chost Breakers' (Par) (2d run). Back on mainstern after nice week at Earle and wife and the seed of the seed

'20-Mule Team'-'Poplars' Best in Denver, \$11,300

Twenty-Mule Team and Anne of Windy Poplars' an assay define the best biz in town, with most of the houses feeling the long weekend competition.

competition.

Estimates for This Week
Aladdin (Fox) (1,400; 25-40)—Lost
Horizon' (Cot) and 'Awful Truth'
(Col). Good \$4,000. Last week,
Doctor Takes Wife (Col), after a
week at the Denver, only fair at
\$3,000.

(Col). Good \$4,000. Last week, Doctor Takes Wife (Col), after a \$3,000. It is the Denver, only fair at \$3,000. It is the Denver, only fair at \$3,000. It is the Denver, only fair at \$3,000. The Denver of the Denver only fair at \$3,000. The Denver of the Denver only fair at \$4,000. The Denver of t

'Ghost' Getting Bangup

\$4,100 to Lead Lincoln
Lincoln, Neb., July 9,
'Ghost Breakers' had the word
pholiday (4) holiday (4) h

McDaniel-Skelton. Bolsters 'Affair' In Cleve., \$15,500

Cleveland, July 9.

By snapping on its footlights again, with Red Skelton and Hattie McDaniel stage-needling Private Affairs, Palace is stepping up into good coin. Returns nothing like those made by Bob Hope's pa. three weeks ago, but still way over anything else in town.

New Moon' is giving State its first big ho, since 'Rebecca,' and hot enough for a shiftover to Stillman. Tom Brown's School Days' is doing kindergarten biz at Hipp.

Estimates for This Week

enough for a shiftover to Stillman Tom Brown's School Days' is doing kindergarten biz at Hipp.

Fatimates for This Week

Allen (RKO) (3,000; 30-35-42-55)

Flight Angels (WB). Nice \$3,500.
Last week, 'Brother Orchid' (WB). on second shot, ran up to good \$4,500.

Alhambra (Printz) (1,200; 10-20-33)

—Hot Steel' (U) and 'Isle Doomed Men' (Col) (2d run), Fair \$1,800, if it lasts. Last week, 'LaConga Nights' (U) and 'Dark Command' (Rep) (2d run), \$2,400, fine.

Gircle (Marmorstein) (1,900; 15-35)—Cirls Broadway (M-G). Go-insent and the control of the control o

Beachcomber Continued from page 3

Continued from page 3 ... (Ginema de Paris (France-Film) (20 each other, and had different tomers. On the food question the recipes were in use in Chinese restaurants before either the plaintiff or defendant came into existence and on the charge of enticing employees from the plaintiff, affidualts of the defendant showed some had been discharged, and some had left the plaintiff's employ before the defendant was incorporated.

Lastly, the judge remarked, an injunction would render irreparable damage to the defendant, forcing the continued of the defendant was incorporated.

nost' Getting Bangup \$4,100 to Lead Lincoln 'Hardy' \$32,300 Tops in Perky Week Of L.A. H.O.s; 'Man Talked' NG \$10,200, 'Ghost'-Vaude, 2d, \$14,500

Broadway Grosses

Estimated Total Gross
This Week \$279,800
(Based on 11 theatres)
Total Gross Same Week
Last Year \$259,700

(Based on 11 theatres)

CALLOWAY PLUS 'SAILOR,' 24G, OK IN DET.

Detroit, July 9, band, which earlier in the season was a relied in the season was in a factorial and a doubt was in a strongholor in a doubt with a strongholor in a doubt with a strongholor in a strongholor in the season and the falling off of Canadian trade through the new rigid border laws.

Estimates for This Week
Adams (Balaban) (1,700; 30-40)—
"Lost Horizon" (Col) and "Awful Truth" (RKO) (revivals), Bolstered with Galento-Bare fight film, but expectations aren't above fair \$4,500. Last week, Gangs Chicago (Rep) and Wagons Westward' (Rep), poor \$4,000.

\$4,000.

Fox (Fox-Michigan) (5,000; 30-40-55)—Sailor's Lady' (20th) and Cab Calloway band. Headed for good \$24,000. Last week. 'Earthbound' (20th) and Sammy Kaye orch, \$23,-

(20th) and Sathiny Kaye Oct., 4000, 000.

Michigan (United Detroit) (4,000, 00-40-55) "Andy Hardy Debutants" (10,000, 10,000) "Andy Hardy Debutants" (10,000, 10,000) (10,000)

Gays. Last week. (M-G), good \$13,500 good \$13,500 good \$13,500 good \$55,500 good \$13,500 good \$1

'Storm' Okay \$7,000; Mont'l Outlook N.G.

Montreal, July 9.

'Mortal Storm, at Loew's, is leading, with Chost Breakers' as fair second at Palace. Balance poor.

Outlook, in view of fine weather, holidays and heavy slump in U. S. tourist biz, is not encouraging.

Estimates for This Week.

Palace (CT) (2,700; 25-40-55)—
Ghost Breakers' (Par). Pointing to fair \$5,500. Last week, Four Sons (20th, so-as \$5,000.

Capitol (CT) (2,700; 25-40-55)—
Englishman's Home (Col) and Second Enneymon (20th, Not so that \$3,000. Last week, 21 Days' (Col) and \$3,000. Last week, 21 Days' (Col) and Sons (Col) and Blondie Budget (Col), week \$3,000. Col. (CT) (2,200; 20-40-60)

and 'Blondie Budget' (Col), weak \$3.200
Loew's (CT) '(2.800; 30.40-60)—
Mortal Storm' (M-G) Pacing for good \$7,000. Last week. Susan, (M-G) (2d wk), faded to poor \$3.000.
Princess (CT) (2.300; 25.34-50)—
Dr. Kildare' (M-G) Best hope is mediorer \$2.500. Last week, Adventuress (20th) and 'Shootin High' (20th), poor \$2.200.
Orpheum (Ind' (I,100; 25-40-50)—Million BC. '(JA) 'idd wk). Likely \$1.500. good enough, after good \$2.500 last week.
Cinema de Paris (France-Film) (2.300; 25-50)—Poradis Perdu' (2d wk). Fair \$1.000, after good \$1.400 last week.
St. Denis (France-Film) (2.300; 25-34)—3 Mousquetaires' and 'Milady' (tevital). About \$3.200, ng. Last week. Espoir and 'Yalse Eternelle, '[air \$4,100, and 'Yalse

Los Angeles, July 9. (Best Exploitation: State)

55)—Our Town' (UA) (3d wk). Hitting the skids and makes way (II) for 'Mortal Storm'. Current stanz looks like poor \$2,600, after weak \$3,100 on second, Mawaii (G&S) (1,100; 30-40-55-75)—Lost Horizon' (Col) (3d wk) and Take Romance' (Gol) (Reissuc will after winding up second week with very good \$3,100. Hollywood WB) (2,756; 30-40-75)—Man Talked Much' (WB) and 'Pop Pays' (RKO), Looks like only \$5,000, moor. Last week (six-day holdover), Brother Orchid (WB) and 'Sandy Colonomor Cast week (six-day holdover), Brother Orchid (WB) and 'Sandy Colonomor Cast week (six-day holdover), Brother Orchid (WB) and 'Sandy Holost third (WB) and 'Sandy Holost third (WB) and 'Sandy Holost third week First staiza piled up big \$16,400. Parameunt (Par) (3.595; 30-40-55-75)—Ghost Breakers' (Par) (2d wk). Second week heading for good \$8,500. Parameunt (Par) (3.595; 30-40-55-75)—Ghost Breakers' (Par) (2d wk). Second week heading for good \$8,500. Parameunt (Par) (3.595; 30-40-55-75)—Ghost Breakers' (Par) (2d wk). Second week heading for good \$8,500. Parameunt (Par) (3.595; 30-40-55-75)—Favorite Wife (RKO) (2d wk) and Beyond Tomorrow' (RKO). Shate (Loew-F-WC) (2,414; 30-40-55-75)—Hardy Debuante' (MCG) and Beyond Tomorrow' (RKO). State (Loew-F-WC) (2,414; 30-40-55-75)—Hardy Debuante' (MCG) and Shates' (Par) (2,100-31). Second-final stanza-with and acuta and loss like very good \$10,600. First week, disappointing 73,00.

73.300. Wilshire (F-WC) (2,296, 30-40-55)
Wilshire (F-WC) (2,296, 30-40-55)
We Moon (M-G) and Raiders (M-G). Looks like nire \$7.300 on nine days, Last week, Enthhound (20th) and Four Sons (20th), \$2,000, noor.

NazisBan U.S. Pix

Continued from page 3.

Continued from page 2
in recently acquired Nazi-controlled territory will be taken probably will develop in the next few days.

Another censorial wrinkle, resulting from the European war, developed this week when a number of South American republics were avowedly opposing all productions having a pro or con bias on the present conflict. A couple of Latin-American nations turned down 'The Lion Has Wings' because they felt it was too pro-British. For the sam reason, they promise further rejections on anti-Nazi films, all based out the neutrality angle.

THEY DRIVE BY NIGHT

Hollywood, July 9.
Wainer Bros, release of Mark Heilinger poduction Stars George Raft. Am Sheri-dam, Ida Lupino, Humphrey Begart; features Gale Frey. Aine Hale, Roscoe Karns, John Lifel, Directed by Raoul Walsh, Macaulay, based our nevel by A. Instancially, based our nevel by A. Instancial Company of the Company o

Joe Fabrini	George Raft
Cassle Hartley	Ann Sheridan
Lana Carlsen	
Paul Fabrini	
Pearl Fabrini	
Ed Carlsen	Alan Hule
Irish McGurn,	Roscoe Karns
Harry McNamura	lohn Litel
George Rondolor	George Toblas

Fast moving and actionful melodrama of long-haul trucking biz. They Drive clicks with plenty entertainment content. We will garner profitable returns in key and subsequently and the subsequently of the subs

zippo tempo throughout. Script by Wald and Macaulay: is decidedly workmanlike with numerous snappy, and at times spicily double-entendre lines interwoven.

Raft holds the spotlight as the vigorous and determined trucking indie battling against adversities to consummate a dream of owning his own fleet. He turns in a topnotch performarce. Equal in importance is Miss Lupino who turns on her dramatic takents for an exceptionally outstanding portrayal, unsympathetic though it is. Bogart is excellent as the hard-working driver and Raft's brother, providing studiowith angle he can easily graduate from ganester and heavy assignment of the stellar performance of Miss Lupino. Karns and Hale click along the route with comedy lines and situations.

Pride and Prejudice

Metro-Goldwyn-Mayer release af Hunt tromberg production, Stars Grees Gursian L. Leonard, From novel by Jane Austen-ramatization by Helen Jerom; screenplay y Aldous Huyley and Jane Muffin; cam-na Kani Freund, song, Herbert Stolner; dilor, Hobert J. Kern, Freuewel in Fro-estion Ioon, N. 7, July 8, 46, Rumning Disable Bennet.

Mr. Darcy	Laurence Olivler
Lady de Bourgh	Edna May Ollver
Jane Bennet	. Maureen O'Sullivan
Lydla Bennet	Ann Rutherford
Miss Bingley	Frieda: Inescort
Mr. Bennet	Edmund Gwenn
Mrs. Collins	Karen Morley
Kitty, Bennet.	Heather Angel
Mary Bennet	
Mr. Bingley	Bruce Lester
Mr. Wickham	Edward Ashley
Mr. Collins	Melville Cooper
Sir William Lucas	E. E. Clive
Mrs. Phillips	
Lady Lucas	Murjorle Wood

Bit as a medico; and Kenneur nather Margh and Margh and

geous girl. In consequence, the film is something less than satisfactory centertainment, despite lavising settings, costumes, and less than satisfactory the satisfactory and the satisfactory control of the satisfactory conflicts and problems. Pride and Prejudice fits perfectly into the formula. It is about people and dilt of an England of which only memorles remain.

MURDER IN THE AIR Warner Bros. release of First National

Poy, Jr., James Stephenso , Lyn Lys, John
Litel. Directed by Lewi Seller, Original
screenplay, by Ramonil Schrock; editor,"
Frank Magee: dlalog director, Hurry Sey-
mour: cumern, Ted McCord, At Palace,
mour; chmern, red McCord. At Thinee,
N. Y. week July 3, '40, aled. Running
time, 55 MINS.
time, 55 MINS. Brass Bancroft
SaxbyJohn Litel
Hildu ltiker Lya Lys
Joe Grvey Jumes Steuhenson
Cakle Dattage Male Bott In
Gabby Watters Eddle Foy, Ir.
Doctor Finchicy
Rumford
Admiral Winfield William Gould
Commander Wayne Kenneth Harlan
Hotel Clerk
Ceorge Hayden Owen King
John Krimer Dick Rich
Annua Krimer
OttoChinles Brokaw
Dolly,llelen Lynd

Polly	Edith Fellows
Phronsle	thy Ann Seese
Mrs. Pepper	rothy l'eterson
Hen	Charles Peck
Joev	Commy Bond
Davie	Bubby Larson.
Anderson	Vicing Killian
Affice	, Helen Brown
Ole	Emory Purnell
King	Plerre Watkin
Jasper.,	innaid Sinciair
Caleb	lter Soderling
rom	Roger Grav 1
BIII	Hal Price

Miniature Reviews

They Drive By Night' (WB). Melodrama starring George Raft, Ann Sheridan, Ida Lupino and Humphrey Bogart. Okay bo.

'Pride and Prejucice' (M-G). Greer Garson and Laurence Olivier co-starred in classic novel of old-time English society.

'Murder in the Air' (WB). Ronald Reagan putting FBI finger foreign spy ring, Mild dualer.

'Out West With the Peppers' (Col). Third of the series. The most inferior of the lot.

'Sporting Blood' (M-G). Familiar racehorse formula provides moderate entertainment for, program support.

'Scatterbrain' (Rej). Judy Canova in light programmer for family and rural audiences.

'A Fuffilive from Justice (WB). Fast-moving killer-thriller rating high among the B foder.

'The Return of Wild Bill'

er rating high among the B fodder.

The Return of Wild Bill'
(Col). Cheap western starring
Bill Ellioit. Strictly for the kids.

'One Mar's Law' (Rep.). Ordinary western, patterned along
familiar lines, with Don ('Red')
Barry as star.

Stagecoach War' (Par). Weakie in the 'Hopalong' Cassidy
ries.

ie in the 'Hopalong' Cassidy ries.

'Gasilght' (Anglo-Amer.), Britlsh-made adaptation of stage hit,
and clicko, Stars Diana Wynyard, Anton Walbrook.

'The Case of the Frightened
Lady' (Br.), An Edgar Wallace
meller for duel support.

'Door With 7 Locks' (Rialto),
Leslie Banks starter, adapted
from Edgar Wallace thriller,
of secondary rating.

'Saloon Bar' (AB), Okay
made-in-Britain crime meller.

the cutest of the bunch, although her work is stiff.

Series has seen a substitution too, Pierre Watkin, for Clarence Kolb, who was Mr. Rich-with-a-heart-of-gold in the previous two. Otherwise the cast remains the same. Dorothy Peterson, the mother of the brood, is shunted to the background, while the kids get injo trouble in a lumber camp. Victor Killan and Emory Parnell are best represented of the character fraternity.

Parnella are best represented of the character fraternity beginning to end, 'Out-West' is patched up with processing, her a poor print, and is inferior on all counts.

Art.

SPORTING BLOOD

Hollywood, July 6.

Metro-Goldwyn Moyer Telesse of Albert E. Levey production: Fentures Rebert Young, Maureen O'sullivan, Levis Stone, Directed by S. Sylvan Simon, Screenplay by Lawrence Hagard, Albert Mannheimer and Dorothy York; based on original story by Grace Swifen, Owners, Stoney Wanner, Stoney Wanner, Charles of Charles and Con-y Control of the Control of Con-trol of the Control of Con-trol of the Control of Con-trol of Control of Con-control of Control of Con-trol of Control of Con-trol of Con-trol of Control of Con-control of Control of Con-trol of Control of Con-trol of Control of Con-trol of Control of Con-control of Control of Con-trol of Control of Con-trol of Control of Con-control of Control

BI MIND.	and the same of th
Myles Vanders	Robert Young
Linda Lockwood:	Manreen O'Sullivat
Davis Lockwood	
Duffy	William Garga
Joan Lockwood	
Jeff	Clarence Mus
Otis Winfield	Lloyd Corrign
Stonewall	George II. Rec
'Sneak' O'Brien	Russell Hick
Banker Cobb	

This is a horse-racing picture, as indicated by the title. Same tag was used by Metro for a track story in

to her role as the headstrong daugh-ter of Lewis Stone. Latter gives usual well-moulded performance, while William Gargan catches many laughs as the trainer Tyme Carry is an eyeful as the Walf. Walf. with Young's affections. Walf.

SCATTERBRAIN

i, 40. remaining time, 40 access.
Judy HullJudy Cunova
I. Russell Alan Mowbruy Miss Stevens Ruth Donnelly
Miss Stevens
Eddle Macintyre Eddle Fay, Jr.
Nicolas Raptis
am Maxwell Wallace Ford
Esther Harrington label Jewel
Prof. De Lemma
Hoffman Billy Gilbert Pappy Hull Emmelt Lynn
Pappy Hull Emmelt Lynn
loe KeltonJimmy Slare

Judy Canova displays sufficient personality and ability in her backwoods characterization to indicate sticking around for several pictures and possible b. o. rating for the rural and family houses as time goes on. Miss Canova is a sort of modernized Sis Hopkins, who repeatedly toured the gaslight circuit of the intertained with much success. Key audiences in the metropolitan areas may not savey her Ozarkian twong and humor, but it's surefire for the rustics.

Story is lightly set up to mainly showcase her individualized vocal-izing and comedy. Yarn has many familiar corny sidelights that are broadly sketched by direction, but the situations are still good enough to generate laughs in the family buses.

broadly, sketched by direction, out the situations are still good ellough to generate laughs in the family houses.

A street laughs in the street laugh l

A Fugitive From Justice

1	duction. Features Roger Pryer, Lucile
1	
ı	ley, Morgan Conway, Donald Dangley Dr.
	rected by Terry Morse Screenilar by Alas
ď	Gottlelb from original by Leonard News
ì	pauer; camera, Arlhur L. Todd editor
1	Thomas Pratt: At Chibe, N. V. work of
П	July 6, '40. Running time, 54 MINS.
U	Dan Miller Rager Pryor
n	Janet Leslie Lucile Fulrbanks
š	Ziggy Eddle Foy, Jr.
	Ruby Patterson Shella Bromley
ı	Julie Alexander Morgan Conway
ľ	Lee Leslie Donald Douglas
	Mark Rngers
Ų	Mrs. LeslieLottle Williams
î	Hinky-Dink loe Deutin
ľ	
ì	Gorwin John Harmon
N	Murphy Hobert E O'Connon
Ц	Gorkery Thornus Joelean
d	Gray Eddy Chandler
b	Partidge Ed Keane
ľ	
١	
H	
ì	Office Boy Michael Conrov

hartender.

Methed Control

Warner Bros. has light little
nifty for the stick-fem-up and shoot'em-down trade in this tritan land
tice.' Obviously intended as nothing
tice.' Obviously intended as nothing
but B fodder for those houses whose
audiences like their heroes smooth
and the trigger-action fast it's 54
minutes of zip, well-larded with
trills, albeit along a familiar formula. It will stand up well with
anything of its type.

Tormer band batoneer Roger
Tormer band between Roger
Tormer band between a mistion-dollar-policy holder keeps a mismention with the second second second
particular of a payoff by
his company. Billed equally with
him is the vis-a-vis, Lucile Fairbanks, although her role is comparatively minor and she makes
nothing particular of it. She's okay
to look at however, and a niece of
the late Doug Sr., so WB is obviously giving her the buildup treatment die Foy, Jr., can's laughs as

ment.
Eddie Foy, Jr., earns laughs as the cluck assistant to Pryor in preserving the hide of Donald Douglas. Shella Bromley and Morgan Conway

are the dark threats, while John Gallaudet is a carbon of Winchell, a radio gabber with an in with the Gemen. It's only in the too-frequent use of this latter device in the plot that it becomes just a shade foo thick, the film otherwise, being surprisingly logical and well-warked out as such pix go.

WB takes something of a new tack in the film, ditching all the gangster verbiage usual with such fare in lavor of His Majesty's English, minus only the broad A. It's easier on the ears, gives the bueflosers on less tiem, to squawk about, and robs the film of no authenticity. Herb.

Return of Wild Bill

Columbia production and release. Size-Rill Elliott; features iris Mercellib. Disert-ol by Joseph H, Lewis. Neverenipa, Ill hert Lee Jehpson and Pred K. Myton; Funy, Califor, Holman Pred K. Myton; Funy, Glior, Holman Panin, J. Gurse, Merhan; Glior, Holman Panin, J. Gurse, Merhan; dual, week July 3, '40, Running, fine, 66 43198.

D SILING.	
Ild Bill Saunders	in the allege
ammy Lou Griffin.	Irls . Meindub
att Kllgore	tleorge floyd
ate Kilgore	Lannu Wultern
lge Saundera	Edward LeSaint
le Mitch.	french bullion
ake Kligore	Francis William
nrt	Chuck Morrison
annonball	Dub Taylor
lke.	Buel Brount
ер	William Kellogg

The Return of Wild Bill cheapie western, okay only for the younger kids in the dual action houses. Its horseplay and guipply, hew to a pattern that's pretty nearly, as old as picture-making itself.

Bill Elliott, film's star, is another one of those sterling heroes of the range; a two-gunman whose shooters are strictly on the side of law and order. He returns to his home country to find his father dying from bullet wounds inflicted by one of as gang of hoodlums—and from there on the gangsters are not due to live long.

There's some slight romantic angles via Iris Meredith, as the daughter of a murdered ranchman, and Luana Walters, who plays the sister of the bandits leader. She's straight, however, and always warns the honest cattlemen when her brother is scheduled to come calling. She's also murdered at the finish, but instead of Miss Meredith then having a clear road to Wild Bill's affections. he's called off to some adventure elsewhere after fully avenging his father's death.

The best acting is done by the guns, which are such remarkable weapons they can shoot down thousands without reloadings. It's wonder Great Britain hasn't been trying to buy this secret from the U.S.

BAER-GALENTO BOUT

Max Baer and Tony Galento bout singed by Mike Jucobs at Roosevelt Stadlum, Jer-sey City, July 2, 40; at Palace and Italic, N. Y.; abolographed by Juck Rieger. Ron-ning time, 21 MINS.

The mauling match between two rather discredited heavyweights was alluded to by sports writers as "the battle of the buns," each having a penchant for calling the other by that term. But the men have a certain amount of color which parily explains the near-capacity crowd that witnessed the fight in the Jersey City ball park.

There was nothing very exciting about the contest, though each contestant fractured the rules at times. In lace searched the rules at times in the contest of the rules at times. In lace searched the rules at times in the rules at times. In lace searched the rules at times in the rules at times. In lace searched the rules at times in the rules at times. In lace searched the rules at times in the rules at times in the rules at times. In lace searched the rules at times in the rule of the rules at times in the rule of the rules at times in the rule of the rule of

Tosci's Goodwiller in South America Disney Worried About **Opens Up New Avenues for U.S. Talent**

By RAY JOSEPHS

Buenos Aires, July 5.

U. S. talent—headed by 'good will tour' of maestro Arturo Toscanini and the NBC symphony—is giving South America its biggest entertainment biz in years. Sensational audience. South America its Diggest entertainment biz in years. Sensational audience-getting success of the orchestra and other A-1 attractions makes showmen here feel that this augurs a vast new field is being opened.

With proper exploitation, knowledge of the continent, and continued government cooperation, it's likely that things will pick up, regardless of the outcome of the war.

of the outcome of the war.

Hitler's biliz business, in fact, is a
contributing factor. Many stars, accustomed to hopping across the
pond, have headed here instead, offering South America a lineup of
attractions hitherto unobtainable.

Result is better names, more b.o. cash and a disposition on part of South American audiences to look to the States, rather than Europe, for entertainment.

But there are many pitfalls in the way and U. S. artists, counting

South American Way

Buenos Aires, July 5.

RCA Victor, expecting to cash in on radio sales through Toscanius broadcasts in B.A., pulled one boner. Some, smart local bought plug time from the municipal station, its announcements urging, listen to the incomparable Toscanini with Phillips radio between every number.

Phillips Dutch outfit and RCA's strongest competish lo-

on easy change, can find themselves the wrong end of a steamship pier with no way back.

prer with no way back.

Trip of the maestro and NBC symphonists is worthy of study as an indication of what can be done. Understood it proved that, while such big unit could not pay its own way, regardless of the receipts, NBC will eash in twofold.

will eash in twofold.

1. Initials of NBC have been atressed throughout entire tour. Any artist from the NBC stable will have easier going and chain has already built up a million dollars' worth of good will in South America.

2. RCA Victor radio sales are expected to go up. Company has on-the-spot plants, under, heavy competish from European makers also with branches here.

Lack of time, the chief difficulty.

with branches here.
Lack of time, the chief difficulty
with money-making possibilities of
NBC Symph, is one factor that need
not worry the individual artist.
Distances here are great. Rio and
Buenos Aires, the No. 1 city (3,000,000), are as far apart as New York

and Havana.

Rio is in the tropics—B. A. on a climate level with Charleston, S. C.,

climate level with Charletton, S. (C. and Brazilians and Argentians, although they both like Wagner and Beethoven, are worlds apart in temperament.

On the west coast, Chile, Peru, Bolivia, have no cities anywhere near the size of Rio and B.A., but show biz has been good despite necessity for long hops if anything but flagues are used but planes are used.

out planes are used.

NBC tour, of course, had best efforts of socialities and government officials

Brazil, Argentina and Urugay. Not many artists would get such kid gloves.

Complications

get such kid gloves.

Compileations

Even so, there were difficulties. When the American Republic's liner Brazil practically sold out to the band, it pulled into B.A. June 19 at 8 am. But it wasn't possible to dock until 11. Then the fun began. The mestro was hustled off the pier while underlings looked aften his luggage. But the fiddlers, hown blowers, etc., had to clear their stuff through. Only two of the men, both Argentines, could sling the lingo. The others tried French, Russian and yelling. It was five hours before the boys got off the pier.

A rehearsal was set for three and the maestro was the only one wild showed up. He tool it patiently.

Finally got the boys rounded up. and started scraping away at 6 p.m. Concert was to go on at 9—and one of the lads was on stage in his old blue serge suit, ready to play that way, when his bag and clothes were hustled up. Which meant more vexing, considering that the advance

build-up was that everything would be perfect.

Municipally owned Colon theatre wowed both the maestro and play-ers, however. House a 3,500-seater, and makes Manhattan's Metropolitan look like the old Proc-tor's 22d street.

Diamond horseshoe effect is the same but, otherwise, houses are miles apart. Located outside the theatre district, in front of big plaza, the Colon has plenty of parking space, an ultra modern staging setup and an established audience.

sug, space, an ultra modern staging setup and an established audience. Florio M. Ugarte, director general who went up to New York to make arrangements, used the Toscanini series of eight concerts to sell his entire season. Tickets are sold in series. Operas usually given three or four nights a week. This is winter here; started May 25.

Because of the South Americancustom of dinner at 9 or 10 in the twening, several of the Toscanini concerts opened at 5. Custom is to take two hours for lunch (12-2 most everybody goes home) and then have tea about 4:30 p.m. These. 5 p.m. malines are known as the vermouth session and get the bigest crowds the film houses and concerts.

House in Blo also municipally.

concerts.

House in Rio, also municipally owned, is much smaller than Colon and not as modern backstage. Colon and not as modern backstage. Colon has, a set up so speedy that sets for Symph rehearsals could be whipped away as fast as a music Hall revolving stage and replaced just quickly by an opera set. Boys never quite got over system, expecting backwoods equipment here.

To the NBC group as well as in-dividual artists coming to South America the tremendous Latin ap-proval (and disapproval, if they think you're lousy) was cited, by many, as highly important.

many, as highly important.

Maestro, tisually aloof, warmed under tropic sun on the way down— an indication that was considered worthy of note by showmen here. He ate his dinner in public dining room, lounged specially made blue pajamas, attended a dinner at the American Embassy here.

blue pajamas, attended a dinner at the American Embassy here.

Mobbed wherever he appeared. Someone slipped in not telling local photogs that he can't stand flashbulbs and, as a result, there was almost a row on the arrival pier with names being freely exchanged. Nothing lasting, however, although some of the piess commented.

Notices and space in all sheets good. Also RCA poster, window display and other tieups. One restaurant even dished up roast chicken a la Cran' Maestro and Jured some of the musikers with a 15% cut.

Symph members lived in the boat in Rio—played two concerts there going down and going back.

At last B. A. concert (July 1), Maestro played Wagner's Maesteringer as an encore, first time he hadever done so in his career according to Samuel Chotzinoff, N. Y. Postertic, personal friend, who's along. In Montevideo, Uruguay, where two concerts were given (July 3-4) the local symph took the boys for a busside roundatown. In B. A. the Colon ork threw a cocktail party with much gabbing, in bad Spanish.

busride 'rounds town. In B. A. the

Colon ork threw a cocktail party with much gabbing in bad Spanish.

Enthusiasm, while great, was nothing like the days when the maestro made his debut in Rio 54 years ago. Then, he recalled, audiences would toss hats; gloves, etc. on stage for star; practically do a strip tease to show how much they cared.

He was treated almost like an idol on current trip, however, thousands jamming pier Rio, stevedores blockling his way, so they could kiss his hand.

Applause at every concert terrific.

his hand.

Applause at every concert terrific.

One wag insisted the crowds were so overwhelmed that they could have gone for 'Swanee River' just as easily, they were so carried away.

Stoki Follows to S.A.

Leopold Stokowski, directing his Leopold Stokowski, directing his niewly-organized Youth Orchestra, will appear at Lewisonn Stadium, N. Y., Thursday and Friday evenings, July 25 and 26, and directly after the second program, Stoki and his crew will board the S. S. Uruguay for their Latin-American tour.

Percentage of receipts of the two concerts, ach of which will be dif-ferent, will go to war relief. Prices are being upped for the occasion to \$3 top.

Paris Rep. Feignous

Walt Disney office has received no word since June 3 from its Paris rep. Wally Feignous. Last report from him was from Paris, informing that he was planning to head toward the Mediterranean if Hiller marched in. Efforts to contact him have been, fruitless. London office, which used to talk with him regularly on the phone, cabled New York to learn if it had any word from him.

Disney's Paris branch was preparing the translation on a French version of 'Pinocchio' when the Germans came. Actual dubbing, however, had not yet begun. Only Spanish and Portuguess, for the South American trade, have so far

South American trade, have so far been dubbed in.

NEW CHANGE ON BRITISH QUOTA

As an alternative As an alternative to the present film quota act, the Board of Trade is giving foreign (mostly U. S.) distributors the right to acquire or produce one British picture costing not less than \$116,000 against the importation of 100,000 feet of film. Such British film, of course, would be used by the distrib in filling his quota obligations. to the

quota obligations.

Present quota is 22½%, which roughly, one quota credit film to each five distributed in England, but the price of the picture must be at least \$80,000. Under the new arrangement, it would be one in seven.

Word received in N. Y. by home offices is to the effect that the mone tary scheme for the quota law habeen abandoned with the new at rangement handed the British Par

rangement handed the British Parliament yesterday (Tuesday). Change is interpreted in N. Y. as meaning that fewer but more expensive minimum-cost films would be allowed for British quota credits.

Several companies also received word that the British quota law would be changed back to read as it did under, the old statute of several years ago, permitting U, S. companies to fill their quota credits with pictures made any place in the British Emoire. This would revive pictures made any place in the British Empire. This would revive production in Canada and Australia, completely denuded of American producing by present terms of act.

Wartime Biz Bad, London's Exhibs **Protest Paying Peacetime Rentals**

IT'S THE NUTS

Brazilian Film Industry's Expansion No Dice

Washington, July 9. Despite the aid supplied by Government authorities, it has failed to encourage growth of Brazil's Lilliputian film industry. Report to the Department of Commerce relates that, notwithstanding the efforts of the state authorities, the attempt to build up. Advanced converse of cream. build up a domestic source of screen entertainment looks like a dop.

entertainment looks like a flop.

Reliable information relayed from
U. S. trade observers Rio de
Janeiro is that the Brazilian studios
and laboratories making shorts represented, an investiment of approximately \$1,118,000 but at the present
time, estimated total value of the industry is a mere \$150,000. The single
studio located in San Paulo costing dio located in Sao Paulo, costing re than \$500,000 at the outset, red down recently.

AID ASKED FOR **LONDON LEGIT**

Lamentable position of London's

stage was voiced at a Foyle Literary luncheon yesterday (24), with top line talent making a courageous ap peal for patronage. At this date only 11 musicals and one straight play represent West End legit strength.

represent West End legit strength, George Robey, Marie Tempest and Irene Vanbrugh, speaking for the performers, placed, the responsibility squarely up to the public. Bronson Alt. r.y. manager, whose 'Rebecca' is the sole straight play, indicated play is making about enough to pay the light bill of the theatre, but affirmed that if the mibile shows any response. that if the public shows any response to the appeal, he is ready to stage another show.

Strange anomaly is the business being done by out-of-London theatres, which in the majority, report big takings.

Joint sessions of film trade representatives last week (18) went overboard on the effects of war and invasion. Exhibs anxious for a neeting with distributor group to discuss the especially difficult position of London operators, who, with their now sorely depleted attend-ances, are still paying peacetime rentals. They can't carry it, they plead, because they're not doing the biz. Parleys would deal with a new basis for contracts to be governed by a sliding scale.

Chairman of Cinematograph Exhibitors Assn. indicated his organizanioliors assa. indicated his organiza-tion has nixed a demand by Film Transport group for an additional 5% hike in rates. Assa. had earlier okayed a 10% tilt in transport costs, with the deal calling for reopening of negotiations in three months.

of negotiations in three months.

Renters went on record with a
new proposal to meet program disruption in the event of Hitter trouble in Britain. Rather than the area
pools, from which exhibs would
draw should their films fail in delivery, plan would be to supply them
with pictures one week in advance
of schedule. Idea is being mulled
from standpoint of cost and print increase.

BRITISH NAT'L MAPS PROPAGANDA PICTURE

London, July 9. John Corfield, head of British National Films, has stated that spite of recent events his company would continue production. It intends to start immediately a British Red Cross propaganda feature called This England. David Macdonald will direct and Emilyn Williams and John Clements are to be starred.

John Clements are to be starred.

Corfield says the cast and staff are
willing to make drastic concessions
to help the idea, and he is also assured that it, before the picture is
finished, he finds himself in difficulties, the government may help outties, the government may help out.

British National is scheduled to
start work shortly on 'Love on the
Dole.'

Conne's Canadian Preem

Ottawa, July 9.

Ottawa, July 9.

Family of Nations, produced under government supervision in England by an American, E. R. (Eddie) Conne, has been taken over for distribution in Canada only by United Artists. Combining newsreel shots with specially-made footage of British notables, the film is a 60-minute feature, and is being released on a regular commercial basis by UA.

Preem of, the film at the Figin

regular commercial basis by UA.

Preem of the film at the Elgin
theatre here was attended by the
Governor General, Princess Alice, his
wife, their aides and a distinguished
party. It was given wide acclamation by the press. It stated a week's
engagement yesterday (Monday).

In the 'cast' of the specially-prepared reclage are George Bernard

In the cast of the specially-pre-pared reelage are George Bernard Shaw and Lady Astor. John Drink-water wrote the story and collabed with John McMillan on the com-mentary, which is spoken by Alan Mowbray. John S. Stuman directed.

Mowbray. John S. Stuman directed.
Film is unique in its method of
unfolding, 'Drinkwater' playing
important part. It depicts him as
trying to write the script and talking if over with the various characters. Picture is filled with unusual
historical stuff from the film library of the British government. It
shows scenes of Cousen Victoriae. brary of the British government. It shows scenes of Queen Victoria's Diamond Jubilee celebration in London and through the British Isles, death of King Edward, coronation of King George, visit of the King and Queen to Canada, demonstrations of armed forces in Germany, Russia and Italy and the heetic days preceding and immediately following the Munich pact.

Curwood Off His Hoss To Produce Mex Oaters

Hollywood, July 9.

Bob Curwood closed a deal to pro-duce four Spanish language pictures in Mexico City for release by Azteca Former Universal sagebru

London in Wartime

London, June 25.
Arthur Menken, Paramount ace cameraman, recently returned from Narvik, has signed with March of Time.

Mario Zampi and Del Judice, heads of Two-City Films, both Italians, have been interned.

Olivelli fined for disobeying lighting restrictions during blockout.

Some munition towns are closing their entertainment spots, as most of ne locals are fully occupied in making armaments, leaving them little ime to visit these places.

R. H. Gillespie took party of Canadian soldier, lust back from the front for a night's outling. Started with George Black's Hippodrome show, 'Black Velvet,' and finished off at Cate Anglais.

Anent the government edict on ration-sized exhibitor posters, every-thing has now been cleared up. Distribs can now print the names of their attractions on the backs of old posters. One exchange has indicated it has enough 'Oddies' to supply the rest of the trade for a comple of years.

Theatre patrons of the Odeon circuit have accounted for \$120,000 in war charities. British Red Cross getting \$80,000, balance going to Comforts Fund of the Army, Navy and Air Force. Former appeal was tied in with screening of RKO's 'Nurse Edith Cavell,' with star Anna Neagle voicing a personal plea.

Deslie Macdonnell section leader in Local Defense Volunteer Corps for Mayfair area.

Gordon Little out of White Horse Inn' to join the Royal Navy, with Bernard Clifton replacing him.

Mat McKlegue joined the Parashooters' Squad at Selsey, where he has

Leigh Stafford, currently in Black Velvet, arranging to Join the merican Ambulance Corps.

Joe Loss losing his star crooner, Chick Henderson, tho is to make munions. It was his former occupation. Alfred Davis, managing director of Davis theatre, Croydon, has been given staff captain's job in the Army of Home Defense. His brother, Basil, in the Air Force during last war, is now with the Air Ministry.

Clifford (and Marion), one of the few American performers left here, is training for the Local Defense Corps.

Al Bollington, musical director organist of Paramount theatre, Totten-ham Court Road, since house opened some six years ago, has given up job. to join the Royal Air Force.

Film Reviews

iplays his Adonis-like figure, ighingly expanding his chest. He is once the champion but whether can recapture the erown is doubtive even though he did subdue ligh Tony and apparently is in explent physical condition. Ibee.

ONE MAN'S LAW

"Repul-lic te:	seet of Check	6 Suelingin	pro,⊤.
etion: direc	ted by Stier	man. Feat	ures
in 'Red' Ba	rry. Origina	screenplay	- hy
nnett Cohe	n. Jack Na	(telord; e-i	tor;
-ster Offelies	k.: music. Cy	Feuer: cam	era.
weis Lanni	ne. Previewe	d in Projec	thin.
nore N. Y.	July 3, 40.	Running U	me,
MING	7 272	20 1.00	2 2
ck		n Red B	arry
VC6		Janet W	aldo
dee Wingtitt	harris de constitución	" wrke t'leve	and

ck Ben trea Barry	7- a.
vceJanet Walde	٩ĩ
due Wingitte urge t'ievelant	П
wads	1
thews Edmund Cobl	D i
artin James H. McNamari	યા
etcher ftohert Fraze	r. }-
udking	• [
inters	• 1
Snowflake	1.5

One Man's Law offers Republic's aw western star. Don 'Red' Barry, ut that's not enough. Result is an aveven outdoor meller which differs the from hundreds of other mesa usa excepting it has more imakes the state of the state o

igas excepting it has more imdusible situations. Stacks up as a
ild westerner lacking marquee decrative bolstering.

This is Barry's second for Repubplace in the state of the state

STAGECOACH WAR

od, Julie Carter, Harvey steel MacDonald The King's ell MacDonald The King's man Houston and Harry F. ased on characters created by Mulford; sougs by Phil Ohna Carling; camera, Russell H. Sterman A. Rose, A. Centr, week July 3, '40. Running, '40.

"Honalong" ('assidy	Willis	m Royd
'Lucky' Jen Shirley ('haj	kins	pasell	Hayden
Shirley Chai	oman	Juli	e Carler
Nesi Holt		Harvey	Stephens
'Jeff Chapma	n J	. Parrell Mr	cDonald.
"Speedy"		Ital	t Wood
Smiley'		Rad I	Rohinson
Quince Cobs	(D	Edd	Waller
"Twister Ma:	xwell	Frank 1	ackteen
Mart Gunthe	P.F.	Inck	Rock well
Tem		100	die Dean
	and The Ki	ne a Men	are Denn

AER-GALENTO BOUT
ling the final session when the titered, gory Tony all but slips the canvax After the fight Baer iplays his Adonis-like figure, righingly expanding his chest. He sence the champion but whether can recentive the sence the champion but whether can recentive the sence is death.

GASLIGHT.

(BRITISH-MADE) London, June 25.

Anglo-American Film Corp. release of
British Nathmal production. Stars Diana
Wynyard, Acton Willsrook, Directed by
Thorold Dickinson. Screenplay by A. R.
Rallinson and Briget Indamil from stage
play by Patrick Hamilton; camera, Berngrd
Knowles, Cyrll Knowles: At Phoenix, Lon-
don, Running time 80 MINS.
Paul Mallen Anton Walbrook
Thui Mallette
Bella Mallen Dlana Wynyaril
Nancy Cathleen Cordell
Nancy Cathleen Cordell Ullawater Robert Newton
Rough Frank Pettingell
Cobli - Hanley
Elizabeth Minnie Rayner
Lady Winterbourne Mary Hinton
Alice Barlow Marie Wright
The state of the s
Alice Barlow Marie Wright Musical chalrunan Jack Barty

And Wintersonine. Mark Witch Russen Sairtons. Mark Witch Russen Sairtons. Mark Mark Witch Russen Sairtons. Mark Barty Med Sairtons. Mark Barty Med

Case of Frightened Lady (BRITISH-MADE)

	London, June 25.
١	
١	Features Marins Goring, Penelope Dudley
1	Mand Marine Vietnik, Penerope Dudiey
ı	Ward, Helen Haye. Directed by George
ı	King, Screenplay, Edward Dryhurst from
ı	play by Edgar Wallace curpers Tione
1	Glendening. At Picenellly theatre, London,
ı	Running time, 81 MINS.
	Transfer time, at att. 55.
	Lord Willie Lebanon Marius Goring
	Dowager Lady Lebanon
	Isla Crane Penelope Duilley Ward
	Richard Ferraby Potrick Barr
٦	Storid Barr
	Studd Fellx Avimer
	Det. Sergrant Tatty Honald Shiner
,	
	Tilling Torin Thatcher
	Mrs. Tilling
۰	Mavis Claire

Edgar Wallace, whose yarns have been the mainstay of British B product for years, originally turned this one out as a play, and it comes up as a remake after seven years. Only super) acting by Marius Goring may lift it out of the lower duals, where it should be satisfactory entertainment. Script of Edward Dryhurst pulls nearly every trick the thriller business, but outnut is never enought to make it smooth throughout. The homicidal tendency of the Lebanon heits, the plot of the film, is well developed and holds a surprise element made of Goring the last lodder of the title. Support from the world, its mental deficiency from the world, its nifty.

Pathe release of Rivito production, Star
Lestle Banks. Directed by Norman Lee
Screenplay, Norman Lee and Gilbert Guns
from story by Edgar Wallare; camera: Ale
Bryce, Ernest Palmer, Rounds Anscomb
At Phoenix, London, Running time &
MINS.
Doubley Manuffer Trate To 1
Doctor Munelta J.eslie Bank
Dick Martin Roully Lung
Det. Inspector Speed Richard Bre
Det. Inspector Sneed Richard Bir Edward Havelock David Horn
Sliva J. H. Robert
Bevan Cody
Clauden Coop
The Ra
Lord Selford
John Selford Rose Lande

Day currain.

Lesile Banks doesn't seem at home as the Spaniard' Doctor Manetta. Lilli Palmer struggles hard as June Lansdowne, unheard of relative who suddenly makes claim to the enterproduced by the succeeds in unravening the succeeds in unravening the succeeds in unravening the succeeding the succeedin

SALOON BAR

London, June 25.

Associated British rekase of Ealing Studios Michael, Baron, production, Saration Michael, Baron, production, Saration, Michael, Saration, Saratio London Running
Gordon Harker
Elizabeth Allon
Loyce Rarbonin
Jayce Rarbonin
Jayce Rarbonin
July Asmobiell
July Asmobiell
Morian Pierce
Alec Clines
Mayls Villiers
Aultrey Decide
Aultrey Decide
Alec Meleka, Fickard
Allanning Whiley Rill Hoskins Eddle Graves

Scripters Angus Macphail and John Dighton have woven a story that seems to hold enough to register even more convincingly than did he legit vehicle. Since the whole story revolves around the way in which the folks at the bar unravel the crime for which an innocent which are the story revolves around the story revolves around the way in which the folks at the bar unravel the crime for which as unravel the crime for which as unravel the crime for which an innocent of the story revolves around the same for the seeme. There's plenty of humor sortinkled throughout.

Walter Forde handled his players steadily in unfolding the amateur detectives at work between drinks. Gordon Harker is the merry leader and convincingly portrays the part-time bookie determined to see justice. Inne for the sake of a barmaid frient. Elizabeth Allan, as the latter, has little to do. But she registers effectively as the staken fancee of the to-be-hanged audiences will have difficulty in recognizing her, so changed is her spearance for the role. Anna Konstam gets major credit as one of her barmaid friend. Joyce Barbour, Al Millen and Mervyn Johns turn in neat characterizations.

There are occasional gaps, but generally good scripting helps fill. Picture calls for very little mounting, being confined to two of three interiors. Cameraing of Ronald Neame is well' done.

Dualism :

Continued from page 5

Continued from page 5
hibitor who formerly got a feature for \$50 is charged \$100 when the same type of picture used dual. No stipulation in such contract forbids double-featuring. The distribisimply charging more for his product when used on twin bills. Logic of arrangement for the distributor that dusting cheapiens the value of a film and shortens life of print—hence a higher price is asked. If the exhibitor wants the picture for solo programs, the price remains \$50. Setup aids the exhibitor, at least theoretically, in that the single bill arangement boosts his business.

Renewed Attention
There's little question but that various polls and questionnaires again awakened the film business to the large number of people kept out of theattres by double features. Few polls have shown this great lost audience because none has reached this class. But exhibitors as well as distributors are fully aware of the millions lost to film houses regularly and injury to the boxofice business because this group now only goes once weekly to the theater, instead of two or three times a week. They are only occasional or non-theater goes because of the dual situation.

Unofficial surveys made by exhibitor are applied for the price of the many of the many states of the many of the

infancially until the crime-does-not-pay curtain.

Leslie Banks doesn't seem at home as the Interstate action in Dallas—are overlooked. Both rulings failty make as the Spaniard Doetor Manetta. Lilli Palmer struggles hard as June Lansdowne, unheard of relative who suddenly makes claim to the estate and succeeds in unraveling the most structure of the continuent of the co

petitive situation always will pre-

RKO Ends '39-40

Continued from page 5_

the Harold Lloyd production. Three Gobs and a Gal.' It's listed at the moment as Lloyd's bully film for next season, although work hasn't yet passed the scripting stage.

'American Way'?

moment as Lloyd's only film for next season, although work hasn't ye passed the scripting stage.

"American Way?

"American Way?

"Another that is missing is Max Gordon-Harry Goets' American Will attempt to invoke the same and the most of the fee in ow than they did some months ago. G-G are not listed for anything in the 1940-61 future book, although there's a good chance they will turn in something else if not Way.

March of Time's first feature. O'er the Rampatts We Watch, is completed but does not appear on the schedule issued Monday, although sold for this season. Il hasn't been previewed yet and it is believed RKO, and MOT want' to make certain of what they have, to determine hibition policy, before setting a release date. A second MOT feature is now being talked, although not listed at RKO's convention.

Gene Towne and Graham Baker, listed for four pictures, will have turned in only two. 'Swiss Family Robinson' and Tom Brownt School. Days. Presumably the other two are being forgotten, for going into production by the T&B unit next week is 'Little Men,' slated No. 1 for 1940-41. It'll be followed by 'How to Meet a Man,' also for next season's contract.

Stephens-Lang last Friday (5) completed their commitment by de livering the third. Dr. Christian' film: They'll turn in three more for 1940-41. Boris Motros, slated for one delivered it, 'Flying Deuces'. He's not on the RKO tuture list. Walt Disney provided, his one. Photochio. He's also not on the RKO pad for mext season, but it is likely that he will have at least one film, Bambi, and possibly two.

Sol Lesser, who was carded for two, films, went ower to United Artists and neither of his can be expected. Major Pictures, English outfi, was unable to turn out its promised single because of the war.

RKO so far this season has delivered and the provided his one. Photochio met was a least one film, and possibly two.

Sol Lesser, who was carded for two,

Curtis' Survey

Continued from page 5.

from farm families, but that his task from farm families, but that his task to develop interest in his attractions so that too many do not go into nearby larger towns and cities. Check on farm population reveals that this potential audience has the means of getting into small towns, 89 out of every 100 farm families owning their own autos and 27 owning trucks.

Stagecoach War' is another link in the Hopstone Cassady adventures, but the Hopstone Cassady and the Hopstone Cassady adventures, but the Hopstone Cassady adventures, but the Hopstone Cassady adventures, but the Hopstone Cassady and the Hopstone Cassady the Hopstone Cassady and the Hopstone Cassady the Hops

try was in single-bill.

A total of 8,700 dualers means a minimum of 17,400 bookings a week, even if changing just once weekly, and only a small minority are capable of going seven days with the same show. There are duals which change four and five times a week, but the majority are twice or thrice-weekly changers. weekly changers.

Metro is trying to challenge the duals policy with 'New Moon,' booking it in its own (Loew) houses singly. Company is also trying to get other circuits to do the same and will attempt to invoke the same policy for top-bracket 1940-41 pic-tures that are on the way.

Continued from page 4.
thors. He also charges that following a decision favoring the authors or copyright owners by the Circuit Court of Appeals. Second District, Paramount, petitioned the U.S. Supreme Court for a writ, in an effort to upset this decision, and was alied by the cooperation of others being sued by Sheldon. He claims that this was to prevent the authors from collecting damages from the copyright infringement.

Damages for Sheldon and Mrs. Barnes also are sought on the grounds that this conduct by McClintic, Miller, Frohman, Inc., and Par constituted an abandonment of their contract with copyright owners and that this forfeited any right to recovery made by the copyright owners.

Abnormal Paris

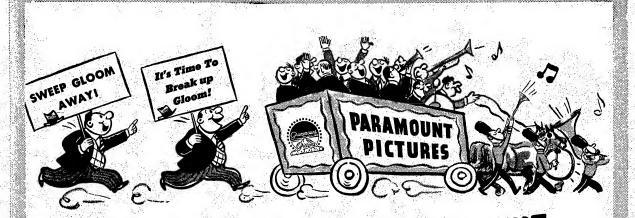
Continued from page 3

ment places are functioning, Paris is ment places are functioning. Paris is still city of darkness at night, Blackouts are continuing and in-structions have been given by the military commander that alarms will be sounded as heretofore in event of a raid, during which the civilian and military population must take immediate shelter.

immediate shelter.

Naturally enough light of events, when the famed George VI theatre reopened here today, it was under a new tag. It is now the Theatre Louis le Grand. Theatre de l'Oeuvre is also open, playing. Juliette. Lighting up next week are understood to be the Theatre de Paris, Michodiere and Palais Royal.

University of Paris is attempting to provide intellectual diversion for the population in contrast to the music halls. It has announced a series of lectures at the Sorbonie, e Students are also back at their desks, at the School of Beaux Arts.



EVERYBODY'S GETTING ON THE EVERYBODY'S GETTING ON THE PARAMOUNT BAND WAGON AND PARAMOUNT BAND WAGON AND GOING FOR A JOY RIDE!

We started it with "ROAD TO SINGAPORE" and "BUCK BENNY RIDES AGAIN." We were the first to kick Old Man Gloom in the pants. We were the first to give the sob stuff the big brush off. We were the first to start building the biggest bunch of belly-laugh bonanzas in the history of the business. Now we see all the other companies climbing on the Paramount Band Wagon for a joy ride of LIGHT ENTERTAINMENT. It's okay by us. Imitation is the sincerest flattery, etc. But, as we've already cornered the comedy market, signed up the biggest names in the entertainment field, we'll be glad to welcome the late comers...but, naturally, we'll hang right on to our front seats!





Look at these Paramount Entertainers!

Fred Allen, Jack Benny (with Rochester), Bing Crosby, Bob Hope, Paulette Goddard, Jackie Cooper, Mary Martin, Ken Murray, Eddie Bracken, Victor Moore, Ezra Stone, Jerry Colonna, Brenda and Cobina (just to mention a few)

Advance Production Chart

Hollywood, July 9.

Studio production grind presently has 31 features

facing the cameras, with another 97 in the cutting rooms either awaiting preview or release.

Columbia

5. 1974	Prom- Com-			
. 18	ised pleted			ot in Work
Features .		3 -1	1 1	1
Westerns			2 3	3
Serials	4 2	0	0 2	2
1 1 1 4 mm			100	
Totals .	60 44	. 3 1	13 6	State Ave.

Totals ... 60 44 3 13 6 8

Pictures in cutting rooms or awaiting release:
THE GREAT PLANE ROBBERY, formerly KEEP
FEM ALIVE, meller, producer, Larry Darmourr, director, Lewis D. C. Boss serves blast and the control of the control of

irving Bacon. Eugene Anderson. Jr. David Newell. Mary Jane Carey, Dick Durell, Tommy. Dixon, Frank Melton.

MILITARY ACADEMY, drama, producer, Wallace MacDonald for Irving Briskin unit; director, D. Rose. Bederman; no writing credits; camera, Alan Siegler. Cast: Tommy Kelly, Bobby Jordon David Holt, Jackie Searl, Don Beddoe, Edward Dew, Jimmy Butler, Walter Tetley. Joan Brodell.

TAMPERED EVIDENCE, formerly MISSING EVIDENCE, meller; prod., Larry Darmour; dir., Lewis D. Collins; script, Eric Taylor, Al DeMond; camera, James S. Brown, Jr. Cast: Jack Holt, Mariorie Reynolds, Henry Kolker, Jonathan Hale, Sidney Blackmer, Douglas Flowley, Tom Kennedy, John Douglas, Russel Hicks. Henry Kolker, Jonathan Hale, Sidney Blackmer, Douglas Flowley, Tom Kennedy, John Douglas, Russel Hicks. Henry Kolker, Jonathan Hale, Sidney Blackmer, Douglas, Flowley, Tom Kennedy, John Douglas, Russel Hicks. Henry Kolker, Jonathan Hale, Sidney Blackmer, Douglas, Russel Hicks. Henry Kolker, Jonathan Hale, Sidney Blackmer, Douglas, Russel Hicks. Henry Kolker, Jonathan Hale, Sidney Blackmer, Douglas, Russel Hicks. Henry Kolker, Jonathan Hale, Sidney Blackmer, Lambert Hollyer: Analysis of the Pioneers, Paul Sutton, Honk Bell, Jack Rockwell, Bob Nolan, Tim Spencer, Ben Taggart, Ernie Adams, Francis Walker, Dick Botiller.

THE DURANGO KID, western with music; producer, Jack Fier for Irving Briskin unit, director, Lambert Hillyer: no writing credits; camera, John Stumat. Cast: Charles Starrett, Luana Walters, Sons of the Pioneers, Forrest Taylor, Ben Taggert, Kenneth MacDonald, Frank LaRue, Bob Nolan, Francis Walker, Tim Spencer, Steve Clark, John Tyrrell.

THE LADY IN ACTION, formerly HT HAPPENED IN FARIS, formerly GRIBOUILLE drama; prod., B. B. Kahane; dir, Charles Vidor; no writing credits; camera, Lucien Andriot. Cast: Brian Aherna Ritt Hayworth Clemp Ford, Evelyn Keyes, Edward, Ritta Hayworth Camer

kander,

E STAYED FOR BREAKFAST, comedy-drama;

J. B. P. Schulberg; dir., Alexander Hall; no writing

tits; camera, Joseph Walker, Cast: Melvyn Doug-Loretta Young, Una O'Connor, Eugene Pallette,

J Marshal.

see the seed of th

Karloff, Evelyn Keyes, Bruce Bennett, Edward Van Stoan, Ben Taggart, Kenneth MacDonald, Don Beddoe, John Tyrell.

BEFORE I DIE, drama; prod. Ben Hecht and Douglas Fairbanks, Jr.; director, Ben Hecht; original by Ben Hecht; hecht; camera, Lee Garmes, Cast: Douglas Fairbanks, Jr., Rita Hayworth, Thomas Mitchell. John Qualen, Constance Worth, Ethelreda Leopold, Stanley Brown, Jack Roper.

Metro

1.71	Prom- Com-	Shoot- Now	To Be S	cripts
4 1 1 1	ised pleted	ing Cutting	Shot in	Worl
Features .	. 51 46	4 9	0	0
Seleniok-In	t'l 1 1		. 0	0
1.44				i i j
Totals	. 52 47	4 9	. 0	
Pictures	in cutting room	e or awaiting	release	1.1

I LOVE YOU AGAIN, comedy-drama; producer,

Lawrence Weingarten; director, W. S. Van Dyke; no writing credits released; camera, Oliver Marsh. Cast William Powell, Myrna Loy, Frank McHugh, Nella Walker, Mickey Gubitosi, Edmund Lowe, Alfalfa, Don-

ONE CAME HOME, drama; producer, Albert Levoy; director, S. Sylvan Simon; original story, Grace Norton; camera, William Daniels. Cast: Lewis Stone, Robert Young, William Gargan, Maureen O'Sullivan, Lynne Caryer, Sim Summerville, Clarence Muse, George H.

Reed.

GOLD RUSH MAISIE, comedy; producer, J. Walter Ruben; director, Edwin L. Marin; original by Betty Reinhardt and Mary C. McCall, Jr.; camera, Charles Lawton. Cast: Ann Sothern, Lee Bowmar, John Hamilton, Virginia Weidler, Mary Nash, Hugh Sothern, Irving

Bacon.
BuSMAN'S HONEYMOON, drama; being produced in England by Ben Goetz; director, Arthur Woods; original story, Dorothy Sayers. Cast: Robert Mongomery, Constance Cummings, Leslie Banks, Seymour Hicks, Robert Newton, Louise Hampton, Gwen Francyn Davies.

Davies.

BOOM TOWN, meller; producer, Sam Zimbalist; di-rector, Jack Conway; no writing credits released; camera, Hal Rosson. Cast: Clark Gable, Spencer Tracy, Claudette Colbert, Hedy Lamarr, Frank Morgan, Chill

Laudette Colbert, Hedy Lamarr, Frank Morgan, Chill Wills.

WE WHO ARE YOUNG, formerly I DO, formerly TO OWN THE WORLD, drama: producer, Seymour Nebenzahl; director, Harold S. Bucquet; no writing credits released; camera, Karl Freund, Cast; Lana Turner, John Shelton, Gene Lockhart, Don Castle, Jane Drummond, Jack Rice, Richard Crane, Shriley Ward.

PRIDE AND PREJUDICE, drama; producer, Hunt Stromberg; director, Robert Z. Leonard; from novel by Jane Austin; camera, Karl Freund; Cast; Greer Garson, Laurence Olivier, Maureen O'Sullivan, Heather Angel, Ann Rutherford, Frieda Inescort, Karen Morley, Mary Boland, Marsha Hunt, Edward Ashley, E. E. PHANTOM RAIDER, molley, 1992.

COLUMN, MATSHA HUNT, Edward Ashley, E. E. Clive.

PHANTOM RAIDER, meller; assoc. prod., Frederic Stephani; director, Jacques Tournier; based on Nick Carter-series; camera, Clyde DeVinna. Cast: Walter Pidgeon, Florence Rice.

GOLDEN FLEECING, comedy-drama; prod., Edgar Selwyn; ciff, Leslie Fenton; no writing credits; camera, Len Smith. Cast: Lew Ayres, Rita Johnson, Virgina George, Pentledon, Leon Erol, Brod. Edward Kilroy.

Metro Pix Now in Production

Metro Pix Now in Production
STRIKE UP THE BAND, musical; producer, Arthur
Freed; director, Busby Berkeley; no writing credits released; camera, Ray June. Cast: Mickey Rooney, Judgarland, June Preisser, Betty Jaynes, Douglas McPhall,
Phil Silvers, William Tracy, Margaret Early.
ESCAPE, drama; producer, Lawrence Weingarten;
director, Mervyn LeRoy; from novel by Ethel Vance;
camera, Robert Planck. Cast: Norma Shearer, Robert
Taylor, Nazimova, Felix Bressart, Paul Lukas, Bonita
Granville.

Taylor, Nazimova, Felix Bressart, Paul Lukas, Bonita Granville,
DULCY, drama; prod. Edgar Selwyn, dir., S. Sylvan, Simon; no writing credits; camera, Charles Lawton, Cast: Ann Sothern, Ian Hunter, Billie Burke, Dan Dalley, Jr., Reginald Gardiner, Lynne Carver, Roland Young, Hans Conreid, Guinn Williams, Joe Yule.
BAD MAN OF WYOMING, formerly WYOMING, western drama; prod., Millon Bren: dir., Richard Thorpe; no writing credits; camera, Clyde De Vinna, Cast: Wallace Beery, Marjorie Main, Ann Rutherford, Lee Bowman, Bobs Watson, Sara Haden, William Tannen, Russell Simpson, Paul Kelly, Joseph Calleia, Chief Thundercloud.

Monogram

W .	Prom.	Com-	Shoot-	Now .	To Be	Scripts
1. 6	ised	pleted	ing	Cutting	Shot	in Work
Features	32	26	0	4	3	3
Westerns	16	14	6	2	0	0
11-19			-	-	-	-
Totals		40	0		3	33
Pictures.	in the	outting 1	noom.	100	6	6 14

Pictures in the cutting room:

RID REPORTEES, new tile 'HAUNTED HOUSE,'
drama; prod, W. T. Lackey; dir. Robert McGowan;
original, Jack K. Leonard, Monte Collins; script, Dorothy Redi; camera, Harry Neumann. Cast: Marcia Mae
Jones, Jackie Moran, George Cleveland, Henry Hal,
John St. Polis, Jessie Armold, Henry Roquemore, Robert Dudley, Clarence Wilson, Mary Carr, Christian
Picture, Carr, Christian
Lively, The CYPY, comedy drama (1940-41 releases), prod., Sam Katzman; dir. Joe Lewis, script,
William Lively; camera, Robert Cline, Cast: Bobby
Jordan, Lee Grocey, Dave O'Brien, Sunshine Sammy,
Hallow, David Moral Carlot, Frankie Burke, Donald Haines, Jack
Edwards, Donald Moral Marcha, Stanker, Marcha,
Shand, Donald Moral Carlot, Stanker, Marcha,
Shand, Donald Moral Carlot, Stanker, Marcha,
Shand, Donald Moral Carlot, McGreen, Marcha,
Shand, Marcha, Marcha, Marcha, Marcha, Marcha, Marcha, Marcha,
Marcha, March

lease); prod., Sam Katzman; dir., Joe Lewis; script, william Lively; camera, Robert Cline. Cast: Bobby Jordan, Leo Grocey, Dave O'Brien, Sunshine Sammy, Hally Chester, Frankie Burke, Donald Haines, Jack Edwards, Dennis Moore Hander, Donald Haines, Jack Edwards, Dennis Moore Hander, Sonder Hander, Dennis Moore Least Harry, Neurona, Paul Malvern; dir., William Nigh: script, Raiph Bettinson and Michael Jocoby; camera, Harry, Neuronann. Cast: Boris Karloff, Grant Withers, Marjorie Reynolds, Melvin Lang, Guy Usher, Catherine Craig, William Stelling, Henry Brandon, Wilbur Mack, Kenneth Harlan, Richard, Loo, Tristram Coffin, William Williams, Mike Donovan, RAINBOW ON THE RANGE, Western, assoc, prod., RAINBOW ON THE RANGE, Western, assoc, prod., San Andrews, Jim Pierce, Tex Ritter, Dorothy Fay, Slim Andrews, Jim Pierce, Neward Bretherton, original story, Joseph West; Joren Kraft; camera, Fred Jackman, Cast: Frankie Darro, ARIZONA REDMAN, western, asso, prod., Edward Finney; dir., Al Hernan; no writing credits, Cast: Tex Ritter, Jim Thorpe, Dennis Moore, Slim Andrews, Tex Ritter, Jim Thorpe, Dennis Moore, Slim Andrews.

Paramount

Prom-	Com- Sho	ot- Now	To Be	Scrints.
ised	pleted in	Cutting	Shot	in Work
Studios 43	38 3	15		
H. Sherman. 9	9 1		0	
	3 7 7		A	
Totals 52	0.00	70 Te	1.02	
Totals 52	47 4	16	. 0	. 0

Pictures in cutting rooms or awaiting release:
GOLDEN GLOVES, drama; GMO production: assoc
producer. William C. Thomas; director. Edward
Dmytryk; no writing credits released; camera, Henry
Sharp. Cast: Robert Ryan, Jean Cagney, Richard Denning, Robert Paige, William Frawley, Edward Brophy.

(Continued on page 18)

Still Masterminding Tax

and should do.
From theatre operating quarters it is reported that the public seems to be fully aware of the fact it must pay a tax and is not grumbling about it, though odd setup on admissions in many cases has to be explained.

Cheer Tax Trailers

Cheer Tax Trallers
Detroit, July 9.
Theatres here, in passing along the new defense taxes, are getting a hand from the public. All downtown louses as well as most of the larger neighborhoods are running patriotic trailers in connection with the collection of the pennies on the admission prices.

lection of the pennies on the admission-prices.
Flags fly, the public is advised they are buying battleships for their own protection with the idea discreetly worked that the new taxes bassed by Congress are now in effect and the law requires their collection. The fans give the trailer a hand, whistles, cheers.

No snuswks were made at the box-

hand, whistles, cheers.

No squawks were made at the boxoffices even before the patriotic
trailers came on. Defense taxes seemed the best answer to all queries. More than 250 theatres were represented here when Cooperative The-atres of Michigan, United Detroit, Michigan Allied and indies got to-gether and decided to continue with present prices, adding the taxes.

Seattle Ups Scale

Seattle, July 9. Seattle, July 9.
Admission prices were upped at most houses in this burg, with the Federal tax going into effect. Raises are slight, being, in addition to the higher tax, generally around two or three cents, so as to reach 'even three cents, s change' totals.

Would Curb Price-Cutting
Minneapolis, July 9.

Although thus far, as far as is known, only three Twin City independent houses and no Paramount-Singer theatres have lowered their admission prices since the new defense tax went into effect, the trude here is using its efforts to prevent a spread of the cutting.

The Homewood, large neighborhood theatre, has dropped from 25c to 15c weekdays and 20c on Saturdays and Sundays. It's claimed reduction was planned before new tax was scheduled. The Vogue, another local uptown theatre, slashed from 25c to 20c and the Randolph, St. Paul neighborhood house, went from 25c to 25c upts tax. All other theatres have added the tax to their regular admissions when charging 25c or more.

Throughout the territory, however, there has been some cutting of admissions, according to word reaching here.

In Good Spirit

In Good Spirit

Customers at N. Y. film houses are taking the new 10% U. S. defense tax in good-natured fashion. Cashiers in good-natured fashion. Cashiers report an obsolute minimum of explanations necessary, most people having been fully informed via newspapers and radio. Few have ouched at the wicket, walked

away.

In almost all cases the tax is being passed on to the public, and few basic prices have been raised in order to snatch a penny or so profit.

No Beefs
Pittsburgh, July 9.
Preparedness-mindedness of public was clearly reflected here, last week all over district in reports of theatre managers on attitude of customers to new Government tax.

It's a new U. S. defense tax,' was the fixed reply.
Cashiers reported that answer was invariably, Oh, that's all right,' and extra coin was shelled out without a murmur. All through Pittsburgh territory, incidentally, tax has been passed on to public, in flock of situations forestalling proposed tariff increases this summer.

at 30c, while others, now at 40c, are to considering a 41c admission. The tax considering a 41c admission, and the start that the start the start there are to the start that the start there was considerable start to be fully aware of the fact if must be fully aware of the fact if must be fully aware of the fact if must be start the start there was considerable start there was considerable start the start there was considerable start there was considerable start the start there was considerable start the

'Consent' Parleys

_Continued from page 5

36 exchange centers and key cities, a panel of arbitrators will be set up nationally which, within a short time, will include 400 to 500 names of men qualified to pass upon intra-industry disputes.

Misgivings Vanish

Misgivings Vanish
There was evidenced early in the consent decree conferences the opinion that arbitrators without practical showmanship experience might be misled to serious mistakes in passing on exhibitor complaints against competing theatres or the film exchanges. Such misgivings are said to have completely disappeared in the face of the proposal for antional appeals board of five members, and the obvious advantages to the film industry at large in educating a sizeable and important group of non-showmen into the finition of the film industry at large in educating a sizeable and important of the public better understood the film industry much of the dissent and restrictive legislation would find more vigorous opponents. Throughout the current conferences the actorneys for the major companies have been under the pressure of coping with alleged demands from public pressure groups who have made shown to the Department of Justice their opposition to blockbooking and blind-selling on strictly social, moral and ethical grounds.

One of the major company attorneys declared yesterday-that the arbitration machinery under the consent decree will bring to the industry an important weapon of enlightened public opinion, and a group that may be the answer to the highly organized opponents, who always are against the organized industry in legislative hearings.

Neither Government nor film company attorneys are responding to suggestions from independent the sales and competitive regulations shall become effective during the suggestions from independent the sales and competitive regulations shall become effective during the suggestions from independent the sales and competitive regulations shall become effective during the suggestions from independent the sales and competitive regulations shall become effective during the suggestions from independent the sales and competitive regulations shall become effective during the suggestions from independent the sales and competitive regulations shall become effective during the sugg

Sally Rand Continued from page 3.

Retisburgh, July 9.

Preparedness-mindedness of public was clearly reflected here last week all over district in reports of heatre managers on attitude of customers to new Government tax.

It's a new U. S. defense tax, was the fixed reply.

Cashiers reported that answer was invariably, 'Oh, that's all right,' and extra coin was shelled out without a murmur. All through Pittsburgh territory, incidentally, tax has been passed on to public, in flock of situations forestalling proposed tariff in creases this summer.

Memphis Still Dazed Memphis, July 9.

Local showmen are still shaking their gray pates over public reaction

HUTHIS"

BIGGEST JULY 4TH IN 8-YEAR HISTORY OF RADIO CITY MUSIC HALL!

ACHIMUNI

TOPS 'ROBIN HOOD' FIGURES AT RADIO CITY MUSIC HALL!

FROM AHABORS

HELD FOR 2ND WEEK AT RADIO CITY MUSIC HALL!

THE TIP-OFF

THE TIP-OFF

The largest theatre in the land had

to double its playing time—triple

time won't be enough for you!!

BETTE ALL
DAVIS
AND
CHARLES
BOYER

ALL
THIS
AND
THEAVEN
TOO

From the story by Rechel Field with
JEFFREY LYNN - BARBARA O'NEIL
Virginia Weldler - Henry Dantell - Welter Hampdea
George Coulouris

An ANATOLE LITVAK Production
Screen Play by Casey Robinson • Music by Max Steiner
A Warner Bros.-First National Picture

Advance Production Chart

(Continued from page 16)

DOWN WENT MeGINTY, drama; producer, Paul Jones; director, Preston Sturges; no writing credits released; camera, William Mellor. Cast Evan Donlevy, Muriel Angelus, Akim Tamirofi, William Demarest, Milliam Mellor, Cast Evan Donlevy, Muriel Angelus, Akim Tamirofi, William Demarest, Mellor Corporation, Grant Mellor, Stevent, Mellor, Mel

Burgess.

MYSTERY SEA RAIDER, formerly MYSTERY
BAIDER, meller (1940-41 release); producer: Eugene
Zulori, director: Edward Dmytryk; seript, Edward E,
Flardmore, Jr.: based on story by Robert Grant; camera,
Harry Fischbeck. Cast: Henry Wilcoxon. Carole Lândis, Onslow Stevens, Kathleen Howard, Wallace Rair-

den, Syen Hugo Borg, Henry Victor, Roland Varno, Will Kaufman, Louis Adlon, Pierre Watkin, Edwin Brian, Kay Linnaker, Harry A. Balley, Reed Howey, Wanda McKay, Emmett Vogan, Benn 18 gan Walle, Middle Marker, Barry A. Balley, Reed Howey, Wander McKay, Emmett Vogan, Benn 18 gan Walle, Middle Marker, Walley, Jensey, Walley, Wal

George Archainbaud; no writing credits released came of the content of the conten

THERE'S MAGKC IN MUSIC (1940-41), musical drama; prod-dir, Andrew Stone; no writing credits; camera, Theodor Sparkuhl. Cast: Allan Jones, Susana Foster, Grace Bradley, Irra Patina, Richard Bonelli, Margaret Lindsay, Tandy Mackenzie. CHEROKEE STRIP, western drama (1940-41): prod, Harry Sherman; dir, Lesley Selander; script, Norman Houston from original by Bernard McConville; camera, Russell Harlan, Cast: Richard Dix (Florence Rice, William Henry, George E. Stone, Victor Jory, MOON OVER BURMA, drama (1940-41): dir. Louis King; no writing credits; camera, William Mellor, Cast: Doroth Lamour, Robert Preston, Preston Foster, Doris Nolan, Albert Basserman, Ceci Kelloway, Stanley, France, Namera, Cast. Loroth V. Lovis, Cast. Doroth Lamour, Robert Preston, Preston Foster, Doris Nolan, Albert Basserman, Ceci Kelloway, Stanley, France, V. V. V. V. Lovis, Castandor, Devent Castandor, Casta

Cast. Dorouty Lamour, Robert Preston. Preston Foster, Doris Nolan, Albert Basserman, Cecil Kelloway, Stanley Price.

**ARISE MY LOVE, drama (1940-41); asso. prod., Arthur Hornblow, Ur.; dir., Mitchell Leisen; no writing credits: camera. Charles Lang. Cast. Claudette Colbert, Ray Milland, Dennis O'Keefe, Walter Abel, Dick Purcell, Frank Puglia, George Zucco, Cliff Nazarro, Michael Mark.

RKO-Radio

	Prom-	Com-	Shoot-	Now	To Be	Scripts in Work
Studios	31	22		6	1	1 1
Westerns	. 6	4	. 0	ž	0	
Sol Lesser.		2 .	ě.	o .	ů.	
The Play's		1			•	12 34 8
the Thing	. 4	2				
Plays & Piz		-				
Corp	. 2	1			1.13	
Major Pictu	res		1.2	- 2		100
(English)	1	1	0	α.		
Harold Lloy	d 1	. 0				
Stephens-		1		5J		
Lang	3	3				
Boris Morro		- E			- 1	
Prod.	1	1	. 0			
Walt Disney	. 1	1	0	0		
		- 45	- 25	Section.	17 19 19	
Totale	59	27			. T	-

Totals 52 37 5 8 5 5
Pictures in cutting rooms or awaiting release:

**THE VILLAIN STILL PURSUED HER, comedy,
meller; Harold B, Franklin production, director, Edward Cline; screen play, Elbert Franklin; based on
the play, The Fallen Saved; produced at Boston Museum in 1844; camers, Luc produced at Boston Museum in 1844; camers, Luc produced at Boston Museum in 1844; camers, Luc produced, Brit Hugh
Herbert, Anita Louise, Alan, Mowking, Buster, Keaton,
Joyce Compton, Richard Cromwell, Billy Gilbert, Margaret Hamilton, John Wray, Franklin Pangborn, Dian
Fisher.

STAGE TO CHINO, western; producer, Bert Gilroy,
director, Edward Killy, original, Norton S. Parker;
screen play, Morton Grant and Arthur V. Jones; camera, J. Roy Hunt. Cast: George O'Brien, Virginia Vale,
Hobart Cavanaugh, Glenn Strange, Harry Cording,
Martin Garralaga; William Haade, Roy, Barcroft.

DREAMING OUT LOUD, formerly MONEY ISNT
**TENEMING OUT LOUD.

Hobart Cavanaugh, Gienn Strange, Bairy Commander Martin Garralaga, William Haade, Roy Bacrott.

DREAMING OUT LOUD, formerly MONEY ISN'T EVERTYHING, comedy, a Voco Production; producer, Jack Votion and Sam Coslow, director, Harold Young, original, Bob Andrews and Barry Trivers; screen play, Andrews Trivet: Jam Bob Green, camera, Phil Tannura, Catalan Bob Marting, Bob Marting, Walson, Irving Bacon, Robert Wilcox, Donald Briggs, Walson, Irving Bacon, Robert Wilcox, Donald Briggs, Bob Might; neller; prod. Cliff Reid, dir, Irving Reis original, Ben Holms; script, Richard Collins, Arnaud D'Usseau, camera, J. Roy Hunt. Cast. Billie Seward, Don Costello, William Haade, Ann Continued on page 20)

(Continued on page 20)

Casey's Cleanup

spread to the studios, and had promised financial support to the strikers. The AFOE is asking a minimum of \$25 a week for clerks, typists, etc. for the first year of employment and at least \$27.50 thereafter. The union demianded a minimum of \$75 for casting directors, but is understood to be willing to accept a much lower figure, if directors are paid overtime after 40 hours. A maximum of 33 hours per week is demanded for telephone operators.

Agreement Reached

Agreement Reached

Agreement Reached

Producers and Screen Writers Guild have reached a tentative agree-ment, after negotiating off and on for more than two years. A call for a meeting of SWG membership will be sent out this week to vote on acceptance of a short-term pact with the major companies.

In announcing the agreement the Producers and SWG issued the following joint statement:

In announcing the agreement the Producers and SWG issued, the following joint statement:

The bargaining representatives of the Producers and the Screen Writers Guild have come to a tentative agreement on a short-term contract. This contract is subject to ralification by the boards of the several companies and by the membership of the Screen Writers Guild. The executive board of the Guild announces that the date of a membership meeting of the Guild will shortly be fixed, at which meeting details of the proposed agreement will be made public.

The SWG negotiating committee was composed of prexy Sheridan Gibney, Charles Brackett, Mary C, McCall, Jr., Boris Ingster, Ralph Block, Dore Schary, Most of the negotiations for the companies were handled by attorneys M. B. Silberberg, Alfred Wright, George Cohenard Homer Mitchell.

Hal Walker is the new president of the Junior Screen Directors Guild Other officers elected at recent membership meeting. Eric Stacey, Vp.; Joseph Dill; secretary, and Virgil. Hart, treasurer. Shortly after his election, Stacey was assigned as a unit manager by Warners, and Vernon Keays was advanced to vice-presidency since Stacey was required to transfer to the Unit Managers Guild. Hal Walker, Vernon Keays and Art Black were designated to represent the Juniors on the SDG board of directors. Walker will serve on the Guild membership committee, and Hart on the finance committee.

Dismissed Indemnity Clause

Payment of dismissal indemnity Clause
Payment of dismissal indemnity if
a studio layoff exceeds 90 days is
provided in the Screen Office Employes Guild contract to be presented to the Producers soon. The
seniority clause pertaining to layoffs,
severance pay, etc., follows:

seniority clause pertaining to layoffs, severance pay, etc., follows:

Seniority commences as of date of employment; seniority wage creases shall commence as of the date which is nearest calendar quarterly period, namely Jan 1, April 1, etc. Layoffs shall be arranged according to seniority. The last to go shall be the first to be recalled, and they shall be recalled to their former position, or, if not, they shall have the first opportunity for other positions. If a layoff exceeds 90 days, the employee shall receive dismissal indemnity, and if he is recalled within six months, his seniority remains unchanged except for elaspsed time of layoff. No seniority rights shall be lost due, to leave of absence, except that the time off may be deducted from service time. When a position paying an equal or higher rate of pay is to be filled, it shall be filled by the 'oldest employee in point of service who is qualified for it, and he shall be allowed a reasonable trial period. If employee is eligible for vacation at time of layoff, eshall, upon application, receive his paid vacation time.

Dismissal clause which will affect more than 2,000 employes provides:

When dismissed after one year's the employee shall receive

Dismissal, clause which will affect more than 2,000 employes provides:

When dismissed after one year's the employee shall receive dismissal idemnity of two weeks paywhen dismissed after two years service or more, he shall receive one week's pay for each year's service up to a maximum of 10 weeks' pay, if he is requested to resign and does so, he shall receive dismissal pay as above. Any employee after 10 years service, may voluntarily resign and receive maximum idemnity proposed. Dismissal pay shall be computed on basis of total consecutive years of employment in the service of the employer.

Ad Artists Back to work

tiated with Pat Casey, rather than Fred Pelton and studio executives.

Darryl F. Zanuck, chairman of the Research Council of the Academy of Motion Picture Arts and Sciences, has announced the appointment of Charles L. Lootens, chief engineer at Republic, to membership. the Academy Research Council. Other members are John Aalberg, RKO, Bernard B. Brown, Universal; Farciol Edouart, Paramount; E. H. Hansen, 20th-Fox; Nathan Levinson, Warners; John Livadary, Columbia; Thomas Moulton, Samuel Goldwyn. Elmer Raguse, Hal Roach; Douglas Shearer, Metro, and Gordon S. Mitchell, Council manager.

The Screen Actors Guild has notified more than 2,000 Class B members that they will be suspended effective Aug. I if their current dues are not paid at that time. Move ordered in line with the policy of the Guild to eliminate casual extras and provide more jobs for the regular extras who have no income outside the industry.

Airlines

Continued from page 2. Sheila Skeates, who were ficeing from the war. She plans to take her cousins from across the seas back to Hollywood, she said.

Song

Mary Murray, the singer, hopped out of Chicago last Thursday. Her flight led an unknown admirer to send a singing telegram by Western Union. The boy who took it has been a telegraph boy for two years and it was his first singing order, he got well primed for the opening notes of 'Happy Landings to You' when the United despatcher approached, told him the plane was leaving immediately. Mary tipped the boy a quarter anyway, without hearing his was leaving the surface of the control of

Return

Return

Elsie de Wolfe is back on American soil again, and happy about it. More recently Lady, Mendl, she came in on the Clipper last Tuesday, her stockings full of runs, her baggage scanty. She and Sir Charles Mendl made a hasty run of it out of their place at Blarritz, accompanied by John McMullin. Mack Lady Mendl's adopted son. At 41, he still knows what it is to be 'horribly emotional' and he told Conde Nast and Gilbert Miller, who was present to meet the Mendl party, that that was the way he felt.

Roughing it, the Mendl party managed to escape the onrushing Teutons in a Rolls Royce and a Ford station wagon. They gave their other car to their handful of vants, McMullin said.

Stratoliner

Stratoliner

Strateliner

First departure from the East Monday night (8) earried, among others, Gradwell Sears, president of Vitagraph and general sales manager of Warner Bros. accompaned by his daughter, and John Houseman, right bower of Orson Welles in the Mercury Theatre. On the first arrival from the west yesterday (Tues) morning were Tyrone Power, Paulette Goddard, Alexander Korda and his general manager, Basil Bleck, as well as Howard Dietz, Herman Wobber, Martin Kraham and Larry Ginsberg. Richard Greene was a Mastiminute cancellation on the flight, eastward. Edith Head, chief fashion designer for Paramount, tried to arrange plans for the maiden flight, but business called and she came in Monday on the TWA Sky Chief.

Quiz Shows

Continued from page 1.

ment of professional salaries that is responsible for their multiplication. That, plus the fact that, dollar-fordollar in investment, they gather satisfactory. listening ratings. While that remains true (and the publics mood cannot be predicted), the curve of talent employment will go down in terms of total numbers involved even though, contrarily, the radio stars remaining on the air get ever larger, stipends via the option system.

employment in the service of the employer.'

Ad Artists Back to Work

Striking advertising artists at Universal have returned to work following an agreement that demands heard the past season.

The dropping off of 15 variety programs from the networks answers the question of why such personalities as Eddie Cantor, Phil Baker, Ed Wynn, and others have not been heard the past season.

THE NEATEST TRICK OF THE WEEK!

(it's better than the old Indian Rope Marvel!)

2 RECORD-BREAKING M-G-M HITS IN A ROW!

(it's an old M-G-M custom!)

"NEW MOON" HELD OVER!

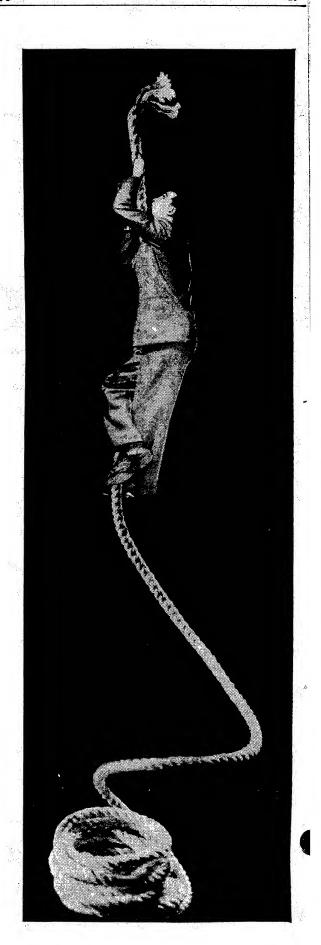
(topping mid-winter highs in mid-summer heat!)

"ANDY HARDY MEETS DEB" SOCKO!

(registering biggest grosses in several years and holding over!)

MORE BIG ONES COMING!

("Pride and Prejudice" booked into Radio City Music Hall. "Boom Town" sensational! It's another M-G-M Summer!)



Advance Production Chart

(Continued from page 18)

Revere, Paul Guilfoyle, J. M. Kerrigan, Emma Dunn, George Watts, Casey Johnson, Dick Hogan, Gale Storm, Gaylord Pendleton, Charles Lang, Adele Pearce.

(Continued from page 18)

Revere, Paul Guilfoyle, J. M. Kerrigan, Emma Dunn, George Watts, Casey Johnson, Dick Hogan, Gale Storm, Gaylord Pendleton, Charles Lang, Adele Pearce, Landburg, Landburg, Carles Lang, Adele Pearce, Carles Lang, Carles Lang, Adele Pearce, Carles Lang, Carles Lang, Adele Pearce, Carles Lang, Carles Lang,

Republic

	Prom-	- Com-	Shoot	Now	To Be	Scripts
	ised	pleted	ing	Cutting	Shot	in Work
Features .	25	23	. 0	3	0	0
Westerns .		13	- 1	6		0
Serials		4	1	0	0	0
Totals .	49	40	2	9	0	0
77.4		400				

Serials ... 4 4 1 0 0 0

Totals ... 49 40 2 9 0 0

Pictures in cutting rooms or awaiting release:
THE GIRL FROM GOD'S COUNTRY, meller; producer, Armand Schaefer; director, Sidney Salkow; original by Ray Millholland; screen play, Elizabeth Meehan, Robert Lee Johnson and Malcolm Stuart Boylan; camera, Jack Marta. Cast: Chester Morris, Jane Wyatt, Charles Bickford, Ray Mala, Rosina Galli, John Bleifer, Don Zelaya, Ferike Noros, Mamo Clark. GAROLINA MOON, western with music; producer, William Berker, director, Frank McDonald: no writing credits; camera, William Noble. Cast: Gene Autry, Smiley Burnett, June Slorey, Mary Lee.
CARSON CITY KID, western with music; producer-director, Joseph Kane; original screen play, Robert M. Yost and Gerald Geraghty; camera, William Nobles. Cast: Roy Rogers, George Gabby Hayes, Pauline Moore, Francis MacDonald. Bob Stele, Noah Beery, Jr. Haries MacDonald. Bob Stele, Noah Beery, Jr. Haries MacDonald. Bob Stele, Noah Beery, Jr. Haries MacDonald. Bob Stele, Noah Beery, Jr. How Mary, Law, Producer-director, George Sherman; original screen play, Bennett Cohen and Jack Natteford; camera, Regie Laning, Cast: Don Barry, Dub Taylor, Carleton Young, Janet Waldo, Major James H. McNamara, George Cleveland. Ed Cobb, Rex Lease, Roy Brent. Charles King, William Kellogs. Snowtlake, Guy Usher, Bob Frazer.

SING, DANCE, PILENTY HOT, musical (1940-41 record) and the McNamara, George Cleveland. Ed Cobb, Rex Lease, Roy Brent. Charles King, William Kellogs. Snowtlake, Guy Usher, Bob Frazer.

SING, DANCE, PILENTY HOT, musical (1940-41 record) and the McNamara George Cleveland. Ed Cobb, Rex Lease, Roy Brent. Charles King, William Kellogs. Snowtlake, Guy Usher, Bob Frazer.

SING, DANCE, PILENTY HOT, musical (1940-41 record) and the McNamara George Cabby Hayes, Saqueline Waldon, Major, Spandon, Horton, George Sherman; no writing credits; camera, John MacBornie, Cast: Don Red Barry, Luana, Walters, Noah Geraghty and Val Burton; camera. Reginald Lanning, Cast: Bob Livingston, Raymera, John MacBornie, Cast: Boh

Davenport, Lois Ranson, Tommy Ryan, Eric Blore, Bill Brady.

OKLAHOMA SKIES. western; associate producer, Harry Grey; director, Nate Watt; camera, Reggie Lanning. Cast: Bob Livineston, Ravmond Hitton, Duncan Renaldo, Flovine McKinney, Al Herman, Lasses White, William Ruhl, Harold Daniels, James Seay.

KING OF THE ROYAL MOUNTED, serial (1940-41 release); asso. pröd. H. S. Brown, Jr.: co-dirs., Jeck English, Wm. Witney; no writing credits; camera, Wm. Nobles. Cast: Allan Lane. Herbert Rawlinson. Bob Kellard. Lita Conway, Robert Strange, Bryant Washburn, Harry Cording.

RIDE, TENDERROOT, RIDE. western: prod. Wm. Berke; dir., Frank MacDonald. Cast: Gene Autry, Smiley Burnett, June Storey, Mary Lee.

20th Century-Fox

Prom Com Shoat Now To Be Scripts Steed pleted ing Cutting Shot in Work To last 52 50 3 12 0 6 February in cutting rooms or awaiting release.

STREET OF MEMORIES (1940-41 release), drama; producer, Lucien Hubbard, director, Shepard Traube; no writing credits released; camera, Charles Clarke. Cast. Guy Kibbee. Lynne Roberts, Paul Hurst, John McGuire, Hobart Cavanaugh, Ed Gargan.

McGuire, Hobart Cavanaugh, Ed Gargan.

GIRL FROM AVENUE A., formerly THE BRAT, comedy-drama (1940-41 release); producer. Sol M. Wurtzel; director, Otto Brower, no writing credits relassed; camera, George Barnes. Cast: Jane Withers, Kent Taylor, Elisie Knox, Katharine Aldridge, Jessie Ralph, Laura Hope Crews, Rand Brooks, Alma Kruger. Harry Shannon.

Harry Shannon.
YOUNG PEOPLE (1940-41 release), drama with music producer, Harry Joe Brown, director. Allan Dwan; no writing credits released; camera, Arthur Miller. Cast: Shirley Temple, Arleen Melan, George Montgomery, Charlotte Greenwood, Jack Oakle.

Charlotte Greenwood, Jack Oakie.

RAIN OR SHINE (re-make of BAD GIRL) (1940-41 release); producer, John Stone; director, David Burton; no writing credits released; camera; Virgil Miller. Cast: Virginia Gilmore, Joan Davis, Robert Sterling, Ed Me-lonald.

RAIN OR SHINE (re-make of BAD GIRL) (1940-4) release); producer, John Stone; director, David Button: no writing credits released; camera, Virgil Miller. Cast. Virginia Gilmore, Joan Davis, Robert Sterling, Ed McDonald.

THE BRIDE WORE CRUTCHES, comedy-drama (1940-41 release); producer, Lucien Hubbard; director, Shepard Traube; no writing credits; camera, Charles Clarke. Cast. Ted North, Lynne Roberts. Lionel Stander, Robert Armstrong, Engar Knanck; camera, Charles Clarke. Cast. Ted North, Lynne Roberts. Lionel Stander, Robert Armstrong, Engar Knanck; Cast. Stander, Robert Armstrong, Engar Knanck Stander, Robert Armstrong, Engar Knanck Stander, Robert John January, Lester Scharf.

ELSA MAXWELLY SUBLIC DEB NO 1, comedy-drama, Ernest Palmer. Cast. George Murphy, Brenda, Joyce, Mischa Auer, Charlie Ruggles, Elss Maxwell, Ralph Bellamy, Maxie Rosenbloom, Berton Churchill, Krahlin Bragborn, Lloyd Corrigan.

FIER 13 (1940-41 release), drama; producer, John Stone; director, Eugene Forde; no writing credits released; camera, Virgil Miller. Cast. Lynn Bari, Lloyd Nolan, Douglas Fowley, Robert Lowery, Joan Valerie, Chick Chandler, Oscar O'Shea.

1 MARRED A NAZH, meller: (1940-41 release), producer, Raymor, Oscar Schuggell; camera, Peverell Marthey, Cast. Joan Bennett, William Gargan, Francis Lederer, Anna Sten, Johnny Russell:

CHARLIE CHAN IN THE WAX MUSEUM, meller; prods, Ralph Dietrich and Walter Morosco; dir. Lynn Shores; no writing credits; camera, Virgil Miller. Cast. Sidney Toler, Joan Valerie, Marguerite Chapman, Sen Yung, Marc Lawrence, Hilda Vaughn, Archie Twitchell, Harold Goodwin. Ted Osborn, Edde Marr, Mike Visuns, Grat Lawren, Hilda Vaughn, Archie Twitchell, Harold Goodwin. Ted Osborn, Edde Marr, Mike Visuns, Carle Waggenlehim.

Western Producer, Kenneth Macgowan director, Fritz Lang; no writing credits; camera, George Barnes and William Skall. Cast. Henry Fonda. Andrea Leeds, Jackle Cooper, J. Edward Bromberr, Henry Holler, Cast. Topone, Power, Ledward Bromberr, Henry Holler, Lang; no writing credits; camer

United Artists

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in cutting rooms or awaiting release:

THE WESTERNER, western drams; producer, Samuel Goldwyn; director, William Wyler; no writing credits released; camera, Gregg Toland Cast; Gary Cooper, Walter Brennan, Fred Stone, Doris Davenport, Dana Andrews, Tom Tyler, Virginia Gilmorc, Paul Hurst, Lupita Tovar, Forrest Tucker, Chill Wills, Charles Halton.

Charles Halton.
SOUTH OF PAGO PAGO, formerly PAGO PAGO, drama; producer, Edward Small; director, Alfred E. Werker; no writing ciedits released; camera, Russell Harlan Cast; Victor McLaglen, Jon Hall, Frances Farmer, Gene Lockhart, Olympe Bradna, Doubrille, Ben Weiden, Abner Biberman, Francis Ford.

Dumbrille, Ben Westen, Terrer, Grama; producer, FOREIGN CORRESPONDENT, drama; producer, Walter Wanger; director, Alfred Hitchcock; screen play, Charles Bennett Joan Harrison; dialog, James Hilton; camera, Rudolph Mate. Cast: Joci McCrea, Laraine Day, Herbert Marshall, George Sanders. Al-(Continued on page 22)

Lytell Welcomes Probe

110 B. Street, N. E. Washington, D. C. Representative Lambertson:

I understand that your statement of yesterday. Hoyt Haddock, a former CIO organizer of distinct Communist sympathies, while wholly untrue, is not a libelous statement; and if it were libelous, that you, because of your Congressional immunity, cannot be sued irrespective of the complete falsity of your statement and the unfair advantage which you a Congressman can take by circulating falserumors about American citizens. For your information, I was never a CIO organizer and havenever been a functionary in any CIO union. With regard to the second part of your statement, I am neither a Communist sympathizer, and I never have been.

It is regrettable indeed that in America, where democracy is now withstanding a tremendous onslaught from foreign dictators, an official who is charged with the duties of upholding our democratic processes takes such cowardly advantage of any citizen by attempting to besmirch his character.

Since your statement is wholly unsupported in fact, it is indeed puzzling to understand how man in your position can utter such untruths. If you are an American, and if you belief in democracy, you will publicly state that your statements are incorrect. If, on the other hand, you remain silent, you will have demonstrated that in this instance you have little respect for the truth.

Hout S. Haddock, National Executive Secretary

Hout S Haddock National Executive Secretary (AGVA).

any proposals except those concerning the chorus.

Dissenters in Equity are refurred to as 'a vociferous minority.' There are 54 people on the council, so that even though the charges were substantiated, the group named could not control Equity and none are in the 'high position' referred to by the congressman. From the responses by those named it would seem that they 'parlor pinks' rather than Reds.

2 Niver

2 Nixed Finn Benefits Definitely known that when the matter of the Finnish benefits came up in Equity's council, there were only two dissenting votes. One of

up in Equity's council, there were only two dissenting votes. One of the nays was asked point blank after the meeting if he is a Communist. He denied it, saying he is a liberal, but not a Red.

The Theatre Arts Committee, clearly a radical group, was against the benefits, feeling such aid was against the Soviet. TAC picketed the benefits and issued some violent literature. The Group Theatre is also supposed to be distinctly radical and its people are also of TAC. Equity itself went on record last spring as being opposed to TAC. It even forbid its members from belonging to it, or to attend its meetings. There was some doubt of Equity's right to issue such orders, but they still stand. As yet charges have not been filed against members for TAC activities, but that may follow the Lambertson charges.

Loeb, Jaffe, Heller Answers

may follow the Lambertson charges
Loeb, Jaffe, Heller Answers
Loeb, who headed the former
Actors Forum, a militant minority
Equity and one of its most active
councillors, said that the day that
Congress restores the Federal Theatre Project (relief) I will resign

are detailed in an AGVA story in the vaudeville-section of this issued. It is the first time that the names of alleged Reds in the profession have been set forth. Washington Martin Dies threatened to reveal the identity of alleged radicals will be identity of alleged radicals as the identity of alleged radicals will be in the identity of alleged radicals will be in the film colony, the Dies charges were derided.

Members of Equity's council called Communists by Lambertson are philip Loeb, Sam Jaffe, Hiram S. Sherman, Edith Van Cleve, Alan Hewitt, Emily Marsh and Leroy Mackean. Latter two are of Chrous Equity is and loyalty to my country.

Haddock's Rebuttal

Representative William P. Lambertson, and loyalty to my country.

George Heller, formerly of Equity's council and loyalty to my country.

George Heller, formerly of Equity's council and now assistant executive secretary of the American as will be an all on the bole of the former and loyalty to my country.

George Heller, formerly of Equity's council and now assistant executive secretary of the American the council will be all the proposed of the former and loyalty to my country.

George Heller, formerly of the film of belong to TAC, nor was with the Group Theatre, although he was of the former Clo organizer of distinct Communist symipathies, while wholly untrue, is not a will be a statement; and if it were libelous, that you, because of your Congressional immunity.

can be taken against congressmen or senators for their remarks printed therein.

Lambertson went on record to explain why relief for the theatre had been again knocked out of the appropriations bill. He charged that Communists are occupying high laces in a profession which Congress would undoubtedly be glad to help, if we had the means to weed them out. There will be no WPA theatre project as long as this condition is allowed to exist.

He stated that the FTP was killed last year largely because of a serious penetration' by Communists and that it had been assumed that the profession would 'undertake a house-cleaning'. He added that 'there has been a growing rather than a diminishing trend of Communistic influence in the theatre. Citing the election of Jaffee over Tallulah Bankhead to the council, Lambertson charged that 'the voting power of Equity is now in the hands of Communists and fellow travelers in the New York City area.'

There were many ructions in the WPA relief theatre and most of the

York City area?
There were many ructions in the WPA relief theatre and most of the trouble was attributed to radicals, but few were identified as belonging to Equity or other actor-artist

Scribe Sues on Pact

Los Angeles, July 8.
Suit for \$11,800 was filed in Superior court by Kurt Siodnak, screen
writer, against Commodore Pictures,
Inc., and its successor, Samuel Bronston Productions, which in turn became merged with Globe Productions, headed by James Roosevelt.
Siodnak charges he antered a one-

tions, neaded by James Roosevelt.

Siodnak charges he entered a oneyear writing contract in January,
1939, at \$1,000 a month, but that the
payments ceased after he had received \$200.

Korda's 'Bethel'

continued from page 1 ices as a writer, player or both in the film version, and the author would probably similarly participate in the legiter.

Next on Korda's film card is Woman Hunt' with Vivien Leigh. Following that he will do 'Lady in the Dark' with Mele Oberon and then 'Jungle Boy' with Sabu. After that it will either be 'Merriday' or 'The Conquerer'. Some exterior shots on the latter will be made in Mexico, but otherwise all the films will be produced in Hollywood. Reports that the English producer would work in Canada are termed entirely untrue by his New York office.

Korda is now on the Coast work-

mentirely untrue by his New York orfice.

Korda is now on the Coast working on the scoring of Thief of Bagdad' with-Miklos Rossa, composer
who worked for him in London, and
whom he recently brought to this
country as a permanent member of
his staff. Bagdad' goes into the
Music Hail, N. Y., in the early fall.

Morris Helprin, Korda's assistant
in charge of production, is presently
in New York setting sales, exploitation and publicity work on 'Bagdad'.
He'll return to the Coast in a couple
of weeks to begin 'Woman Hunt.
Korda will be in New York shortly
and expects to return to England in
about two months.

nation of theatre and film exchange bookers Variety presents a complete chart of feature all the American distributing companies for the current quarterly period. Date of reviews as given in Variety and the running time of prints are included.)

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WEEK OF RELEASE	Rev. in Var.	TITLE AND COMPANY	TYPE	TALENT R.T
5/10/40	5/8 4/3 6/12 5/1 5/22 5/22 5/15	OPENED BY MISTAKE (Par) BEYOND TOMORROW (RKO) THE CROOKED BOAD (Rep) I WAS AN ADVENTURESS (20th) SKI PATROL (U) EDISON, THE MAN (M-G) GAUCHO SERENADE (Rep) COWBOY FROM SUNDOWN (Mono)	CD CD M D D	C. Ruggles-J. Logan-R. Palge C. Winninger-C. A. Smith-B. Barnes 86 C. Winninger-C. A. Smith-B. Barnes 86 E. Lowet-I. Hervey-H. Wilcoxon 62 Zorina-R. Greene-E. von Strobelm 80 L. Desti-P. Dorn-K. Adams 64 S. Tracy-R. Johnson-L. Overman 64 G. Attry-S. Burnette 65 T. Garled-K. Atel-P. Haddon 97
	4/10	SATURDAY'S CHILDREN (WB)	W	T. Ritter-R. Ates-P. Haddon J. Garfield-A. Shirley 97
5/17/40	6/12 4/24 5/15 5/1 5/1 6/12 5/8 6/5 5/22 5/15	BABIES FOR SALE (Co) TWO GIRLS ON BROADWAY (M-G) WATERLOO BRIDGE (M-G) TYPHOON (PA) MY FAVORITE WIFE (RKO) ON THEIR OWN (20th) TURNABOUT (UA) ISLAND OF DOOMED 'NEN (Col) KID FROM SANTA FE LAGOO) GANGS OF CHICAGO (Rep) ALIAS THE DEACON (U) FLIGHT ANGELS (WB)	C CD D RD RD C C D M W M C	G. Ford-R. Hudson L. Turner-J. Blondell-G. Murphy 72 R. Taylor-V. Leigh-V. Fleid 103 D. Lamour-R. Preston-L. Overman 70 I. Dunne-C. Grant-R. Scott 88 S. Byington-K. Howell-G. Ernest 65 J. Hubbard-A. Menjou-C. Landis 71 Jack Randall-C. Curtis-T. Rochelle 68 Jack Randall-C. Curtis-T. Rochelle L. Nolan-L. Lane 73 B. Burns-M. Auer-P. Moran 73
5/24/40	5/15 3/27	TEXAS STACECOACH (Cal)	W	V. Bruce-R. Bellamy-W. Morris 72 C. Starrett-I. Meredith 59
	6/26 4/10 5/29 7/3 5/22 5/15 5/8	ON THE SEOT (Mone) THE BISCUIT EATER (Par) YOU CAN'T FOOL YOUR WIFE (RKO) ROCKY MOUNTAIN RANGERS (Rep) LILLIAN RUSSELL (20th) OUR TOWN (UA) TORRID ZONE (WB)	M CD CD W RD D	C. Starrett-I. Meredith 59 F. Darro-M. Koriman 62 F. Darro-M. Koriman 82 L. Bell-J. Hickman-H. Millard 82 L. Ball-J. Ellison-E. Dunn 88 E. Livingston-B. Hation-D. Renaldo 55 A. Faye-D. Ameche-H. Fonda 127 W. Holden-M. Scott-F. Bainter 90 J. Cagney-A. Sheridan 87
5/31/40	6/12 5/29 5/22 3/13 6/19 6/12 6/12 7/10	LONE WOLF MEETS LADY (Col) THE PHANTOM RAIDERS (M-G) THOSE WERE THE DAYS (Par) BILL OF DIVORCEMENT (RKO) GIRL IN 313 (20th) LA CONGA NIGHTS (U) BAD MAN FROM RED BUTTE (U) MURDER IN THE AIR (WB)	M CD C D RD CD W M	W. William-J. Muir-E. Blore 62 W. Pidgeon-F. Rice-J. Schlidkraut 70 W. Holden-E. Stone-B. Granville 70 M. O'Hara-A. Menjou-F. Balnter 76 F. Rice-K. Taylor-J. Valerie 50 H. Herbert-C. Moore-D. O'Keefe 60 J. M. Brown-B. Baker-F. Knight 58 R. Reagn-L. Lys 55
6/7/40	6/19 6/5 5/22 6/26 4/24 6/5	PASSPORT TO ALCATRAZ (Col) SUSAN AND GOD (M-G) HIDDEN GOLD (Par) WAGONS WESTWARD (Rep) SAINT TAKES OVER (RKO) EARTHBOUND (20th) NO EXIT (U) BROTHER ORCHID (WB)	M C W W M D D	J. Holt-C. Callejo-M. Rosenbloom 60 J. Crawford-F. March-R. Hayworth 115 W. Boyd-R. Hayden-B. Wood 61 C. Morris-A. Louise-B. Jones 70 G. Sanders-W. Barrile 68 W. Baxter-A. Leeds-L. Bari 67 W. Ford-K. Adams E. G. Robinson
6/14/40	6/12 5/22 7/3 6/26 5/29 5/22 7/10 6/26	GIRLS OF THE ROAD (Col) THE MORTAL STORM (M-G) SAFARI (Par) GRAND OLD O'REY (Rep) CABSON CITY KID (Rep) TOM BROWN'S SCHOOL DAYS (RKO) FOUR SONS (20th) SANDY IS A LADY (U) FUGITIVE FROM JUSTICE (WB) PRAIBLE LAW (RKO)	D M RD C W D D D W	A. Dvorak-L. Lane-H. Mack M. Sullavan-J. Stewart-F. Morgan 100 M. Carroll-D. Fairbanks, Jr. 82 Weaver BrosElviry-L. Ranson 68 R. Rogers-G. Hayes-B. Steele J. Lydon-F. Bartholomew 88 D. Ameche-M. B. Hughes-A. Curtis 88 Baby Sandy-M. Auer-N. Grey 62 R. Pryor-L. Fairbanks 54 G. O'Brien-V. Vale-D. Hogan 59
6/21/40	6/26 6/12 6/19 5/8	THE CAPTAIN IS A LADY (M-G) THE GHOST BREAKERS (Par) POP ALWAYS PATS (RKO) CHAN'S MURDER CRUISE (20th) I CAN'T GIVE YOU ANYTHING BUT LOVE, BABY (U) GAMBLING ON HIGH SEAS (WB)	CD C C M	V. Grey-B. Burke-C. Coburn B. Hope-P. Goddard-R. Carlson B. T. Errol-D. O'Keefe-A. Pearce S. Toler-M. Weaver-L. Atwill J. Downs-P. Moran-B. Crawford W. Morris-J. Wyman
6/28/40	7/10 7/10 6/19 7/3 6/19 5/29	BLONDIE BEWARE (Col) RETURN OF WILD BILL (Col) ONE MAN'S LAW (Rep) NEW MOON (M-G) QUEEN OF THE MOB (Par) ANNE OF WINDY POPLARS (RKO) LUCRY CISCO KID (20th)	C W W MU M D RD	P. Singleton-A. Lake-L. Sims B. Ellioti-I. Meredith-L. Walters B. D. Barry-J. Waldo-G. Cleveland J. MacDonald-N. Eddy-M. Boland J. MacDonald-N. Eddy-M. Boland 60 A. Shirley-J. Ellison-P. Knowles C. Romero-M. B. Hughes-E. Venable 67
7/5/40	7/10 7/3 5/29 6/26 7/3 6/12 7/3	OUT WEST WITH PEPPERS (Col) ANDY HARDY MEETS DEBUTANTE (M. GOLDEN TRAIL (Mone) WAY OF ALL FLESH (Par) DR. CHRISTIAN MEETS WOMEN (RKO) SAILOR'S LADY (20th) PRIVATE AFFAIRS (U) MAN WHO TALKED TOO MUCH (WB)	G) C W D CD CD CD	E. Fellowes-D. Peterson 63 M. Reoney-L. Stone-J. Garland 87 T. Ritter-I. Guest A. Tamiroff-G. George-W. Henry 82 J. Hersholt-E. Kennedy-D. Lovett 63 K. Kelly-J. Hail-J. Davis 67 H. Herbert-N. Kelly-R. Young 65 G. Brent-V. Bruce-B. Marshall 76
7/12/40	7/10 7/10 7/10 6/5 6/26 6/12	SPORTING BLOOD (M-G) STAGE COACH WAB (Par) SCATTERBRAIN (Rep) MANHATTAN HEARTBEAT (20th) BLACK DIAMONDS (U) MY LOVE CAME BACK (WB) ALL THIS AND HEAVEN, TOO (WB)	D W C CD M RD RD	L. Sione-B. Young-W. Gargan 81 W. Boyd-R. Hayden-B. Wood 61 J. Canova-A. Mowbray-R. Donnelly 70 R. Sterling-V. Gilmore-J. Davis 71 R. Arlen-A. Devlne O. de Haviland-E. Albert-J. Wyman 81 G. Boyer-B. Davis 140
7/19/40	6/26 7/3	MILITARY ACADEMY (Col) HAUNTED HOUSE (Mono) WE WHO ARE YOUNG (M-G) CAROLINA MOON (Rep). CROSS COUNTRY ROMANCE (RKO) MARYLAND (20th). ARIZONA CYCLONE (U) LADIES MUST LIVE (WB)	D M CD W RD RD W	T. Kelly-B. Jordan M. M. Jones-J. Moran L. Turner-J. Shelton-G. Lockhart G. Autry-S. Burnette-J. Storey G. Raymond-W. Barrie W. Brennan-F. Balnter-B. Joyce J. M. Brown-F. Knight-B. Baker W. Morrls-B. Lane
7/26/40	7/10 6/26	BLONDIE HAS SERVANT (Col) PRIDE AND PREJUDICE (M-G BOYS OF THE CITY (Mono) UNTAMED (Far) STAGE TO CHINO (ERO) MILLIONAIRES IN PEISON (RKO) YOU'RE NOT SO TOUGH (U)	C RD M RD W M	P. Singleton-A. Lake G. Garson-L. Olivler-M. Boland 117 East. Side K. Workson-A. Tamiroff 82 R. Milland-Y. Workson-A. Tamiroff 82 L. Tracy-L. Hayes-V. Vale 63 Dead End Kids—N. Grey 72
8/2/40	7/10	LADY IN QUESTION (Cel) GOLDEN GLOVES (Far) STRANGER ON THIRD (28th) THE GREAT PROFILE (28th) MODERN MATTECHESTO (U) THEY DRIVE BY NIGHT (WB)	C M D C RD D M	B. Aherne-R. Hayworth-G. Ford R. Denning-J. Cagney-R. Paige F. Lovre-J. McCuir-M. Tailichet F. Lovre-J. McCuir-M. Tailichet J. Benneti-F. Ledererghes J. Benneti-F. Ledererghes J. McLaglen-A. Nagle G. Raft-A. Sheridan
8/9/40	7/10	THE SECRET SEVEN (Col) BOOM TOWN (Mr.G-M) SHADOWS OVER CHINATOWN (Mone) CHAMBER OF HORRORS (Mone) QUEEN OF DESTINY (RKO) STREET OF MEMORIES (20th) BOYS FROM SYRACUSE (U) RIVER'S END (WB)	M D M M RD RD MU M	B. Bennett-F. Bright C. Gable-S. Tracy-C. Colbert B. Karloff-M. Reynolds L. Banks-L. Palmer-G. Malo. A. Neagle-A. Walbrook J. McGuire-L. Roberts A. Jones-M. Raye-J. Penner D. Morgan-E. Earl-V. Jory

Inside Stuff—Pictures

Funny thing about the Pittsburgh Movie Critics Circle, which WB-Loew organized in that city to plug 'Our Town' and 'Susan and God,' and biz offices of three papers promptly disorganized, is that it brought a lot of favorable comment from recipients of the Circle's first—and only—letter. Joe Feldman, advertising director for WB in Pittsburgh, received a number of thank-you letters from those who were contacted, most of them expressing their appreciation at being informed of worthwhile attractions and hoping they would be included on the permanent mailing list. Couple of them, however, were somewhat skeptical. One guy sent back his letter with his notation: 'A critic's smile is like a street walker's; it can be bought.'

Biz departments of Pittsburgh Post-Gazette, Press and Sun-Telegraph told their reflige there would be a pressed that as

bought.

Biz departments of Pittsburgh Post-Gazette, Press and Sun-Telegraph told their critics there would be no more of that, claiming that expenditures for direct-mail stuff could have been used for paid advertising and that they (the reviewers) were peddling their opinions free of charge when deaders sould be spending 3c for them.

Major film company foreign departments received a vast quantity of mail last week from France, first really substantial batch of communications in nearly a month. Officials stated that most of mail was dated before the occupation of Paris and indicates normal communication and civil life have been restored in France in recent weeks.

Few American companies have decided thus far, however, where the headquarters for France and European operations will be permanently established. Bulk of distribs now are in Lisbon though a few have offices also in Bordeaux.

Present officers of Paramount were unanimously reelected last Wednesday (3) at a special meeting of the board of directors. They are:

Barney Balaban, president; Adolph Zukor, chairman of board; Stanton Griffis, chairman of executive committee, vice-presidents, Y. Frank Freeman, Austin C. Keough, Neil F. Agnew, John W. Hicks, Jr., George L. Bagnall; Walter B. Cokell, treasurer; Fred Morhardt, comptroller; Austin C. Keough, secretary; Norman Collyer, Jacob H. Karp, Frank Meyer, assistant secretaries.

Howard Hughes of Houston and Hollywood couldn't attend the Allied Relief ball staged Thursday night (4) at the Coliseum, Houston, but, wanting a part in the home-town celebrations, he chartered a plane and sent seven filmers as his guests to the dance. Some 10,000 Houstonians turned out to welcome Tyrone Power, Henry Fonda, James Stewart, Olivia, de Haviland, Nancy Kelly, Richard Greene and Mischa Auer, and to applaud Martin Dies and his speech on fifth columnist activities, which preceded the ball.

Amazing results obtained by television in covering the Republican convention at Philadelphia last week (first time a national political confab had been televized) aroused fresh fears in the picture industry over the actual threat sight-and-sound broadcasting holds for the trade the future. That a vast gathering could be reproduced a distance of more than 95 miles with real fidelity has made a deep impression among top ranking picture officials.

The Northwest's farm income to May 1 this year totals \$363,406,000, having rolled in at the rate of \$3,003,355 a day, a gain of 31% or \$86,343,000 over the corresponding 1939 period, thus boding well for the theatre and other businesses, Minneapolis exchange heads point out.

Income is derived from the sale of grains, other crops and livestock. Largest increases have been in Minnesota and North and South Dakota.

Recent difficulty in getting regular issues of some Paris film fan magazines reveals that Stockholm now is printing a semi-comical, film mag likely to cover any void from France. Many U. S. majors supply 'art' stills for the publication even though spotted in the same magazine with continental nucles.

New York Theatres



State (1) st Times Wed.

In Person
Teddy Peweil
Henny Youngm
Diess Costelle

apito Joan AWFORD "SUSAN and GOD"



Heat off Toomey

Heat on Yoomey
Hollywood July 9.
Regis Toomey climbs out of the heat of 'Arizona' to two cooler jobs waiting for him.
First is in Frank Capra's 'Meet John Doe' at Warners and the second is in Metro's 'Flight Command.'



STARTS FRIDAY, JULY 18 Olivia DeHAVILLAND Jeffrey LYNN in STARTS FRIDAY "MY LOVE CAME BACK" RUDY VALLEE Air-Conditioned STRAND & 47th St.

RADIO MUSIC HALL "ALL THIS AND **HEAVEN TOO"** Spectacular Stage Productions

Popcorn Odors in Theatres Cause Milwaukee Bldg. Dept.'s Crackdown

Drastic orders from Building Inspector Leon M. Gurda to clear all theatre lobbies of every possible kind of obstruction, in accordance with a law that heretofore has been largely gnored, has the managers all riled, and theatre licenses, due for renewal on July 1, are being held up pending settlement of the dispute.

First, candy machines were installed in lobbies to add to the installed in lobbies and hamburger joints. It was too much patrons began to squawk that the atmosphere of the houses was laminated by the odor of popping orn and melting butter, the aroma of varied spilled drinks, the smelly crunch of peanut shells and a haze of drifting cigaret smoke. Neighborhood merchanis, too, complained.

The building inspector made a thorough survey of all houses, then issued an order that all lobbies must be cleared of the vending machines, refreshment stands and even chairs or settees. The Violet theatre, habe, was closed because of bad ventilation and other infractions of the building code.

Managers demanded an audience

and other infractions of the building code.

Managers demanded an audience with the building inspector to protest against the drastic new regulations, and got it. He read the law to them, and said it was going to be enforced. When they wanted to know what houses were violating the code he said practically all of them, then produced from a drawer in his desk, a batch of blue prints and measurements of every theatre lobby in town, with information attached. Theatre ops were stumped.

Then they cried about business and how they needed every nickel, and Gurda became sympathetic to the extent that he said he would order a re-inspection of all houses, but he warned them not to be too optimistic as to the outcome.

In the meantime the theatres are running sans, licenses.

Soft Drinks Mean **Plenty of Hard Cash** To M'waukee Exhibs

Milwaukee, July 9.

Milwaukee, July 9.

Notwithstanding squawks against theatres interrupting dual picture programs with an intermission during which soft drinks are sold. Fox Wisconisin Theatres, Inc., has found the practice so profitable that court action has been instituted to prevent the city stopping it.

Soft-drink selling started with Gone With the Wind, and brought in such surprising returns that it was immediately spread to other Fox houses. Some patrons welcomed the intermission that gave them a chance to stretch their legs and rest their eyes between features 'gazing upon the attractively us. med femme vendors parading the aisles Complaints that reached newspapers focused attention upon the innovation to such an extent that the city brought action in district court against George H. Brown, the Fox purchasing agent, who also is listed as property manager, changing him as representative of the theatre chain with selling soft drinks without a license.

The Fox group applied for a soft drink license, but was turned down.

license.

The Fox group applied for a soft drink license, but was turned down, and upon this refusal the fheater ope started an action in Circuit court last Wednesday (3) to compet the city to issue the desired permit.

Judge John C. Kleczka granted a temporary order restraining the city

temporary order restraining the city from arresting the theatre managers for sale of soft drinks without a li-cense, and has ordered the city of Milwaukee to show cause in his court why it should not issue the li-cense applied for.

Col. Drops 'Peppers'

Hollywood, July 9.
Edith Fellows checks off the Columbia lot at the expiration of her
contract July 31. Studio is dropping
the 'Five Little Peppers' series in
which she has been starring.
Last of the group is 'Five Little

Last of the group is 'Five eppers in Trouble,' recently

Korda-TWA Tieup

Hollywood, July 9.

Nationwide tieup has been made by Alexander Korda with TWA to exploit title, 'the flying carpet,' name of TWA's strafoliner. 'Carpet' is substitle in Korda's 'Thief of Bagdad' and simultaneous pulgs will be issued for both picture and the new as exercise.

air service.
Sabu and June Duprez, who head cast of 'Bagdad,' will christen a new stratoliner in Chicago sometime this

Detroit Split East. West May Solve Zoning

Detroit, July 9.

Splitting the city into East Side and West Side on second and key runs is being worked out here with provisions being made for the heavy new theater construction, one of the factors productive of the new plan. Still not complete, the new zoning and clearance plan is being prepared by Frank J. Downey, Metro manager here, and presented after a year of study to United Detroit Theatres, Co-operative Theaters and other exhibitors. At the moment they seem to favor the idea, but figure there will be rough spots in the theory which will have to be unkinked as they go along. It may not be adopted in time for the new season contracts but they are willing to give it a try. Major theatre construction has been unusually heavy in Detroit, which forced some plan similar to Downey's to emerge.

Downey's to emerge.

The fundamental idea is to take

Downey's to emerge.

The fundamental idea is to take care of the expanding number of key runs caused by all the new houses by splitting the city down the middle—population about evenly divided on both sides of Woodward Avenue, the main stem. Second runs on the East Side would take on a picture and play day-and-date, while second runs on the West Side would take a different attraction and play day-and-date. The following week, the two sides of town would make their switch.

Key runs-would follow the secondruns a week after the same picture had played their side of town, thus continning the switchover procedure. Thus all would be getting the same protection. The plan would be carried out into all following runs.

It would divide Detroit into two booking areas, playing alternate weeks. Metro plans to follow this schedule in selling its product here. Other exchanges are expected to chime in on the handy device, facilitating handling, but any one can follow, it and sell alone on the new basis.

Church Bingo's OK In **Detroit Inspires Money** Giveaways in Theatres

Detroit, July 9. Detroit, July 9.

With church bingorso strongly
treuched, here that no more moves
by police to oust it have come along
during the past season, cash quiz
games are beginning to creep back
into the theatres. Questo Quiz, with
cash giveaways, has tien with two
houses here, the Wyandotte (Associated) and the Colonial (Ray
Schnelber).

Schreiber).

While pinball games got the nix by the Council and were taken out of all places in June, and juke-boxes narrowly escaped through a reprieve by Mayor Edward Jeffrics, the bingo parties—some parishes have worked up to two weekly—have been rolling

into two weekly—have been rolling along stronger than ever. Crowds of better than 1.500 with turnaways, made the double-header games a sure thing for the churches.

In the face of the public support of bingo, the picture houses are edsing back into cash games against terrific competition—\$150 cash prizes for one game and three or four \$50s, not to mention the numerous \$20s.

But, on the other side, they figure

Advance Production Chart

. (Continued from page 20)

Conlinued from page 20)
bert Basserman, Robert Benchley, Eduardo Ciannelli,
Edmund Gwenn.
THE LONG VOYAGE HOME, sea drama; producer,
the Argosy Corp. (Walter Wanger-John Ford), director,
John Ford; screen, play, Dudley Nichols suggested by
four one-act plays by Eugene O'Neil; camera, Gregg
Toland. Cast: John Wayne, Thomas Mitchell, Ian
Hunter, Barry Fitzgeraid, John Qualen, Arthur Shields,
Joseph Sawyer, Ward Bond, Wilfrid: Lawson, JoKerrigan, Jack Pennick, John Wilfrid: Lawson, Joh
Kerrigan, Jack Pennick, John
Kerrigan, John
Ker

ROPET Barratt, per Defence, Andrews, Ales.

KIT CARSON, western; producer, Edward Small; director, George Seitz; original screen play, George Bruce; camera, Jack Mescall. Cast: Jon Hall, Daia Andrews, Lyun Bari, Ward Bond, Harold Huber, Renie Riano, Clayton Moore, Raymond Hatton, Charles Stevens, Rowena Cook, Harry Strang, Blaney Harris, Al Kikume.

Al Kikume:

UA Pix Now in Production

THE SON OF MONTE CRISTO, costume drama (1940-41 release); producer, Edward Small; director, Rowland V. Lee; script, George Fuce, from Alexandre Dumas novel; camera, Guy Robinson; music by Edward Ward, Cast: Louis Hayward, Joan Bennett, George Sanders, Florence Bates.

Universal

		(1940-			
				w To Be ing Shot	
Features	40		4 4	33	33
Arlen-Devii Actions	ie .		0 0		37 A
Westerns	79		1 0	6	6
Serials	. 4	0	0 2	2	2
Frank Lloy	d 3		0 0	3	3
Totals	. 61	0	5 6	51	51

Pictures in culting rooms or awaiting release:
WINNERS OF THE WEST (1940-41 serial); producer,
Henry MacRae; citrectors, Ford Beebe, Ray Taylor;
original screen play, Charles R. Condon, George H.
Plympton, and Basil Dickey; camera, Jerry Ash. Cast:
Dick Foran, Anne Nagel, James Craig. Tom Fadden,
William Desmond. Harry Woods, Ed Keane, Charles
Stevens, Charles Morrison. Edgar Edwards, Edmund
Cobb, Roy Barcroft, Bill Hunter, Sim Whitaker, Robert Long, Grace Cunard, Ed Cassidy, Trevor Bardete,
Jim Farley, Vyola Vonn.
SOUTH TO KARANGA, meller; assoc. producer,
Marshall Grant; director; Harold Schuster; original
screen play, Edmund L. Hartmann, Stanley Rubin;
camera, Jerry Ash. Cast: Charles Bickford, Dick Foran,
Lult Deste, John Sutton, Maurice Moscovitch, Fall
Lult Deste, John Sutton, Maurice Moscovitch, Fall
Lult Deste, John Sutton, Maurice Moscovitch, Fall
Ease; no producer credit; tiezer, Frank Reicher,
With All Bibernson, Br. Carler, Frank Reicher,
Lase; no producer credit; tiezer, Charles Reicher,
With All States, Charles Bickford, Dick Prancis,
Randolph Scott, Brian Donley, George Bancroft, Robert Stack, Andy Devine, Broderick Crawford, Stuart
Erwin, Frank Albertson, Mary Gordon, Dorothy
Grainger.

MARGIE, drama (1940-41 release); associate pro-Pictures in cutting rooms or awaiting release:

Erwin, Frank Albertson, Mary Gordon, Dorothy Grainger,
MARGIE, drama (1940-41 release); associate producer, Joseph G, Sanford; co-directors, Otis Garrett and Paul Gerard Smith; original and script, Scott Darting and Erna Lazarus; camera, Stanley Cortez, Cast: Tom Brown, Nam Grey, Joy Hodges, Mischa Auer, Edgar Kennedy, Allen Jenkins, Eddie Quillan, Richard Lane.

JUNIOR G-MEN, serial (1940-41 release); associate broducer, Henry MacRae; co-directors, Ford Beebe and producer, Henry MacRae; co-directors, Ford Beebe and ton, Basil Dickey and Rev Taylor; camera, Jerome Ash. Cast: Billy Halop, Huntz Hall, Gabriel Dell, Bernard Punsley.

Cast: Billy Haiop, Haine Lan.

THE MUMMY'S HAND, meller (1940-41 release); producer, Ben Flyar, director, Christy Cabamie; original by Griffin Jay; script, Griffin Jay and Maxwell Shane; camera Elwood Bredell, Cast: Dick Foran, Peggy Moran, Wallace Ford, Cecil Kellaway, George Zucco, Charles Trowbridge, Tom Tyler, Siegfried Arno, Valence Language, War Language, War New in Production Universal Pix Now in Production

Universal Pix New in Production

SPRING PARADE, drams with music, producer. Joe Pasternak; director, Henry Koster: original. Ernst Marishka; script, Bruce Manning, Felix Jackson: camera; Joseph Valentine. Cst: Deanna Durbin, Robert Cummings, Mischa Auer. Henry Stephenson, Butch and Buddy, Anne Gwynne, S. E. Sakall.

ARGENTINE NIGHTS, comedy (tentative title) (1940-41 release): associate producer; Ken Goldsmith; (1940-41 release): associate producer; Ken Goldsmith; (Hornan, Bid Kuller and Ray Golden: camera, Elwood Bredell. Cast: Ritz Bros., Andrews Sisters, Constance, Moore.

Moore

A LITTLE BIT OF HEAVEN. cornedy (1940-41 release): producer. Joe Pusternak: director, Andrew Marton: original story cree Jones; script, Jone, Daniel
Taradash. Harold Goldman Jones; John Seitz. Cast:
Gloria Jean, Robert Stack. Nac Gir, Hugh Hebert,
C. Aubrey. Smith. Billy. Gibbert. Butch and Buddy.
Nana Bryant, Frank Jenks.

RAGTIME COWBOY JOE, western: asso. prod.
Joseph Sanford; dir. Ray Taylor; no writing credits:
camera, Jerry Ash. Cast. Johnny Mack Brown, Fuzzy

Knight, Nell O'Day, Harry Ten Brook, Dick Custer, Marilyn Merrick, Walt Soderling, Harold Goodwin, Wilfred Lucas.

HIEED WIFE (1939-40 release); asso: prod., Glenn Tryon, dir. William Seiter, script, Richard Connell and Gladys Lehman; orig., George Beck; camera, Milton Krasner. Cast: Rosalind Russell, Brian Aherne, Virginia Bruce, Robert Benchley, Richard Lane, Hobert Cavanaugh.

Warners

	Prom-	Com- S	hoot- N	ow To	Be Script	ġ.
					ot in War	
Studio	48	0	3 1	1 39	0	
Capra-Ris	kin 1	0.	15 6 48	0 0		
Lasky .	1	0	•	0 1	. 0	
S. C. S. Lee .	- T	S. Tarrier	700	1. 1.		
Totals	50	0	4 1	1 40	6.3	

Totals 50 0 4 11 40 6
Pictures in cutting rooms or awaiting release:
THE SEA HAWK (1939-40), drama; prod. Henry
Blanke; dir., Michael Curtiz; from novel by Rafael Sabatint; camera, Sol Polito. Cast: Errol Flynn, Brenda
Marshall, Flora Robson, Claude Rains, Henry Daniel,
Alan Hale, Una O'Connor, Montagu Love, Donald Crisp,
Ian Keith, James Stephenson, William Lundigan; Ian
MacLaren, Guy Bellis, Francis McDonald, Frank Wilcox, Halliwell Hobbes.

TUGBOAT ANNIE SAILS AGAIN, comedy (1940-4) release); producer, Edmund Grainger; director, Lew. Seiler; original, Norman Reilly, Raine; camera, Arthur Edeson, Cast: Marjorier Rambeau, Alan Hale, Ronald Reagan, Jane Wyman.

Reagan, Jane Wyman.

LADIES MUST LIVE, drama (1940-41 release): pr
dueer, William Jacobs: director, Nool Smith: no writing
cvedis; camera Ted McCord. Cast: Rosemary Lane,
Wayne Morris, Roseos Karns, Lee Patrick, George
Reeves, William Hopper.

THE SENTENCE (1939-40), meller; prod. Edmind
Orainger; dir., Vincent Shermali; from play by Frank
Collins; camera, Sid Hickox. Cast: George Brent, William Hundigan, Louis
Joan Heydt, Claence Kolb, David Bruce, George Tobias, Phyllis Hamilton, DeWolf-Hopper, Jr., Kay, SutJon, Harry Seymour.

THE LIFE OF KNUTE ROCKYE.

blas, Phyllis Hamilton, Dewolf Hopper, or, "Kay Suit-ton, Harry Seymour."

THE LIFE OF KNUTE ROCKNE, biographical drama; producer. Robert Fellows; director, Lloyd Bacon; original screen play, Robert Buckner; camera, charles Robert Custe Seat O'Brien Gale Page, Connocated to the Control of t

pi Roscoe Karns, John Litel, George Tobias, Paul Hurst, John Ridgeley, Charles Halton.

RIVER'S END, Outdoor drama (1940-41 release); producer, William Jacobs, director, Ray Enright, froducer, William Jacobs, director, Ray Enright, froducer, William Jacobs, director, Ray Enright, froducer, William Kengherson, Stuart Robinson, Frank Wilcox, Frank Micox, Frank Raphenson, Stuart Robinson, Frank Wilcox, Frank Milliam Keighley, from play by S. N. Behrman camera, Belliam Reighley, from play by S. N. Behrman camera, Belliam Reighley, from play by S. N. Behrman camera, Belliam Reighley, from play by S. N. Behrman camera, Belliam Reighley, from play by S. N. Behrman camera, Belliam Reighley, and Reighley, and Reighley, and Reighley, and Reighley, and Reighley, from play by S. N. Behrman camera, Robinson, Eddie Albert, Edna Grossmith, Robert Greighley, and Reighley, and Reighle

Newell, Bruce Lester, Tetsu Komai, Willie Fung, MONEY AND THE WOMAN (1939-40), meller; prod, Biyan Foy; director, William K. Howard; original, James Cain; camera, Lou O'Connell. Cast: Jeffrey Lynn, Brenda Marshall, Roger Pryor, John Litel, Lee Patrick, Guinn Williams, William Marshall, Peter Ashley, Mildred Coles, Creighton Hale; Stuart Holme, Lettle Williams, Inez Gay.

Warner Pictures In Production

Lottie Williams, Inez Gay.

Warner Pictures in Production
CITY FOR CONQUEST, drama: producer. William
CITY FOR CONQUEST, drama: producer. William
Cagney; director. Anatole Litivalt; original. Aben Kandel: camera. Sol. Polito.
Cast: James Cagney. Ann
Sheridan, George Tobias.
Sheridan, George Tobias.
FLOWING GOLD, drama (1940-41 release): producer.
William Jacobs; director. Alfred Green: script. Ken
Gamet, Tom Reed: original, Rex Beach: camera. Sid
Hickox. Cast: Pat. O'Brien, John Garfeld, Frances
Farmer. Cliff Edwards. George Tobias.
SANTA FE TRAIL, historic western, prod.,
Robert Fellows, dir., Michael Curtiz: orig, screen play.
Robert Buckner. Cast: Errol Flynn, Olivia de Havilland
Raymond Massey. Dennis Morgan, William Orr, Alan
Hale, Guinn Williams.
MEET JOHN DOE, drama: Frank Capra-Robert Riskin production: dir., Frank Capra; Richard. Connell; screen play, Robert Riskin, Frank Capra, Myles
Connolly; camera. George Barnes. Cast: Gary Cooper,
Barbara Stamwyck, Edward Arnold, Walter Brennan,
James Glesson. Rod LaRocque. Granville Bates. Pierre
Walkins, Henry O'Neill, Warren Hymer, Pat Elaberty,
Ann Doran.

they can put up an important squawk and a good legal tussle it attempts are made to end their cash games while bingo is widespread in Detroit. Either way, they stand to make some gain.

Publicists to Co-op

Autry Goes Touring

A resolution calling for affiliation of the New York Screen Publicists Guild.

A resident Lesley Mason was instructed to name a coordinating committee to mect with the New York group and call general convention in August for draftling of a permanent constitution.

Autry Goes Touring

Hollywood, July 9.

Gene Autry Jeaps from his horse to an airplane Sunday (14) for tour of the midwest, opening with an appearance at the Milk and Ice Show benefit at Oktahoma City (15) and with the World's Chimpionship Rodeo in Minicapolis. Meanwhile he goes into a business structed to name a coordinating committee to mect with the New York group and call general convention in August for drafting of a permanent constitution.

CBS PEPS SATURDAY MORN

With Asst. Secretary of War As Speaker, San Francisco N.A.B. **Convention Very Vital to Future**

Washington, July 8.

Grim send-off for the radio industry is being prepared for the Aug. 4-7 NAB convention at San Francisco, with Assistant Secretary of War. Louis Johnson, appearing as a principal speaker. Warning that radio is facing an 'emergency' and that the tone of the convention will be one of 'dead-earnestness,' neunced that Johnson—making one of the most important government pronouncements on the subject—will discuss the national emergency and its 'possible effect. the American system of broadcasting'. The problems which radio faced in the past pale in comparison with those it faces in 1940,' Miller delared. 'We are in an emergency period. New problems, technical, social and commercial confront us. We are setting up a convention program designed to make this a well-

period. New problems, technical, social and commercial contront us. We are setting up a convention program designed to make this a well-informed industry, to give opportunity for all views to be expressed, evaluated and compared before final formal action is taken. What is done at San Francisco this August will slape the course of broadcastwill slape the course of broadcastwill for possibly years ahead, Evrymember, owes it to himself to have a voice in determining the decisions which must be made.

No clue as to the possible extent of Johnson's remarks, or whether the No. 2. War Secretary will warn the industry that certain restrictions on commercial broadcasting might be necessary in the event of U. S. entrance into the war. Other phases of the convention will coverwages and hours, legislation, commercial and advertising problems; also a 'comprehensive report' on the progress of Broadcast Music, Inc., which seeks to 'free broadcasters from the yoke of ASCAP.'

Benton & Bowles Agency Prepares Three Shows To Woo Bromo Seltzer

Benton & Bowles is shooting for Benton & Bowles is shooting for the Emerson Drug account (Bromo Seltzer) now held by the J. Walter Thompson agency. It has lined up three shows for auditioning to the prospect. Account hasn't been broadcasting for three years. One of them is a half hour dra-matic show for night airing authored by Gertrude Berg. It's without any accent.

LORD & THOMAS IN DICKER WITH HOPE

Koger, Gearhart, Young In At New WJHP, Jack'ville

Jacks ville, July 9.

WJHP, operated by the Jacksonville Journat and affiliated with the MBC-blue, debuts on 1,200 kc. Mouday (15). H. C. Wells, Jr., is the general manager.
Personnel includes Ira M. Koger, wanager; Lynn Gearhart, program director; Jim Young, chief announcer, and Beecher Hayford, chief engineer.

Fight Hurt Crosby

Joe Louis-Arturo Godoy fight on June 21 registered a rating of 37 the Co-operative Analysis of Broadcasting's count and the airing of this event (NBC-blue)

airing of this event (NBC-blue) was in large measure responsible for the drop on that occasion of the Bing Crosby-Kraft show from 265. to 202.

The rating obtained by the airing of this Louis-Godo was high considering the time of the year but figured 10 points less than prevailed for the broadcast of the second meeting of Louis and Bob Pastor last September.

COMEDY GUEST STARS FOR **CO-OP**

Everything will be new but the title on the 1940-41 version of the Mutual cooperative program, 'Show of the Week.' This resumes Sopt. 29 at 6:30 p.m. Sundays and will use comedy guest stars as its audience-getting appeal instead of orchestras. A permanent staff musical ensemble will be directed by Vincent Lopez and Buddy Clark will sing.

and Buddy Clark will sing.

Already, tentatively set for the series are guesters by Lou Holtz, Abbot and Costello, Henny Youngman, Block and Sully, etc. An audition record is ready for shipment to 100 Mutual stations who will try to sell local sponsors for cut-ins. Norman Livingstone, of the Redfield-Johnstone agency, New-York, will go on the road starting next week as a follow-through man to line up-loon the road starting next week as a follow-through man to line up lo-

cals.

This is the sixth year in the co-op radio program field for Redfield-Johnson.

Johnson.

Seven towns are already tracted for the series on behalf of Howard Clothes. They are New York, Chicago, Syracuse, Worceser, Boston, Philadelphia, Providence.

MAURICE SPITALNY OUT

Changes at KDKA As Holman Moves in-Luntzel Departs

Pittsburgh, July 9.
With KDKA reverting to Westinghouse ownefship and the arrival
of John A. Holman to take over the
managerial reins, the staff is undergoing a shake-up. Couple of ousters
have already been made and more
are expected to follow. Maurice
Spitalny is out as musical director
and Jim Luntzel departs as publicity
head.

and Jim Luntrel departs as publicity head.

Spitalny, however, will continue to lead his own band over KDKA on Tap Time program, beer-sponsored show, and expects to remain in town indefinitely for several night club engagements he has lined duy. He's currently at Mission Into and goes into Pines Aug. 1 for five weeks. Luntrel, who was broughthere from Chicago by Sherman D. Gregory, is understood to have since been spotted in an NBC berth by Gregory, who left KDKA a few weeks ago for exce berth with web. No replacements have been named for either man, with Holman said to have several under consideration for both posts and expected to make a decision shortly.

KDKA announcers' staff has also been hit in shake-up, with Aidan Fitzoatrick out. He has gone to WWSW, where he replaces Roge McCovern, one of indie station's newer spielers.

SALES PROMOTION

Two-Hour Period Dressed Up For Audience and Spon sor Allurement - Most of Stations in East and Middle West Expected to Accept New Shows

GENERAL BALANCE

Without any special trade public-ity or ballyoo to mark the the Columbia Broadcasting System last week made an organized attack

last week made an organized attack through the medium of sustaining programs upon a period of time—Saturday morning—ordinarily sidered hard to sell. As an example of, network program blizkrieg against a sales problem, the four half-hour shows collectively represented a pretentious and fairly rare undertaking. Pretentious, that is, in terms of planning, motivation, coordination and the time involved rather than in budgeting, which was, on the whole, modest.

In times past the several networks

In times past the several networks In times past the several networks have launched attempts, usually individualized, to offset hoodoos, strong competition or general disinterest of a given time period. An historic example concerned overcoming the strangle hold of Amos! Andy on the 7 p.m. radio audience a decade ago. That was a 15-minute problem. The Rudy Valee revue at 8 p.m. Thursdays was an hour problem for all rivals and took years of hammering to break.

all rivals and took years of hammer-ing to break.

Networks and stations have adopted showmanly measures to glamorize the early morning and the late eve-ning periods, fitting them for mar-keting. The present CBS campaign to hypo Saturday morning follows the same network's several scattered efforts of the recent past to pep up the afternoon hours of the same day Potential Audience of 14,000,000

Under the five-day work week of the New Deal years, the audience for Saturday programs has been grow-ing. CBS itself has calculated that a possible audience of 14,000,000 listeners can be presumed for Saturday shows. Local stations have, in some recent cases, attempted to ex-

P.&G. Sponsors 'Love'

USE SHOWS FOR Columbia Asks, Gets Chance To **Defend Paramount Stock Sale:** Thad Brown's Ordeal Encore

Not 'The Annex'

CBS bosses are reported allergic to the term 'annex' description of the web's new studio building East \$2d street, New York. May try to popularize the expression main studio building as offset.

Some seven new studios still in no way relieve CBS of necessity of continued rental of Times Square theatres for broadcast purposes. Actually some adver-

purposes. Actually some advertisers favor latter because of fixed seats, stage and theatre environment, as against radio studio environment.

NO EXEC V.P AT NBC FOR **PRESENT**

Indications are that no executive v. p. will be appointed when the NBC directorate boosts Niles Trammell to the presidency of the netmell to the presidency of the net-work this Friday. (12). Trammell is due to hold both titles for the time being, which would make him ad-ministrator and operator of the web, a combination which no one else has shouldered even temporarily. Frank Mullen, RCA v.p. and direc-tor of advertising, has been men-tioned in the trade as a probable successor in the executive v.p. spot at NBC, but the chances are that the designation of Mullen won't be made

designation of Mullen won't be made for several months. Mullen orig-inally came from NBC's Chicago di-

Crane Wilbur Due In For Robinson Huddles

New formula for the Edward G. Robinsón show (Rinso) will be decided as soon as Crane Wilbur, producer and head scriplist for the series, arrives from Hollywood. Ruthrauff & Ryan, agency on the account, expects him within the next few days.

Procter & Gamble will install
Those We Love in the Saturday 8
to 8:30 p.m. spot that it has bought
on the NBC-red. Serial will plug
Drene.
Thove was formerly on Standard
Brands' payroll.

expects him within the next few
days.
Thomas Free-Bairn Smith, formerly with KNX, Los Angeles, him
even signatured as the new director
for the program. The renewal of
Leith Stevens, as batonist, is still in
the works. Ona Munson has also
been resignatured for the fall.

Washington, July 9
Another going over for FCC Commissioner Thad H. Brown and opportunity for the Columbia Broad easting System to rebut insinuations, and accusations, about 'misuse' of company eash. The Paramount deal is scheduled by the senate instruction of the properture of the

place years ago. Also will outline how William 'S. Paley made his profits.

Brown is expected to be on receiving end and Tobey also has indicated he would like Chairman James L. Fly to help clear up some doubts about the Commission's atentiveness. Failure to keep close tabon purchasers of the new CBS stock, issue may be an important point.

Lazarsfeld, Tyler, Power As Radio Flying Squad To Western Colleges

A three-man party is making a swingaround of the Pacific North-west section of the United States for the purpose of participating in a number of educational radio conferthe purpose of participating in a mumber of educational radio conferences lined up by various universities. Paul Lazarsfield, Austrian research wizard lately with Princeton, now with Columbia radio projects (under Rockefeller money grants), will be joined by I. Keith Tyler, of Ohio State University, and Leonard Power, of the United States Office of Education.

Trio are making the following tour: July 8, University of Wyoming, Laramier, July 8-10, University of Deriver, July 11, Utah State Agricultural College, Logan; July 18-16, State College, Pullman, Wash, July 18-19, University of Oregon, Portland, July 26-26, Stanford, Palo Alto.

N:A.B. research committee meets today (Wednesday) Washington, D. C. A method for reporting radio spot business is due to come up.

STILL PITCHING

B.B.D. & O. Seeks to Recapture Brown & Williamson Business

Chicago, July 9.

Brown & Williamson tobacco firm
in Louisville has been hearing
ditions in the past couple of weeks.
Freeman Keyes for the Russell Seasoncy here has had his scouting ear.
up on Several comedy variety programs for possible B. & W. sponsorship.

snip.

Batten, Barton, Durstine & Osborne agency, which was formerly
the top agency on the B. & W. account, has also been there pitching up couple of program ideas
to cajole the tobacco biz back into
the office. warious original dramas Oboler will contribute under contract with many reported unique clauses. Among these is one giving Oboler sole authority the casting and directing, as well as the writing. Oboler has promises already from several name stars who have agreed to appear at very nominal stipends in playlets especially written for them. These will include: Eddie Cantor in 'The Man Who Won The War.'

When Mrs. Charles Laughlon, in 'This Lonely Heart'.

Joan Crawford—script not set.

Norma Shearer, in 'Madame Curie', with the grippe.

Oboler Closes Deal In Wilderness

Laughtons, Cantor, Crawford, Shearer, Nazimova Set for Procter & Gamble Series

signed on the proposed arch Oboler series for Procter & Gamble at a meeting scheduled to be held Monmeeting scheduled to be held Monday (15) at Roosevelt, Idaho. Author Oboler and his wife will come into this hamlet by mule-pack from a fishing spot in the wilderness and will meet Larry Milligan, of Dlack-ett-Sample-Hummert agency. Chicago, and Jimmy Parks, of General Amusement. Latter, pair set the original radio package deal with the soap company in Cincinnati. Oboler-personally is handled by William Morris agency.

personally is handled by witnern Morris agency.
Oboler in Idaho for three months writing an original motion picture on preparedness for Pandro Berman of Metro for future James

Steward-Robert Taylor.
Slated for clarification at the Idano
meeting 'are precise' details of the
various original dramas Oboler will
contribute under contract with

ABBOTT AND COSTELLO
With Benay Venuta, Peter Van
Steeden Orebesta
Control of the Control of the Control
Steeden Orebesta
Ostal
Wednesday, 9. p.m.
WEAP-NBC, New York
(Young & Rubicam)
Fred Allen has retired from this spot and Eddie Cantor will move into it in October. In between there are 13 weeks and Bud Abbott and Lou Costello. Pair have come up in show business the hard but firm way, with help from the Kate
Smith revue. This is own program, their previous mike servitude being confined to the Smith show. Abbott and Costello's initial effort (3) on their own ran from belly whoppers to away off the laugh line, but the performance in general was quite promising. They should keep Bristol-Myers period well warmed up and, in the interim, develop themselves into an integrated piece of radio property.
Abbott had Costello could reject a lot of those holdovers from the 23rd St. Grand Opera House, or at least bring 'em up to date. A case in point is that gag about mounted police and the rejoinder, I didn't know hey were stuffing cops these days? This nugget was at the fore part of the show but as the boys really got unwound and started to pour on some corking launk material this one, and a few others, were easily forgived when with the introduction of the Genius of the Week. This twist is nity one and allows Costello to make his style of comedy the result of the ore man allows Costello to make his style of comedy the result of the ore man and impressive whether it's a current romantic popuch as Say It', or a Dixie rouser of the "Tennessee Fishfry school. Peter Van Steeden, got in at least one nifty orchestration, and impressive whether it's a current romantic popuch as Say It', or a Dixie rouser of the "Tennessee Fishfry school. Peter Van Steeden, got in at least one nifty orchestration, and impressive whether it's a current romantic popuch as Say It', or a Dixie rouser of the "Tennessee Fishfry school. Pete

"HOLLYWOOD DREAMS"
With Ted Steele, Phyllis Jean Oreore
Songs, Novachord
15 Mins.—Lecal
ROMAN MEAL FLOUR
Tues.-Thurs., 11 a.m., 2 p.m.
WABC, New York

WABO, New York

One of those 'song story' set-ups, this one has Bob and Molly, who work in a summer hotel as, it appears, waitress and waiter—but must store the store of the

'MUSICAL MYSTERIES'
With Melvin Elliott, David Stone
30 Min.—Local
Suctaining
Menday, 6:30 n. m.
WINS, New York

Suctaining Menday, 6:30 g. m. Menday d. m. Mendagaran d. Me

Dubious Reward

Edward Murrow, chief of CBS

Edward Murrow, chief of CBS European staff, in his broadcast from London yesterday morning (Tuesday) included an item which got a chuckle from the radio trade. Murrow was telling about a story about Major Quisling, 'notorious Norwegian Fifth Columnist,' carried in that morning's issue of the London Express.

The Exprers wrote, said Murrow, that all that Quisling's treachery had brought him was a job-us local news commentator and that he is now doing broadcasts from Oslo trying to get the Norwegian people to settle down under Hiller. The Express implies,' added Murrow, 'that Quisling as a radio commentator has, indeed reached a low station in life.'

DAVID BROEKMAN ORCHESTRA With Frances Langiord, Kenny Baker, Jimmy Wallington Music, Songs

DAVID BROEKMAN ORCHESTRA
With Frances Langford, Kenny
Baker, Jimmy Wallington
Music, Songs
30 Mins.
TEXACO
Wednesday, 9 p.m.
WABG-CBS, New York
(Buchanan)
The conclusion was inescapable
following the first broadcast last
Wednesday (3) of the Texaco summer fill-in series that the program's
producer was confining himself to
stopwatch-watching. He was presumably unaware of, or indifferento, the sound volume. Seldom has
there occurred a major below
shere occurred a major below
the sound volume. Seldom has
there occurred a major below
the sound volume and the statespecial control of the sound volume and the statespecial control of the sound volume. Seldom has
there occurred a major below
the sound volume. Seldom has
there occurred a major below
the sum of the sum of the statespecial control of the sum of the sum
there was the sum of the sum
that which David. Brockman fought
out with Frances Langford and
kenny Baker, each in turn. Brockman opened in his big guins and successfully fiddled while the singers
may have been burning and, if not,
certainly were fizzling. It invariably
must bring up the question of whether
high-priced singers are supposed
to be heard or the orchestra. It
would certainly be understatement
to describe the aggressive self-assertion of Brockman's conducting as an
accompaniment. It was not a bridge,
the sum of the sum of the sum of the sum
and the sum of the sum of the sum of the sum
and the sum of the sum
that the sum of the sum
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but a dam, he builf.

The conflict started almost immediately with Frances. Langford's Blue Love Bird, was more pronounced with 'The Woodpecker Song,' as forced through left tackle by 'Baker, and in 'Make Believe Island' the fighting fiddles were joined by low-flying electric guitars. The mchestra came in and over like high tide in an off-sea wind every time the voices braced for a reach.

The morgam was unrestrained and

night doe in an on-sea wind every time the voices braced for a reach.

The program was unrestrained and unedited in other departments, too. The incidental talk was too glaringly just that—incidental talk. A long, rather pointless monolog by Baker was concerned with an alleged recollection of the day when he, aged eight, wrapped up some peanut butter sandwiches to seek out an island. The imaginary island developed into a nearby vacant lot, where presently a small boy's hut was in process of creation. Along came a girl (Miss Langford), who wished to join the gang and make plok curtains for the hut. It all enocd with a drooling remark that one's own backyard is best after all. Or peanut butter sandwiches gather no moss.

Kenny Baker's speaking voice

after all. Or peanut butter sandwiches gaher no moss.

Kenny Baker's speaking voice
frow that he is straighting and not
stooging) is hard to place in terms of
characterization. Since there is considerable talk on the program about
frances Langford being married to
or from the control of the control
of the control of the control
ond tenor. Miss Langford's deportment is, on the whole, that of an
adult, but Baker is either directed
or self-placed on an uncertain age
level. He sounds like Penrod grown
old enough to take up radio log-rolling. It is a boyish rather than a
manly personality that is painted.
Some may fancy that kind of a boy.
Others very emphatically will not.
In a half hour that was pretty un-

Others very emphatically will not. In a half hour that was pretty un-happy. Miss Langford perhaps was the least scathed. Hers is primarily a cute pop style and in that range her authority as a stylist is considerable. However, her 'Summer Time' from 'Porgy and Bess' seemed a thin and overly-pretentious striving. She and Baker generated some agreeable harmony on 'Sweet Laiulia'. Commercially the program was

'AMERICA SINGS'
With Meredith Wilson Orchestra,
Cay Nadericks
Mass, Cay Nadericks
Music, Talk
20 Mins.
JOHNSON'S WAX.
Tuesday, 9:30 p.m.
WEAF-NBC, New York
(Needham, Louis & Brorby)
Pacific Coast missical conductor
Meredith Wilson specializes on the
older pops, specialization in his case
meaning shining them up like an
Athenian fruit peddier shines up his
apples. The result in terms of sum
mer entertainment is very bright
an row of the straight of the straig

'ADVENTURE IN READING' With Leif Erickson

With Leff Erickson
30 Mins.
Sustaining
Monday, 6:38 p.m.
Monday, 6:48 p.m.
Monday, 6:48 p.m.
Monday, evenings. The hemes dealwith writers and their lives and began with Lord Byron, the impulsive
English poet and liberty-lover, who,
a century and more ago, went to
Greece to help the people throw off
the sultans yoke.

It is stipp and had an odd sort of
the sultans yoke.

Other of the sultans yoke,
a control of the sultans to the concharacter, despite certain faults. The
latter included a haze that over-lay
the whole broadcast. It was, possibly like Byron's life, not very conclusive. Chronicle-type narration
has that danger at all times as distinct from sheer invention, which can
adhere to the rules of starting somewhere, going somewhere and ending
somewhere.

Chronicle-type narration
has that danger at all times as distinct from sheer invention, which can
adhere to the rules of starting somewhere, going somewhere and ending
somewhere.

Of the program burst into flame only
when. Byron, played, and well, by
Lief Erickson, had something rather
fine to say. The half-hour opened
on a note of emotional intensity, the
fine to say. The half-hour opened
on a note of emotional intensity, the
tangent of Byron as he watched the
function of Byron as he watched the
function of Byron as he watched the
function of Byron as the scorn and
abuse he poured upon his companion
and fellow-mourner. Leigh Hunt.
Hunt was the symbol of the English
respectables that had exilled Byron,
to the the pour of the missing element
in introduction, was the scorn and
abuse he poured upon his companion
and fellow-mourner. Leigh Hunt
und the literati, the missing element
in the darma of the quarrel is present, both
on the explanation, not the
consciously, to deal with literature
of the pour of the explanation, not
be consciously, to deal with literature
and the literati, the

MOTOR CITY MELODIES
With Don Large Choir, Cyrli Wezemaei, Bili McCullough
Musical
30 Mins.

Musical
30 Mins.
Sustaining
Saturday, 1:30 p.m.
WABC-CBS, New York
This program from WJR, Detroit,
is not new, but has some new, persornel. There was lot that was
pleasant in the 30 minutes last week,
coming shortly before the blare of
daily baseball.
Studio orchestra accented the
strings. Don Large choir and vocal
soloists mixed up the songs nicely.
Highlight of the Saturday (6) program, however, was the last-half
const, with Cyri Badd for Ameritone, as soloist in front of the matione, as soloist in front of the
construction of the matione, as soloist in front of the
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const

Can't Laugh Here

Hollywood, July 9. Hollywood, July 8.
Discouraging laughs at a comedy show is the unorthodox procedure followed by Producer William N. Robson on the Woodbury Playhouse summer series. He has decreed against a studio audience for the Jim Ameche-Gale Page serialization, of 'Promoting Priscilla' the theory that audience chuckles throw the players off the page.

PEARSON and ALLEN With Mrs. F. D. Roosevelt With many
Talk
39 Mins.
J. B. WILLIAMS
Monday, 8:36 p.m.
WJZ-NBC, New York
(J. Walter Thompson)
may not become

(J. Walter Thompson)

It may or may not become a maiter of embarrassment to NBC the Williams company, of the Wife of the President of the Medical of the President of the Wife of the President of the Wife of the

it wasn't true and added at the end the qualifying phrase "if aid doesn't come."

NBC sources were reported annoyed at Pearson and Allen present in the come. The come with such a sour bit, on the come with the come with the come with the come with the come of their crack about ex-president Herbert Hoover in their radio series last winter. However, objections were withdrawn because of tear of being charged with 'censorship'. The Land of the come with the come w

works don't like, but certain auvertisers don't mind.

In the midst of greater problems besetting a troubled and confused humanity not much note perhaps will be taken of commentators in a democracy who, for an attention-getting stunt, echo the sentiments of Berlin with an apologetic "this hurts the times we live an expensive the current betting too, there's the current belief that bad news is realism, anything smacking of optimism is stigmatized as 'wishful thinking'.

Land.

Saturday Shows Continued from page 23_

ploit the two or three hours immediately ahead of that supposed moment when, just before noon, the house-wives in their myriad millions set forth, basket in hand for the week end provisioning. Sales promotion idea involved was that this was the

idea involved was that this was the ideal time for advertised goods to whisper into the shoppers ears.

Although the full CBS network is not in operation coast to coast until 11 am. because of the time zone differential most of the eastern and midwestern stations are expected to clear for the new CBS quartet of Saturday morning programs. Building up Saturday morning is a fairly general ambition of all stations, but the average network affiliate is not ing up Saturday morning is a fairly general ambition of all stations, but the average network affiliate is not thought to have any particular, wieh to attempt local productions. The commercialization of Saturday morning via the network would probably be strictly okay. Heretofore this uncommercial time has been filled with standard filler programs, little calculated to attract sponsorship. And not related to a general, balanced uprogram schedule. CBS new schedule (see radio reviews this issue for critical comment) includes the following:

owing:
9:30—'Let's Be Lazy,' with Tom
Moore, Dale Evans, Caeser Petrillo
orchestra (from WBBM, Chicago)—
Light comedy novelty and musical

program. 10—'Honest Abe', with Ray Middle-

10—Honest Ade, with Ray Middle ton. Standard patriotic drama.

10:30 — Welcome Lewis' Singing. Bee. A hooked-up quiz, not taking itself or questions too seriously. Designed for laughs.

11:15—The Old Dirt Dobber, a talk series from WLAC, Nashville, aimed at the selective (but large) audience of amateur gardeners.

WINGS FOR AMERICA'
With Elissa Landl, Phillips i
William Green, Verne S
Lewis Krugman, Bret M
Lester Podweil, Plerre
Harold Stokes Orch.

Harold Stokes Orch.
Serial
Sustaining
30 Mins.
Fidday, 7 p.m.
WGN-MBS, Chicage.

Written and directed by Blair
Wallser, this program has semi-tieup with the Chicago Sunday Tribune's Graphic Section which will
also carry the weekly story in narrative prose along with pictures.
Not to be confused with Wings Over
America' series on NBC, program
is pure hoke fiction and purpors to
expose the activities of the fifth colum in Arreity Sunday emplifiers.
Not to be confused with Wings Over
the present American temper
As such it is plausible radio that
may garner attention.

It tells the story of \(\tilde{\text{i}} \) reduce
the present American temper
As such it is plausible radio that
may garner attention.

It tells the story of \(\tilde{\text{i}} \) reduce
the with an eye on the tie-upbetween the Chicago Tribune and
its WGN), with the first episode describing the theft of defense plans
by spies and the narrow escape from
death for the girl who is rescued
by the reporter. Girl is locked
a gas-filled chamber but brings aid
by sticking a hatpin in electric
wire and short-circuiting a Morse
code call for help on a florist shop's
electric sign, which is seen by the
reporter who is crusing around with
a police car looking for the girl. (It
happened in pictures, and now it's
happening in radio.) Fortunately,
this program is protected by a tag
from the announcer stating that the
show is purely hectional and that no
depiction of actual events

She induced anten off a good
shrie of listeners, porticularly
among the youngsters and the shoventure magazine readers. As for
the femme audience, this is a question according to the present set-up
of the program.

Thriller was paced out rather laboriously on the first episode, with
plenty of mix-up of music cues, dialog, police whistles and police radio
and other factors. But for all that,
it kept moving forward and managed to breathe through the loudspeaker some of the excitement and
pace that was intended.

Cast was suitable, turning in understandable stuff

characterization, the entire energy being loosed an simple and straight-forward plot development. It's rather a pity that the reporter char-acter was not built more, since basi-cally the hero-reporter has a hold on the imaginations of the American public. He is an immediate pro-tagonist and an individuality could easily be arranged for him. Gold.

EVELYN LAYE
With Charies Hesiop
46 Mins,
Sunday (16) 9:20
BBC, London

Sunday (16) 9:20
BBC, Lendon
Billed as a biography, show came, out as a song rectial—a lot of Evelyn Laye, but fortunately, she could sing all night and no listener'd kick. First half of show was given over to reprise numbers, the way audiences would want me, was the manner in which Miss. Laye described it; for the second stanza she'd do it her way. The audience won, if only because the reprise numbers had that certain class, with the rest so-so and uncomplimentary to singer.

She went hard aground in a point less sketch, presumably developed to show that Miss Laye could paralley the Cockney. She better hadn't her the cockney. She better hadn't her considered to show that Miss Laye could paralley the Cockney. She better hadn't necollections of her warbling and stage parts. Her best novelty was in a satircial lyric around 'Hale to Be a Glamor Girl.' Miss Laye has in a satircial lyric around 'Hale to Be a Glamor Girl.' Miss Laye has a recently entered cabaret and, on the ether occasion, indicated impending film.

Television Review **********

EUGENE JELESNIK With Eduard Futran, Charlotte Clair Instrumental, Dancing Friday, July 5, '46 NBC-RCA, New York

Rriday, July 5, 46

NRC.RCA, New York

This combination of Continental entertainment reacted pleasantly on the eye and ear. Eugene Jelesnik, gypsy violinist, did a return engagement before the electric eye but this time he was backed up by a three-piece unit consisting of a piano, a cello and a marimba. At intervals he was relieved by Eduard Futran, specialist on the accordion, while Charlotte Clair came in for a fast batch of prouettes. It was a smooth sample of radio photography all-around.

Jelesnik's repertoire ran the gamut of gypsy melodies, Continental waitzes and excerpts from operetta. Futran, who photographs like a Valentino, also vocalized a medley of Spanish, French, Dutch, etc. numbers.

LET'S BE LAZY'
With Tom Moore, Dale Evans, Caesar
Petrilio Orchesira
Taik, Songs, Music
38 Mins.
Sestaining
gaterday, 3:30 a.m.

Talk, Songs, Music 38 Mins.
Sestaining Staterday, 9:30 a.m.
WABC-CBS, New York
This is the kick-off program of a new sequence of four half-hours whereby Bill Lewis, CBs program ov.p., has attempted to compercialization of the last remaining 'problem' of the sales department.
The idea shelmd Let's Be Lazy is novel and likely to tickle the fancy of many. Best of all, it's calculated to make this of the memory, so to seak. This in itself is a merit both or the shown as a show and the shows part of the Saturday morning upbuilding. Because' association of deas and program distinctiveness are essentials of the whole shopping day project.

Signing on and off to the strains of 'Lazy Bones,' the half-hour is conducted in a broadly burlesqued spirit of utter relaxation. The advocate for the cause of indolence is yawn-loced, unexcitable, collapsiis ration, nicely handled to the WBBM, Chicago, house orchestra under the baton of clears Petrillo. That's cute, too. Indeed some comedy laziness can be conveyed even more effectively by trick arrangements and light spoofing funts by the instrumentalists. The musicians might have some bright ideas' of their own—If encouraged Musicians usually like fooling of this stind and often are remarkably original destries earlied. This

inal.

Sparky is the satire, in lazy style, of the typical daytime serial. This will be a regular part of the show and, if the writing is resourceful, it ought to be very diverting to housewives and menfolks alike, because it kids the do-nothing husband and the daytime program simultaneously.

VERNON BARTLETT
English Commentator
15. Mins.
Transoceanic
DX (31 megacycles)
Nighter, 833 (New York)
BBC, London

DX (31 megacycles)
Nighter, 8:30 (New York)
BBC, London
Vernon Bartlett is one of several
Britons who participate in a series
from London beamed at the United
States and bearing the general title.
Britain Speaks.' The series has been
heard at 9 p.m. New York time but
(from July 7 onward) the time is
now 8:30 p.m. It may be brought in
on most shortwave sets at 31 meters
(point 9.6 on DX calibrator).
Vaniery recently reviewed another
of the series speakers', the playwright and novelist, J. B. Priestley.
He was described as an impressive
spokersman for the empire.
Vernon Bartlett is a Member of
arliament and a man of prominence
overseas. His style of talking is
pleasant and chatty. He has an eye
for the sort of detail and small hu
manizing observations that make with
all the British news reporters or
commentators, the objective tone is
undeviatingly maintained. This always contrasts with a tendency to
vituperation in the totalitarian radio
propaganda. While British detachment, especially on days—of-maximum dramatic tension, has occasionally evoked from some Yankees
(themselves far more excited and
volubly partisan) a certain impatience, it is, for the long pull, a very
effective way to instill quiet confidence on this side.

Reception from England by shortwave was very good Priday (5), but

tience, it is, for the long pull, a very, effective way to instill quiet confidence on this side.

Reception from England by short-wave was very good Friday (5), but naturally this, varies with the cosmic factors at any given time plus the quality of the receiving set. Somewhat later the same evening the English news from Berlin came inmuch less satisfactorily in terms of sheer audibility.

Bartlett injects comment on things American. He dwelled particularly on the Lockheed bombers from California, and how the British flyers handle them, repair them, guard them. He spoke of a Lockheed engree who stands by to give advice them, the spoke of a Lockheed engree who stands by to give advice them. He spoke of a Lockheed engree who stands by to give advice them. He spoke of a Lockheed engree who stands by to give advice. There was allusion to the parts ariving in crates to be assembled in England and how English workers frequently found cheerio notes slipped in the crates by workers in California wishing them good going. Interesting, too, for Americans was Bartlett's reference to Berlin's rejection that day of the Washington enfirmation of the Monroe Docking. The Roazi interpretation was, Bartlett's guested, a bit acrobatic in bigit.

Entertainment jitems are to be

Bartiett suggesten, a on acrouse legic, being.

Entertainment items are to be, added to the 'Britain, Speaks' series, which henceforth will span from \$30-9:15 to New York time) every evening of the week. Series has built up a good audience here already and should grow as people get to know about it. Gerald Cock, American representative of BBC, is doing his best to see that they do know.

Land.

'HONEST ABE'
With Ray Middleton
Drama
30 Mins. Saturday, 10 a.m. WABC-CBS, New York

Saturday, 10 a.m.
WABC-CBS, New York
Following 'Let's Be Lazy,' and preceding the Welcome. Lewis Singing Bee, a dramatic half-hour has been placed in the running order of the new Saturday morning program spluige of CBS, Because of the present prominence of baritone Ray Middleton in impersonating Lincoln and in rendering with much masculing gusto various patriotic songs, in CBS, choles for the centericans, etc. CBS, choles for the centericans, etc. of this series by E. P. Conkle possessed a certain timeliness and plausibility. It was the young Lincoln of the river boats, of the log cabin colonies along the Illinois river, of New Salem and Ann Rutledge. The material was ever-familiar and evenoving high in authentic Americana, having the smell and the feel of ploneer days.

The action of the first episode (directed in Sidney).

moving, high in authentic Americana, having the smell and the feel of ploneer days.

The action of the first episode (directed by Sidney Harmon) picked uplincoln and a companion on a flatbottomed scow hauling cargo of whiskey to the parched the flats of the flat of the

'WHO'S DANCING TONIGHT?'
With Arthur Linkletter
30 Mins, Local
SAMUEL'S JEWELERS
Sunday, 9 p.m.
KSFO, San Francisco

Variation of ad-lib third-degreeing of dancing couples at St. Francis hotel is similar to stunt done at
Biltmore hotel, N. Y, by Horace
Heidt. Those miked are given merchandise orders good at sponsor's
stores, billed as home of lucky wedding rings. Interrogator is Art
Linkletter. With a youthful, refreshing personality, who never stumbles
nor is at loss for comment, he puts
quizees at ease and listeners likewise.

On show caught he tabbed two

wise.

On show caught he tabbed two couples with that look in their eyes who admitted they were engaged, opening way for natural plug of sponsor's hitching rings and lots of giggles.

plug of sponsor's hitching rings and lots of giggles.

Questioning often leads to unexpected answers. One femme asked what brought her to the St. Francis that evening, confessed shed just dropped in to mail a letter because there were so many pickups in the hotel. Hastily explained she meant mail collections as ballroom audience tittered. Another, quizzed as to what show she'd seen last, answered 'Safari'. Would you recommend it?' pressed Linkletter, 'No, I' would not!, was emphatic and unexpected 'retort.

Run of questions includes where

would not?, was emphatic and unexpected refort.

Run of questions includes where
and how couples met; how they
happened to come to San Francisco
or to the hotel; favorite sports, etiquette questions sent in by listeners, etc. One listener-query was,
Do you think gents should precede
ladies demounting street-cars? Galquipped, 'Absolutely, unless he wants
to give her a shove and break heaidea. Wern,

AL AND BOB HARVEY

Song 15 mins. Saturday, 7:15 BBC, London

Saturday, 7:15
BBC, London
Act is from Canadian vaude. Boys
did duty around Ontario for some
years, arriving this side about a year
ago. When first ethering here team
deserted the piano routine for gay
stuff and suffered from poor material; at this airing they've returned
to previous routine to benefit accordingly. Pair are not built for funsters, their vocaling style is just that
little bit different to the usual setup and registers in a light way that's
pleasing. They ooze the happy-golucky, touching up harmonics with
patter around the tune and its theme,
sprinkling sunshine. It's sugary but
effective, as evidenced by their dispopularity over which route pair
first gained attention here.

In the studio, Harveys had com-

first gained attention here.

In the studio, Harveys had composers of The Navy's Here, topseling ditty of the moment and which they introduced. Writing team parently did the pianoing throughout this airing, except on lyric treatment around current events, of which boys make a specialty.

Follow-Up Comment

Jimmy Durante quipped and tripped through 30 minutes of 'Information Please to the evident enormation of the evident enormation Please to the evident enormation end evident enormation end evident enormation end evident evident enormation end evident evident

Jack Eigen, doing Hollywood chat-ter for Sally's Furs on WMCA Sun-days, sounds like a 1933 road com-pany of Winchell, even unto the in-flections, ending his spieling on the vocal rise.

Major Bowes' Capitol Family show Sunday midday remains, in its more than 900th consecutive broad-capitol CBS after many years St. Own CBS after many years St. Own CBS after many years stint by remote control from his Jersey shore home, discoursing informally with the talent in the CBS studios in N.Y. Gray Gordon, maestro, was this past Sunday's guester and up to standard with a pithly written interview, always topped off by the guester's highlight achievement, whether a song, a band number or just talk.

Trying Caesar is doing a corking job with his kiddle Songs of Safety show over WOR Sunday midday An excellent example of musico-educational propaganda at its most palatable development.

palatable development.

Lee ('Stubby') Gordon from Cleveland on an NBC hookup has a good midday Sunday band session. Highlight was reprise of The Rest of My Life.' announced as written by Franklin D. Roosevelt, Jr. (his collaborator, Kendrick Sparrow, not mentioned), which is just another foxtrot. FDR, Jr., however, being a favored patron of 21, the Stork, Kit Kat and kindred N.Y. boites, can now have his 'theme' song blared at him whenever he comes to town (with the exception, of course, of 21, which has no music). More distinguished was Gordon's arrangement of the Dance of Comedians' excerpt. from Smetana's 'Bartered Bride.'

Eddie Anderson on 'We, the People,' rang laugh bell consistently made and the people of the people o

crescendos, and applause, guests ended their stori

Charles Dante's dimer-time reprise of Charles of Hist's Nacprise of Charles of Hist's Nacprise of Charles of Hist's Nacprise of Charles of Hist's Naclike a trailer for ASCAP. Sprightly dance program, batoned by housemaestro Dante, with vocal assists by Winnie Parker, Bob Stevens and the Hollywoodmen, dramatically hooked up vesteryear pop favorites with contemporaneous current events, public affairs, sports highlights of that period. It was effective musicorange of the trailer of the trailer of the program delty head to the house of the house of

Louis B. Wasmer, owner of KHG and KGA, Spokane, appointed to Board of Regents of the Gonzaga University.

WELCOME LEWIS SINGING BEE With Art Gentry, Jackson Wheeler Musical Quiz

TOM WILLIAMS
Old Dirt Dobber
Horticulturist Musical Quiz 30 Mins. Sustaining Saturday, 10:30 a.m. WABC-CBS, New York

Sustaining
Saturday, 10:30 a.m.
WABC-OBS, New York
Welcome Lewis and Hazel. Flynn
had a musical quiz on WHN, New
York, back in 1938 of which this one,
in revived but revised form, a
spiritual descendant. Actually the
Lewis-Flynn program was one of,
the first, in of the first, of its kind,
and rated, but did not get, some of
the credit that similar production
set-ups later gathered. Their faith
in the singing, bee having lately
found an echo in the CBS program
department, the new and embellished show became, on Saturday
last, part of the new program campaign to inject ginger and audience
sappeal in that segment of the radio
week.

Basically it's the same idea: members of the studio audience are
challenged to sing, hum, whistle or
hoot the strains of a popular number. This provides spontaneous
merriment. There are musical
charades, mixed in. The idea is to
have foun that opporar
The comedy is hokey and easy to
comprehend and high-spirited. For
the opening session the knack of selecting likely participants was evident, for several of those who collided with and knocked the wind
out of the melodies assigned to them
were genuine characters.

The program pays off to participants varying amounts arbitrarily
decided by Miss Lewis. Anywhere
from nine to 17c for trying but
missing; ranging from '4 to 99c for
succeeding. At the finale, for a climaxing gigle, live duck was
wheled on and awarded as booby
prize.

Contestants are called guffeys. A
guffey is the program's definition for

maxing giggle, live duck was wheeled on and awarded as booby prize.

Contestants are called 'guffeys.' A guffey is the program's definition for such guys or gals who are wizzer at cuzzes. Which is a supplied to the saw of the continuous and the continuous at the saw of the continuous at the mistress in charge conducts hereaf and her callers easily and authoritatively.

The show will pick up momentum as it unrolls and should find popularity.

THIS, OUR AMERICA' TAIN, OUR AMERIC Talk, Music 30 Mins. Sustaining Wednesday, 8 p.m. WJZ-NBC, New York

39 Mins.
Sustaining
Wednesday, 8 p.m.
WIZ-NBC, New York

Magnitude of this subject on paper
must have overawed NBC's staff of
writers and producers. Instead of
trying to break the subject down
into small, simplified bits, those responsible for the series have elected
to cover much too much ground per
program, and in blunderbuss, fashtiessly documented and the storywhich the series seeks to tell provywhich the series is to
provoke the American masses into
good, up-to-the-minute radio.

The purpose of the series is to
provoke the American masses into
realizing what tremendous efforts
are being made, and must be made,
to arry out the current defense
program and how the American way
of life can be defended and why if
the series seeks to tell prove
the series seeks to tell prove
the series of the series is to
provoke the American masses into
for life can be defended and why if
of life can be defended and why if
the series of the series is to
provide the series of the series
program and how the American way
of life can be defended and why if
the series of the series
and the series
The initial installment (3) was
primed to do a lot of pointing with
pride. It paraded in statistical form
the vast natural, industrial, transportation, communications and laborresources that are America's. It
examined some of these tools in detail! and admitted there are many
socio-economic wrongs yet to be
rettified. It proclaimed the transition
to the monotones side that democracy
can be saved, despite the drasticshift to a military economy.

This initial installment's weakness
was due primarily to two causes.
Too many facts and points were
crowded into the half hour, and the
technique used leaned strongly to
the monotonous side. First, there
was a series of the content
democracy of the marvaite.

Later came the question and answer
routine and toward the end a few
routine a

FOM WILLIAMS
Old Dirt Dobber'
Hortleuiturist
25 Mins.
Sustaining
Sautaway, 11:05 a.m.

WABC-CBS, New York

A five-minute inteval of news at
A five-minute inteval
A five-minute inteval
A five-minute inteval
A five-minute of the purpose of
making Saturday morning commercially alluring. The final entry in
the new Saturday order originated
at WLAC, Nashville, a CBS affiliate.
(Let's Be Lazy', the first of the four
hours, originated at WBBM, Chicago),
Williams has been locally
broadcasting for some time comment
about flowers and plants and things
that grow, and insects that prevent
their growing, and fertilizer and
seeds and whatnot. Now he has a
national audience and CBS will test
whether such a program can attract
national soponsorship. CBS has obviously been prompted in this selettion of did Dirt obe old offitzenty putter in gardens. They collectively make the backyard sections of Saturday and Sunday newspapers a profitable side-line. Why
not, CBS has reasoned, a radio program for these implacable uprooters?
Williams speaks well if not very
colorfully and knows his stuff. He
died, and the stream with the puttion of the color of the color of the color
of sturday and side-line why
not, CBS has reasoned, a radio program for these implacable uprooters?
Williams speaks well if not very
colorfully and knows his stuff. He
died, and while Williams scarcelycan convert the heathen apartment
of wellers who haven't a geranium to
the rammes, the CBS hunter has a
sales-worthy con gardening may be

GEORGE McCALL The Man From Hollywood, With Lud Gluskin Orchestra Anecdota, Playiets, Music

30 Mins. Sustaining

Aneedoka, Playiets, Music 30 Mins.
Sustaining
Friday, 8 p.m.
WABC-CSS, New York
George, McCall's previous programs dealing with Hollywood chitcher of the control of the co

ally talking over a quavering palate.

Lind.

*KING OF THE CONGO**

With Elicen Herlihy, James Urquart, Ben Levy, James McKechnie, Ian Sadler, Jack Sinclair, Three Colege Boys, Kimlo Stephen's Orchestra, 40 mins.

Tuesday, 8:20

*BBC, London.**

This is the kind of thing BBC does excellently, an original book and lyrics for radio production, eleversteen the control of the co

Urge Stations Outside N. A. B. To Tie-in With Aug. 3 'Radio Day'

Washington, July 9.
Non-network stations are being invited to Join the industry's forthcoming jamboree when the New York and San Francisco fairs Joinhands for 'radio day', Aug. 3. Invitations to the independent plants went out last week from the National Association of Broadcasters, urging, every transmitter to take part in 'star-studded' broadcast conveying listeners' appreciation of veying listeners' appreciation of outstanding public service ren-

dered. Lines will be run to the nearest chain affiliate, with all three webs carrying the program. Opening, of the doors is part of the move to emphasize national unity and carry home the freedom of expression privilege characterizing Amercian radii. privilege radio.

KSD CELEBRATES ITS RETURN TO FULL TIME

St. Louis, July 9.

A special 30 mins musical and dramatic program last week signalized KSD's return to full time on 550 kc recently granted by FCC which divorced this station and KFUO, the Lutheran station which now operates, full time, on 830 kc. The program, written and produced by Jim Dutson, oramatized the growth and development of KSD and reproduced the early days of radio. The static and squealing was saithfully reproduced.

Special music for the full-time program was conducted by the station's musical director, Russ David. George M. Burbach, general manager of KSD, and Elmer Knoernschild, program director of KFUO, spoke briefly. KSD has been operating since Aug. 9, 1922. St. Louis, July 9.

Gottlieb Touring MBS

Lester Cottlieb, publicity director of Mutual network, trained to Burfalo last night (Tuesday) as first legion one of his periodic swingarounds of Mutual affiliates. This time he his Detroit, Cleveland, Minneapolis, St. Louis and Chicago.

Not settled if he goes to N.A.B. convention,

SHOWMANSHIP PLAQUE SCORES A CONCESSION

Pittsburgh, July 9. Because VARIETY awarded its sports plaque to WWSW last year, Pittsburgh Press has conceded a point. Afternoon daily is willing to damit that, indie station leads the local field in that respect and has condescended now to list WWSW sports broadcasts, but nothing more.

condescended now 10 list visports broadcasts, but nothing more. Feud is really not between WWSW and Press, but between Post-Gazette, which controls station, and the Scripps-Howard sheet. When'a couple of months ago, papers began calling each other names as result of a battle over reported advertising linerges, Press struck back by eliminating WWSW's daily schedules and all mention of station from its radio columns.

Mutual at the request of the Canadian Broadcasting Corp. has asked its affiliates to stop taking the latter's programs oft on records for later broadcasting. The rap from later broadcasting. The rap from later broadcasting. The rap from later broadcasting.

all mention of station from its radio columns,

WWSW countered by regularly announcing that station's listings' could be found in Pittsburgh's two 'outstanding papers. The Post-Gazette and the Sun-Telegraph. Ed Leech, head of. Press, told station manager Frank Smith his outlet was unimportant anyway, that it didn't have a network affiliation and that it reached only a small local public, and he didn't feel like wasting space on its activities. Smith countered by pointing out that Variety had named it the oustanding sports station in the country a year ago.

So Leech said all right, he would

Mexican Inspectors

Mexican City, July 9.

Operating expenses of com-mercial radio stations in Mexico mercial radio stations in Mexico have been increased with the enactment of a law which demands that each such station be watched by a government inspector and that the stations pay the wages of these officials. The inspectors are appointed by the ministry of communications and public works, ruler of air affairs in this country.

Wax Repeats

by the practice of some of Mutual stations giving this delayed treat-ment to the Percy Faith programs, which originate from Toronto.

Note from CBS was signatured by T. W. Baker, supervisor of program clearance, and read:

have a network affiliation and that it reached only a small local public, and he didn't feel like wasting space on its activities. Smith countered by pointing out that Vantery had named it the oustanding sports station in the country a year ago.

So Leech said all right, he would have WWSW's sportscasts listed, but routing less. There the feud stands at the moment.

AL FOSTER OUT OF WEW, Procter & Gamble PAGLIARA GETS JOB

St. Louis, July 9. Nicholas Pagliara, commercial manager and program supervisor of

Nicholas, Pagliara, commercial manager and program supervisor of the West Virginia web (WCHS, Charleston; WSAZ, Huntington; WPAR, Parkersburg, and WBLK, Clarksburg, became general manager and supervisor of sales at WEW, the St. Louis University station, Monday (8) succeeding Al S. Foster. Foster and Father Wallace A. Burk, S. J., came here from WWL, the Loyola University station, New Orleans, in 1937, and converted WEW which had been maintained by private contributions for 16 years into a commercial station. Foster, as general sales manager, is credited with having put the station on a profit-making basis in this highly competitive radio field. Two years ago the station was completely modernized and \$50,000 worth of new equipment, etc., was purchased.
While Foster's contract ron until Sept. 5 he made an amicable settlement with Father Harry B. Crimmins, S. J., prec of the university Friday (3). His contract contained clause whereby he was entitled to commissions on certain accounts for 52 weeks after its termination. It was on this point the adjustment was made.

Foster will renain in St. Louis having become interested in a move

was made.

Foster will remain in St. Louis having become interested in a move to bring a new industry, that has headquarters in New York and Hollywood, into the local radio field. Details are lacking. Father Burk declined to discuss the reasons for Foster's departure asserting that a mimeographed statement which told of Pagliara's career and making no mention of Foster was sufficient.

Earle J. Glade of KSL, elected to the governing board of the Salt Lake City Chamber of Commerce.

Ends Sponsorship Of Foreign Lingo

Pittsburgh, July 9.

Pittsburgh, July 9.

Treasuries of both WWSW and KQV were dealt a blow last week when management announced they had cancelled all foreign-language broadcasts and would in future peddele news only in English. Most serious at WWSW, resulting from withdrawal of Procter & Gamble accounts aimed exclusively at foreign-born population locally. Few smaller sponsors also terminated contracts, though none was as financially important as P&G. Best local advertisers for alien tongue broadcasts here have been brewers, wine companies and macaroni and spagnetti makers. In future, WWSW and KQV state, native music alone will be used to hold foreign-born listeners, and only titles of songs are to be announced in a foreign language.

listeners, and only trues or songs are to be announced in a foreign language.

WWSW has been a pioneer here in foreign-language broadcasts, its Sunday morning hour proving a great feature to Pittsburgh's foreign-born population of more than 00,000. Germans, Liths, Czechs, Poles, Italians, Hungarians and Croatians. Earlier this year, German broadcasts had been cut off the air because they conflicted with Sunday afternoon baseball game time.¹

Local indie station had employed an interpreter, Paul Dargis, to edit all foreign-longue scripts following a near-fatal slip that almost permitted a fiety radical Yugo-Slav to go on the air back in 1937. Station's decision to eliminate every language but English has now cost Dargis his job.

his job.

WWSW was first to make the announcement, with KQV, which, however, never made quite so inuch
of the foreign stuff, following just
a few days later.

Canadian Admen and Broadcasters In Fight to Hold Profitable Radio News

Montreal, July 9.

Montreal, July 9.

Three-cornered battle raged here last Wednesday (3) at the Mount Royal hotel during a closed meeting of broadcasters and agency men with Canadian Broadcasting Co. representatives anent proposals for the establishment of a new order in news broadcasting in Canada. Proposal to ban all sponsored news is still being hotly contested. News is Canada radio's most plausible commodity for advertising showmanship after hockey.

Present at the conclave were ren. Wayne Sanders to Dayton
Dayton, July 9.
Wayne Sanders, who has been piautist on the Musical Steelmakers to boar all sponsored news is canada radio's most plausible program chief of WING here.
Expected that debut of Sanders here will mean considerable increase in general production activity at WING.

CBC and Walter Thompson, press chief of the Canadian National Rail-ways, who had been named by the government to make a report on the

newscasting situation.
Understanding is that broadcasters and agency men are endeavor-ing to effect a compromise so that sponsorship of news can be con-tinued. This could be achieved only through some modification of the re cently promulgated stand taken in the House of Commons.

No Position to Urge Stand

With Thompson holding assignment from the government to see how sponsored news can be eliminated without creating new problems, the CNR press chief is ob-

viously in no position to urge a change of the stand, taken in Parliament. Results of the three-way skirmish were indecisive, from accounts, and the conference later last week moved from Montreal to Ottawa

week moved from Montrea was a tawa.

Strong possibility that the Canadian Association of Broadcasters may try to get the Canadian Press to sell its service for sponsorship. Whether the CP could furnish a commercial service to a medium here considered opposition to the daily press is questionable, but it appears that some such proposal will be made.

Howe Sympathetic

Howe Sympathetic

Howe Sympathetic Discussions held by broadcasters and agency men with Walter Thompson were generally labelled as 'unsatisfactory'. Ray of hope, however, ouchsafed the broadcasters by Hon. C. D. Howe, Transport Minister, to whom they appealed on following day at Ottawa. Belief is held that Howe will try to solve problem in way that stations will not suffer any great losses in revewue as a result great losses in revenue as a result of any changes in the news broad-casting picture.

WGN's 'Sneak Preview

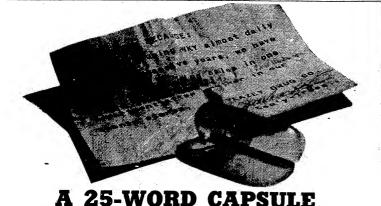
Chicago, July 9. A 'sneak preview' was arranged last week by Frank Schreiber and Bill Bacher of WGN to present a new comedy variety show to Free-man Keyes of the Russell Seeds agency and Brown & Williamson tobacco execs for proposed Avalon cigaret sponsorship

cigaret sponsorship.

Chicago Tribune ran an ad on the radio page on this 'sneak preview' and the WGN audience studio was filled to overflowing. At the end of the preview public audition, the audience was asked to fill in cards on program reaction, with the cards turned over to sponsor and agency. Count-up showed more than 85% of the audience stated that they'd like to hear the audience show on their radio regularly. radio regularly.

WBT's Kirby on WSOC
Charlotte, N. C., July 9.
Lee Kirby, member of the sporte staff at WBT, Charlotte, N. C., has been hired by the Atlantic Refining to broadcast a special baseball series over WSOC, Charlotte.

Kirby continues his regular staff duties at WBT.



Compounded by Oklahoma's Biggest Local Drug Chain

Oklahoma's biggest local drug chain takes time out from filling prescriptions for Oklahoma City physicians to write one for adver-tisers. The directions are: "To a good product add a full measure of regular advertising over WKY." Veazey's has found its own prescription an effective tonic for building sales volume. It began exploiting eight stores over WKY twelve years ago. Today twenty modern, busy Veszey stores serve every section of Oklahoma City. Today, as in 1930, Veszey's reports: "We have been highly pleased with results, both from general publicity and direct results. Thanks for the cooperation of WKY during the past year."

OKLAHOMA CITY



'RADIO PROGRESS NEEDS F-M'

SUCH IS BELIEF OF SUCH IS SUCH IS

By JOHN SHEPARD, 3D resident, FM Broadcasters, In President, Yankee Network

President, Yankee Network
Scattered broadside across the
country during the past two weeks
has been a four-page, anonymous
blast against FM, mailed from Birmingham, Alabama, in a plain envelope, and titled querelously 'Why
Frequency Modulation?' Many newspagers and broadcast station owners
have been recipients of this mimeographed piece that bears no indication of its origin other than the postmark.

mark.

Taking a let-well-enough-alone at-titude, the article denies that the average American radio listener is average American radio listener is bothered by static or reception noises, refutes the notion that the public can ever appreciate fuller-fidelity more natural-sounding pro-grams, and weeps softly for the 826 standard brondcosters—the great majority of whom have worked long majority of whom have worked long and hard over a period of years to develop a franchise which they thought justified them in creating an American institution which was something besides just an advertising medium.

something besides just an advertusing medium.

FM, according to the anonymous antagonist, is all a big plot to benefit the manufacturers and is being foisted on the American public in spite of the good and faithful manner standard broadcasting has served Mr. and Mrs. America.

Static Small Part

Aside from a lack of good faith, evidenced by the sender's unwillingness to sign his name, the piece also displays a notable unfamiliarity with the benefits and aims of FM broadessting.

casting.

The elimination of static, cited as a primary objective of FM, is but a small part of the noise-free advantages boasted by frequency modulation. It is true that radio surveys tages boasted by frequency modulation. It is true that radio surveys
show only a small percentage of the
listening audience is bothered by
static. Surveys, notwithstanding,
also indicate that almost every urban
dweller at some time or other during
the day is bothered by an extremely
high background noise emanating
from man-made electrical devices,
ranging from diathermy machines to
electric racors. Only the stations
privileged to use highest power can
break through such a barrage.

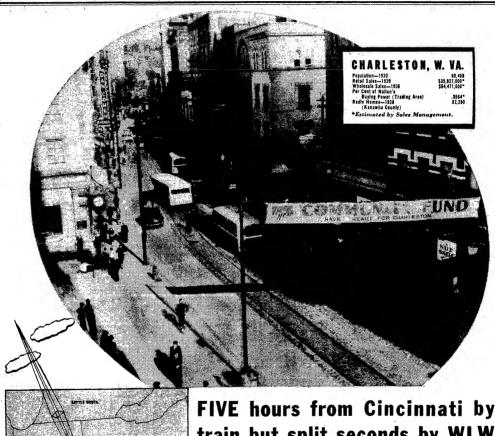
It is not, however, necessary to resort to surveys to prove this point.
The average American owns an amplitude modulation receiver; therefore the average American knows.

Higher Treble

Allegation No. 2 of this phantom

Allegation No. 2 of this phantom irade against FM is that the radio listener does not want 'high-fidelity' and is quite satisfade with the reception quality of his present receiver. The term 'high fidelity' is nebulose as a fog-bank; even radio engineers cannot decide what constitutes 'high fidelity' is nebulose so that constitutes 'high fidelity'. Therefore FM does not, as the letter blandly states, ballyhoo 'high-fidelity' as one ot its virtues. The claim instead is made that FM offers a degree of raturalness that approaches far closer to actual sound than is possible under the existing system of radio transmission and its attendant circumstances.

It is not simply a matter of FM's ability to convey a higher treble range, as many seem to think. The entire frequency range of sound, from bass notes up to the threshold of audibility and beyond, is perfectly reproduced with all inherent harmonics and overtones. And this sagainst a background of dead harmonics and overtones. And this is against a background of dead silence, instead of rushing, hissing Carrier noise.
Other omnipresent and omniscient



train but split seconds by WLW

... that's the comprehensive, economical way you cover more than a score of rich trading areas when you use The Nation's Station. In Charleston, for example, WLW is a daily listening habit. So retailers in Charleston, as well as throughout all of WLW's primary area, are naturally guided by the resulting consumer preference for WLWadvertised brands.

NEW YORK: REP. TRANSAMERICAN BROADCASTING & TELEVISION CORP., CHICAGO: WLW, 230 NORTH MICHIGAN AVE.

THE NATION'S most Merchandise-able **STATION**

NEW CLUES TO FCC BASIC RADIO POLICIES NOTED IN RECENT DECISIONS ON PETIT

Important Quotations From Commish Reports Throw Light on Its Approach—'Financial Qualification' to Operate Is Interpreted

Washington, July 9.
Which way the breeze is blowing over the terrain of the Federal Communications Commission was made a lot clearer recently through official explanations of Commission attitude explanations of Commission attitude These expressions, buried in lengthy texts, are of universal concern to broadcasters. There are two appar-ently governing principles FCC un-derscored:

a. The more stations in operation the better off radio will be, and the

puote.
b. Existing stations, no matter what their record of public service, have no claims upon protective considerations.

have no claims upon protective considerations.

These administrative principles were maintained after hot, significant litigation by former General Counsel William J. Dempsey bolstered the denial a week ago of a pair of petitions by present station owners who sought to head off quests which they felt might injure their interests. The Commish refused to reconsider its decision that KFUO, Clayton, Mo., should be permitted to move from 550 to 330 kc or to reopen the case which led to grant for a new station at Erie, Pa. In each instance, the regulators justified their turndowns by references to the important Pottsville and Sanders Bros. tiffs.

No Convenience Delays

fled their turndowns by references to the important Pottsville and Sanders Bros. tiffs.

No Convenience Delays' Just because an existing plant has an application on the fire, it cannot expect the FCC to delay action on other matters, it was said in rejection of the plea of WCHD. Chicago, for a new hearing on the KFUO proposition. In denying the request, the regulators noted that WCBD, which is waiting for a chance to tell why it should be allowed to move from 1080 to 830 with 5 kw days, will have its day in court and that the KFUO shift does not prevent favorable action on, the WCBD application if the latter is demonstrated to be in the public interest. This is essentially the stand which the Commish took in scheduling a new hearing on three applications from the Pottsville area after once deciding in favor of one party.

More important Commish decision was that Congressional desires for competition, backed up by Supreme Court declarations, would be thwarted if grant to Presque Isle Broadcasting Co, for a new local outlet should be reconsidered in response to the points raised by WLEU. Erie. Latter now has a monopoly and fears its revenues will fall off if rival enters the field.

With on question of signal clashes involved, the Erie dispute presents only the economic injury issue commish noted that facilities of the two parties are sufficiently separated so that the public will be protected against destructive interference.

The Commish butulty rejected WLEU's protest about insufficient

findings. Going somewhat farther then ever before, regulators declared the present statute 'does not require findings on any particular issues.' Then they proceeded to repeat some of their prior conclusions to show the basis for decision that the new-comer is amply heeled and Erie is entitled to service from another plant.

plant.

Position of the Supreme Court in the vital Sanders Bros, case was misconstrued by WLEU, the Commish declared, remarking that the highest judge made it perfectly clear that the law contemplates competition and first-comers cannot expect to be protected against rivalry under all conditions. The decision said also there is no obligation to make a specific finding about the effect of competition on the incumbent. plant.

hent:

Referring to the Supreme Courtopinion in the Dubuque dispute, the Commish asserted 'if as a result of prospective competition a new station would not be able to render adequate service, both the existing and the new station could not survive, it is obvious that the applicant would not be financially qualified within the meaning of the statute. There is manifestly a vital distinction between the situation where an applicant is not financially qualified, either because of competition or otherwise, and the case where the applicant is financially and otherwise qualified but where the effect of granting his application will be to drive an existing station out of business due to increased competition.'

Occasionally, the regulators went on, the effect of the existing opera-tion on the newcomer is relevant, for a license cannot be issued unless the prospective broadcaster proves

petition.

Presque Isles' entry on its own for-

The Licensee's Ability

The Licensee's Ability

"The statute' however, does not require the Commission to consider the effect which the competition of the new station will have on the existing station,' the regulators asserted, for by hypothesis the existing licensee was financially qualified when the license was granted to him and the statute makes his success of failure in the broadcasting business depend solely on "his ability to make his programs attractive to the public.' (Latter quote is from the Supreme Court.)

It is insecapable that the intent of

preme Court.)
It is inescapable that the intent of Congress would be completely nullified and the Supreme Court's declaration concerning the desirable effects of competition would be dered entirely meaningless if the Commission were required to deny a new station permission to enter the field merely because it would adversely affect the ability of an existing station to continue to serve the public.

public.

It is a direct contradiction of the proposition that free competition is the basic principle of the American system of broadcasting to contend that the Commission is under a duty to consider the effect which competition may have upon the ability of an existing licensee to continue to serve the public.

Free Competition

Tr is implicit in the idea of free competition that public interest cannot possibly be adversely affected by the failure of an existing station to survive due to increased competition, because this result cannot follow unless the new station's competitive efforts enable it to render a superior public service. In other words, under the 'statute competition which efforts enable it to render a superior public service. In other words, un-der the 'statute, competition which an applicant has to face may be im-portant because his financial quali-fications may depend on it, but the effect of competition with which an will be to drive an existing station out of business due to increased competition.'

Occasionally, the regulators went on, the effect of the existing operation on the newcomer is relevant, for a license cannot be issued unless the prospective broadcaster proves the can obtain ample revenue. But the decision emphasized, since the decision emphasized, is not the case in the Erie tiff, the decision emphasized, is not the decision emphasized, is not the decision emphasized, since the decision emphasized, since the statute because whatever that effect may be, it is not the case in the Erie tiff, the decision emphasized, since the decision emphasized, since the statute because whatever that effect may be, it is is the essence of the WLEU is yelping about the effect of

Inside Stuff—Radio

Expected to be ousted from his job in a N. Y. advertising agency because of his constant airing of praise for Adolf Hitler, is an unnaturalized German whose connection was originally obtained for him by a relative by marriage. The relative is an official of an important account held by this agency. While the embarrassed heads of the agency involved were gathering material to justify the ouster, the employe recently became ill, and the agency heads decided to defer any action until he returned to the

job.

Because of the relative's radio program the German was frequently around one of the network's studios. During the course of the Nazis' invasion of the low countries and France the military successes were, apparently, too much for him to restrain himself and he sounded off long and loud about the invincibility of the Hitler regime. He also bossted of being one of Hitler's earliest adherents.

Commentators who are enjoying a Hiller-created prosperity on the American radio have in some instances been marked by peculiar choices in personal managers. This is due, in trade opinion, to their unfamiliarity with theatrical and radio practices and, incidentally, with big money. One highly-rated commentator has been handled by an obscure literary personage notable for his unattractive personality and lofty style of speaking to admen and newspapermen. Another commentator committed himself to one advertising agency under conditions that make it very improbable any other advertising agency would want to hire him.

Horace Heidt's 'Pot of Gold' program on NBC paid out \$1,900 last week to a Columbus, O., minister, orchestra leader announcing it was the scond time a minister had won. Ohio clergyman, married and the father of three children, had been on a Sunday school picnic afternoon of broadcast. Heidt quipped that 'Columbus discovered America and we have discovered Columbus'.

Young & Rubicam agency was astonished when Assistant Secretary of War Louis A. Johnson was booked for We, the People' within three hours of first broaching the subject. Intermediary and fast action-getter was G. W. Johnstone, radio director of the Democratic National Committee. Johnson is first of several who will dramatic national defense needs-

on the program.

William S. Paley's estate on Long Island is supplying the vegetables served in the private executive dining room at CBS headquarters at 485 Madison avenue, New York. This recalls that when still a resident of Chicago some years ago, Albert Lasker, of Lord & Thomas, used to use his limousine to bring in eggs for L. & T. execs.

Gabriel Heatter will pay out about \$1,200 in line charges to the Lake Placid region of New York to continue his Liberty magazine commitment for six weeks. He arranged for all his other shows to release him for doctor-ordered rest.

Paul White has developed the CBS listening post activities into a prime publicity getter for the network. Dailies have been getting pretty broadminded in recent months in crediting radio for news pickups from Europe.

de- SKELLY OIL CHANGES CHICAGO AGENCIES

Chicago, July 9. Skelly Oil account has switched to the Henri Hurst & McDonald agency the Henri Hurst & McDonald agency here, which has sold it on morning news shot with Capt. Herne. Skelly Oil has been a Blackett-Sample-Hummert for some time, with that agency having it on the ether with a five-a-week Fritz Blocki kid serial tagged 'Crpt. Midnight.'
Herne is on WGN with a five-a-week late evening news shot for Twenty Grand cigaret through the Welss & Geller agency.
Time is not yet set for Herne's Skelly Oil show, but figured to be a three-a-week schedule over NBC split network.

Finis Farr's Solo Script Chore for 'District Att'y'

Finis Farr has been designated by Pedlar & Ryan, agency on Vitalis, to do all the scripts on 'Mr. District Attorney.'

In the past the scripting of this series was farmed out.

FCC Wants to Know What's in Back Of Minds of Television Applicants

Washington, July 9.

Detailed dope on the reasons for, and plans of, operation are required by the Federal Communications Commission from prospective television station owners. This is a double check against monopoly tendencies or promotional activities. Supplemental application form (318) calls for much novel information before any candidate can get his papers. In addition to the customary data about ownership, engineering setup.

MARKS THE SPOT for **EXTRA LISTENERS** who bring **EXTRA RESULTS**



BY DAY.

Extra listeners, because (by every competent survey!) more people tune to KNX during more quarter hours than to any other Los Angeles station...the biggest, most responsive audience in Southern California!



BY NIGHT...

Extra results, because at night when sky waves soar. KNX extends its audience dominance over 4,578,000 extra people ontside of Southern California ... the greatest overall coverage in the West!

Like extra broadcasts of your program, these bonus audiences of extra thousands and thousands of listeners are yours every time you're on the air



COLUMBIA'S STATION FOR ALL SOUTHERN CALIFORNIA . OWNED AND OPERATED BY THE COLUMBIA BROADCASTING SYSTEM

REPRESENTED BY RADIO SALES. NEW YORK . CHICAGO . DETROIT . CHARLOTTE

From the Production Centres

Gerald Cock, of British Froadcasting's Fifth Avenue office, sticking close to Manhattan during the tense days...Ruby Popp, until recently secretary to Ed East, gone to South Carolina to teach school for the summer...Frank Jaffe, now off KMA, Shehandoah, Iowa, around town... Vic Rainer away from CBS three weeks on vacation...long weekend (Thursday-Monday), denuded the radio and advertising agencies of personnel...Bodec could hardly get a luncheon date Friday...Tim Healey has a new home in Vanderbilt-Strathmore development at Manhasset, L. I., where Lucille Mangers, Harry McNaughton and Ed East are other homesteaders of radio affiliation.

Paul Kesten back to CBS Monday (8) from his holiday. Paul Kester back to CBS Monday (8) from his holiday..., ex-vaudeville headliner Pat Rooney on WEVD's Thish Memories' last night (Tuesday)... Friends are asking if American radio announcer Howard Claney, who has been living and working in France, escaped to safety....nobody seems to know... refugees-to-be from Forest Hills are the Frank Stantons of CBS, who will hereafter pay rent in Manhattan... NBC press sent out pictures and biographies of Niles Tranmell last week... anticipating his elevation this Friday (12) to presidency.

this Friday (12) to presidency.

A. K. Spencer, of J. Walter Thompson agency's production staff, visited St. Louis last week to get a local Shell Oil show under way... Mania stronger than ever among the younger element in ad agencies to own a watercraft, even if it's only a rowboat with a sail attached... Martin Gosch has had his name withdrawn by his agent, General Amusement Corp., as candidate for producer of the Rudy Vallee-Sealtest show because the job would conflict with other things he's doing... A. E. Joseelyn, general manager of WBT, Charlotte, N. C., and his auditor, Robert W. Carpenter, are in New York... Clarence Etters, WBT, Charlotte, N. C., pianist, also in New York on vacation.

Bob Emery's stepson now works for Esty agency, and stepdaughter for Ruthrauff & Ryan agency... New addience participation format adopted on Mutuals. "Play Broadcast' quiz out of Chicago... WNEW has salesman Bert Lambert, a refugee from Mutual...

Jimmy Dorsey goes to WEVD Sunday for its I-Q-U quiz... Bill Slocum reported Monday as John Fitzgerald's successor in CBS social events... Fiddler Buddy Sheppard leading flye-man ensemble for fill-ins on the CBS schedule, afternoons...Ted Streiberr will fortify himself for the N.A.B. convention strain by a pleasure detour to Banff, Canada...Jap Gude fourth of Julyed at Martha's Vineyard...

March of Games, children's quizzer directed by Nila Mack, and with Arthur Ross, 'the youngest emcee in radio,' is now broadcast over CBS Sunday afternoon instead of morning.

The People's Platform, with Lyman Bryson, reached 100 mark in broad-asts last week (6)... Will originate at Democratic national convention in casts last week (6)...Will or Chicago this week Saturday.

Cecil W. Secrest is scripting the Morning Almanac program on WABC, N. Y., while Phil Cook is on his vacation... Uncle Don drew 25,000 kids and their mothers to a day (6) dedicated to him at the N. Y. World's Fair. Melrose Music Corp. has just published his 'Uncle Don Song, Game and Paint Book'... Ralph Edwards vacations from announcing his five network shows for next six weeks, returning only for his own 'Truth or Consequences' show each week. It shifts from CBS to NBC in late August.

UNITED STATES ARMY-RADIO STATIONS ENTENTE CORDIALE; PATRIOTISM ST

Examples Multiply of Broadcasters' Spontaneous | Model Airplane Association | Miliary and transport pilots will act as instructors and speakers at the club. Or Nathaniel F. Silsbee, who conducts a weekly aviation program on | WIRC has rigned to do series. Cross Stunt

Radio stations in the United States are concerned as never before in their history with programs of patriotic theme, of practical help to the Army in its present recruiting drive, and, in particular, programs that raise funds for the Red Cross. A Noight variation on the latter starts Monday (15) from WMCA's studies in the Johns-Manville building at the New York's World's Fair. It bears the title 'Hije A Hall' and is an amateur program where the amateur. teur program where the amateur pays for the privilege of being heard, the donations going intact to the Red Cross:

Under the program formula worked out by Mary and Vincent Moriarity, amateurs buy time at \$3 a minute. Overtime is \$6 a minute. Each member of the Lee Grant orhestra the amateur elects to use for accompaniment costs the amateur

chestra the amateur cleets to use for accompaniment costs the amateur 50c a head and \$1 for Grant himself. Series of programs with the purpose of 'vitalizing the ideals of American democracy' starts on WOV, N. Y. tomorrow (Thursday). They're being done in co-operation with Dr. Frank Kingdon, director of the Citzenship Educational Service. Broadcasts will be bi-lingual. Guest speakers will deliver in English and the scripts will be repeated in Italian by a staff announcer. L. B. Wilson, of WCKY, Cicinnati, last week mailed out 100,000 coat lapel buttons of the American flag with a memo, 'show your colors,' while Herb Pettey, manager of WRIN, New York, sent out booklets, 'Your Government and Mine.'

Lots of Army Blurbs

Buffalo, July 9. Enlistment drive is cutting deep-

Strong Stress on Patriotism
Cincinnati, July 9.
Going heavy on patriotism, L. B.
Wilson is having the 'Star Spangled
Banner' played four times a day, on
WCKY; is conducting a daily broadcast from Marine, Army and Navyrecruiting offices in Cincy, plus a
daily program for American Red
Cross war refugee appeal. Next
week he will start distribution of
50,000 American flag lapel buttons to
listeners on a gratis basis.
He is also appealing for support
of the 'American Way of Life' in
film trailers, which he has started
using in 21 theatres, in the station's
primary coverage area.

Aviation Display at WCAU Philadelphia, July 9.

Philadelphia, July 9.

A permanent aviation exhibit has been installed at the studios of WCAU in co-operation with the major air lines, the Civil Aeronautics Authority, the Army and the Navy and National Guard. The display will be augmented by two broadcasts weekly by aviation experts as a means of awakening the public to the need for development of flying for defense and commerce. In addition the outlet has organized an aviation club for moppets with the assistance of the Philly

ducts a weekly aviation program.
WIBG, has signed to do a series of
24 articles on flying for the Public

Army Welcomes Publicity
Portland, Me., July 9.
Radio lines will invade exclusive
Army reservation in Portland harbor
last week when WGAN sends a crew
in to pick up military field mass to
be celebrated for officers and
listed men in district by chaplain of
anti-alterative unit stationed here. anti-aircraft unit stationed here

In relatively untroubled times local stations had pleaded in vain for permission to air similar events. Figured that war dept. now realizes a little publicity might have its uses.

KTSA's Army Expert
San'Antonio, July 9.
Col. H. L. Landers, United States
Army retired, has been engaged as
the military expert of the KTSA
News Bureau. In addition to his
regular broadcasts, in which he will
analyze the news of the world from
the military standpoint, he will act
as an advisor to the station news
bureau the preparation of all as an advisor to the stauon news bureau the preparation of all news programs.

Colonel Landers has been engaged

Colonel Landers has been engaged in the study and analysis of world events for some 25 years. During the World War, he wrote the history of the operations at Gallipoli and the Dardanelles for the War Department

Walter Craig to L.A.

Walter Craig, radio director of Street & Finney agency, left Tues-day for Hollywood. Will be gone

He takes an open mind in search of singing talent for the next Réxall wax series on the one-cent sale.

WCAU **PHILADELPHIA** 50,000 WATTS

The most popular station in a market of 6,500,000 people... proved by successive surveys over a period of 10 years



FCC Blessing on Station Conference Ups WAAT, WAVE, WCSH, WADY

Washington, July 9.

Without giving blanket permission for ticket-holders to work out private deals involving what Congress says is public property, the FCC is tending more and more to rubber stamp agreements between licensees for shifts that will provide better service through higher wattage or longer operating periods. Demo-cratic processes are being encouraged by granting approval to reallocations doped out around conference tables.

Only a few weeks ago the Commish disposed of that longtime headsche in the Kansas City area by which the two leading newspaper rivals get better access to the listeners and nearly a half-dozen outlets swap assignments. Now the regulators have placed their blessing on apact in which four unrelated plants scattered over a wide expanse can jump their juice.

By arranging to install directional antenna systems that will minimize the damage from colliding, signals, WAAT, Isreey City; WAYE, Louisville; WCSH, Portland, Me, and WDAY, Fargo, all boune; upwards, WAAT, now a daytimer, goes from 500 watts to 1 kw and gets full time privaleges; WAYE, which will move its transmitter to near Jeffersonville, Ind., goes from 1 to 8 kw; WSTR, which has had 1 kw nights and 2½ days, will use 5 kw all the time; WDAY gets a night boost from 1 to 5, All outlets occupy the 940 kc stripe.

Roland Foley, WBEN, Buffalo, Work a light Tuesday, 9-10 will refer to the stripe.

Roland Foley, WBEN, Buffalo, 'Voice of Stockyards,' recouping from appendectomy.

Music for **ELLERY OUEEN**

Composed and Conducted

LYN MURRAY

Station's 1st Promotionist

Jamestown, N. Y., July 9.

A complete reorganization of WJTN has been effected by owner Jay E. Mason of New York City. Simon Goldman, formerly of WSYR, Syracuse, is the manager; he first came here as advertising salesman. Marshall Schantz, Jr., replaces George Callison as program director. Callison recently went to WXYZ, Detroit. Schantz also comes from WSYR.

troit. Schantz was WSYR.

Al Spokes is promotion manager—the first in the station's history.

Tom McKee is chief announcer.

John Lewis holds the title of music

director.

The station is on NBC blue network, will carry programs from Chautauqua Institution during the

Anonymously Arbitrated

Series of programs airing the arbitration of actual labor disputes began weekly airings on WMCA, New York, last night (Tuesday), 9-10 p.m. Labor court Broadcasts will broadcast actual disposition of disputes presided over by Samuel Zack, labor authority and N. Y. Gov. Lehman appointe, to post as impartial chairman of arguments before the New York State Mediation Board. He'll be the permanent member, assisted each week by guest Solomons.

Principals in disputes seeking adjustment will be accepted by the station only via asphication. No names of litigants will be used, only initials, and no cases not deemed of public interest are to be accepted for adjustment.

J. Harold Ryan, of WSPD, elected a trustee of the Toledo Chamber of Commerce.

Write, Wire or Phone YOUR NEAREST ARIETY OFFICE

To Reserve Space in the 1940-41



NEW YORK 154 West 46th St. BRyant 9-8153

CHICAGO 54 W. Randolph St. Central 4401

HOLLYWOOD 1708 No. Vine St. Hollywood 1141

Gulf Decision Later

Question of signaturing another contract for the Screen Guild show won't be settled between Guif Re-fining and Young & Rubicam, agency fining and Young & Rubicam, agency on the account, until the end of July. Gulf has underwritten the series, to which film and radio names con-tribute their services, for two suc-cessive seasons.

BBC's Yankee Show Expands, how Expands, 1935 8:30 Every Nite 1936 1936

London, June 25.
Further revision has been made in Britain Speaks, the program from London addressed to American audiences. Program will be heard every night from July 7 onward, an increase from the original three a week schedule. It will now be heard at 8:30 p.m. New York time on both 9:58 and 11.75 megacycles (31 and 25 meters) from the British Broadcasting Co's GSC and GSD. After a quarter hour talk there will be a quarter hour talk there will be a quarter hour talk there will be a quarter hour interlude of entertainment in which American and other talent in London (such as Bebe Daniels-Ben Lyon) will be heard. At nine will come a few minutes of the very latest news followed by a comment thereon by J. B. Priestley, Vernon Bartlett or others.

The new revised series will bring many prominent Britons to the mike. BBC has burrowed its studios underground and expects that the stout lavers of reinforced concrete, sand-

BBC has burrowed its studios under-ground and expects that the stout layers of reinforced concrete, sand-bagging and other protection will enable uninterrupted broadcasting despite the worst the Nazi bombers

XENT FIGHTS ORDER TO SWITCH 810 TO 910

Mexico City, July 9.

An injunction to upset the \$200 fine imposed by the ministry of communications and public works because it refused to obey the orders that it change the frequency of its radio station XENT, 12 miles south of Laredo, Mex., from 810 to 910 kilocycles, has been filed in a local district court by the Compania Industrial Universal de Mexico, S. A. The company contends that the higher kilocyclage is too much for the station. The ministry holds that the station must change frequency for adequate broadcasts.

Cross at Cincy Opera

Cross at Cincy Opera
Cincinnati, July 9.
Milton J. Cross, NBC announcer,
came on from New York to do the
seven-minute intermission commentary in the hour's broadcast Sunday
(7) night of Rigoletto by the Cincinnati Summer Opera for an NBC
red network feed via WLW He also
announced the WLW and network
portions of the program.
Participation by Cross was arranged by Jim Shouse, general manager of the Crosley stations.

WLW STAFF TO CHICAGO

WLW STAFF TO CHICAGO
Cincinnati, July 9.
Crosley's staff of contact men,
writers and newscasters that did the
special WLW coverage job of the
G. O. P. national convention in
Philadelphia will be in Chicago next
week for similar handling of the
Democratic powwow.
Eight 15-minute periods will be
piped in daily for divided airings
by WLW and WSAI. Crosley headquarters will be in the Palmer
House.

Art Croghan's Title
Detroit, July 9.
Art Croghan, sales manager at
WJBK who bought share of station
last April, has been elected a director of station and given title of vicepresident in charge of sales.
Other stock in 250-watt indie is
held by James F. Hopkins, president
and general manager, and Richard A.
Connell Jr., secretary-treasurer, both
of whom have been reelected.

Maxine Garrard has replaced Joyce Williams in the continuity department at WOAI, Miss Garrard comes from KABC; Miss-Williams is going to Washington, D. C.

Education Office Activities

(1936 to 1940)

Washington, July 9.
William D. Boutwell, chief of the radio division of the United States Office of Education in Washington, has summarized the activities of the division from 1936 to 1940. He reports 75 inquiries a day handled by an Idea and Information exchange, the cooperation in four years of some 300-odd radio stations, the production of 12 network series by the division, since 1936, with 700 individual broadcasts represented in that number. Boutwell itemizes the series statistics as follows:

Boulwell	itemizes the series statistics as	follows:		
		Subject	No. of	Net-
Year	Name of Series	Matter P	rograms	Work
5-1937	EDUCATION IN THE NEWS	Education	154	NBC
6-1937	SAFETY MUSKETEERS	Safety	25	CBS
6-1937	ANSWER ME THIS	Social Studies	47	NBC
6-1937	HAVE YOU HEARD?	Science	73	NBC
6	THE WORLD IS YOURS	Smithsonian	188	NBC
6-1937	TREASURES NEXT DOOR	Literature	25.	CBS
6-1937	LET FREEDOM RING	Constitution	13	CBS
6-1937	BRAVE NEW WORLD	Pan Americanis	m 26	CBS
8	DEMOCRACY IN ACTION	Democracy	38	CBS
8-1939	WINGS FOR THE MARTINS	Education	26	NBC
8-1939	AMERICANS ALL—			
	IMMIGRANTS ALL	Americanism	26	CBS
9	GALLANT AMERICAN			:
	WOMEN	History and Civi	ics 18	NBC
			. =	

KTSA Quiz in Theatre for Kids Only

Parents Provide Questions — Bottle Cap Roundup Lasts 20 Weeks

Quiz show over station KTSA will be bankrolled by bottlers of Nu-Grape and Sun Crest and will cater to children from the ages of three to 16. Each Saturday morning a screen program running for an hour and 40 minutes besides an additional 30 minutes for quiz will be aired direct from the stage of the Texas theatre. Admission to show will be 10c.

Quiz show will be handled by Jack Mitchell production manager of KTSA. Questions to be asked will be taken from the Parents as well as the Parents and Teachers magazines These will be devided into groups and asked of the children in various age limits.

Each week kids are to bring bottle caps with the one having highest amount each week winning a prize in value of \$10. First week's prize is a portable radio. To kids answering correctly questions asked by Mitchell in quiz portion will be awarded various merchandise pre-

WIBX Meets Lightning

Utica, N. Y., July 9.

After the transmitter of WIBX had been put out of order by a recent electric storm, members of the staff rushed to the station from their homes and continued the broadcasts with the aid of a shortwave truck, WAIJ. Most of the staff was having the day off when at 4 p.m. the station went off the air. Lightning had struck an important cable near the transmitter building.

transmitter building.

Truck was connected to the console and in a short time WIBX was back on the air, with but one commercial lost during the emergency. Telephone company was unable to repair even a temporary line until 9 p.m., and one point in the emergency the news and sports anouncers on a couple local commercials had to do their programs from the truck located outside the main studios.

miums. There will be no cash prizes

awarded.

As grand prize in contest at the end of 20 weeks, kid having highest amount of bottle caps at the end of period will be given a \$2,500 miniature steam locomotive and tender together with 100 feet of track. The locomotive is large enough for passengers and is built to scale. Locomotive is or display in the lobby of theatre here.







Reactions of Males to Radio News

By RICHARD M. MALL

Kansas State College

Kansas State College,
Manhattan, Kan., July 9.

The following is a report of a survey of 275 adult male listeners to radio news broadcasts, living in or near Manhattan, Kansas, regarding their likes' and dislikes' concerning specific elements in radio news presentations. The group interviewed included 52 business men, 76 laborers, 75 farmers and 72 college instructors—members of the faculty of Kansas State College.

Favorite News Programs. Only 50% of the men interviewed were able to list radio news programs which they 'try to listen to regularly.' The remaining 50% listed as their primary station choices, WIBW, Topeka, and WDAF, at Kansas City, the stations with strongest signal strength in the Manhattan area. While the majority of college men and business men reporting prefer WDAF, farmers and laborers voted for WIBW in sufficient numbers to give that station a 10% margin over all other stations named. Joe Nickell, newscaster on WIBW on a 10:00 clock night broadcast, led all others in listings of 'the newscaster liked best,' followed by H. V. Kalenborn, commentator for NBC; Shelby Storck, on WDAF; Bob Caldwell, on WHB; and Elmer Curits, WIBW.

Time When Listening is Done. In reply to a question concerning hours when those interviewed generally listen to news—each man could list several periods during the day, if desired—the following proportions were reported:

All College Business Labor Farmers

		•	All	College	Business	Labor	Farmers
News	at 7:00	a.m	19.7%	5.2%	28.4%	18.0%	27.4%
	7:15	a.m	13.1	4.7	23.6	16.4	7.8
	12:00	m	18.0	6.3	23.0	20.6	. 23.1
	12:30	p.m	9:0	5.0	23.1	3.7	4.5
		p.m		37.0	50.0	.70.5	49.5
	10:30	p.m	30.5	2.1	48.0	29.4	42.5

eliminated. Content of News on Specific Subjects. To secure more specific informa-tion, the men interviewed were asked to check, as regards news relating to the war or foreign affairs, whether they preferred that the newscaster

- 1. Give the general background information about the events which lead
- 1. Give the general background information about the events which heat up to the item presented;
 2. Offer comments as to the importance or significance of the happening told about in the news item;
 3. Offer any predictions as to probable results of the happening, or things which might take place in the future;
 4. Characterize the event, in any way, as 'good' 'bad'—in other words,

A characterize the even, in any way, as good bad—in other words, take sides.

In addition, those interviewed were asked to give 'yes' or 'no' answers to the same set of four possibilities, as regards news in two other fields: first, affairs of state or national governments; and second, items relating to politics and the coming election. The three tables below summarize the attitude expressed:

Regarding war news:	All	College	Business	Labor	Farmers
Give background material	76.7%	74.0%	85.0%	.75.0%	73.0%
Comment in significance	64.5	74.0	67.5	55.5	61:0
Predict future develop-		1	1.0		
ments	41.4	37.8	48.0	40.0	39.0
Take sides	9.1	7.5	8.5	13.5	7.0
Regarding News of Governme	ent:	2.61			
Give background material	71.7	74.0	69.5	71.0	72.5
Comment on significance	60.1	75.0	56.5	52.5	56.5
Predict future develop-	7.				
ments	33.0	41.0	35.0	23.5	32.5
Take sides	11.5	14.5	11.0	13.5	7.0
Regarding Political Affairs:					
Comment on significance	75.2	71.5	72.0	78.0	79.5
Express agreement or dis-			4		
agreement, in any way	31.2	5.5	28.0	27.0	65.0
Indicate his own sympathies	6.8	8.5	8.5	5.0	5.5
It will be noted that the	question	regardin	g political	affairs	differed

It will be noted that the question regarding political affairs differed somewhat in statement from those relative to war news and news of government, although the same general field of possibilities was covered. Opinions expressed show a great deal of consistency, as between fields in which news items are found. Surprisingly, men are evidently more willing to allow news commentators to comment on the significance of political events than on the significance of war news, or news in the field of government. Business men, relatively liberal in their attitudes toward the introduction of comment in news relating to the war, tend to become more conservative when the news relates to affairs of state or national governments. Farmers, who evidently prefer to have predictions of future developments omitted in discussions of war or of government, vote two to one for the inclusion of such predictions, when the news relates to political affairs. The college group, more than any of the other three, apparently prefers that the newscaster stick to news, without opinions—although two out of five are willing that predictions of future consequences be included.

although two out of five are willing that predictions of Atlantic beincluded.

Questionable Materials. Every newscaster observes a definite set of taboos, and as a rule omits certain materials from his broadcasts. In this connection, it is interesting to note the opinions of the group of men interviewed concerning the "materials which should be included or excluded. Bach man interviewed was asked to check 'yes' or 'no' in reply to a question asking whether each of eight types of news material ordinarily regarded as questionable should be included in news broadcasts. The figures for the different groups are given below:

All Collece Business Labor Farmers

1 400	All	College	Business	Labor	Farmers
Percentages approving use of-	_				
Automobile accidents	76.6%	47.5%	85.0%	86.0%	88.0%
Kidnappings	61.3	58.0	69.5	55.3	65.0
Murders, robberies	56.8	44.5	67.5	61.5	54.0
Divorces	35.5	16.0	32.5	53.0	40.5
Hollywood gossip	56.2	18.0	63.0	72.5	71.5
Party politics	76.0	51.0	80.5	82.0	90.5
Business conditions	81.8	87.0	72.0	82.0	. 86.5
Purely local news	37.3	43:0	24.0	38.5	44.0



ON THE NBC RED NETWORK

Rob't French Off WHKC

Columbus, July 9.

Robert S. French has resigned as program director of WHKC to open program director of WHKC to open his own advertising agency. Emphasis will be on radio. For the present French will continue his daily newseasts on WHKC, sponsored by International Harvester and Norge. George Beeboit of the station's announcing staff moves up to the program director, slot. New announcer is John Traxler, formerly. of WOSU, the Ohio State University station.

New Light on Milwaukee's Sidewalks, Sportswomen

Milwaukee, July 9.

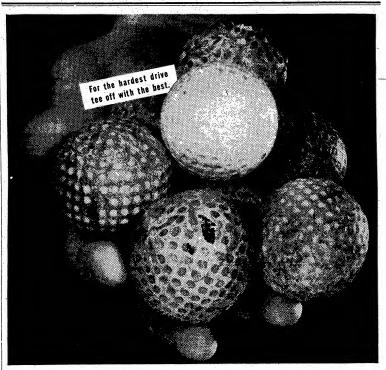
In its campaign to snare a sponsor for the currently non-commercial Charlie Nevada nightly 15 minute sports broadcast at 10:45, WTMJ asserts it has disproved two pet theories—one that Milwaukee pet theories—one that will wantesidewalks are pulled in at 9 p.m., the other that women don't listen to other that won sports programs.

sports programs.
A recent contest on this program brought in 6,508 entries in two weeks, and of them 47.7% came from women amazing even the station execs themselves. Prizes awarded were 106 Nesco electric casseroles, each of extremely nominal value.

Share-the-Cost Plan for Sponsors

Ross Metzger of Chicago Explains Idea to Ruthrauff & Ryan Home Office

Ross Metzger, radio director of Ruthrauff & Ryan's Chicago office, is due in New York this week to discuss with home office executives the proposition of buying 15-minute spot periods on major outlets and dividing the bill among three clients. The programs would be transcribed,



WNEW DELIVERS!

It's today's hottest radio buy!

1. ONE-THIRD THE COST of any New York network station. 2. The Nation's Biggest Market. (The 50-mile metropolitan trading area.) 3. Twice the Audi-ENCE of any other New York independent station. (Hooper-Holmes and other impartial surveys.) 4. RADIO's OUTSTANDING PROGRAMS. ("Make Believe Ballroom" with Martin Block, "Milkman's Matinee" with Stan Shaw. And many others.) 5. LOCAL ADVERTISERS know WNEW moves most goods - fastest. 6. More Commercial Time is bought on WNEW than any station in New York.



Sun Dearth Reflects On N. Y. Radio Biz

Placed By Manufacturers of Lotions

Manufacturers of sunburn lotions Manufacturers of sunburn Jotions have had a discouraging scason so far, because of the scarcity of real sunny weather, and this is reflected in the fact that not a bit of this class of business has been placed on metropolitan New York stations. It's the sort of spot business that's booked at the last minute but the local estations haven metropolitan properties. local stations harbor no hopes of getting any of it this summer unless there's a protracted hot spell. The there's a protracted hot spell. The sun of the past few days, however, portends an increase of that type of biz.

biz. The sunburn anodynes proved a source of small revenue even last summer, and the delayed season had much to do with it. Contrasting sharply with this situation was the business that came afield during the summer of 1938. Noxema cut loose with a heavy campain and three other lotions, Skol, Ungentine and Suntan, quickly joined the spot parade.

Metropolitan stations have already

Metropolitan stations have already received inquiries about available time for paid political broadcasts. None of the queries is from na-tional organizations, but from state committees anxious to line up their schedules before the call on the choicer spots become too wide open. All the inquiries have so far been also from the Republican ranks.

also from the Republican ranks.

New York's foreign language broadcasting has been affected little because of the war. And the few cancellations have not been due to any popular front against the languages and races, but rather because the distributors are unable to import German and Italian merchandise and foodstuffs from abroad. National advertisers continue to use every language as before the war—Polish, German, Italian, Jewish and Spanish—and station managers report no infficulty in securing renewals on same basis.

However, strict censorship pre-

same basis.

However, strict censorship prevails, one man being designated at each station to make certain nothing objectionable is aired. For fear of stirring up trouble in foreign sections and being accused of spreading propagands, local Italian and German newscaters refrained from mentioning Hitler's opinions after the British fleet sunk the French ships at Oran although this news was carried on English language programs.

was carried on Eighish anguage programs.

WQXR reports first six months of 1940 are 114% ahead of same period last year. Each month this year has shown a gain over month before.

WMCA; William Wrigley, Jr., Co., through Vanderbee & Rubens, 36 one-min. ET's weekly. Foster-Mill-burn Co., through Spot Broadcasting, announcements. Pall Mall Cigarettes, through Young & Rubicam, renewal of announcements. Manhattan Soap Co., through Franklin Bruck, announcements.

WHN: I. J. Fox (furs.), through

WHN: I. J. Fox (furs), through Kashuk agency, 70 participating an-nouncements weekly. Lydia Pink-ham, through Erwin-Wasey, an-

ham, through Erwin-Wasey, an-nouncements.
WNEW: Lepper Furniture Co, through Adv. Corp. of America, six 10-min. programs weekly. Carter Products, through Street & Finney, five announcements weekly.

Local	National	Total
Units	Spot Units	Units
9.190	15,802	25,697
9,394	15,770	25,839
-2.1%	+0.2%	-0.5%
	Units 9.190 9,394	Units Spot Units 9.190 15,802 9,394 15,770

3.6% NATIONAL SPOT **GAIN IN SEATTLE**

Seattle, July 9

Seattle, July 9.

No summer slump here—in fact, national spot and local business, continuing the steady upward trend started several weeks ago, is far affead of the totals during the winter, months. Network picked up part of the G.O.P. drop.

KOL: Boston Dentists, daily quarter-hour newscast with Johnny Forestt; Sears, Roebuck, 50 announcements weekly.

July	6 compa	red to June	29
Network	Local	National	Total
Units	Units	Spot Units	Units
4.220	10,404	1.217	15,841
3,365	10,275	1.174	14.814
+25%	+1.2%	+3.6%	4-6.9%
(T 1 - 4 - 2 -			C 4 4 1

KGKO. Ft. Worth, Biz

Fort Worth, July 9. KCKO has two new accounts; Geb-hart Co. of San Antonio, via Pitlik Agency, San Antonio, takes spot contract. Malto-Meal, through C. C. Lindley, Fort. Worth, likewise,

Other recent accounts include Cho-Cho through Neisser-Meyerhoff and Delta Airlines, direct.

SAN FRANCISCO SUMMER IS **PROMISING**

San Francisco, July 9 Network, local and national spototals jumped sharply again this totats jumped sharply again this week, and station managers anticipate one of the best summers in many a year. Lots of contracts were signed, and although it doesn't start until Oct. 3, Mutuall's snagging of the Standard Oil biz topped em all.

the Standard Oil biz topped jem all.

NBC West Coast sales chieftans
journeyed to Vancouver for Coast
Advertising Club convention, taking
along an elaborate picturebook to
lobby for NBC.

Advertising Club convention, taking along an elaborate picturebook to lobby for NBC.

KFRC: Cho-Cho (ice cream), through Neisser-Meyerhoff, 366 one-min. ETs. Sunnyvale Packing, through Lord & Thomas, 312 flivermin. Shows. Bess Bye, Market Scout, Henry Doelger (builder), daily announcement. Hale Bros. Dept. Store, through Theodore Segall, 52 announcements. Ex-Lax, through Joseph Katz, 140 one-min. ETs. Standard Oil, through. McCann Erickson, hour concert weekly, 52 weeks, via Mutual, and 28 half-hour 'Standard School Broadssty programs. Loma Linda Foods, through Lisle Sheldon, 156 participations in 'Morning Hostess'. Carter Products, through Spot Broadcasting, 132 one-min, discs. Bernstein Fish Grotto, through Spot Broadcasting, 132 one-min, discs. Bernstein Function, through Northwest Rado Adv., 40 five-min. ETs.

KSFO: Lever Bros. (Spry and Lifebuoy), through Mr. Esty, 28 chain-breaks weekly. Golden Gate Expo, announcements. Dr. J. C. Campbell, through Allied Advertisang, 21 announcements. Dr. J. C. Campbell, through Allied Advertisang, 21 announcements. Dr. J. C. Campbell, through Allied Advertisang, 21 announcements. Dr. J. C. Campbell, through Allied Advertisang, 21 announcements. Dr. J. C. Campbell, through Allied Advertisang, 21 announcements. Dr. J. C. Campbell, through Ruthrauf & Ryan, 20 announcements. Royal Typewriter Co. 16 one-min discs.

KPO: Progressive Optical System, through W. L. Gleeson, announcements.

16 one-min discs.

KFO: Progressive Optical System, through W. L. Gleeson, announcements. Roller Derby, announcements. North American Insurance, through Franklin Bruck, 13 quarterhour newseasts. Cook Products Corp., through Rufus Rhoades Co., through Rufus Rhoades, 13 announcements. Denalan Co., through Rufus Rhoades, 13 announcements weekly. Richmond-San Rafael Transportation Co., through Emil Reinhardt, 100 announcements. New Century Beverage Co., through M. E. Harlan, four announcements weekly.

age Co., through M. E. Harlan, four announcements weekly.

KGO: Holler Derby, 28 announcements daily. Progressiva Optical.
Co., 280 a.m. newscasts. Kaspar-Wilson Co., participation in woman's feature. Mandarin Restaurant, 10 participations in "Through a Woman's Eyes".

KROW: Carnation Milk, through Neisser-Meyerhoff, 13 announcements weekly, 62 weeks. Caldow Paint Co., three quarter-hour newscasts weekly, 13 weeks. Dundee Clothes Shop, 14 announcements weekly, 13 weeks. Dundee Clothes Shop, 14 announcement, one year. Hudson Jewelers, through Ryder & Ingram, 14 announcements. Oakland National Horse Show, 56 announcements.

July & Compared to June 29

Network	Local	National	Tota
Units	Units	Spot Units	Unit
9,240	4,263	2,187	15,69
8,205	3,967	2,092	14,26
+12.4%	+7%	+4.5%	+10%
(Included:	KFRC.	KGO, KJBS	KPO
1 1 1 1	KS	FO.)	

EIGHT-WEEK TREND OF STATION BUSINESS

(For All Markets Regularly Reported by Variety)

Week Ending	NATIONAL SPOT	Units by Thousands
May 18-		61.0
May 25-		6 1.6
June 1 =		62.0
June 8 =		61.1
June 15=		62.1
June 22≖		62.6
June 29		62.1
July 6		61.2

Week LOCAL	Units by Thousands
May 18	91.5
May 25	91.1
June 1	91.6
June 8	89.5
June 15	89.1
June 22	89.9
June 29	90.3
July 6	89.3

Week NETWORK	Units by Thousands
May 18	94.9
May 25	95.1
June 1	94.4
June 8	93.3
June 15	93.6
June 22	94.6
June 29	90.0
July 6	92.6

Week TOTALS	Units by Thousands
May 18	247.5
May 25	248.0
June 1	248.2
June 8	244.0
June 15	244.8
June 22	247.2
June 29	242.5
July 6	243.2

DODGE DEALERS BUY SPORTS IN CHI

Chicago, July 9. Considerable action in the spot field around town last week with Dodge Dealers setting for a new 30heid around town last week with Dodge Dealers setting for a new 30-minute weekly show on WMAQ tagged 'Hall of Sports,' a Sunday evening quiz show with experts. Kenyon & Eckhardt agency renewed its thrice weekly 15-minute sports review on WGN, running from July 2 to Sept. 28. Frankel-Rose agency set 13 weeks of five-times-weekly daytime announcements for the Rice Products Co. on WGN and the same station has a schedule of four Sunday daytime announcements for Walgreen through Schwimmer & Scott agency. Also starting last week was a Monday-through-Friday five-minute morning program with Alexander McQueen's Nothing But the Truth' novelty for Old Ben Coal company through the Hamilton agency.

Network	Local	National	Total
Units	Units	Spot Units	Units
9,035	5,188	10,140	24,363
9,005	5,169	10,148	24,322
+0.3%	+0.3%	-0.07%	+0.1%
(Included	WBBM,	WENR, WGN	WIND.

DES MOINES' SUMMER DROOP CONTINUING

Tall corn isn't all that's wilting out here. Business has the droops, too, with large losses in each category.

July (compa	red to Ju	ine 29
Vetwork	Local	Nationa	o Total
Units	Units	Spot Unit	s Units
6,760	2,319	4,225	13.340
7,100	2,765	4.727	14,592
-4.7% -	-16.1%	-10.6%	-8.8%
(Included:	KRNT,	KSO, WH	

21% Slide in Hartford's National Spot Volume

Hartford, July 9.

It's hot in Hartford—the weather, not business. Network units, helped by extra baseball games, climbed to within 50 units of the five-month high mark.

Network	Local	National	Total
Units	Units	Spot Units.	Units
7,390	1,761	1.392	10,543
6,592	1,939	1,784	10,315
	-8.6%	-21.4%	+2.2%
(Include	d: WDR		

BALTIMORE TALLY

Network Off 2.7%, Local 5%, Na-ional Spot Up 5%

Baltimore, July 9. Baltimore, July 9.
Everything rather quiet around here with some slight advance noted in national spot but not enough to create any excitement or offset drop in network and local units as compared to previous week. All sta-tions report biz in the making but no definite commitments.

July 6	compar	ed to Jun	e 29
Network	Local	National	Total
Units	Units	Spot Units	Units
7.345	4.978	2.275	14.598
7,555	5.247	2.166	14.968
-2.7%	-5%	+5%	-2.4%
(Includes:	WBAL,	WCAO.	WCBM,

NEWSCASTS BIG IN K. C.

Kansas City, July 9.

Trend of biz is steady with little variation except in the national spot column, mostly rung up by KCKN, which put an extra number of baseball games on the air for General Mills during the week.

Sale of news periods has flourished past couple of months and appears to be no letdown. Two stations reported only one five-min. newscast available for sponsorship.

KCMO: Sweetheart Soap, two five-min, newscasts six days weekly, 13 weeks; General Baking Co., 12 announcements weekly, 13 weeks; replaces half-hour 'Lone Ranger' platters.

places nair-nour Lone Ranger Plat-ters.

KCKN: Fels Naptha Soap, half-hour before baseball games and pro-grams between double headers; account using Lillian Fels (Faust) with woman's angle on baseball, sports, fashions, etc.

Network	Local	National	Tota
Units	Units	Spot Units	Unit
6,390	6,419	7.300	20,10
6.390	6.476	7.144	20,01

* No change. (Included: KCKN, KCMO, KITE, KMBC, WHB, WDAF.)

Grief—And Brief

Detroit, July 9.

Summer slump in sharp evidence here with biz down in all categories.

Network took a drop even after Republican convention fall-off.

Network	Local	National	Tota
Units	Units	Spot Units	Unit
7,490	10,998	4.819	23.30
7,905	11,141	4.885	23,93
-5%	-1.2%	-1.3%	-2.6%
(Included WWJ. WX	CKLW,		WMBC

KNX 32% OVER **SAME TIME IN** 1939

Los Angeles, July 9.

Los Angeles, July 9.

Although the unit figures do not reflect the optimistic feeling prevalent in network circles, the attitude is largely both retroactive and looking to the future. KNX reports 32%, increase in network business over the same period last year, and KFI-KECA chalked up 24% more time sales for the first six months of thi year than over a comparative period. KHJ soared 40% over last year's June figures.

Looking forward to the political control of the provided to the political control of the sale of the control of the political control of the politica

June figures.

Looking forward to the politico flourish brings smiles all around. Harrfson Holliway, headman at KFI-KECA, forecasts a rush of biz that will equal any in the history of the two Earl C. Anthony stations. Others share that optimism. KECA closed the biggest deal of the week, Kelly Kar Co. buying three hours every Sunday morning of 'Swing Caval-cade' for one year. Smith & Bull placed the order. Other new KECA account is Zeaman Clothing, quarter-hour weekly, 'Cabbages and Kings' 26 weeks.

KFI: Chrysler, 52 one-min. tran-

26 weeks, Chobages and Kings.

KFI: Chrysler, 52 one-min. transcriptions, through Ruthrauff & Ryan; Slavick Jewelry, 52 participations in Bridge Club, through Advertising Arts.

KNX: Power Seal Co., 156 five-min. sport programs, through Lockwood-Shackelford; Coleman Lamp, 78 participations in Fletcher Wiley Combination, through W. Austin Campbell; Schwabacher-Frey, 312 participations in Wiley Combo, through W. Austin Campbell; Will-mington Transportation, 54 quiertehour broadcasts of Catalina Musical Mailbag, through Neisser-Meyerhoff.

KHJ: Sears-Roebuck, 30 announce-

KHJ; Sears-Roebuck, 30 announcements, through Mayers Co, Union Pacific, 39 one-min, spots, through Caples Co; Lindsay Olives, 21 participations in Norma Young's 'Happy Homes,' through Lord & Thomas.

July	6 compa	red to June	29
Network	Local	National	Total
Units	Units	Spot Units	Units
10,872	11.914	1.814	24.600
11,008	11,727	1.731	24,446
-1.2%	+1.5%	+4.4%	+0.6%
(Included	KECA,	KFI, KFWE	KHJ.

Johnson Wax Uses Blurbs

Chicago, July 9.
Needham, Louis & Brorby agency
here has been purchasing a flock of
announcement schedules through this
part of the nation for the Johnson
wax enamel product.

Harrie Richardson has been work-ing on the stuff for the agency.

PUBS TO CHARGE CBS 'FORCE'

Remotes' Loss Crimped Many MUSIC FIRMS'

Interesting sidelight on the shutdown of sustaining remote band broadcasts for NBC and Columbia was the economics involved. Besides having to use studio musicians and vocalists as replacements, the networks were deprived of thousands of dollars of revenue from the sale of leased remote telephone lines to hotels and other spots. Also hit hard was one segment of the AFM, the New York local (802), which collects \$3 from a bandman every time he participates in a remote broadcast from a point within 802's jurisdiction. This loss for the local's relief fund, into which this money tossed, figured over \$1000 a week.

the local's relief tolich, in which this holds, such as \$1,000 a week.

The spots, deprived of network outlets, also complained about feeling the pinch. With the Fourth of July holiday approaching, the sudden cutoff of the major medium for self-advertising caused much chagrin among these hotels and niteries.

Another faction that felt the squeeze deeply was the music publishment of the properties and the search extended some of the search extende

Another faction that felt the squeeze deeply was the music publishing industry. As the ban on remote bands became extended some of the publishers went so fat as to try to find a way of getting from under their, professional department loads. Several of the pubs, acting through Walter Douglas, chairman of the Music Publishers Protective Association, sought some form of relief from the contact employees' union. Under their union contracts the pubs were not free to do any letting out or involuntary vacationing without granting the required graduating scale of notice. Pointing out that they were paying for men who couldn't function because of the strike, these pubs suggested that the union allow them to cut salaries temporarily or give part of their staffs vacations without pay.

PUBLIC SCHOOLS OUT OF CONCENTRATION **SHOULD OKAY** HOT MUSIC'

Milwaukee, July 9.

Public school pupils should have
a background of swing music, as
well as compositions of the masters,
according to Hobart Sommers, principal of Chicago's Austin high
school, speaking before the Music
Educators' National conference,
composed of 20,000 leaders in the
field of music, which after a lapse
of 32 years re-entered the fold of
the National Education Association,
in convention here, as the official
music department of the NEA.

Sommers urged school music de-

in convention nere, as the official music department of the NEA.

Sommers urged school music departments to develop dance bands as well as concert organizations, saying school dance bands brought youth closer to the school and the schools closer to the community than any other type of music organization.

'All high school principals should know by now that music activities of schools that properly fit into the regular school program are the best media for citizenship training for democracy, said Sommers. To be well educated, students must learn to live with music.'

Howard Hanson, composer and director of the Eastman School of Music, University of Rochester, Rochester, N. Y., said that symphonic orchestras developed in the American public schools were unqualed in the world for their class.

American public schools were unequaled in the world for their class, and that the works of Americans are beginning to find place among the great compositions.

GERSHWIN MEMORIAL CONCERT THURS. (11)

The annual George Gershwin Me-orial Concert will be given at

The annual George Gershwin Memorial Concert will be given at Lewisohn Stadium, N. Y., domorrow (Thurs.), under the direction of Alexander Smallens. The soloists of the occasion include Oscar Levant, Anne Brown, Todd Duncan, and the Eva Jessaye Cholr.

The program will consist of 'An American in Paris,' for orchestra. Three preludes for plano, orchestraed by Lewis Raymond, a first performance, the plano concerto in F. the Cuban overture excerpts from Porgy and Bess,' sung by Miss Brown and Duncan, and the Rhapsody in Blue' will close the Program with Levant as plano soloist. The memorial program has now become a permanent fixture at the Stadium, always drawing terrific crowds, which have been increasing.

Third anniversary of Gershwin's

crowds, which nave --ing.

Third anniversary of Gershwin's
death actually is today (Wed.), and
many radio programs will feature
his works, per usual.

Hugo Bryk Release in France Is Reported to ASCAP

Hugo Bryk, European representa-tive for the American Society of Composers, Authors and Publishers, has advised the ASCAP home office that he has been released from a French concentration camp and is back on the job.

back on the job.

Bryk, who had retained his Austrian citizenship though a resident of
France for 15 years, was quarantined
by the French shortly after the invasion of the Low Countries by the Nazis began.

Grant Thompson Orch Controlled by Poloist, Major Douglas Hertz

A new-type of band-owner has entered the field, namely Douglas Hertz, ex-major in the British Army and a polo player. He controls Grant Thompson's orch.

and a polo player. He controls Grant Thompson's orch.
Possibly because of Heriz's polo playing, Thompson's orch is now at the swanky Pegasus Club, Rockleigh, N. J., which has its own polo field. Thompson opened there July 4 for an indefinite stay. Danny Collins, an agent who doesn't know a polo club from a nite club, set the deal.

BEEF TO FCC

ASCAP Firms Readying Attack on Network as Making Unfair Use of Its Power Against Music Interests

BMI ISSUE

Representative music publishers affiliated with the American Society of Composers, Authors and Publishgirding for a frontal attack on the Columbia network before the Federal Communications Commis-The issue has nothing to do with the pending new ASCAP contract but concerns the band pressure that CBS is allegedly exerting in favor of compositions put out by Broadcast Music, Inc., in which the network has a 20% interest.

The publishers in question have compiled evidence to show that Columbia has been using its control over radio facilities to further its own publishing affiliation and to the serious detriment of the established music industry. This data will be incorporated in a complaint that the

music industry. This data will be incorporated in a complaint that the above publishers propose to file through a designated deputation with the *CC during the coming week. The complaint will charge that CBS has displayed repeated discrimination by holding the works of other publishers to the rule which forbids the repetition of a number within two hours while allowing a BMI number to be aired over the same network as many as three times within an hour. The pubs will also charge that Columbia is using this control of facilities licensed to it by the Government to crush people with whom it is engaged in a business controversy. This group of publishers is also considering a proposal that it also file a complaint with the Federal Trade Commission, charging Columbia with using methods that are in restrain to frade.

It is also alleged by these publishers that CBS is making a practice of pulling out their numbers from network sustaining sendedles at the last minute and substituting BMI compositions.

NBC Resumes Its Dance Remotes; WRVA Settlement Now Pending

Coincidence

Buffalo, July 9.

When Leroy 'Stuff' Smith was being examined in Bankrupicy' Court here, attorney for a creditor asked him whether he owned an automobile. He said he didn't. 'Are you sure?', 'sternly inquired the judge. 'Stuff was sure. 'Absolutely sure?', 'Inquired His Honor, Stuff was absolutely sure.' Then,' asked the Judge, 'whose car was that with the name 'Leroy Smith' on it that drove into the So-and-So garage this morning?' A light dawned on Stuff. 'Oh, that', he answered, 'that belongs to the other Leroy Smith, my boss.'

Stuff is bicycling currently be-Buffalo, July 9.

Stuff is bicycling currently be-tween Little Harlem and the Hacienda, both nighteries oper-ated by Leroy Smith, loca-colored night club impressario.

BARNET TOUR TO LIQUIDATE **DEFICIT**

Because he's dropping too much necause nes gropping too much money each week, due to several high priced musicians in his band, Charlie Barnet will take another vacation from the Lincoln hotel, New York, next month and hit the one-night trail to restock his bank balance. Outfit is said to be running \$250 below operating costs at the payoff rate at the Lincoln. Band will leave the spot either July 27 or 28 for about a month, a replacement band, probably Les Brown again, coming in. Barnet is booked at the Lincoln till Cotober.

Band picks up first date at the Atlantic City Steel Pier immediately after exiting the Lincoln. It's for five days. Follows with a week at Cedar Point, Sandusky, Ohio, Aug. 2-8, and another stanza at Eastwood Gardens, Detroit, starting Aug. 9. Altogether it does two and a half weeks of locations and two weeks of one-nighters. money each week, due to several

KSTP, St. Paul, has composed its differences over employment of studio musicians with its American Federations of Musicians local

Federations of Musicians local and name bands were again permitted by the AFM last night (Tuesday) to Reed remote sustaining service to NBC. Columbia was still trying at press time yesterday to straighten out similar difficulties prevailing between its affiliate, WRVA, Richmond, and the Richmond local, so that it likewise could resume this remote service. Just before AFM and CBS officials went into a session at AFM headquarters late yesterday it was intimated that if the WRVA matter weren't cleared up immediately the international would call out Columbia's studio musicians, but the indications were that there would be a quick settlement.

This was the first strike of its kind in the history of the broadcasting business. For NBC the shutdown had lasted exactly 11 days, while CBS suffered the loss of its remote name bands for eight days. James F. Petrillo, AFM, had taken office but a few days when he decided to force a showdown of the issue is. LPaul. His comparatively quick success in solving this situation is regarded as not only strengthening Petrillo's leadership in the AFM but as assuring no further attempts of network-affiliated stations to kick over the applecart as far as the employment of union musicians is concerned. The networks themselves were anxious to get this matter out of the way for fear that it might be prolonged to the point where NBC over the applecart as far as the employment of union musicians is concerned. The networks themselves were anxious to get this matter out of the way for fear that it might be prolonged to the point where NBC and CBS would have to face still another hostile front.

Stassen Brought in

NBC officials continued through the previous week's holiday to cooperate with both KSTP and the AFM in working out a compromise agreement between the affiliate and the St. Paul local. The efforts at settlement even took a political tinge when Governor Harold E. Stassen, of Minnesota, recent keynoter at the Republican national cand that the deference between the original demand and tha

Beer Town Accordions

Milwaukee, July 9.

This town goes for accordina playing in a big way. Not only are several factories locally manufacturing the squeeze boxes, but several schools are devoted to teaching how to extract music from them.

A feature of the city's annual Midsummer Festival, opening next Saturday (13), will be a 50-piece accordion band made up of boys and girls ranging in ag' from 16 to 16 years.

Court Decision Should Reduce Amateur Songwriters' 'We Wuz Robbed' Suits

By BEN BODEC

Lawyers specializing in musical copyright regard the decision handed down by the U.S. circuit court of appeals in New York last week in the case of Jack Darrell against the Joe Morris Music Co. having the effect of lifting a heavy legal millstone from around the neck of the music publishing industry. This

tion of accessibility. The result of this decision was bad for publishers. With amateurs not required to prove that the alleged lifter had actual access to a prior manisuript or publication, there followed a decided increase of infringement actions from these ranks and the legal bills of publishers went up in proportion. In the Darrell case, which involved the latter's 'Does Anybody Want a Little Kewpie' and Morris' On the Island of Bali Bali' the circuit court held that while there was a close similarity between the two melodies if could not be concluded that the writers of Bali Bali' had access to Darrell's publication. Darrell even submitted testimony to uphold his charge of accessibility, but the circuit court stated that his 'showing of access was not very persuasive.' Sydney William Wattenberg, who argued the appeal for Morris, had stressed the fact that the lower court, which issued a verdict in his client's favor, declined to recognize similarity as evidence of access.

The Wilkie Case

In the Wilkie case the court stated that 'where similarities or identities are relied upon, they must do more than engender a suspision of piracey. music publishing industry. This decision, they believe, will reduce considerably the number of tringement suits filed by amateurs; since the suit-bringer is again quired to submit proof of accessibility to his work. As the rule now stands the fact that the material in two works are alike does not automatically infer that the writer of the latter work had access to the manuscript or publication of the person charging piracy.

The finding in the Darrell case reverses rule laid down by the same circuit court, but of different membership, in 1937. That was the case of Wilkie . Sanlty Bros. and concerned the latter's publication of Startlight.' The three judges in the Wilkie appeal took the position that wilkie menter as unjointened that the lower than engender as unjointened to accession, they must establish piracy with reality which passes the bounds of mere associated. Latter which the circuit court decident.' Lawyers acquainted with the evisition in the Wilkie and the Unit there wasn't much difference between the testion on Darrell ease say that fundamentally bare wasn't much difference between the testion on Darrell ease say that fundamentally bare wasn't much difference between the testion in the Wilkie and testion in the Wilkie and access to the manuscript or publication of the person charging piracy.

The finding in the Darrell case reverses rule laid down by the same circuit court, but of different expendence of access.

The Wilkie Case

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Band Reviews

JACK TEAGARDEN ORCH (15) With Mary Anne Dunne, David Allen Sea Girt Inn, Sea Girt, N. J.

Allen
Sca Girt Inn, Sea Girt, N. J.
Due to lack of summer spots to locate upcoming groups with wires, the Jersey shore has received much attention this summer from band bookers. Opportunities for bands are being made, rather than discovered. This is one of those placed up, the control of the season of the sea

danceable style and tempo.

About a year and a half ago Teagarden bowed out of a spot with
Paul Whiteman and built a group
of his own. It started out with some
of the best and most expensive men
in the business. Beginning in such
a way, with all other necessary expenses of an embryo crew, didn't
take long to show up the Teaganden
band as one of the most expensive
new outfits ever built. It was more
than \$25,000 in the red in a year.
And it was a good band.
The current edition, with only two

new outfits ever built. It was more than \$25,000 in the red in a year. And it was a good band.

The current edition, with only two of the original men still in it, is also good, far less expensive, and more likely teget somewhere, and the group is already respected among colleges, having already played a string of such dates.

One of the outstanding things about its playing is the danceable tempo it manages to achieve, though its rhythm team lacks a guitar. Strong and steady drumming is responsible. Three trumpets, three trombones, and five saxes complete the setup, both sections adding up as strong and clean. And it has the advantage of the Peagarden trombones, and five saxes complete the setup, both sections adding up as strong and clean. And it has the advantage of the Peagarden trombones and five saxes complete with the band and the substitute of the peagarden trombones and the substitute of the peagarden trombones are substituted to the peagarden trombones. And the peagarden trombones are substituted to the peagarden trombones are su

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the midwest's best known, and best followed colored groups.
There is traditional race treatment of arrangements, and a quartet in inythim assignments. All provides easy dancing guidance. House is usually evenly divided on listening and limbering, the front of the fostrum well-stocked with oglers, which deprives some floor space to those dancers who want to go.

Duke Groner does the singing, a typical, slightly plantive colored voice, best on the mournful, melo divided to the standard of th

JIMMY BARNETT ORCH (10) Pla-Mor, Lincoln, Neb.

JIMMY BARNETT ORCH (10)
Pla-Mor, Lincoln, Neb.
Evenly spilt on bounce and glide
music, the Jimmy Barnett 10 is
heavily outfitted. Among other
things, such as accent on showmanship and novelty bits, his nine men
lug to the bandstand with them
rightly just under 40 different instrates of the state of the state of the
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MORREY BRENNAN ORCH (7) With Elma Olson With Elma Olson Marine Room, Pier, Celoron, N.Y.

NAT TOWLES ORCHESTA (14)
King's Baliroom, Lincoln, Neb.
Towles dedicates himself to the fast-moving dance trade, with appeal for the bounce-and-exercise- clientele. Crew, once of New Orleans, but up here at the headwaters of the larger band, swinging into the Mississippi for four years, is one of slower tempo, it has a Savit backer.

THE WHOLE WORLD'S ASKING

ASK US-WE CAUGHT HIM

Professional Copies-Dance Arrangements Available Now

THE NEW RHYTHM BALLAD HIT

IT'S A MIGHTY PRE

NIGHT FOR LO

Both Arrangements By NED FREEMAN

SAUNDERS PUBLICATIONS

6425 Hollywood Blvd., Hollywood, Cal.

ground with the three saxes bearing the weight of the rhythm. The lone trumpeter, Nate Kushnel, does a swell job and the outfit combines to the highest degree—a necessity in this kind of music. When jitterbugs demand, they swing out with little Lenny Rocker beating the drums in the demanded manner. Brennan, who is showmanly, ad libs with the crowd. Besides Miss Olson, Brennan does a bit of singing himself as does Harry DeMarco, bass player.

himsell as use player.

The personnel: Morrey Brennan, Elma Olson, singer; Harry Howel, Hi Nash and Bob Kolin, saxes; Nate Kushnel, trumpet Harry DeMarco, bass: Sheldon Smith, piano: Lenny Rocker, drums.

BAD WEATHER CRIMPS OUTDOOR SYMPHONY

Buffalo, July 9.

Buffalo's first attempt recent years at al fresco symphony was kayoed by the weatherman Tuesday (2). Chilly breezes chopped to about 2,500 the b.o. of 'promenade concert' staged by Buffalo Civic Oriestra, John Ingram baloning, and Bob Armstrong's WBEN house band. This figure hardly, made a dent. Civic Stadium, which has 33,000 capacity.

dent Civic Stadium, which has 33,000 capacity.
Feature was debut locally of 'Tarantella,' tone piece by Sam Mineo, local son. Composer and family were here for event.
Whether outdoor symphony will be continued is in doubt. Promoter Benno Rosenheimer summed it up with 'musicians cannot play Torever without profit.'

MOLINA AT CHASE CLUB

May Affect Settlement of Hotel's

Although a \$25,000 breach of contract suit recently filed against him in Chicago by the Chase Hotel. Inc., still dangles over his brow, Carlos Molina and his orchestra checked in at the Chase Club last night (Monday) for an engagement that will run from three to five weeks. Harold Koplar, mgr. of the swank: west end nitery, said that as far as he knew the suit will not be shelved.

Whether Molina's delayed engagement will have any effect on the suit could not be learned.

Nine Tunes for U Pix

Hollywood, July 9.

Nine songs, comic, romantic and otherwise, are on the musical menu for Universal's 'Argentine Nights,' featuring the Ritz Brothers and the Andrews Sisters.

Ritzes wrestle with 'The Spirit of 17-B' and 'Brooklynonga.' The Andrews tro sing 'Hit the Road,' The New Liek, 'Dowry Song' and 'Rhumbogie.' Two ditties, 'Hall of the Mountain Queen' and 'Once Upon a Dream,' are warbled by Constance Moore. The ninth, 'Anigo We Go Riding Tonight,' is sung by George Reeves.

Ina Ray Hutton Commish

General Amusement Corp. has taken its differences with Ina Ray Hutton to the American Federation of Musicians. Miss Hutton, who formerly booked her band through GAC, allegedly owes that outilt some \$600-700 in commissions. She's currently being booked by Music Corp. of America, leading an all-male band which was formed early this spring after she discarded the femme crew which had been under her baton for some time.

Settlement whereby the leader will settlement whereby the leader William pay off the debt at the rate of \$25 weekly may be worked out. It's currently being considered. Her new band starts a location date at Renault's Tavern, Atlantic City, later this year.

DICK VOLTTER'S OPERATION

Dick VOLTTER'S OPERATION
Dick Voltter, Shapiro, Bernstein
& Co. v.p., is recovering from an operation for gallstones which was performed last Wednesday (3) at Mt.
Sinai hospital.
He will be away from the office
about three weeks.
Another incapacitated member of
Shapiro Bernstein's professional

Another incapacitated member of Shapiro Bernstein's professional staff is Jack Ostfeld, Cleveland rep. Ostfeld suffered a serious heart attack in that city last Friday. (5) and the attending physician urged against his being moved from the hotel in which he lives.

John Leipold wrote the musical score for Paramount's Texas Rang-ers Ride Again.

15 Best Sheet Music Sellers

(Week ending July 6, 1940)

Make-Believe Island ,Playmates	. Miller
Playmates	Santly
God Bless America	Berlin
Woodpecker Song	Robbins
I'll Never Smile Again	Sun
Imagination	ABC
Sierra Sue	Shapiro
Breeze and I	Marks
*Where Was I? ('Til We Meet Again')	
Devil May Care	
*Blue Lovebird ('Lillian Russell')	
Fools Rush In	BVC
Singing Hills	. Santly
I Can't Love You Anymore	Olman
(You're Lonely and I'm Lonely (Louisiana Purchase	

•Filmusical. †Stage Musical...

Network Plugs, 8 A.M. to 1 A.M.

Following is a totalization of the combined plugs of current times on NBC (WEAF and WJZ) and CBS (WABC) computed for the week from Monday through Sunday (July 1-7). Total represents accumulated performances on the two major networks from 8 a.m. to 1 a.m. Symbol . denotes film song, t stage musicals, all others are pop. Parenthetic numeral after the title indicates how many weeks the song has shown up in these

TITLE	PUBLISHER	GRAND
Fools Rush In (6)	BVC	24
Sierra Sue (9)	Shaniro	21
Breeze and I (10)	Marks	93
I Can't Love Vou Any More (10)	Olman	91
Devil May Care (6)	Witmark	20
Devil May Care (6) I'm Stepping Out with a Memory Tonight (4)	Robbins	20
Woodnecker Song (19)	Robbins	10
Woodpecker Song (19) I'm Nobody's Baby (4)*Andy Hardy Meets Debut	aute Feist	17
Madame La Zonga (4)	BVC	17
Hear My Song, Violetta (7)	Crawford	16
Make-Believe Island (11)	Miller	16
Say It (13) *Buck Benny Rides Again	Famous	16
Here in the Velvet Night (1)	BMI	15
Imagination (13)	ARC	15
Imagination (13) My! My! (13)*Buck Benny Rides Again	Famous	15
You're Lonely and I'm Lonely (8) , La. Purchase	Berlin	15
L Can't Resist You (7)	Ager	14
I Can't Resist You (7)	Santly	14
We Could Make Such Beautiful Music (1)	BMI	14
Nearness of You (4)	Famous	13
Nearness of You (4)	Remick	13
Yours Is My Heart Alone (10) Land of Smiles.	Harms	13
Disa Lovebind (0). It illian Duccell	Foirt	19
I'll Never Smile Again (4) Mister Meadowlark (3)	Sun	12
Mister Meadowlark (3)	Mercer	. 11
Shake Down the Stars (15)	BVC	11
Tennessee Fish Fry (8) + American Juhilee	Chappell.	. 11
All This and Heaven Too (3) *ATHT	Remick	10
Playmates (15) Too Romantic (18) *Road to Singapore	Santly	10
Too Romantic (18) *Road to Singapore	Paramonn	t 10
When the Swallows Come Back (2)	Witmark	9
With the Wind and the Rain in Your Hair (20)	Paramoun	1 9
You Can't Brush Me Off (6) Louisiana Purchas	e Berlin	9
I It's a Wonderful World (11)	Robbins	8
Orchide for Remembrance (1)	Miller	8
Please Take a Letter, Miss Brown (1)	Paramoun	8
	1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	

On The Upbeat

Harlan Rodgers joined vocal sec-tion of the Sammy Kaye band in De-troit last week. Just an addition for

Dee Keating is new vocalist with Al Donahue, the second or third since Paula Kelly gave up singing to become a mother.

Jimmy and Tommy Dorsey bands will slug it out at softball today (Wednesday) in Central Park, N. Y. Any cover?

Gene Krupa set to run an amateur drumming contest on large scale dur-ing his band's current stand at the Dancing Campus of the New York World's Fair.

Seymour Heller left MCA's Cleve-land office to personally manage Ted Fio Rito band. Latter now at Roose-velt hotel, New Orleans.

Dick Shelton prchestra set into the Van Cleve hotel, Dayton, starting on July 28. Minimum of four weeks.

Bernie Whitman's band with Peggy Cannon continues throughout the summer season at Pocono Summit Inn, Pocono Summit, Pa.

Gin Shark's Swingsters and twice nightly floor show featured at Craigs Meadows Hotel, Route 209, East Stroudsburg, Pa.

Johnny Long daled for Wildwood, N. J., Saturday (13) through July 24, going to Roseland Ballroom, New York, for eight weeks following day.

Howard Baum and Clyde Knight in Pittsburgh traded spots Monday (8), Baum going from Willows to West View Park and Knight from West View to Willows.

Joey Kearns crew, only radio sta-tion house band on the CBS or NBC

nets that's essentially a dance band, is getting nation-wide build-up because of the musicians union strike. Currently grabbing seven and eight shots a week on CBS from WCAU, Philadelphia.

Wanda and Her Escorts at William Penn Hotel's Continental Bar, Pitts-burgh, extended additional four weeks.

Johnny Kasibue Hawaiians at Lounge Cafe of Hotel Roosevelt, Pittsburgh, for indefinite stay, suc-ceeding Three Suus.

Ella Fitzgerald orchestra made Coast debut at Sweet's Ballroom, Oakland (7). Dancery frequently plays name bands which don't make Frisco. Oakland engagement only stop in area.

Phil Harris and his orchestra played a one-nighter at the Forum, Vancouver, July 8 under Beacon theatre management, ducats retailing

Harry Sosnik, now installed at Decca in New York as a music di-rector, last week did a three-disc album of 'New Moon' tunes. Frank Forrest and Florence George did the

Earle Gelger, sax, returned to Hal

KUNHOL

MILLION DOLLAR PIER ATLANTIC CITY WEEK JULY 28

Direction GENERAL AMUSEMENT CORP.

LUCKY WILBER

ART SCHWARTZ

Broadcast Music Composer Roster

RMI Tunes Hit 10 Plugs (In Week) for First Time-Sustainers Increase

Authors of Broadcast Music, Inc.'s first catalog are chiefly unknowns, or with but slight rep in the music bir. They are Leon de Costa, Samuel O, Johnson, Milton Leeds, Henry and O, Johnson, Milton Leeds, Henry Mann, Milton and Charlotte Cassell, Robert Sour, Jock Francken, Art McKay, Charles Beal, Bob Eaton, Eggar Battle, 'Ken Byron, Peter Thomas, Henry Fellor, Hy Zaret, Irving Weiser, Don McCray, Ernest Gold, Leroy (Stuff) Smith (the colored maestro), Malcolm Reid, Lee waner, Melvin Thomer, Yin Gannon, Jerry Wayner, Robert Pierpont, Forshew II, Laurette Carroll, David Greggory, M. Cooper Paul, Michael Field, New Oilphant.
For the first time this week, two BMI songs, We Could Make Such Beautiful Music (Sour-Manners) and Here in the Velvet Night' (McCray as her radio log is called in the trade. Breakdown of the plugs shows they, Jong with other BMI performances, are all via house bands sustaining programs. There's no indication of their sales, that seemingly being a secondary factor.

seemingly being a secondary

EAST ST. LOUIS **MUSIC CURFEW** IS 11 P.M.

St. Louis, July 9. d members of AFM, Local No. 717, East St. Louis, are plenty burned up by an edict issued last week by Police Chief Michael week by Police Chief Michael O'Rourke which put, a stop order on all forms of music in taverns etc., after 11 p.m. aithough a recently enacted ordinance extended the closing hour of these spots to 2 a.m. Union exess claim that O'Rourke's ukase iosses about 100 tooters out of work for the three hour period. Although the town has a population of approximately 84,000 there are 220 licensed drinking places that get a good play from this burg when the I a.m. closing hour arrives. The chief said that excessive noise of the tooters and audiences prompted the move. The Local is assembling a gob of data, statistics, etc., to present soon to O'Rourke in an effort to have him change the order.

to have him change the order,

MUSICAL RESEARCH **BLOWS UP 25TH ANNI**

Detroit, July 9.

Detroit Federation of Musicians was recently thinking of what they considered the 25th anniversary of free band concerts in the local parks. Idea was to have Jack Ferenz, president of the local, present a silver baton in keeping with the supposed 25th anniversary.

Somebody thanket the

Somebody thought that back in 1902 Harold Todd's band was playing Somebody thought that back in 1902 Harold Todd's band was playing free concerts in the parks. That, would. spoil the 25th anniversary idea. Federation's oldest member, Ty-gen-old Carl Haines, Civil War, veteran, who still likes to give a sello a workout, really wrecked anniversary by remembering one William Bendix, back in 1869.

The Federation decided to give up the idea of a silver baton. The Proper anniversary on just about

proper anniversary one just about calls for diamonds.

JIMMIE And HIS ORCHESTRA

July 11 — Fieldston, Mass.; 12 Salem, N. H.; 13—Narraganse E. I.; 14—Bristol, Conn.; 15—La caster, Pa.; 16—Pittsburgh, P 17—Cincinnati, Ohio.

Mgt. HAROLD OXLEY

GRANT STAY TO BERLE

His Expulsion, Fine Held Up by Musicians' National

Philadelphia, July 9.

Bernie Berle, band leader who was expelled from Local 77, American Federation of Musicians, and fined \$5,000 for alleged wage chiseling, last week was granted a stay judgment by the national officers of

union. erie (nee Gorodetzer) was or-ed to place a bond of \$500 pend-his appeal before the national Rerle

Willie Horowitz Patches Selling-Away Dispute With Partner Silver

Abner Silver has entered into a revised agreement with Willie Horowitz, his partner in Maylair Music, whereby Horowitz, holds a sixmonths option to buy out Silver's interest and Silver is free to place his songs with other firms. The two are reported recently to have clashed when Silver sought to turn over, some of his manuscripts to other publishers. Under the new relationship Silver is committed to give Mayfair but four songs a year. At one point in the controversy Silver offered to sell out his interest to Horowitz but the latter said that he could not-take up the proposition immediately. Horowitz had contended that the article of agreement had restricted Silver's song output to the Mayfair catalog.

TEMPLETON'S WHIMSY **WOWS CHAUTAUOUA**

Jamestown, N. Y., July 9.

Alec Templeton, allowing no formality, played for two hours at Chautauqua Institution Friday night for 8,000. The blind pianist opened with serious selections, but bounded Into his own Templeton manner which left a Chautauqua audience lowing it. He opened with the pre- lude to Lully's 'Alceste,' swung into 'Grieg's in the Groove' and ended his sked with his own 'Concert Waltz'. So impressed was the crowd that it demanded more—and got it. His arrangement of 'The Three Little Fishies' made the audience let down its hair.

down its hair.

Templeton replaced Wayne King, who was first skedded for a concert at Chautauqua. Templeton entered the Amphitheatre, which was crowded to the choir loft, amid one of the greatest Chautauqua ovations heard in a long time.

Philadelphia, July 9.
Alec Templeton will be guest expert on Philly Record's 'Sound Your A' musical quiz program aired tomorrow (Wed) from the Robin Hood Dell on WFIL.

Oberstein's Show Place At Bloomfield Folds

Originally scheduled to become a buildup spot for United States Record Co. bands, the Club Evergreen, Bloomfield, N. J., closed last week. (30) after approximately, weeks of operation. Spot started out last May 14, under the direction of ex-bandleader Joe Rines, with the Van Alexander orchestra down for a stay of six to eight weeks. Band stayed only three and was followed by a group under Rines baton which had been augmented from five pieces. It had been a relief crew for Alexander.

It had been a rejet crew for Alexander.

Eli Oberstein, head of U. S. Records, has an interestrin the place, but his intention to make it a buildup spot for his recording bands was probably bothered by Music Corp. of Americas use of the Chatterbox, at Mountainside, N. J., for a similar purpose. Latter spot how has Harry James band, handled by MCA, and had it once before; meaning that James, a U. S. recording artist. couldn't go into the Evergreen. Small bar is still open at the latter place, however, making of a recently renewed liquor licens

NBC-CBS, 40% OWNERS OF BMI, MAY **CONTROL SETUP; METRO DEAL STILL HOT**

British Best Sellers

(Week Ending June 15)

(Six-Pence N	(umbers)
'Don't Pass Me'	
'Dreams Grow Old	Feldman
'Arm in Arm'	
'Singing Hills'	Connelly
'Let Curtain Dow:	n'. Cinephonic
'Made Me Care'	Norris
'Oh, Johnny'	Day
'No Souvenirs'	Wright
'Dreaming'	Southern
'Boy On Leave'	
	100 100 100 100 100

(One-Shilling Numbers)

'Woodpecker Song'.	Sun
'Fall In Love'	Maurice
'Nightingale'	Maurice
"Too Romantic'	, Victoria
'Deep Is Night'	Prowse

MUSIC TEACHERS MUSTER 2,000 STRINGS

Cincinnati. July 9

Cincinnati. July 9.

The biggest convention in the history of the American Guild of Banjoists, Mandolinists and Guitarists ended a four-day session here Wednesday (3) when 2,000 players of fretted instruments gave a 30-minute broadcast over the Mutual network from nearby Coney Island park.

Preceding the airing, all officers of the Guild had been reelected, and the membership-at-large voted gold cups to Harry Volpe, as the country's greatest swing guitarist; Eddie Altice, for Hawaiian guitar; Vicente Gomez, as classic guitarist; Tommy Dorsey, for his swing band: and Fred Waring's sweet music outfit.

Presentations of the trophies were made on the air to Volpe and Alkire by Richard B. Gilbert; of New York, who emceed the show, and also to Minneapolis, which had been adjudged the finest marching unit in a parade held Tuesday (2).

Other soloists featured over MBS were Carlo DeFillipis and Peter Vournas, mandolinists; Anthony Antone, banjoist; and Richard S. Pick, classic guitarist. A massed bande of 2,000 players conducted by Hank Karch, convention manager, played theme music and closed the broadcast with 'Gincinnati Convention March.'

Some 15 marching bands took part in the parade through downlown

March'.

Some 15 marching bands took part in the parade through downtown Cincinnati, which was followed by an evening concert at the Taft theatre to an audience of about 2.100.

Officers reelected are Chester W. Gould, president; Miss Emma Murr, of White Plains, N. Y. president; Joseph F. Pizzitola, secretary-tressuire.

treasurer.
Officers of the associate division are Miss Lee Moller of Norwood, Ohio, president; Don C. Lehen, of Minneapolis, vice-president; and Elizabeth Bauerle, of Pittsfield, Mass.,

Burke, Monaco Split

Hollywood July 9.

Johnny Burke and Jimmy Monaco have split as a songwriting team after years of collaborating on Bing Crosby pictures: Burke is teaming up with Jimmy Van Heusen on an assignment from Paramount to turn out the tunes for the Jack Benny Fred Allen film, Love Thy Neighbor, Burke and Van Heusen share credit Imagination, Oh. You Crazy Moon and other popular numbers.

Monaco looking around for new lyricist partner.

Ben Bernie's Trek

Den Dernie s I rek
Ben Bernie starts a tour of
nighters and theatres that will keep
him busy until Sept. 1. This week
Lyric, Indianapolis; next week Wisconsin, Milwaukee; their westward
on dance dates to the Coast.
Will visit for two weeks with his
son, Jason, on the Universal lot.

Small Rights Now Being Checked-Cash Assurance Will Guarantee Sale-Metro Has Peeves Against ASCAP Over Cinematic Credits

LON MOONEY, Prot. Mgr.

Representatives of Columbia and NEC were slated to meet yesterday the disposition of such rights. Miller, president of the National Association of Broadcasters, to sider the latest progress made in the move of Broadcast Music, Inc., to acquire the Metro-Robbins catalogs. A BMI directorate gathering is slated for next Tuesday (16) at the Riltz Tower, N. Y. The contract covering the sale was drawn up, last week, but an official of one of the networks declared Monday (8) that there were 'very many wrinkles to be ironed out before there could be adeal.' In Metro quarters optimistic air prevailed.

Before going in on the Metro Music proposition, NBC wants to make certain of at least two things. One, is that the entire broadcasting industry stands united backing the sale and obligating itself to a three-year contract with BMI so that sufficient license fees will be forthcoming to pay off the Metro investment. Also that Metro can legally deliver 100% of the small rights in the Catalog. In other words, it doesn't want to buy a whirlwind of law suits.

It is generally accepted within the music and broadcasting inthe catalog. In other words, it doesn't want to buy a whirlwind of law suits.

It is generally accepted within the witer's contract which will uphold their contention that the vesting of such rights in ASCAP has become a custom of the business and that these rights can only be transferred subject to the terms in the vesting of such rights in ASCAP has become a custom of the business and that these rights can only be transferred subject to the terms in the vesting of such rights in ASCAP has become a custom of the business and that these writer's mall rights in the Metro catalogs to the American Society of Composers, Authors, and Ptoblishers, The feeling within these writer's contract which will be followed by a deluge of restraining litigation by writers who have assigned their small rights in the Metro catalogs to the American Society of Composers, Authors, and Ptoblishers, The feeling within the vesting of suc



Night Club Reviews

CHASE CLUB, ST. L.

St. Louis, July 5.
Cross and Dunn, Arnold Rouner,
Lynn Chalmers, Theodore and
Denesha, Carlos Molina Orch (12);
\$1.25-\$1.50 minimum.

Delayed appearance of the Latin-American strains of Carlos Molina's tooters, heavily ballyed, plus quality and quantity of entertainment, is packing 'em in at this air-could-tioned swank west end spot despite

tioned swank west end spot despite atrong outdoor competish.

Band has a clever finger drummer and Molina is no slouch with the gourds and violin. There's an unusual novelty act by Arnold Ronner, a young un, who doubles a men an six a sleight-off the state of the s

to come back for two more songs we satisfy the customers who filled the place.

Molina's boys produce pleasing tunes that get the dansapators off their chairs.

Sahu.

PATIO BARGE, PITT

Pittsburgh, July 3.
Herman Middleman Orch (8)
Jackie Heller, Eric Ricard, Jerry (8)
Turk, Shirley Heller, Eddie Metcalje, Paul Florenz (6):18 (6): 31 den
\$1.50 (Saturday and holidays) minimun.

Sol Heller and Nick Andolina proving themselves shrewd nitery operators. Not content with smasl click of their Yacht Club, nee the with the only open-air dance spot in the downtown district. It's a barge hooked to the anchored boat and extending into the river, with the Golden Triangle and bridge lights showering it with a pic-turesque background. It seats around 150 and overflow can be put

turesque background. It seats around 150 and overflow can be put in club proper, where a loud-speaker has been hooked up to bring in the band music.

Only trouble opening night (3) was that tables outside of ringside and beyond first couple of rows couldn't see the show because there was no floor elevation? That's being corrected, however, with stage being corrected, however, with stage being banked to height of bandstand, providing clear-view for the customers even in farthest recesses. Good inaugural show will further advertise the Patit hese diggings and should not be a popular warm-weather spot. Only other local places in which to dance under the stars are from 10 to 20 miles out in the country. Barge brings the same atmosphere, and more, right into the middle of the Triangle.

before they've made a turn. As a warbler, half-pint has few peers. Gives 'em chiefly the current pops, with 'few oldtimers, and seldom gets away with less than 10 num-hers.

Gives 'em chiefly the Current pops, with 'few oldtimers, and seldom gets away with less than 10 numbers. Ricard, a Bob Ripley alumbars are not not been always and a neat novelty in his anadowar app turn. Manipulates his singers cleverly in front of a spotingth, which throws flock of amazing, animated fingers on a silver screen in front of him. It's entirely different for a nitery act and unusual enough to make his stay anywhere profitable for both parties. Jerry and Turk are a couple of antic hoofers with plenty on the ball, he a deadpanner and she a wild-haired, screwball cutie. They bounce into a hit almost from getaway, and stay that way right through. Malamixes up some okay chatter at the mike while she is patty-caken and lap-sitting wit. Kids are cafe surefirers. Only mistake they made was in their enore, which was in extremely bad taste here. All right or a weekend crowd in the Catskills, but that's as far as it should be permitted to get.

Paul Florenz line of six gals can step well enough and they look good, too. Give out with the hula stuff in scanty costumes, and shake it up plenty, and wind up congaing with he' crowd to work up a lot of fun and fury. Herman Middleman's band, with Shirley Heller and Eddie Metcalte doing a good joo on the vocals, both in solo and duets, is a first all of the strick and all the screen and bot in its stride and also the child in the strike and also the strike.

BATH & TURF, A. C.

Atlantic City, July 7.
Belle Baker, Tana, Juanita Rios,
Gerardo and His Conga Dances,
Don DeVodis Orch: \$3 Minishum
Saturdays and holidays; no cover,
no minimum, otherwise.

This smart club, which runs for about 10 weeks during the summer, opened July 4 with Belle Baker toping the bill. Club has been elaborately decorated and air-conditioned.

orately decorated and air-conditioned.

Miss Baker, scheduled to open a week preceding, had been stricken upon arrival with a bronchial ailment that kept her indisposed for a week preceding had been stricken in the strict of the result of the strict of the result of the strict of the result of t

BMI-Metro

Continue ofrom page 35_

would be involved in checking theperformance, and for

reasons.

An angle which has caused some questioning within the broadcasting indistry. Itself is the circumstance that, between them, Columbia and NBC own 40% of the stook in BMI. It has been remarked that the two networks would have little difficulty to swing 11% more their, way and thereby sain control of the organic. networks would have little difficulty to swing 11% more their way and thereby gain control of the organization. With such control its hands the two webs could pretty-well determine in a year, or two, or three hence the business, catalog and political trend of BMI.

Publishers within ASCAP have pretty much reconciled themselves to the loss of the Metro catalogs. They figure that Columbia, having got itself way out on a limb already, will pressure the deal even if it must underwrite a major share of the obligation.

was no floor elevation. That's being corrected, however, with stage being banked to height of banksand, providing clear view for the customers even in farthest recesses. Good in augural; show will furthes advertise with a stage of the other land, while the Society is committed to the idea that, with or without the Metro-Robbins time in these diggings and should be a popular warm-weather spot. Only other local places in which to dance under the stars are from 10 to 20 miles out in the country. Barge brings the same atmosphere, autmore, right into the middle of the Triangle.

Little Jackie Heller continues to be the town's No. 1 nitery draw and has built up a personal following sufficient to insure success of any spot. He's doubling as singing star and inc. and is clicke at both. Has a cute manner with the customers and gets them, rooting for the acts

Nitery Followup

Cate Society in Greenwich Village, N. Y., which started out as a satirical billing and suddenly found itself enjoying a bit of a socialite vogue—with its policy of Harlemania transplanted to the Village—will got the whole hog this fall with an East 58th street boite to be called Cafe Society. It will be on the site of the old Belle-Livingston's and other Park avenue speakeasies, latterly Joe Zelli's Mother Kelly's, et al. Meantime the downtown spot, under Barney Josephson's aegis, has brought in a brisk swingo bunch headed by Teddy Wilson, ex-Benny Goodman Trio pianist, who heads a corking sextet of out-of-this-worlders. Wilson naturally dominant at the ivories, featuring Benny Morton, ace on the trombone, Yank Porter, drums, and Wille Coleman on trumpel. Seaturing Benny Morton, ace on the trombone, Yank Porter, drums, and Wille Coleman on the Steinway will coleman on the Steinway what with Peter Johnson and Albert Ammons, with their respective Kansas City and Chicago boogie-woogie style of pianology, the show is all to the Steinway. However, It's by no means boresome, each with definite fair. Miss Scott's swing-sings popsin unique style and the doctor of the steinway what with a content of the steinway what with Beachcand-white tricks with Jack. The stein of Cafe Society in Greenwich Village

and-whites.

Monte Proser has decided his Beachcomber, N. Y., needs a hypo to offset the opposition from The Hurricane with its elaborate South Seas floor show, and, above all, a new cafe personality in Romo Vincette the Hurique House of the Hole over the thing the Hole over the summer. good idea, since the unique food, while extraordinary in its Oriental quality, could total into a nice-tab—especially. If ortified with supplementary code grogs at 75c and zombies at \$1.25 a copy—and now he's embellishing it still further with a floor show. In Ramon and Renita, ballroom dancers, he brings a strong cafe name to the proceedings, especially for the smart supper trade that the Beachcomber draws. Dancers only frolle from supper, trade that the Beachcomber draws. Dancers only frolle from midnight on. At dinner, besides the crack Sonny Kendis band (a fugitive from Sherman Billingsley's Stork), the rhythmic LeAhn Sisters. (4) cut up with vocal harmonics. Okay on the pops, but they should eschew the heavier ballads. El Manego, a solo congarhumba specialist, does the pops, but they should eschew the heavier ballads. El Manego, a solo congarhumba specialist, does the dances usually done by Cuban teams when each cuts up in shaking that thing. The idea of the solo strut is in itself a novelty and nice change of pace. Arthur Warren was the substitute orchestra caught on a night when Kendis was off, and that gives rise to the Broadway simile, as anonymous as the maestro of the relief orchestra, judging by his general lack of identity by most of the Beachcomber personnel. Violinist-conductor with a zingy sextet, does a good job, and whenever Billings they reclaims Kendis (whom he, has under long-term contract) Proser has his next band all set, Warren is regularly at the Village. Barn. Continuing is Chavez's crack Latin band.

PRESSES CLOCK AND WAX

Sammy Kaye's All-Night Vigit In the Cutting Room

Sammy Kaye orchestra was forced into a fast piece of work last week to get in its first recording date under a new contract with Eli Oberstein's United States Record Co. Playing that week at the Fox theatre, Detroit, Kaye was to record in Chicago. He packed the band into a chartered plane Tuesday night. (2), flew to Chicago, recorded all night and flew back to Detroit in time for the first show next day (Wednesday).

Outfit cut tune, 'World Is in My Arms, from the new Al Jolson show, 'Hold on to Your Hat,' a pop, 'Love Lies,' and two standards, 'That Old Gang of Mine' and 'Oh Helen.'

Bob Chester, on his first one-night invasion of Ohio territory, gave Summit Beach park ballroom here its best one-night business of the summer season, according to Lew Platt, manager. The Chester combo attracted 2,421 paid customers, 1,450 of these being advance sales at 55 cents a person, including tax, and the remainder, boxoffice admissions at six bits each the night of the dance.

Stop here was one cathery

Bands at the Boxoffice

(Presented herewith, as a weekly tabulation, is the estimated cover charge business being done by name bands in various New York hotels. Dinner business (7-10 P.M.) not rated. Figures after name of hotel give room capacity and cover charge. Larger amount designates weekend and holiday price.)

Band Hotel Wooks	Past (Total overs
Charlie Barnet Lincoln (225; 50c-\$1) 10	450	6.475
arry Clinton*t New Yorker (400; 75c-\$1.50) 9 1		13,500
Buddy Clarke Park Central (375; 50c-\$1) 1	500	500
immy DorseyPennsylvania (500; 75c-\$1.50) 13 1	.800	21.000
Fommy Dorsey* Asior (900; 75c-\$1)		22.475
		11.575
Alvino RayBiltmore (300; \$1-\$1.50)	525	1,875

* Asterisks indicate a supporting floor show, although the band is the morn draw. Clinton was in the room only 2 days last week, returning Friday (5). Joe Venuti was on the stand the first four days.

Russ Lyon Checking Up; Werblin Incommunicado

Werblin Incommunicado
Russ Lyons, Music Corp. of America band dept. exec. off to the hospital Saturday (13) in New York for a three-day checkup prior to starting a vacation stretch. Strictly a probing going-over, nothing wrong. Sonny Werblin, MCA v.p., still, is in Fitth Avenue hospital, N. Y., recovering from repercussions of an illness of last winter. He's allowed no visitors or communication.

MUSIC MEN'S KIDDIES FROM LONDON TO N. Y.

Number of London music men and Number of London music men and writers are getting their wives and children entry into the United States through the aid of American publishers. As requested by their British business associates, these American pubs are cabling the U.S. Consulate in London guaranteeing that the refugees will not become public charges.

Two of those who are sending over Phillips, general manager of Peter Maurice Music, Ltd., and Jimmy Kennedy, writer of South of the

Columbia Returns 35c Okeh Label to Counters

Columbi Records officially announced its new Okeh labels, replacing the old Vocalion tag on its 35c discs, late last week. On the first release, scheduled to hit the stands July 15, are listed Gene Krupa and Count Basie, both of whom dropped to the new label from the 50c Columbia sides, Dick Jurgens, John Kirby, Frankie Masters, Al Donahue, Tommy Tucker, Horace Henderson, Tiny Hill, Ray Herbeck, and Jack Leonard. Last is the first record on a new contract. Leonard being the ex-Dorsey vocalist currently singing sustaining on CBS.

The above named artists have all been Vocalion cutters for some time, except Krupa and Basie, but in addition to those the label will also carry Cab Calloway, Ben Bernie, Tommy Reynolds, Lawrence Welk, Henry Russell, Del Courtney, Ginny Simms, Frankie Carle, Billie Holliday, and the Six Hits and a Riss. In addition there are race records.

Banjo Santly to M. & M.

Joe (Banjo) Santly has joined Mercer & Morris as professional manager. Deal was consummated last week in a telephone call from Edwin H. (Buddy) Morris on the

Coast.

Bobby Mellin, who was brought in from Chicago a couple months ago, remains with the firm's professional department.

Santly, who started work Monday
(8), is a brother of Lester Santly, of
Santly-Joy.

KENNYWOOD SETS WELK

Pittsburgh, July 9.
Booking of Lawrence Welk orche
tra for eight-day engagement fro
Aug. 26 to end of season on Sept.
completes summer name bar completes summer name band line-up at Kennywood Park here. Welk's a fave in these parts, having started climb which has since put him among the leaders at William Penn Hotel's Chatterbox.

Schedule for remainder of includes Time.

Penn Hotel's Chatterbox.
Schegule for remainder of season
includes Triny Hill, who opened twoweek engagement Monday. (8), Mal
Hallett, July 22 for fortnight: Lou
Breese, Aug. 5- for two weeks, and
Earl Mellen, Aug. 13, for one week.

War Conditions Complicate Orks' Canadian Dates

Band bookers are being very careful at the moment about scheduling bands for Canadian dance dates, usually fairly lucrative. New passport and other restrictions on Canada-United States border traffic is

port and other restrictions on Candad-United States border traffic is creating much havoc among outfits few of whom are correctly equipped with entree papers or the necessary birth certificates, etc., to obtain them. Of course, if international okays, are shipshape there's not much trouble.

Main point avoiding booking some bands into Canada, even though they're routed near the border but still in the U.S., that if anything out of the ordinary occurs, through the action of one of the band members, permission to return can be held up several days. It may be some small thing, meaningless but in time of war glaring, Such a delayed return could easily knock the band out of additional scheduled one-nighters on this side, or a location date start. Bands with radio programs would be in a worse predicament if denied the right to get back in time for a broadcast.

Untroubled Ontario Booking

Buffalo, July 9.

Harold Austin disclaims any difficulty at Crystal Beach, Onlario
ballroom, Austin has been bringing
his band nightly from Buffalo toCanadian resort, where he manages
dance floor. Spot also plays a Canadifferential resortice. dian outfit opposite.

dian outfit opposite.

Deal now is on fire to bring In
Guy Lombardo July 19. First outside attraction at ballroom this season, was 'Happy Gang' of CBL, Torofito, and Clinton Buehlman, 'Musical Clocker' of WGR, Buffalo, Monday (1). Neat 3,000 crowd braved
showers at 50c, a head to watch.

Band Bookings

Raymond Scott, July 10, Hershey Park, Hershey, Pa., 11, Lakewood B. Mahanoy City, Pa., 13, Steel Pier, Atlantic City.
Count Basie, July 12, Coney Is-

land, Cincinnati,
Mitchell Ayres, July 13, Washington, D. C.; 14-20, Manhattan-Brighton, Beaches, New York; 27-Aug. 2,
Palisades Park, Fort Lee, N. J.; 5,
Steel Pier, Atlantic City, N. J.

on Baches, New York; 27 Aug. 2, Palisides Park, Fort Lee, N. J. 3, Steel Pier, Atlantic City, N. J. 5, Steel Pier, Atlantic City, N. J. 5, Steel Pier, Atlantic City, N. J. 5, Steel Pier, Atlantic City, N. J. 6, Steel Pier, Atlantic City, N. J. 20, Hershey Park, Hershey, Par. 21, Pleasure Beach, Bridgeport, Comin, Sandusky, Ohio. Duke Ellington, July 16, City Hall, Columbus, Ga.; 17, City, Aud. Atlanta; 19, Riverside Beach Park, Charleston, S. C.; 26, week, Eastwood Gardens, Detroit. Tony Martin-Bob Zurke, July 15, Nu-Bims B., Youngstown, O.; 16, Waldemeer Park, Erie, Par. 19, George F. Pavillian, Johnson City, N. Y.; 20, Bemus Point Casino, Bemus Point, N. Y.; 21, Crystal Beach Park, Lorain, O.; 22, Palace theatre, South Bend, Ill.; 23, Coronado theatre, Madison, Wis; 26, Electric Park, Waterloo, Iowa.

David Snell handling the scoring assignment of Golden Fleecing at Metro.

Loew's Among 3 Named in Suits **Totalling \$380,000 As Aftermath** Of One-Niters' Fatal Car Crackup

Suits totalling \$380,000 have been iled, are in the process of being iled, against Loew's, Inc. WHN Artnied, against Loews, and white Art-ists Bureau and Loews Poll theatre, Bridgeport, Conn., as an aftermath of an automobile accident May 25 that took the lives of two perform-

and injured four others. Per-formers were en route to the Bridgeport house to fulfill a one-night booking when a tire on the actorowned and driven car blew out. The auto turned over several times and

auto turned over several times and was completely demolished.

Joseph B. Schriftman, kid performer billed as Master Jay Bee, was instantly killed, while Max Maurice, acrobal, owner of the car and teamed with Albert Vincent (Abraham Horowitz), who was driving, died several days later in Stamford hospital.

Of the others, Natalle Boyle, dancer was probabily the

(Abraham Horowitz), who was driving died several days later in Stamford hospital.

Of the others, Natalle Boyle, dancer, was probably the most severely injured. She's still on a fracture-board in Norwalk, Conn., General Hospital, suffering from a broken back. It's expected she may be thus confined for another six months. Paul Gerson, accordionist, suffered a brain concussion, shoulder and hip injuries, but he has since been released from the same hospital. Vincent received severe internal hurts, but the sixth member of the troupe, Estelle Shurak, singer, was able to go home immediately following the accident after treatment for comparatively mild injuries.

Jay Ree's 250G Claim

was able to go home immediately of lollowing, the accident after treatment for comparatively mild injuries.

Jay Bee's 250G Claim

Highest amount sought in the suits is \$250,000, asked by the parents of Schriffman, who are being represented by attorney John M. Keesing, He expects to complete his papers and serve Loew's, WHN and the theatre by the end of next week. Two suits, totalling \$125,000, have already been filed in Brooklyn supreme court by Jonas Silverstone, attorney for Miss Boyle and Gerson. Miss Boyle is: asking for \$100,000, Fourth plaintiff is Miss Shurak, epresented by George Abrams, who is asking \$5,000. This suit also has not yet been filed, but Abrams says he is: working in collaboration with Keesing and Silverstone and will serve Loew's at the same time that Keesing does.

Silverstone's affidavits point out that the performers were contracted to receive only \$5 ench for the one-show engagement, blus transportation to and from Bridgeport. The transportation, the papers claim, was Maurice's nine-yen-old automobile, the performers having been gathered together near the backtage entrance of Loew's State, New York, in order to meet each other and the car, Maurice, it's understood, was to receive an additional mount for providing the ear.

It's also pointed out that Maurice and purchased the car for \$60 and had it resistered under the address of the Hotel Royal, New Hawen, Conn, although he was actually a resident of N. Y. The law suits are based on the premise that Loew's, WHN and Poli's are liable because they provided the transportation without first checking on the safety and whether Maurice was licensed as (common carrier.

Answers to the suits filed by Silverstone in behalf of Miss Boyle and Gerson are due from Loew's, WHN and Poli's are liable because they provided week the Miss Boyle and Gerson are due from Loew's, WHN and Poli's are liable because they provided week the Miss Boyle and Gerson are due from Loew's, WHN and Poli's are liable because they provided week the Miss Boyle and Gerson a

2 CHI-PRODUCED UNITS FAIL TO PAY ACTORS

Chicago, July 9.

Two Chicago shows folded without paying off last week. Dwight Pepple's Jubilesta' variety show, playing on the far southside of Chicago under auspices of neighborhood merchants, failed to pay musicians and performers, with local American Guild of Variety Artists readying to take action after managing to obtain part payment.

In Johnstown (Pa.) a Chicago-produced unit tagged 'Broadway on Parade.' with E. M. Gluckman as producer, folded and failed to fully pay the cast, though some of the members, particularly Milton Dougles, managed to get some coin.

Raye & Naldi Returning To Ben Marden's Riviera

Mary Raye and Naldi return to Ben Marden's Riviera, New Jersey roadhouse, for the third and fourth shows. The 16-week season splits up-into four frolics, changed every month. New lineup is set for July 18.

Joe E. Lewis is also due to come in to bolster the August racing season's dropoff when the mob shifts to Saratoga.

Leon & Eddie's. **Aquacade Near AGVA Settlement**

Both the Billy Rose Aquacade (at the N. Y. World's Fair) and Leon & Eddie's disputes with the American Guild of Variety Artists are in a state of complacent settlement, according to Hoyt Haddock, AGVA's executive secretary. Rose, in fact, this past weekend made full restitution to members of the cast who had missed shows because of injuries suffered during the course of performances. So far as shows missed because of illnesses that are not visibly blameable on Aquacade conditions, no restitutions will be made unless the performers can prove the show's to blame. In this category are earaches, backaches, etc.

conditions, na_restitutions will be made unless the performers can prove the show's to blame. In this category are earaches, backaches, etc. The Leon & Eddie's vs. AGVA afair is currently in the process of negotiation and the N. Y. nitery's show operating, sans only Beth Chandler, singer, who was discharged shortly after the half-host strike the evening of June 28. Actually, there were only two walkouts from the nitery show, the five pickets being from AGVA's general membership, before Leon & Eddie's decided to negotiate a deal. If they fail to reach an agreement, both sides are amenable to arbitration. Jack Hilliard, mc. at Leon & Eddie's and a member of AGVA's local board, escaped an embarrassing situation by showing up at the nitery shortly after the pickets were called off. AGVA is looking into Miss caused by union activities. 'A Helluw Way to Run Union'. There were reports last week that one of the AGVA negotiators had told Leon Enken, partner with Eddie Davis in the nitery, that he needed only to discharge a couple of the chorines, who incidentally had not offer the nitery that he needed only to discharge a couple of the chorines, who incidentally had not joined AGVA, to be able to raise L. & E.'s status from E to face is reported to have replied that this is a helluva way to run a union—by firing a couple of chorus girls in order that other performers could get some extra money.' 'A' classification by AGVA calls for \$40 basic wage for chorines, and \$60 basic pay for principals.

wage for channels.

Haddock admitted that these reports had also, reached him and that (Continued on page 38)

MURDER CHARGE

St. Louis, July 9.

Bronzell K. Foster, 37, ivory
tickler from North Little Rock,
Ark, last week was nailed by gendarmes in the Gaty Club. East
St. Louis niter, on a murder charge
and was taken back to the Arkansas,
metropolis. Foster, known in niterycircles as 'Speedy,' is charged with
having fatally injured D. C. McCullough, a Missouri-Pacific brakeman with an bar in an argument in September 1985. According
to-cops Foster disappeared after the
killing and recently the Little Rock
cops arrested Raiph Lovell, who also
is said to be implicated in the mur-St. Louis, July 9.

is said to be implicated in the murder,
Clues unearthed by the railroad
dicks led to the East St. Louis spot.
Foster waived extradition to St.
Louis and then to North Little Rock.
He denied his guilt.

Sentence Nitery Op To Life for Murder

Bob Berryman, 52, whose night clubs operate in Mississippi, Thurs-day (4) was sentenced to life imprisonment for the slaying of John Phillips, night club bouncer. Killing occurred in a beer tavern on May 31. Jury returned verdict of guilty of first degree murder with mitigating circumstances.

MCA-Ft. Worth Casa Deal Cold; Town Still Dickering for Shows

Fort Worth July 9.

Fort Worth July 9.

Casa Manana directors, who thought they had a summer show deal with Music Corp. of America early in May, found themselves last week with no deal and no show. MCA had dallied with local committee, pleading first the war, then insufficient guarantee, as reason for delay in signing a contract originally set up by MCA office.

Finally developed that MCA's inability to deliver Kay Kyser the was guaranteed in original contract) was the drawback. Kyser's film commitments made him unavailable for Fort Worth.

When the local show committee finally gave up on MCA, they threw the bidding open to all comers and were met with show propositions last week from William Morris Agency (who did the show here last year) and Charles J. Freeman, New York booker.

Freeman's proposition to put on a relatively simple show, with Clark Robinson as producer, seemed most likely to win out.

Despite all hazards, local committee is determined to have Casa Manana open for at least one month this summer.

Haddock Denies AGVA Non-Actor Rule; Leftist Policy 'Progressivism'; **Defends Firing of Thesp Organizer**

Here's What Happened To Jimmy Evans, Ex-Vauder

New Bedford, Mass., July 9.
Red Cross charity broadcasts and entertainments lured James W. (Jimmy) Evans, former vaudevillian, out of eight-year singing retirement. Evans, now postmaster of Fairwaven, Mass., just renamed for four-years more, also operates a deluxe New Bedford luinch wagon, which he moved from Cape Cod several years ago.

Dunn, Treasurer, Savs AGVA Must **Oust Non-Actors**

ability to deliver Kay Kyser the was guaranteed in original contract) was the drawback. Kyser's film commitments made him unavailable for Fort Worth. Ocal. show committee finally save up on MCA, they threw the bidding open to all comers and were met with show propositions last week from William Morris Agency (who did the show here last year) and Charles J. Freeman, New York booker.

Freeman's proposition to put on a relatively simple show, with Clark Robinson as producer, seemed most likely to win out.

Despite all hazards. local committee is determined to have Casa Manana open for at least one month this summer.

Sonia Henie Ice Revue

To Make 20-Wk. Tour

Sonja Henie and her Ice Revue will make a 20-week tour this season, the longest series ever scheduled for the show. Will get underway around Oct. Art Wirtz, chief of the Chicago Stadium, is readying an entirely newshow to be produced by Leon Leonidoff who will also handle the Sonart (Sonja Henie-Art Wirtz) ice productions at the Center in New York.

Leonidoff Seeks Songs
Leon Leonidoff is sifting song and other material for the Sonja Henie ice revue due at the Center, N. Y. Oct. 1. Robert Stoltz, Viennese composer, now in America, is one possibility. So are Peter de Rose and Mitchell Parish. Much depends on the book idea, now being readied.

Slottz also has a Shubert opercital possibility.

Charges that the American Guild of Variety Artists is being run by non-actors are refuted by Hoyt Haddock, cxecutive secretary of the performers' union. Haddock, non-actor, points out he is merely in the employ of the union and always answerable to the national governing board, composed chiefly of performers.

According to Haddock, the governing board is always in the position to fire him, and. he adds, this: as it, should be. Because of this, he states, the union can always easily get rid of him if it is not satisfied with his work. The situation would be different, Haddock admits, if his Job was an elective, rather than appoint of the company of the compan

he need not worry about finances. Because of this and their ideas, he says to operated AGVA on the basis of its bolential membership and income, rather than its actual membership and receipts. It was not until the Four A's retived to advance more coin that he found it hecessary in the Four A's clamped down on any further, loons after AGVA's national board refused to allow its sister unions to 'dictate' its policy. It was coincidental, in view of a recent hecic meeting of AGVA's national board, that Haddock was called by a daily newspoer to comment on fresh charges that he was Coincidined on page 41).

on fresh charge. (Continued on page 41)

N. Y. COTTON CLUB MAY **GO THE SOUTH SEA WAY**

With everything in the thatchedroof motif, or rapidly veering that
way, a proposal is to convert the
Cotton Club on Broadway into.
Porto Rico-type nitery.
Thus, management could preserve
its Harlem motif, with which the
Cotton Club has long been successfully identified, and yet it could fall
into: the hybrid South Seas-Lati
groove, so popular currently,

Pa. Labor Dept. Claims Agcy. License Victory Over MCA and Philly Nitery

Philadelphia, July 9, Who bounced Dixie Dunbar from Club Bali?"

That question is about to become a cause celebre in nitery circles here. It's on par with 'Who Killed Cock Robin?' and 'How Old is Ann?'

Robin? and 'How Old is Ann?'
On Friday night (5), Anthony
Sharkey, in charge of agent licensing
for the State Department of Labor
and Industry, appeared at the Bali
and notified the Kaliner Bros. that
Miss Dunbar would have to be
pulled from the show because she
was booked by the Music Corp. of
America, which, he claimed, had no
license to do business Pennsylvania.

vania.

Miss Dunbar packed up after Saturday night's show and left town.

Sharkey wouldn't talk, but spokesmen for the department said, that the State's power to enforce the law was now proven and that henceforth all out-of-town booking offices would be barred from doing business here. Sharkey sent a warning to Jack Lynch, whose shows are booked by the William Morris office, that his

lacts, too, would be forced to quit unless they were pencilled in by a local agent. Sharkey intimated that his long-threatened blitz against the New York offices had begun.

But the Ball management poohpoohed Sharkey's claim. They denied his threats had caused them to cancel Disie. Although they admitted that her contract had a week to run, a member of the Ball firm said they had made an "amicable settlement" with the dancer and she relieved them of the extra week. The club-is now running on a summer policy with a reduced nut. A member of the Ball firm said they had received an ophition from one of the leading Philly law firms that the booking license law was invalid, since it interfered with interstate commerce, and therefore was a violation of the Constitution. A representative of MCA here also degisted being 'frightened' by Sharkey's threat.

But Sharkey still points at Miss

nied being man-threat.

But Sharkey still points at Miss Dunbar's walkout and claims that from now on 'the law will be en-forced.'

Gov't Agents Raid Philly Anchorage In Crackdown for Delinquent Taxes

Philadelphia, July 9.

Uncle Sam's long-awaited blitz against nitery owners delinquent in Faderal taxes started in earnest here last week. A squied of agents of the United States Department of Internal Revenue swooped down on the Anchorage, swank al fresco spot operated by Arthur H. Fadula on the East River Drive, last Tuesday night (2). They turned out Padula and all the employees and locked themselves inside. For the rest of the night and all the next day the agents checked over the entire contents of the spot with a view toward holding a sale to satisfy the Government's claim of more than \$5,000 in social security and personal taxes. The sale was temporarily halted by U.S. District Court Judge Harry E. Kalodner, who ordered that a receiver be appointed in order to protect the other creditors of the spot. The receiver, B. Joseph Kelly, former Deputy City Controller, was ordered to keep the place open and report at the end of 10 days on whether the spot could be run profitably.

ably.

If chances of making money are favorable, the place will continue in operation under a temporary receivership. If Kelly puts thumbs down on the place, the Government will probably be allowed to go along with its sale. The padlock was ordered removed for the 10-day period.

will probably be allowed to go along with its sale. The padlock was ordered removed for the 10-day periodi.

It was brought out during progenings before Judge Kalodner that Padula not only owed social security taxes, but capital stock and income taxes as well. In addition, \$4.000 is owed to private creditors, \$1,500 in rent and \$2,500 in wages.

Internal Revenue Collector Walter J. Rothensies explained the 'raid' and seizure of the Anchorage was taken as a last resort, when all other methods for collecting the taxes, delinquent for more than nine months. had failed. Rothensies wouldn't say whether criminal action might be taken against Padula. Attaches of the Internal Revenue office infinated that the foray against the Anchorage was the lid-opener of a series of similar actions against other delinquent spots in the Philly area.

The Cafe Owners Assn. was skedded to meet this week in emergency huddle to formulate a policy for mass settlement with the Government to forestall any similar action on their spots. Last week's raid was foreshadowed by series of visits by Revenue agents in central-cily spots last month, when many cash generation of two or three-was in arrears for social security taxes.

The Government rap isn't the only tax headeds the action security had be described to severter the only as headeds the club exercet was the headeds the club operators the operators was considered to the contract of the contr skedded to meet this week in emergency huddle to formulate a policy for mass settlement with the Government to forestall any similar action on their spots. Last week's raid was foreshadowed by a series of visits by Revenue agents in central-cily spots last month, when many cash registers were tapped toward payment of the definiquent taxes. It was said that virtually every nitery—with the possible exception of two or three-was in arrears for social security taxes.

The Government rap isn't the only tax headache the club operators are facing. The State is reported getting ready to take similar action to force officerion of unemployment compensions.

sation levies. State agents and accountants have been reported delving into the situation for the past four months.

The Government raid and tempo-

The Government raid and temporary closing of his spot is another in the good setbacks which have been dogging Padula ever since the Arcadia-International shuttered in January. 1839. Since then he's been trying to make a comeback at the Auchorage, but has had repeated troubles with the musicians union, waiters and bartenders unions, a suit against him by ASCAP, and other headaches. He was getting ready to run with name band policy when the Government stepped in. Currently he is featuring Clem Williams' orch.

Int'l, French Casino **Auctions Mark Finale** Of N. Y. Nitery Epoch

Auction sale tomorrow (10) morning of the International Casino's furnishings, and 'equipment marks the end of another Broadway epoch, this being the last and the most levish of the cabaret-theatres in the field. It was opened three seasons ago by BMO Corp. (Lou Br cker, Joe Moss and George Olsen, the maestro), coming on the heels of the French Casino and kindred type iteries. The French Casino (nee Earl Carroll theatre) also wend on the auction block for its equipment last week, preparatory to converting the theatre into stores and a basement bowling, alley. There are several dickers for the latter, even Broadway enjoying part of the current bowling vogue in America.

French Casino inaugurated its first Clifford C. Fischer revue in December, 1934, and, for nore than three seasons it was a big. money-maker. Then the competitio. Jumped in and cut into it plenty.

Fischer, Franco-Ame-Ican showman, is currently convalescing in California, His 'Folies Bergeres' revue is running at the Frisco Exposition.

Eddie Cantor Again Heads Jewish Theatrical Guild

The THEATRE of the STARS BOOKING AGENCY LOEW BLDG. ANNEX 160 WEST 46TH ST. NEW YORK Bryant 9-7800 SIDNEY H. PIERMONT

Billy Rose Wins Suit Over 'Barbary Coast'

Barbary Coast, Inc., operators of a Manhattan restaurant, bar and grill, at 119 West 49th street, lost its plea for a temporary injunction against

at 119 West 49th street, lost its plea for a temporary lujunction against Billy Rose's Barbary Coast when Justice Felix Benvenga in N. Y. supreme court decided that the use of the name Barbary Coast by Rose, in councetion with his N. Y. World's Fair enterprise, was not an infringement of the plantiff's rights. Plaintiff claims damages, an accounting of profits and seeks an injunction asserting the use of the name Barbary Coast' calculated to deceive the public into believing both establishments are the same. The court ruled that Rose's business a temporary project which will be discontinued at the close of the Fair. The defendant's establishment is much larger than the plaintiff's, with the entertainment being furnished by Billy Rose, a well known showman. Indeed the emphasis in the name used by the defendant is on Billy Rose, rather than on 'Barbary Coast, the name Billy Rose being used to attract customers to the establishment, and the name Barbary Coast to denote the type of entertainment associated with the name of the showman, and suggestive of the old Barbary Coast in San Francisco.

I doubt whether the use by the defendant of the recorraphic or dedended.

cisco. I doubt whether the use by the defendant of the geographic or descriptive term Barbary Coast, in connection with its establishment, is liable to confuse or mislead the public to the detriment or injury of the plaintiff, especially since the defendant's use of the term is accompanied by such information as will distinguish the defendant's establishment from that of the plaintiff. Temporary injunction denied.

GRAPE GOES SOUR IN PITT

Pittsburgh, July 9.

Despite the fact that this is one of the country's biggest industrial centers, where the butter-and-egg men are supposed to grow on trees, the champagne party-thrower has all but completely disappeared and the night club owners are crying in their beer for the good old days. It's a big night when even one bottle of the sparkling stuff is peddled across a local bar.

As a matter of fact, the cafe operators are afraid this has become a town where the limit of the check is the minimum and no more. More beer, because it is cheaper, is being consumed than anything else, with gin a close second, also because the tariff isn't so high. Big spenders have rapidly disappeared and the whole staff goes out on a binge when a coin-laden guy comes in and entertains the chorus girls with drinks, which is once in a blue moon nowadays. It used to be quite common. Proof of the depression in money trade is the fallen estate lately of the hostess. There used to be a flock of em in every downtown, nitery to keep the lonesome fellow company, but they're fast disappearing. Gals complain that the tips they receive these days wouldn't be enough to keep them in coffee and cakes.

Not even the convention trade, of

enough to keep them in coffee and cakes.

Not even the convention trade, of which Pittsburgh gets plenty, is shelling out as of yore. Boys for the most part have been getting two-thirds of a bun on at their own hotel room gatherings and then dropping into a club to complete the binge, which in most cases requires only one or two additional shots.

Old Friars Club, Lost In '33, Changes Hands

In '33, Changes Hands
The old Friars clubhouse on West
48th street, N. Y., formerly called
the Monastery by members, has finally been sold. New owners are
known as the Fraterial Club, Inc.,
which will operate building for lodge
meeting rooms and club purposes,
including a cafe. Alterations are to
be made by the new owners who
operate other buildings similarly.

The Friars lost the clubhouse in
1933 through foreclosure by, the
Bank for Savings after the clubmen had occupied it sluce 1916, when
it was built. It was used by the
WPA music project for some time,
but has not been in use for the past
year or so. Friars now quartered in the Edison hotel annex.

Leon & Eddie's

Continued from page 37

Phil Irving, executive secretary of AGVA, had been accused as the negotiator offering that type of settlement. Irving was questioned before AGVA's national board, Haddock states, and denied ever making such a proposition to Enken. Haddock says somebody is not telling the truth, and he prefers to believe Irving.

Besides the settlement on the deductions from salaries because of injuries, Rose, has also agreed henceforth to dock Aquacade performers because of shows missed due to the performers fault on the basis of only \$1 per performance, over a 23-performance-a-week schedule. At 23.

because of shows missed due to the performers' fault on the basis of only \$1, per performance over a 23-performance-a-week schedule; At 23, shows or below, Rose is entitled to deduct at the rate of 1.23 of the performers' salary, or pro rata. Heretofore, Rose had been deducting pro rata at the rate of the number of shows played weekly, or 1/28, whatever the case was. This naturally amounted to more than \$1 per show, whereas AGVA's deal with Rose for extra pay to chorus and swimmers calls for only \$1 per show over 23 shows weekly. Rose had also been insisting that the union arbitrate his claim for a basic number of 25 shows weekly, which is the deal given Michael Todd by AGVA, but last week dropped this request. Todd was granted the higher amount of shows at his Gay New Orleans concession at the Fair, playing three revues, because his shows only run 30 minutes. For more than 25 shows, Tödd also pays \$1 extra per performance.

TOM PATRICOLA SUES TO STOP PHONEY 'JR.'

Injunction was asked yesterday (Tuesday) by Tom Patricola, vet dancer, to stop a youngster cur-rently playing New York's minor nitery circuit from using the tag, Tom Patricola, Jr. In papers filed in New York supreme court, Parti-cola maintains that the closest he ever came to being father of the lad billed as Jr. was a couple years ago, when he awarded him a medal on his gradualtion from the Ned Way-burn School.

his graduation from the Ned Way-burn School.

Patricola, his injunction petition, cites his 30 years on the stage and in pictures as giving him a reputation which is being damaged by appearance of his name with a 'fr' in tiny letters attached to it in front of the spots the youth is playing. Latter recently closed at the Jiggs Bar on 51st at; He is cited in the legal papers merely as John Doc. Injunction is also asked against his manager, Mickey Owens.

Pelition filed by Patricola's attorney, David Garrison Berger, is interesting legally to show business as the first application to it of a new N. Y. injunction law to speed up N. Y. injunction law to speed up Case and desist orders when pilferage of a name is involved. It is filed under the penal law, requires the preparation of no complaint, the person complained of must answer in five days instead of the usual 20, and the court can give a final decision at once without the necessity of trial Case will be heard Monday (15).

Negro Actors Sail

Negro Actors Guild holds its third annual boat ride around New York Friday night (12), having chartered the S. S. State of Delaware for the occasion.

Coleman Hawkins band will play for the dancing and Joe Louis, heavyweight champ, will be guest of honor.

BRANDT LINING UP BAND

Brandt circuit, through its booker, Arthur Fisher; is begining to line up and a booker of the coming fall and winter season for its three-house vaude circuit in New York. This fall will be the third straight session of! combo bills at the Flatbush, Brooklyn, and second for Windsor, Bronx, and Carlton, Jamaica. Latter house went split week in the middle of last winter, using stage shows only the last half. William Brandt's idea of forming a 10 or 12-week circuit of independently owned houses to take the shows intact after he plays them happarently fallen through. There's been no action on it since he first broached the idea a couple of months ago. Brandt would have collected a booking fee from each house.

•15 YEARS AGO•

(From VARIETY)

Vibrations of the Charleston be-ieved to have caused the collapse of the Pickwick Club, Boston dance-nall. Fifty were killed.

Richard Bennett, losing little time after parting with the Theatre Guild, was set for vaude. 'A Common Main', playlet by Tom Barry, was to be twentile in which Bennett was to open at Keith's, Washington, Lewis and Gordon producing.

Lina Basquette, 'Follies' duncer, and Sam Warner, the lone single member of the four Warner brothers, were married. Miss Basquette, 18, was a child picture star before coming east.

Samson Raphaelson, former atu-dent at the University of Illinois, wrote a play that was rated a good chance to click on Broadway. The lead was to be played by Phoebe Foster. Title was The Jazz Singer.

Just about a year since his band went into the Broadway Palace and clicked with the show biz crowd. Benny Meroff's outfit was back at the ace two-a-day stand for another clicky session.

Florence Vidor, screen star, awarded divorce from King Vidor, director, and given custody of their daughter.

American Federation of Labor granted a charter to press agents in legit. A new organization of pub-licity men and company manager was expected to become a part of

Best Coffee in England **OUALITY INN**

Leicester Square

WALTER (Dare) WAHL **BILLY ROSE'S** 'FRISCO AQUACADE

ICE SKATING TALENT WANTED **IMMEDIATELY**

NEW PRODUCTION OPENING

ROCKEFELLER CENTER THEATRE NEW YORK CITY

EXCLUSIVE BOOKING AGENCY

SKATING ARTISTS AGENCY

J. ARTHUR PRIEDLUND, President

1800 West Madison Street

Chicago, III.

Weber's Hof Bran

Riviera (Ft. Lee, N.J.)

Variety Bills

THIS WEEK (July 5) NEXT WEEK (July 12)

Numerals in connection with bills below indicate opening day of show, whether full or split week

Loew

NEW YORK CITY
Mafe (11)
Helen Reynolds Co
Faul Sydell (1)
Henverly Roberts
Henny Yaugeman
Reddy Powell Orc (2)
Collegians

WASHINGTON

Paramount

NEW YORK (ITY Paramount (19) Stapletons Chezzis Orrin Titcker: Orc CHICAGO Chicago (12)

Jan Savitt Oro Vic Hydo Evelyn Farney Sellers State Lake (12) Hattie McDanlel

Warner

NEW YORK (IT)
Strand (12)
Rudy Vallee Orc.
Bob Neller Bob Neller, Ames & Arno Reddinger, 2 Sylvi

Sylvi (5)
Bob Crosby Ore
3 Sailers
R & V Pickert
Trixle

WASHINGTON
Earle (12)
GRe Fotter Gls
Jeannier Lanler
Betty Bruse
Ben Tosto;
Nick Lucas
West & Page
Gas Foster Gls
Murlagh Sls

Dennis Day

State (10.13)

Independent

NEW YORK CITY Music Hall (11) Jun Peerce Madeline B Kars Bill Marquelle Myron Sleffin Capt John Tlebon G Westmoreland Karlos Peterson

Roxy (12)
Frankl'n D'Avm
Jeanne Brideso
Whitey Co
Een Yost Co,
Gao Foster Gis
Paul Ash Ovc

ATLANTIC CLPV
Steel Pler (14)
Lewis & Van
Annolds
Shyrettos

BALTIMORE Hippodrome (12) Bob Chester Orc.

State (10-13)
Arinur Lafleur
A Mack Bros
Wella & 4 Fays
PHILADETPHIA
Carman (12-19)
Vanderhilt Co
Parker & Frederick
Pally Jenkins Co
(One, to fill) PITMAN, N J Broadway (13 oaly

Lewi & Van Llazeed Tr (Two to fill) WILLOW GROV

(14 enly)
Parker & Fredericks
Liazeed Tr
(One to IIII)

World's Fair

American Jubilee Lucy Mource Paul Haakon Ray Middleton Wysn Murray

Vincent Lopez Ore Bleanor Holm Buster Crabbe Saxon Sls Frank Libinse Margot Brander

Ballantine Inn Adrian Rollini T Brazilian Bidg

Romeo de Silva O Grayce & Grahain

Gene Krupa Orc Gay New Orleans Jay Freeman Orc Muriel Page Mark Plant Ben Dova Carlos & Carlls Ann-Lowls

Dominion Ctifford Stanton Raya Sis & Doli Los Valentos

Gaumont Don Phillipe & Noveletjes Martin & Mae

CAMDEN TOWN

HAMMERSMITH

Merlin & Marlyn Val Vett Bob Jayd & B

ABERDEEN
Fivoli
Owen McGiveney
Mille Jatkson Co
Glus Chevuller
George Hurley
Frank Aley
Pergy Kirby

London

Week of July 8

Provincial

Week of July 8

HOLLOWAY

ISLINGTON
Blue Hall
Robert Ashley
Danvers
Lineas & Rowler

LEWISHAM Gaumont

Hall & Fields DUNDEE Palace

Georgie Wood
EDINBURGH
Royal
Jack Anthony

Ruby Hercer Carrie Finnell Berry Bros Albertina Rasch Pabst Blue Ribbo Gardens Bob Norris Orc

Streets of Parls Gypsy Rose Lee Hylton Sis Milton Watson Milton Watson Enis Beyer F & J Huber White Way

Rosila Royce Maharra

Roalia: Royce
Majharra
Winter Wonderland
B & B Wade
Alex Hurd
Al. Suretie
Genevieve & Stant'y
Mary Jane Halsted
May Judela
Rizabeth Cri
Sig Steinwoll
Juke & Sloan
Zomble
John Kithy Ore
Veiero Sia

Glen Island Casino Pancho & Habres Greenwick Village Casino

Tommy Dorsey Orc Ralph Rolgers Orc Floria Vestoff

Jay Morelle
Bartha, Ricardo
Clocky Halfeit
Henderson 2 & D
Holen G. Campbe
Robert Wilson
Bond Rowell
Bob. & Alf Pear
Elsle Percival
Maddle Dickson
12 Lovetta Gle
GETAGGOW Troy Sis & Wilson 4 Smith Broa M Donald & Maurice Kenyon 2 Morganeltes Tohmay Yorke Olga Hoffman Stella Peters

Shakespeare Talbot O'Farrell MHIIIe .

Plaza
Val Oman Ore
Zito Ore
Grace Vaughun
Belmont Ballndeer
Joe Howard
Hotel Belvedere
Ron Perry Ore
Hotel Biltmare

Alvino Rey Oro Al Shelledny King Sis Dick Morgan Skeels Herfurt

Hotel Bossert (Brooklyn) Eddie Lane Oro

Hotel Brevoort

Hotel Edleor

Gray Gordon Ore Hotel Essex Hou

Hotel Homestend (Kew Gardens)

Al Kavelin Orc Putil Morgan Marlyn Sinart

Bill Lester Orc Nick King Paul Anthony Prof Harwal Pat Marrow Lucille Wright

Hotel Lexington

Ray McKinney Or Hunolulu Maids Hotel Lincoln

Charlle Barnet: Or

Meanner Orr

Hotel New Yorke

Larry Clinton Or Belita Alfred Trenkler Nathan Walley Edith Dustman Roberts & Farley Ross MacLean

Hotel Fark Centre

(Coconini Grove)
Buddy Clarke Ord
Betty, Allen,
Helene Standish
'Scat' Powell
Charley Bourne
Esterbr'k & Farra
Gypsy Lee
Bunny, Howard

Hotel Pennsylvani

Junny Dorsey Ore Raiph Rotgers Ore Helen O'Connell Bob Eberle Buddy Schutz

Hofel Plaza

Dick Gaspaire Ors Hotel Suvey-Plaza Emile Petit Ors Hildegarde

Hotel St. George (Brooklyn)

(Brooklyn)
Muriel Lane
Tommy Taylor
Hotel St. Morlis
Eddle Valzos Ore
Marcella Henglick
Endle Borea
Gonzalo & Christin
Hotel St. Regis

Hotel Taff

Frankle Masters
Hotel Waldorf
Astoria

(Starlight Roaf)

Navier Ungar () Raul & Eya Rey Georges & John Josephine Housto

Harrienne

Balle Bosh Orc Fansio, Curbello Cann. Fransio, Curbello Cann. Francise
Romo. Vincent Pancho. & Dolores
Almis Ross.
Lollet Tordob.
Manshinos

La Marquia

Hotel McAlplu

Geo Lloyd Palomo Sam Ray Vera Sanoff

Cabaret Bills

NEW YORK CITY Hotel Belmont-

Frank Mundella Pedrito Oro Eleanor French

GLASGOW Pavillen Tommy Morgan

Bagney Gallsatt Ann Palmer Ivene Barclay Nellie Paley Cartar & Bowls Virginin Gisson Dorothy Blaine Lovetta Lane Freda Sullivan Russell & Farrar

Russell & Farrar

Reachcomber
Sonny Kendis Ore
Chavez Ore
Rumba Octef
LeAlm Sis
Ramon & Renita
El Nanego

Bill Bertelettis
Don Sylvio Ore
Angelo Ore
Angelo Ore
Pat Williams
Lynn & Marlon
Mary Jane Brow
Billy Cascade
Moya Giffignt
Barbara Lamarr

Bill's Gay 90's harles Strickland fus Wicke thel Gilbert fully Lorrans Fred Bishop Spike Harrison Harris Donnelly Bernie Grauer

Cufe Soriety Teddy Wilson C Hazel Scott Golden Gate 4 Albert Ammona Peto Johnson

Chateau Moder Maurice Shaw Orc.
Dorothy Tanner
JacquelineDeauville
Gabriel Deveile
Maurice Shaw
Jem Leach
Jimmy Erlkson
Jack Messing
Sum Grassis

Club Caravan Joe Collins Orc Arthur Barnett Rits. Remaud Ruth Winter Chiquits. Venezis

Club Gauche Don Miguel Ore Marie del Carmen Nedra Mudera Minil

Consucio Moreno Los Oledas Dolores Laurell Don Casanova

Diamund Horsesho
Noble Sissie Ore.
Don McGrane. Or
Blanche Rin
Gilda Gray
Eddie Leonard
Julian Ellinge
Hartand Dixon
Prof Lambertt
Win! Shaw
Morton Spurf
Dave Mailen
Herman Hyde
Satty Burrell
Eff Chice

Sally Burrell

Ef Chico

Don Alberto Or
Antonio Escude

Maria Majales

Mercedes Reyes

Aurelly Calinda

Initia Suarez

Lois Aziecas

Casho
Diana Del Ilio
Ruth Kild
Mary Janob
Linda March
Lenda March
Lenda March
Lenda March
Lenda March
Lenda March
Lenda March
Januan-Madrld
O De La Losa Orc
Juantio Sanabria Or.
Sargio Oriz
Martija Strean
Arturo Coftez
Estelu & Papo
Alberto Toxces

Hotel Astor

Edue
Eddie Davis Ore
Val Ernie Orc
Le Cog Rouge
Nicki Raymond Or
Don Marton Orc
Cecelia Lee
Tradate 2
Carine La Ruban Ries

Chris Curtis Frances Connolly Jeanne Jordan

Rasha & Mirk Paula Laurene Sylvie St Clair Stuart Ross Hnyward & Allen Leon & Eddle

Leon & Eddle Eddle Dayls
Lou Martin Oro
D del Carmen Oro
Luba Mailna
Rénee LaMarr 3
Jerry Vance
Joel & Annett
Norman & Alchay
Mildred Craig: LIVERPOOL Lido Beach Club Gls

Lido Beach Chub

E Madulgueva Orr
Patricia Gilmore
Saita Herrera
Pedro & Olga

Flace Elegante
Ernest Franz Ore
Bill Farreri
Vincent de Costa
Art Tubertini
Tino Donelli

Queen Mary Jos Ellis Ore

LOS ANGELES Biltmore Bowl La Conga Ennesto & Talya Wally Verno Paul Neighbors Or Phillip Lopez Ore Parls Inn Carol Kin Gwynne Varsity 8 Perre & Renne George Wendt Rudoif Frinil Ore

Ruddif Frinil, Or Cafe La Mase Park Ave Hox Club Hall Bill Thurman Yvonne Fontaine Jos Woverton Nel Orlichi Tio Cocomut Groun Lana Pickons Earl Carroll Earl Carroll Beit Wheeler Francis & Gray Hank Ladd State Browney Prancettail Prancettail Rudding Halloy Rub Browney Bob Williams

pranetten Mayor Frakson Bob Williams Red Dust-Miller & Reading-Miller & Reading-Miller & Ardo-hen Tiglis Edward Akuliar Or Annny Straind Ore Florentine Gurden-Elmor Proyed Hev Daryt Harpa, Ore Part Harpa, Ore Fath Blace on Grace Blayes Log Grace Blayes Log

Merry Macs Ston Meyers Ore

CHICAGO

Ambassadur Hotel (Pump Room) Lou Holden Ore Virginia Hays

Hadiey Gls Leonard Keller Orc Marlon Holmes Collette & Barry

Blackhawk Blue Barron Orc Marlon Mann Don & Beverly

Blackstone Holel (Ballnese Rm.) Dale Evans Pick Mansfield Ord

Pick Mansned, Ord Bon Air Frank Parker Dr Glovanni Gower & Jeanne Steve Exans Edna Seclawick Dan Sterlings Ord Rose Gis Clyde Lucas Ord

Brevoort Hafel (Crystul Room)

Bill Blacido
Broadment
Flo Whitinan
Nyra Jou
Sharone Stringe
Whitinan Gis
Herb Rudotpnes

Clicz Parce
Clicz Parce
Tarry Richman
Dean Murphy
Luclen & Ashen
Carola & Shend
Exans, Gls
Lou Breess Ore
Club Alabum
Ethel Brown
Harriet Norris
Allen Foe

Harriet Moore Harriet North Mich. For Harriet North Mich. For Harriet North Harriet March Harriet Harr

Virkle Davis Fillmore Sherida Art Elschers Oro Del Estes Colony Club

Ginger Wayne
Kay Parsons
Carol Demisson
Consueb Flowertor
Ralnbow Grill
Barry Winton Ore
Marlynn & Michas
Ray Heatherton Or
Voia Gall
1206 Elloyd
3 Pitchmen
Riviera L'Aigion
Emil DeSalvi Orc
Arsene Siegel
Isobel da Marco liotel La Salle (Blue Front Room

Liberty Inn Roberta Ina Roberta Pat, McGowan Marlon Crawford Dixle Lee Don Dunn Jinmie O'Nell Earl Wiley Dro

Millstones

Leo Reisman Oro Pancho Ore Deane Vanis Jack Durant Veia Niva Armaut Bros Milistones
Frank Donia
Terry Terreil
Art Mee
Modeline Lewis
Bob-Wray Ore
Merrison Hotel
(Boston Oyster
House) Ross-Fenton Farm (Asbury Park, N.J.)

(Asbury Park, N.J.)
Eddle Oliver Ore
Fernand Canny Ore
Joe E. Lewis
Terry Lawior
Stork Club Manfred Coli Old Heldelberg Ernie Holst Ord Ann Kless Versnilles Mary McCormic Heidelberg Cotets Uridelberg Ens Jolly Franzi Orc Franzel Orc Nicholas D'Amleo Panchito Dre Adelaide Moffett Loper & Harrat

Emure Room
Gary Stone
Hay Noble Ore
Poggle & Yron
Tenner Smith
4 Texas Rumblet
Abbott Dancers
Phil Dooley Ore

Sherman Hatel (Celtic Cafe) Gene Kerwin Orc Jaros Sis (Panther Roum)

Glenn Miller Orc. Carl Marx PHILADELPHIA

Ancherage Elmer Hoffman Peggy Morgan Clem Williams Frank Jule Stanley Rich Patsy King Johnny Carlin

Douting
Douting
Marg'rite & Mirting
Eric Massey
Henry Monet
Heleir Miller
Chuck Henry Oro Cadillao Tavern Eddle Thomas 3 Cadillac Coque 11 Cadriques & A Bill Gates Orc

Cedarwood Cabl
(Malaga, N. J.)
Pat Procell
Nikki Nikola)
Betty Williams
Frankle Schluth
Walt Temple Ore Club 15

Club 15
Dick Thomas
Marian Roberts
Mardo & Co
Jerry, Delmar Oro
Club Ball
La Comfarra
Oxcar Davis
Allen Fleiding O
Johnny & Grorge
Dixie Dunbar
Rythmajres
Don Reinaldo Orc

Don Reinaldo Orc
College Inn
Marry McKay
Estelle & Fielding
Loretta Walsh
Crescent Log Cabin
(Gloucester, fights,
N. J.)

(Gloucester, Hen Job Kraft Orio Halla Kraft Orio Halla Marie Marilyn Dale Embassy Gliff Hall Del Norella Loretta Jane Marion Kingsley Evergreen Casil Kay Allen Leach Josephine Jeach Jean Lee Young Halla Marion Kingsley Evergreen Casil Kay Allen Leach Josephine Jeach Jean Lee Young Halla Mario Kyone Pat Shevilin Oyne 1528 Lecust

1523 Locust

Kings of Swing Or Gay 90's Chic Williams Gre (Barles: Harmon Norl. Book Blackie Hohnson Henri's Andre & Frances Ray O'Des At Blank Ernie McGee Chaz Verne's Ore (II Walten Real Vincent Rizzo Or Tininy Blake Herble Dubraw Linia Moody, Hebn Heath Leon & Mace Cass Franklin John De Wint Mariofle Kingsies Glumour Gis (14) Nell Forialis Ore Jam Session

Dave Newma Krechmer Freddig Kornfeld Max Spector Hopking Reaslow-Op-Pranklo Richardson Pranklo Richardson J. & H. Marti Frana Llynn Verne McGov Gladys King Yvonne Lu Brier Dana Bruce Vernon McGovern Yvonnettes Intliner Club

Michael Travis Ord Eleanor Obold Vinda Shechan Evelyn Lanckain Joanne Sherey Lexington Casin

Margrat Faber Giber School Sch

Watter, King
Bob Kirk
Buddy Marino
Suzle' Q'
Bert Nolan
Yvonne, Noya
Red Wilson Oro
Thompson's 16 Clut
Ray Revnolde
Steve Kuttand Ore
DY Now
Shannon
Thomas Marland
Pat 'Thomas
Starb, McCurdy
Starb, McCurdy

Villa Moderne

Rube, Johnny & Harry Rose trench Pollics Mike, Jaffree Lesington Trio Lido Venice

race Brian Ink Spots Ictor Hugo Oro

Manoa Inn Wayne & Kenon Jack Hutchinson Dino & Darling Nancy Newell Paul & Eddle Frank Cunco Ore Edythe Sallade:

Montgomery's

Yold Cooper
Jane Mitchell
Donna Lee
Jottle Payton
Pan Moth
Pan Caswell
Ponn Fay Ore

com Fay Ore

Open Door Cafe
Billy Haya Ore
Mazzone & Abbott
Murray Parker
Liles III.
Lies III.
L

Parple Derby
Jean Laniar
Johnny &
Jrvine
Morty Burk's Orc
Billy Newsome
Reity Mealy
Alige Gormley

Bowery
Helen Moggun
(Jaz Craße
Jack Randall Co
May W Foursone
Hoberta Costello
Howeryettes (12)
ditterbugs (8)
Johnny King
(Jias Carlaie
Benny Resh Ore Red Lion Inn
Ed Chambers Ore
fore Roulkner
fore Roulkner
fore Roulkner
frank Dumint
filly Jurns
Tony Gallagher
school House, Inn
Jean O'Neill
Jurns
Hondy Jussell
Jurk (Zalhoun
Nilea & Jo-Ann
Billie Jee
Jimmie Yennil Or
Silver Jake Inn
George Reed Red Llon Inn Joe Holmes Elsle Joy Hyck & Kaye Juck Terry

Frank Temple
Lee Walters Oro
Corktown Tavers
Dick Haviland
Kay Howard
Billio Mayshell
Frank Reynolds
Filton & Killa
dlmniy Tamamato
S Vesters Eddle George Reed Alice Lucy Mary Anna Savoy & Regin Mickey Fainds Bund's
Old Timers
Holand LaPrise
London Chap He

4 Charins Mildred Lewis Virginia Worth Ann Fagair Mary Horen Bee Mahoffy Rendezvous (Hotel Senator) Pearl Williams Beals Street Boys

Soule Street Bay
Spateloka
Susan Lang
Ital Hidden
Nine Axion
Nine Axion
Nine Axion
A Moderneites
Ilmuny Walker
Saddle Janny
Henry Patrick Or
Stumm's Carle
Bert Lamish Orce
Linda Lawrence
Vic Farlson

4 Novelettes Stamp's Trie Silver Lake Ing (Clementon) George Read Motter & Engel Valentine Mary Anna Savoy & Regina Alice Lucey M Famillant

Canden
Jules Places Ope
Bob Merrill
Leonard-Cooke
Bob Merrill
Leonard-Cooke
Gundamen (8)
4 Harvarila
Larry collins
Nyd Gnden
Pat Sullivan
Tod & Julia
Linck Smith
Dinner Seitzer
Dyna Elliottane
Wilson's
Wilson's

Wilson's Venice Grille Wilson's

Joe Hough, m.c.

Kirk & Laurence

Bon Lane

Pryde & Dell

Bert Kay

Rence Raye

Geo Bakay Ore

Yucht Club

Shallta & Cariton Eleanora Annold: Croce Grace Collins Mary Navis Ora

PITTSBURGH

Anchorage Sid Dickler Orc Arlington Lode Dale Somers Or Betty Smiley Balconades Johnny Wiles Ord

Don Andrea Murray & Murray Rinchart & Mason Larry Neath & Mason Larry Neath Fussy Mack & Faye Nizon Cafe Al Marisleo Ore Bob Carter Roberta & Ray Betty McClure Poll Mar Gis ity Mec. Jack McLean Orc Don Gilbert Tom Cunningham

Angelo Di Palma.
Nut. House
Jim. Buchanon
Harry Nosokoff.
Ted Blake
Roseren as Spruce
Honey Roy
Buzzin Bees Ore
Orchard
Jimmy Gambla Ore
Lay Eovings
Chuck Miller
Chuck Miller
Pines

Howard Becker Or Mac Harris Bob Stahl Blylera

Sky-Vue

Coquettes
Webster Hall
George Weber, Or
West View
Howard Raum Ore
Jean Boaz
Buzz Aston
3 Raumshells
3 Volses

New Penn Willows
Herb Fritschie Ore Clyde Knight Ore

Mary Jane Funk Rogers-Stanley Ore Lowry Clark Oto (Motor Bar) Mayfair (Motor Bar)

Vie Abbs Oro

Blossom Heath
Carrol & Gorman
Amhassadorettés
Lydia & Joresco
Pat Gaye
Ruby Ore

Mayfair Gil Raye Jaro McLean Jack Newburn Joe Banquett Phil Olsen Ore Neblalo's

Nebloio
Tudelli & Jean
Adeialde & Ana
Adeialde & Ana
Adeialde & Ana
Adeialde & Ana
Bodie Jacobs
DI Glovanul
Ray Carlin Ore
Northwood Ind
T & L. Patt
T & L. Patt
Graf & Daylon
Sammy Dibert Ore
Falm Beach
Bobby Jones
DiMarlos
Robing Rambiers &
Don Pable Ore
Huck's Redford Ins
Mac Metraw Ore
Club Royale

Paul Poeini
Dorn Bros. Markje
Terry & Walker
Manhattan Trio
Geo Bernhard Dane
Preston Lambert
Carl Bonner Ore

San Diego San Diego
Lene & Small
Bob King
Wally & Frances
George Presnell
Al Alexander Oro
Whittler Hotel
(Gold Cup Room)
Londonaires

Alpine Village
Otto Thurn Ore
Robberts & While;
Parsy Marr
Claire & Hudson
Curl Mueller
Midred Snith
Myron Ryan
Margaret Aemmer
Herman Firehner

Bratton Ore

Alrway Club

Alrway Club
Tray Singer Ore
Judy Black
Collège fun
Norman Brill Ore
Bounle Lavonne
Eddlie Rate
Gloria Vale
Lois Miller Freddle's Cafe

Don Barl Ore Carlara
Hotel Cleveland
Leighton Noble Or
Chick Floyd

Ia Con Nana Rodrigo Misco Greant Victoria Cordova Ciro Rima Alberto Torres
Lolla Maya
Lula Rijas
Hickory House
Joe Marsala Ore
Hotel Ambassa
Larry Stry Ore Victoria Cordov. Ciro Rimac Juanita Juarez Rostia Rios Chiquita Maria Alda Alvarez Charlie Boy

Boly Mathews
Miss Avylon
Justa Avylon
Johnle Bright Ore
Slapsy Muxlee,
Lewis & Moore
Margie Gecretion
Margie Gecretion
Margie Rosenbloom
Culien Reliards,
Jeres Boot Ore
Somerset Hoise
Harry Ringland
Lou Saline gre
Swanne Jin
Chartle Evans

Henry Henrys Howard Blair

Seven Sens Lillian Gibson Bob Mathews Miss Avglon Bushani

Tousy's
Anita Andre
Duval & Treeg
Itgo Marlinelli
Jolinny Mack
Hat Howard Orc
Wilshire Bond
Roughly & Roberta
Gus Arabelin Orc

Victor Hago

AGO

Cubelines

Ada boomed

Ada boomed

Jarks lie

Johnyn Barks lie

Johnyn Barks

Betty Stone Kay Layerly Kings of Swing Or Johnny Banga Ore (Peacock Rm) Joe Vera

Edgewater Beach Hotel (Beach Walk) (Beach Walk)
Hornes Heldt (Irc.
Hore Manzaneres O.
Hon Julian & Marj.
Dick Rogors.
Patricia Murtin
Hor Unothen Cls.
Herb Foote.
885 Club

885 Club
Rocals & Morri
Lindia Marcie
Min Perso
Johnny Honert
Frank's Camp
hiane Cillia
Don & Lee
hiy Kappal
licien Fas
Buddy Kirly
licie Fontal
Bob Tinsley
Gruemere Role

Gruemere Holel (Glass House Re Hal Munroe Or Wynn Paire Nord Richardso Harry's New Yo Marty - See Milison Fres. Larry-Vincent Mirarret - Reynolds & Gilderburs. Dorothy Johnson Mark Tallies - Johan Patriola - Perry Mel Cole (no. Hoveler - Gls.)

Hoveter Gla

Hi Hat
Willie Shore
May Grant
Conwax Ma
Kersten Gla
Jimny Cassidy Or
Iyanhoe
Florence Schubert
Al Traire Oro
Helly Swanson
Halen Sunner
Al Veirra Oro

Silver Cloud
Starr & Lee
Jill Samuels
Cleire Hayes
Murray Parker
Bakette Gis
Ray Steiber Ore
Elmor, Pankele
Hazel Zalus
606 Club
Billy Carr
Margrat Faber Gle
Ross La Ross
Marcia 20th Century Bobby Bernard Coppers Ruth Phillips Harry Dobbins Orc

Bonnie Stautt Murray Parker 2 Tones Vincent & Lane Phillis Lane Joe Vernon Oro

Rosentry: Dering 8 White Guards Maysy & Brach Jack Turner Acquetyn Ponette Tony Cabot Orc

Boogle-Woogle Club Boog Sherman Reggle Dyorak Max Simon Club Pace.
Charlie Jeinings Cluth Henneyman Rodgers & Wayne Bertha Peyton Jimmy Harper

Bill Green's

Club Petite Freddy Castle Ore Cork and Bottle Frank Shean 3 Hotel Henry (Silver Grill)

Hotel Roosevelt Khajhves Hotel Wm. Penn

Wanda Shiner Harry Bigley Ray Catizone Steve Mathews Mike Shamrella

Thy Hill Orc.

Merry-Go-Rot

Will Asche Al Fremont Ore

Ray Englert
Max Adkins Ore
Yacht Club
H Middleman Ore
Jerry & Turk
Jarkie Heller
Shirley Heller
Eric Bicard
Paul Floreuz Gis Nelson Maples Or Chuzzy Ross (Gay 90's) Dorothy Nesbitt Evergreen Garden Barl Tate Orc Jimmy Baldwin Frank Hamilton Kitty Rodgers Helene Morris Nenle Walters

Sky-Vue
Cyril Wolstman Or
Helen Younk
Union Grill
Art Tagello
Frank Natale
Mike Sandrette
Villa Madrid
Toe Shafer Oro
Carmelita & Lee
Betty Nylander
Coquettes
Whates Hall

DETROIT

Club Royale

CLEVELAND

Kitls Trio
Alviro Norton
Derlo Keixlen Igne
Eddle Barnes.
Art Lackey Ore
Hunna Gellie
Lenny Colyar.
Pat Ryan
Joy Robinson
Rubertino

Hotel Allerton Jonnie, S Sterle Hotel Carter

(Continued on page 41)

MUSIC HALL, N. Y.

Capt. John Tiebor and Seals, Gertrude Westmoreland, Carlos Peterson, Jan Peerce, Madeline Buddy Karson, Bill Marquette, Myron Steffin, Rockettes, Glee Club, Ballet Corps, Music Hall Symphony Orchestra under direction of Erno Rapee; 'All. This, and Heaven Too' (WB), reviewed in Variety, June 12.

Rapee; 'All: This, and Heaven Too' (WB), reviewed in VARIETY, June 12.

This week's stage show runs but 24 minutes. The endurance test is with the film portion. This includes All This, and Heaven Too' (WB), covering 140 minutes, and in addition the stage of the stage of the stage of the test o

in an arrangement of close harmony by M. Salta which features 'Donkey Serenade.'

From here on the country club setting, in fullstage, is employed, first for a diving exhibition by Madeline Buddy Karson. While her technique as a diver is all that it's supposed to be, Miss Karson is no Annette Kellerman as to figure. She's shown as musual to figure. She's shown as musual to figure. She's she's man musual to figure. She's she's man musual to relief. Feature act is Capt. John Tiebor's excellent seal turn which has been standard and in the top brackets on entertainment quality for some years.

The Rockettes and ballet corps appear in one number each, former as sailorettes in a -tap-routine that is nice but not outstanding. Toe division winds things up in one of the more impressive numbers put on by Florence Rogge. Girs carry large rubber balls of red, white and blue which, for a finish, form the outling of an American fiag.

Theatre is doing smash business and Friday night seals were at a premium. Char.

GOLDEN GATE, S.F.

San Francisco, July 3:
Gene Raymond, O'Neill Sisters'
Kiddie Revue, Gillette & Richards,
Ruskin and Norman, Elsie & Herman, Rex Weber, Charles Kaley's
O'rch, House Line; 'Cross Country
Romance (RKO),

Facility feature on access this presenting of the control of the c

mond, walking to mike in center of stage, he makes better appearance than expected of screen personality, humorously kidding his interest in song-writing and explaining how he netted \$2 on his first publication. Will You. Then sang it, after which audience wondered how he got the \$2. Immediately followed with song from an early pic, All Do Is Dream of You, which drew hes and also from his femme fans. Didn't set the world after, but they liked him.

House capacity at opening.

TOWER, K. C.

Kansas City, July 6.
Shayne and Armstrong, Bogash and
Bardine, John Tio, Lester Harding,
Shirley June Thornton, House Line,
Herb Six House Orch, 'Saps at Sea'
(UA).

Annual contest to select the bathing beauty to represent Kansas City in the state contest later in the season is worked in as part of the stage bill this week and leads to the title Seashore Frolics. Parade of 12 contestants is staged past mid-show after an introductory line number. Serves to get more gals on stage and rouses some local interest.

Bill is opened by girls bouncing.

after an introductory line number. Serves to get more gals on stage and rouses some local interest.

Bill is opened by girls bouncing large beach balls in rhythm. Lester Harding steps on as m.e. to introduce Shayne and Armstrong in turn combining balliroom terping and turn in some extraordinary acrobatic twirls for good measure. Work is in the class of the better dance teams and might have been better spotted later in the show.

Bandstand rolls downstage for an infrequent specialty by Herb Six and his house crew. This one is a torrid 'Isle of Capril,' with each section given an inning. Standard turn is contributed by Bogash and Bardine as inebriated acrobats. Stuff is good for some laughs and, winds upstronger than indicated by their opening. There's a bit of doubling up on the bill here, although this act is only laugh act en route.

Harding's regular turn talls for him to sing 'Make Believe Island' for good registry and he swings into 'Imagination,' with the line coming on for a short softshoe preceding the beauty parade. Following contest, runner is closed for brief bit of amateur contortionism by tiny Shriely June. Thornton, winner of last week's amateur contest.

In final spot, Francis Parrot, June 1900, and the swings into 'Imagination,' with the line coming on for a short softshoe preceding the beauty parade. Following contest, runner is closed for brief bit of amateur contortionism by tiny Shriley June. Thornton, winner of last week's amateur contest.

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In final spot, Francis Parrot, June 1900, and the swings into 'Imagination,' with the line coming of the short's ability So intent is he that showmanship and presentation are slighted. Girls wind up the usual 48 minutes with a combined kick and acro number.

PARAMOUNT, N. Y.

Orrin Tucker Orch (15), with Bonnie Baker, The Bodyguards (4). The Stapletons (2), Les Ghezzis (2): 'Ghost Breakers' (Par), reviewed in VARIETY, June 12.

Paramount boisters its laughable
Bob Hope starrer this session with
Bonnie Baker and Orrin Tucker's
band, the combination that created
a very large stir the beginning of
this year via the singer's interpretation of, the 20-year old tune, 'Oh
Johnny.' This date is the first local
opportunity to glom the owner of
the small voice in person at popular
prices. If opening night (Wednesday) business was any indication,
the week will be a health of the
small voice in person at popular
prices. If opening night (Wednesday) business was any indication,
the week will be a health of the
small voice in person at popular
the week will be a health of the
small voice in the the small of the
small voice of the tone tune was at
the Waldorf-Astoria hotel.

Show is smartly laid out and
speedily paced. Its only drawback
(which didn't seem to bother the
audience when caught as each try
was lustily applauded) is the fact
that Miss Baker tees off on no less
than 11 tunes, solo and backgrounded by the Bodyguards quartet.
That's entirely too much for one
sitting. However, she sharpens her
vocal tricks, similar to the drawn
finale sigh of the 'Johnny' waxing,
thereby avoiding a sameness and
stale reaction from comparises and
stale reaction from comparises
are ones which have been disced.

These tricks, hesitating before
phrases which emphasize suggestiveness, and dwelling longer than usual
on others, also tighten the bond between her and the audience she
holds easily. Her appearance fits
the small voice and her costuming
and general appearance is good.
Starts off with Pinch Me' and in
succession does 'Wouldja Mind,'
Especially for You,' You'd Be Surprised,' What Are Little of the 'John' and
in succession does 'Wouldja Mind,'
Especially for You, 'You'

another.

Here crew members handle musical notes of various sizes and illuminated in different colors, which flashing on and off as a note that the size of the si

he was pretty messy and showed surprising lack of finesse; particularly in his drunk bit. He's essentially a talking comedian at present and should stay away from mugging and clowning.

Marionet act of Lester Omans fits neatly enough with the current fad. Handles typical marionets such as skeleton, colored dancers and the inevitable stating waltz. All to audience satisfaction. Poorest is the closing a.k. dance and could be eliminated.

Gloria Blake is a wayer since

Gloria Blake is a young singer, okay for popular audiences with her classical pipes. In a business overrun with shouters and rhythm singers. Miss Blake is a novelty. A coloratura, she has a tendency to shrill her high notes, but has a generally clear pair of tonsils that do a good job on semi-classicals.

smril fire finish flotes, with the responsibility of the same and a good job on semi-classicals.

Always among the top are the Demarcos, who worked amazingly had at the show caught and wingly had at the show caught and will be the same and the same and the show caught and the show the same and the same

Business good at the last show Friday (5). Gold.

HIPP BALTO.

Baltimore, July 7. Major Bowes 'Prize Winners of 1940' unit with Ted Mack, Sinclair Triplets, Bert and Betty Bradford, Buddy Lewis, Five Harmonica Bell-ringers, Patricia Holden, Henry Robinson, Barlolo Ortiz, Sam Birch, George Bell, Rigoletto Trio, Phil Lampkin House Orch (12); 'Anne of Windy Poplars' (RKO).

About the 'teenth Bowes unit to be played here, current edition is entirely up to previous layouts and judging from stubholders present at time caught, still potent in drawing power. All the familiars are on hand, the major's emece, harmonica players, bellringers, a.k. hoofer, mimic, versatile youngster and last-minute addition from the broadcast of the current week. Phil Lampkin's house crew helps considerably, rounding out effective musical support.

STATE, N. Y.

Jay C. Flippen with Eddie Hanley, Betty Hutton, Ray and Geraldine Hudson, Ozford Boys (3), Gomez and Minor, Ruby Zwerling house band; 'Waterloo Bridge' (M-G)."

If, as showmen have been repeatedly declaring during the past few weeks, audiences want frothy entertainment to carry their minds from such stuff as the surprising U. S. Army recruiting trailer which precedes the State's show, the theatre's current stage combo has what it takes. Made up entirely of well-proved acts and brought on by vet mc. and comic Jay C. Flippen, it's a full hour of high-powered entertainment.

In the absence of the usual hame or semi-pase band, Ruby Zwerling's considerable band and the state of the trainment.

In the absence of the usual hame or semi-pase band, Ruby Zwerling's controlled a pleasant background for the turns. Flippen, who's playing is umpteenth return engagement, at the State, as usual combines comedy with his introing for a winning blend. Gags are a trifle wrinkled from use and a couple are questionable for a family house, but clicked olay. Flippen's aided by deadpan Eddie Hanley, who also does a short solo turn emulating the band of the state of the stage of the morning.

Flippen and Hanley are also the foils for Betty Hutton, the gaular blonder with the torical past of the teroue, Two for the Show' during the past winter. She turned out to be a sock feature in the latter and repeats here. Femme zany beats the innards out of Flippen in the process of her cacophonous throating and earns tremendous laugh and salvos, It's a mitty turn—if Flippen can hold up until the end of the week.

Oxford Boys mesh solidly with their imitations of bands and vocalists. Only instrument used by their is a suitar, the rest being entirely vocal. Carboning is amazing consisting of such crews as Henry Busse's, Royal Hawaitan Clyde McCoy's and others. Also smash with mimicry of Kate Smith. Gene Autry, Rudy Vallee, Bing Crosby and Martin Block (of 'Make Believe Ballroom,' WMEW, N. Y.)

Aesthetic side of the stage zoings on is well cared for by the ballroom duits of Gomez and Minor. Team, which was at the Versailles, swank, N. Y. nitery, during the winter, is comparatively new. Gomez being formerly t

able litts.

Ray and Geraldine Hudson, femme flip-flop terpers, open the proceedings. So-so on looks, the gals are tops in their line, doing somersaults, spins and twirls with speed and agility. Working both singly and together in precision bits, they drew a load of handpatter with a number of unusual stunts.

Herb.

APOLLO, N. Y.

Louie Armstrong Orch (15) with Midge Williams, Sonny Woods, Chuck and Chuckles, Binkie and Margie, Dusty Fletcher, George Wilt-shire, Vivian Harris, Evelyn Keys; Girl in 313' (20);

Harlem patrons like their stage shows long and loud, but to an alien patron the length gets tiresome and the noise, though contributed by a good band, gets plenty messy on the ears. Nevertheless, the Apolic wildly manages to put on an entertaining show, some spotty and sone okay, all the way except for house skits and production numbers. Current layout is in the latter category and conforms to the long and loud technique.

skits and brown as the latter category and conforms to the long and loud technique and conforms to the long and loud Louder and the latter category and conforms to the long and loud Louder and the latter category and conforms to the latter time it was to reviewed here, accounts for a major portion of the show's 95-min the running time, while split by the dancing turn of Chuck and Chuckles. Group has replaced almost half its men in the past couple months, along stride toward the better. It now is a colored band of rank (there are few real good ones), serving sizzling or rhythm arrangements in fine tempo. Ballads, as usual with such bands, are out of the question. Since his group has improved to the point where it can take some of the load off his shoulders, Arrat with his horns as enough to keep the control of the contro

umes, almost spoiling the ballad. In other words the background just ain't.

Woods serves up his legit voice on legit fare, doing first. Without a song, following with Jeanie with Light Brown Hair.' He's okay but would be better if he lyricized more clearly. This act, with the Chuck and Chuckles duo, is scheduled to follow the current Orrin Tucker-Bonnie Baker unit into the Paramount theatre, N. Y., July 17.

Chuck and Chuckles, announced as recently returned from Australia, have little trouble getting over, and the response is deserving. They seem to do a bit of everythic, and the response is deserving. They are the placky of getting over, and the response is deserving. They seem to do a bit of everythic, and the property of the placky of getting over, and the placky of th

however, pro-me and respect for the brand of dancing.

Production effort comes up with one particularly eye-catching bit this week built around the "Woodland and the property of the state of the property of the time trips through a routine in summery outlits and Al Sigal and Evelyn Keys give the lyrics of the tune a going-over. They're n.s.g.

Dusty. Fletch er's comedy, straighted by George Wiltshire and Vivian Harris, is productive of many giggles in one piece re a bootlegging establishment, but it's marred by the length.

Wood.

LYRIC, INDPLS.

Indianapolis, July 5.

Ben Bernie Orch, Bellett & English Bros. (3), The Niclsons (2), Donald Saxon, Bailey Sisters (2), Johnny Ryan; Hot Steel' (U).

Donaid Saxon, Bailey Sisters (2), Johnny Ryan, 'Hot Steel' (U).

Last fall, before the Ole Maestro took to the networks, he stopped off at this house. Now, upon completion of his CBS series, he heads the state of the control of his CBS series, he heads the control of his cont

introduced as being straight from the old sod, high tenors Itrish Eyes; and 'Wild Irrish Rose.' Bailey Sisters score with 'Playmates,' helped by Bernie, and then do all right for themselves with slightly blue lyrics of 'Man Who Comes Around.' Bernie Joins them for Sailor With Navy Proofs was bailed with the straight of the slightly blue lyrics of 'Rose was Irr down medley of 'Poofs was bailed with May Who Comes Around.' Bernie John With Voice by Saxon. Bailey Sisters and Bernie also do okay near closing, with 'Six Lessons from Mme. Lacynga,' with orch, etc., joining in a rhumba finish. Ray Michaels, band drummer, goes into a hot skin session for finish of 61 minuter.

The Nielsons score heavily with puppets worked from small platform with strings in view of audience. Expert handling of the threads gives increshing.

Marion Bellett and English Bros. are surefire with whirlwind acrobatics. Gal is bundle of muscle and does flops as good as those of the boys. Have been here before and always get a top response.

Show moves fast and is intelligently routined. Biz was good at third show opening day, Friday (5).

EARLE. WASH.

Washington, July 6. Washington, July 6.
Eileen Ritter, Murtagh sisters,
Buster West and Lucille Page, Nick
Lucas, 'Untamed' (Par).

Only three imported acts this week, house relying on its permanent talent and a publicizable gag to fill it out, which it does satisfactorily. Elleen Ritter, top local Gae Foster gal, again does neat job in the 'Sing-A-Song-With-Mike' (part of community sing) stunt, getting four soloists out of each audience and this week delivering a duet, 'Yodeling Jive,' with pit trumpeter Jimmy Taylor, who frequently does nut vocals.

nut vocals.

Big idea, which copped plenty of advance paragraphs in papers for weeks, is wafting the Apple Blossom could be a second that it is a conditioning vents during the line's Apple Blossom routine. Gag is more intriguing in anticipation than in operation, but it makes okay novelty.

in anticipation than in operation, but it makes okay novelty.

Miss Ritter has house howling 'I want a Garl Just Like the Girl,' 'Dinah.' 'Harvest Moon, 'April Showers' and 'California 'Here I Come.' She joins Taylor in cute duet as curtains part on line in Alpine hats against Swiss hotel set. Lucille Page, doffing Swiss cap after entrance does an effective straight acrobatic dance in red slacks, with sock somersault splits to wind up the number. She works completely unannounced and only one of four local critics realized who she was. Three Murtagh Sisters, tall brunched of the straight of the strai

pantomime and cracks. They go over, but not in proportion to the effort expended.

Three linegals in sailor garb introduce Buster West and Miss. Page against ship's deck set, male making his usual entrance as sloppy gobeing bawled out by petty officer. Miss. Page appears in her whistle-provoking lame skirt, etc., and subsequent horseplay, replete with West's surefire eccentric hoofing, the rapid-fire asides and Miss Page's hip-revolving and general slapstick, brings down the house, as always.

Nick Lucas winds up the doings, working in dark coat and light pants, with guitar suspended from neck. Youngsters in the audience couldn't quite see what all the excitement was about, but agreed he was an ok. warbler. Those who remove the them he said the excitement was about, but agreed he was an ok. warbler. Those who remove the horse of the property of the country of the property of the country of the property with flower horseshees for formation stuff as the perfume oozes out of the vents all over the house. Each of the acts returns for a brief flash during the routine, building to a nice flash.

Bills Next Week

Continued from page 39

Hotel Hollenden | Monaco's Cafe Henr Cincione Orc Jack Marshall taryl Could Herbert Taylor

Manny Landers Or Nelson Pressely Jack & Eddic's Jack & Eddic's
Broadway Jillle
Rubertino, Ruberts
Bobo Sherman
Arlene Bire Ore
Lindeny's Sidy-Club
Una Mee Carlislo
-May Raysor
Pearl Deluces
Judy Preston
Harold, Simpson

Mounds Club Mounds Club
Sid. Prussin
Sammy Walsh
Lols January
Pletree & Harris
Three Idlers
Ohio Villa
Austin Wylie Ore
Harry Stevens
Lillian Carmen
Mineon, Duo
6 Lurky Ois
Mickey Katz
Southers Taxers

Southern Tavern
L. Allen Ore
Thirty Seven Club
Carole Chapallo
Juno Vale
Helen Hayes

ROXY, N. Y.

Corinna Mura, Lynn; Royce & Vanya, Paul Regan, Jimmy Hadreus, The Antaleks (6) Gae, Foster Girls (24), Paul Ash's House Orch; "Private Affairs (U), reviewed in VARIETY, June 12.

can, ratit Asn's House Orch, Private Affairs (U), reviewed in
Vanitry, June 12.

Current presentation appears to
have more people and more original
scenery than usual, but still crawls
within a 45-minute running time.
That's probably attributable to the
form of the still crawls
within a 45-minute running time.
That's probably attributable to the
form of the still crawls
form of the still cra

give the show a fairly shong ladge sendoff. Line has a good routine in hoop-skitted costumes, also nicely dress-ing the perch-act opener. If there was any business on Broadway Friday night (5), it was not in the Roxy. Scho.

EMBASSY, N. Y. (NEWSREELS)

The Embassy's No. 22 clip, programmed as such, deals this week with Lew Lehr and his seemingly favorite reel companions. In this protourp-of nondescript clips, the monkeys are the sanest people.

With an assortment of hat fashion, with an assortment of hat fashion, which are seen as the same of the fashion, dude salling, etc., the Lehr simians are mute testimony as to how far back the newsreels have gone in public interest. It's the same nearly all the time. Without the war clips there's no telling where the whole edition would ultimately have wound up.

The Lehr zanylams, while at times the point of complete distincted in the point of the property of the property of the property of the disintegrating the property of the distintegrating the distincted in the same traveling. And distintegration it is when the reels, ostensibly serving as actual news reporters, must be sometimeness speaks more volumns than, say, a Republican National Convention.

The stereotyped is used to puff the momination of Wendell L. Willkie, Paramount glomming clips of his hometown. Elwood, Ind., the office over-the-store in which the furst started his cliff of the propent with the Russian of the propent was the presidential candidate. Haddock's Defense

Something cauch, deals this week
infavorte reel companions. In this
propouration condescript clips

with an ascortiment of fast fashions,
something called streamlined as the
something called streamlined as the
low of a back the newgread as
the companions of the companions of the
low of a back the newgread as
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New Acts

WARREN HYMER & CO. (4)
Sketch
12 Mins. One
State-Lake, Chicago
Personal for Warren Hymer is
managed by a neat enough skit based
on a role usually assigned to Hymer
in pictures. Hymer plays the part of
a stick-up guy who gives a couple of
con artists, man and woman, a \$500
bill for their \$350 roll. When he
sticks 'em up for the \$350, the couple
tells him they need the coin to go to
Niagara Falls for their honeymoon.
Hymer says it can't be done for \$350,
and that since he has a soft heart
icell give cm the \$500 bill he just
coint asks to kits a time and dispine
the process clips him for wallet. On
Hymer's exit. a flatfoot nabs the pair,
finds the \$500 bill, whie is a phoney,
and takes 'em off to jail.

In general, the talk is good enough
to get by, with a couple of gags here
and there, and sufficient comedy as
Hymer figures out why \$350 sin't
enough to go to Niagara.

Act uses a park bench and street
lamp for props, and a house drop of
the Lincoln Statue in Lincoln park
Note.

PAUL REGAN

PAUL REGAN
Mimie
10 Mins.
Roxy, N. Y.
Dean Murphy evidently has set a
vogue in mimicry, and Paul Regan
segues into another, until they are
all strung out in a sequence of talk.
Some are good and some are bad
in what are almost strictly vocal imitations. Regan's biggest mistake,
however, is staying too long. He
should cull the wheat from the chaff
in his material and the one ftem that
could stand complete scissoring is
that on FDR. Every mimic in the
world is apparently doing the same
thing the same way.
Regan is young and nice-looking
in tails.

JOHN and EDWARD BIRK

Acrobatic 8 Mins. Taft, Cincinnati

8 Mins.
Tatt, Cincinnati
These six-year old twins are excellent. In addition to the conventional simpler tricks of tumbling and handstands, they have a natural flair for comedy which makes them a standout. It isn't what they do but how they do it that clicks with saudiences.
Garbed in lionskin leotards, they go through an unbroken double you for the company of the content of the American Guild of Banjoists, Mandolinists & Guitarists, which held its convention here June 30-July 3.

The Birk boys have been doing acrobatics for two years and should score equally well in theaters or niteries.

niteries. Gib.

SCOTTY GILL
Juggler
6 Mins.
Falm Gardens. Columbus
Not so long ago Gill was a student at Ohio State University, one of the top Indian club swingers of the college contenences. Today the personable young collegian is making the bistro-bookings with an act that does credit to a protege of Oile Young.
Juggling is above par, topper being a combo of clubs, hoops and balls. To close, Gill does a clubswinging routine which is the ultismate in precision. Illuminated clubmake for novel effect in durkened room. He encores with routine using faming torches. It's highly Gill dresses to fit popular conception of typical undergrad. Even without socko routine he could get by on his clever patter. Solid click when caught.

Haddock's Defense

All B'way B.O.s Off in Holiday W'k; Purchase' Fine \$33,000, 'Hellz,' 211/2G

Estimates for Last Week

Estimates for Last Week

Key: C (comedy), D (drama), R
(revue), M (musical), F (farce),
O (operetta),
'Dubarry Was a Lady' 46th St.
(31st week) (M-1,375, \$4.40). Fourth
of July attendance okay, but out of
town exodus caused week's grosses
to drop markedly; off about \$2,090
here, for a count of around \$16,000.
'Helizapoppin,' W in ter. Garden
(94th week) (R-1,671; \$5.30). Held
up until Saturday, when most of the
drop occurred; rated around \$2,500,
which is plenty profitable; laugh revue still popular draw among visitors.
'Ladles in Retirement' Miller (151)

tors. Lades in Retirement, Miller (15th week) (D-940; \$3.30). Dipped to new low last week, with takings around the \$6.000 level; slated into August and starts on tour the fail.

around the \$5,000 level; stated into fail.

**Life With Father,' Empire (35th week) (C-1,095; \$3.30). For the first time season's standout comedy did not sell out all performances, but for some there were standees; off \$500, with gross quoted at \$18.200.

**Louisana Furchase,' Imperial (6th week) (M-1,450; \$4.40). Leader, which has been playing to standee attendance, also missed selling out all times last week, but comparatively little affected and the takings were close to \$30,000.

**Man Who Came to Dinner,' Music Box (38th week) (C-1,012; \$3.30). All the long stayers were naturally affected and no. exception here rated at \$11,600, said to not fairly percentage of customers the fairly percentage of customers where code many code in the state of th

which is profitable.

The Male Animal, Cort (26th week) (C-1,064; \$3.30). Reached the half-year mark Saturday (6); attendance has been considerably off of late, with last week's takings dipping under \$8,000; maybe betters even break.

even break.

'There Shall Be No Night,' Alvin (10th week) (D-1,375; \$3.30). Socked more than some other straight plays, last week's count being around \$12,500: should come back after this week and expected to span summer.

week and expected to span summer.

Tobacce Road, Forrest (252d week) (C.1107; \$1.10). Got usual share of visitor attendance over the Fourth; around \$3.500; intention is to play through into next season, even if some operating loss.

Walk With Music, Barrymore fit week) (M.1.104; \$3.30). Closing of two other musicals did not benefit this one; went off somewhat, claimed gross being not far from \$8,000; that means red operation.

Suspended Musicals

'Higher and Higher', dated to relight at Shubert Aug. 5.

'Keep Off the Grasses'; intention is to resume Aug. 19.

'SOLDIER' PREEMS OKAY IN ST. L., 'RIO,' \$40,000

IN ST. L., 'RIO,' \$40,000

St. Louis, July 9.
Oscar Straus' comic light opera,
'The Chocolate Soldier,' profitably presented in the open air playhouse of the Municipal Theatre Ass'n in Forest Park in 1921, 1926, 1927 and 1935, returned for another one-week stand last night (Monday) with the most costly galaxy of songbirds and warblers of the current season. Swell weather brought out a first night mob that paid approximately \$4,000, good.
Among those elucting in warbling and are tilida Burke, soprano of the Mare Willia Burke, soprano of the Met, Mary Hopple, Eric Mattson, Eugene Lowenthal, Ruth Urban, Al Downing and Helen Marshall. Miss Marshall is a native of Joplin, Mo.

New colorful ensemble routines were cooked up by ballet master Lew Christensen, Jeanne Devereaux, native-born, who was solo dancer in this al fresco theatre at the age of 21, returns as schief ballerina and clicks. Miriam Seabold, member of the Ballet Russe last winter, and Susan Scott, localites, won apprince of the Standard Susan Scott, localites, won apprince of the Ballet Russe last winter, and susan Scott, localites, won apprince of the Ballet Russe last winter, and susan Scott, localites, won apprince of the Ballet Russe last winter, and standard susan Scott, localites, won apprince of the Ballet Russe last winter, and Susan Scott, localites, won apprince of the Ballet Russe last winter, and Susan Scott, localites, won apprince of the Ballet Russe last winter, and Susan Scott, localites, won apprince of the Ballet Russe last winter, and Susan Scott, localites, won apprince of the Ballet Russe last winter, and Susan Scott, localites, won apprince of the Ballet Russe last winter, and Susan Scott, localites, won apprince of the Ballet Russe last winter, and Susan Scott, localites, won apprince of the Ballet Russe last winter, and several Russe last winter, and several Russe

other triumph with colorful stage settings.

Rio Rita, which saw departure of Marie Brancato, Lansing Hatfield and Cass Daley for the season, ended week's engagement Sunday (7) with take of approximately \$40,000. Gross was clipped by July Fourth slump, but big picked up afterwards and on three nights customers sat on the grass at \$1 a head. On two nights turnout was 10,600 each and approximately 68,000 saw the piece.

iga interior.

Al Fresco L'ville Shows Pulling Blue Bloods

Louisville, July 9.

Al Presco presentation of 'Anything Goes' ended one-week stand here Sunday (7) with an estimated take of \$13,000. Opening show Monday (1) was rained out, and additional performance was added on Sunday (7). Piece was well received, particularly the comic efforts of Hope Emerson, Jack Sheehan and Douglas Leavitt.

Third season of summer shows has bad musicals are drawing heavily from surrounding territory in Kentucky and southern Indiana. Several local society boys and girls in the chorus are a factor in drawing the upper crust patronage, and shows have also been patronized by business concerns and conventions, who buy their seats in blocks, One downtume, current show.

Schaeffer's Attack On TAC Rebounds Vs. 'Pins-Needles'

It will cost the management of Pins and Needlest, which recently completed a stey of two and one half years on Broadway, around \$2,000 in additional pay to its chorus. Initiated that the nick is directly traceable to the attack on the Theatre Arts Committee by Louis Schaffer, managing director of Labor Stage, an entertainment arm of the International Ladies Garment Workers Union, which produced "Pins. Schaffer appeared before Equity's council and alleged TAC to be a Communist front group.

Stated that certain Equitytes who belong to TAC inspired Equity's chorus branch to investigate whether there had been any contract violations. Chorus Equity's contracts have trick clauses, one of which stipulates that if a chorine steps out of line for a specialty bit, he or she is to receive \$5 extra weekly. It appears that a number of the chorus did such chores, all with the idea of adding the performance and with no idea of seeking additional compensation.

It was only after chorus people had been third degreed a number of times was it recognized that they had done bit work and entitled to more coin. Stated that had it not been for the TAC supporters, the matter never would have come to light. Some claims also refer to chorines who got less than the \$35 minimum, but there is some doubt about the show's liability, as they were engaged before the chorus pay was raised from \$30.

Schaffer said he was not aware of the rule and would readily pay the

show's liability, as they were engaged before the chorus pay was raised from \$30.

Schaffer said he was not aware of the rule and would readily pay the extra money should the claims be substantiated, or that the chorus had contributed the bits as disclosed. In some quarters it was stated that Schaffer was the victim of circumstances, meaning that TAC had taken pot shots at him.

'GOODBYE,' 'PEOPLE' \$6.000 EACH IN L. A.

Joan Blondell Loe Angeles, July 9.

Joan Blondell Love produced by Al Woods for Eroadway, wound up six nights at El Capitan in Hollywood (6) and is being readied for the eastern trek.

Meet the People' has another week to go at the Playhouse, then moving in no to the Geary, San Francisco (22), and making way for a second edid to here, opening (15).

Jack Laughlin's Tattle Tales of 1940 folded at Mayan (7) and was replaced (9) by Scarlet Virgin', also being boosted by service charge passes. Bittmore relights (18) with Gertrude Lawrence in Stylark.

Estimates for Last Week (1940 by Capital (1940

Strawhat Bookings

Cornelia Otis Skinner, Tony Bickley, Rhys Williams, Grace Briscombe, Carl Benton Reid, Arnold Korff, Camilla Dalberg, "Blography, Ogunquit Playhouse, Ogunquit, Me, July 15.

Kenneth Forbes, Jean Welch, David Koser, Walter Reed Smith, Muriel Pearce, Robert Perry, Clinton Wilder, Diana Greene, Florence Currier, Miml Dworsky, Alice Pierce, Ann Langer, Karan Van Ryn, Lynn Masters, Wyman Pendleton, Harry Townes, Arthur Stone, What Lite, New Kennebunkport playhouse, Kennebunkport, Me, July 9.

Grace McTarnahan, Gilmore Bush, Charles Ryder, Josephine McKim,

Grace McTarnahan, Gilmore Bush, Charles Ryder, Josephine McKim, Joan Newton, Edna Peckham, Barbara Bruce, James Roberts, Personal Appearance, Keene theatro, Keene, N. H., July 8.
Joanna Roos, Jessica Rogers, Robert Shayne, Leo Chalzel, Barry Kelley, Sellwyn Myers, Richard Charlton, June Brehm, 'The Marquise,' Rice playhouse, Oak Bluffs, Mass, July 8.
Dorothy Elder, Guy Spaull, Pris-

ton, June Brehm, The Marquise, Rice playhouse, Oak Bluffs, Mass, July 8.

Dorothy Elder, Guy Spaull, Priscilla Newton, Gibbs Penrose, John Straub, Ruth March, Richard Cornelius, The Vinegar Tree, Nantucket Players, Nantucket, Mass, July 7.

Sydney Ribbs, Charles Mendick, Mary Loane, Frank Raymond, Barbara Willison, James Sherman, Martin Noble, Burton Mallory, 'Margin or Error,' Robin Hood theatre, Arden, Del., July 8.

Lea Penman, Paula Trueman, Richard Temple, John Cromwell, Douglas Gilmore, Tour Cheers for Mother, Red Barn theatre, Locust Valley, L. I., July 8.

Lili Damita, Edgar Kent, Hayden Rorke, Richard Bowler, 'White Cargo,' Chapel playhouse, Guilford, Conn., July 8.

Edward Everett Horton, Marjorie Lord, James Todd, Hathaway Kale, Springtime for Henry,' Casino Civic theatre, Newport, R. I., July 18.

'ONE BIG UNION' IDEA NG SAYS REIS REPORT

Although Equity's committee and those of other actor unions are still digesting the Reis report, it is indicated that the survey does not recommend a method whereby 'one big union' could be effected and the idea looks to be as far away as it was a year ago. One reaction of the wordy report is that Equity again reiterates that it is not opposed to the one-union idea, but aims to make no re-organizational changes unless for the benefit of its membership.

From the Equity standpoint, the report, long in preparation, is disappointing. Whether the one-union puzzle was solved or not was not no the stage to the screen or radio without much promited to learn' a method whereby members could switch from the stage to the screen or radio without much ricuble, and the report does not appear to answer the question. The changing from the jurisdiction of one actor-artist union to another, with the additional dues and eard requirements, have been a source of complaint since the re-formation of the parent Associated Actors and Artistes of America.

The report numbers 124 pages and is said to teem with statistical data. These who have looked it over are of the opinion that the survey could have been condensed in 10 pages more effectively. Bernard J. Reis, auditor for the American Federation of Radio Artists, submitted the report after labor covering eight months. Survey was ordered by the Four A's but who is to pay the auditor's fee is uncertain, although his bill has not been submitted. With the Four A's not the lost with the cost.

Pennsy Hillbillies Just Won't Believe Deer Lake Strawhat's Billing of Names

By RICHARD B. GILBERT

By RICHARD B. GILBERT

Deer Lake, Pa., July 9.

Nestled in the foothills of the Blue Ridge mountains—between Allentown, Reading and Pottsville-Kenley's Deer Lake theatre is the paradox of the pasture playhouses, which lean heavily upon the financial support of ambitious amateur actors who are willing to pay for the privilege of appearing as walkons with visiting names, there is no apprentice group here.

Another paradox is that Deer Lake is not a fashionable spa, or even an art-for-art's-sake community. In fact, it's not even a speck on any road map; but, for the record, it's not even a rorwigsburg.

As for the folk who live nearby—they're mostly antagonistic toward the thespians, believing the actors are too high-hal. Furthermore, the hinterlanders have no faith in the hillings of such names as Ruth Chatterton, Leon Janney, Lili Damita, Lila Lee, Pert Kelton, James Kirkwood, Arthur Treacher, Walkewood, Arthur Treacher, Walker Wood, Arthur Treacher, Walker Walker Wood, Arthur Treacher, Walker Walker Walker Walker Walker Walker Walker Walker Walker

house.

The Deer Lake theatre itself is another paradox. Situated virtually in a woods, it is a well-constructed 500-seat house. The seats are permanent, on an inclining floor. This is one of the few summer theatres that is not a converted barn. Built four years ago, reputedly by a Greek Orthodox priest as an investment, the building appears to be paying off. paying off. Keniev Operates

a Greek Orthook priest as an investment, the building appears to be paying off.

Keniey Operates

John Kenley, who spent 10 years scouting plays for the Shuberts, is the operator of Deer-Lake theatre. It's his first season in the location and 'Young Sinners,' current, with Kirkwood, Janney and Miss Lee, is the fourth show.

So far it has rained almost every night at 6 o'clock, which is discouraging to the potential customers, most of whom drive in from a distance of 15 or 20 miles. With eight weeks to go and a slow but sleady buildup of grosses, Kenley figures to end in the black. The nut is \$1,500, which has been touched once or twice, and capacity is \$4,000. The nearest serious opposition is 50 miles away, at Buck Hills Falls, but the Green Hills Players of Reading also cut in to some extent.

The farm, mine and working element surrounding Deer Lake objects to the scale of 55c, and \$1,10. They'd be happy if it were 40-85c, but it's doubtful if a price change downward would up the take, as the number of artistically-minded persons in these hills is small.

No new plays will be tried, for Kenley feels that the summer houses aren't able to get shadings into performances thrown together hastily. The nearest community with sidewalks is Auburn—the Rebecca of Pennsylvania—which is working uprom a deserted willage to a ghost town. But this is a grand place for seclusion.

If not recalled by the Shuberts in the fall, Kenley will head west and establish an acting group in a town aiready lined up. Meanwhile, his problem is to feed and house a permanent personnel of 12, which includes Thomas Hume, Lila Lee, Louise Bordon, Truma Gaige, Pert Ketton and Charles Borgia, who claims to be a descendant of Lucretia and swears he'll eventually poison the rest of the company. Apparently, the only thing that really has prospered so far, as a re-

Apparently the only thing that really has prospered so far, as a result of the Deer Lake theatre sult of the Deer Lake theatre plays, is the next door bar and grill, and it, too, owned by that astute Greek Orthodox priest.

Wilder Making Sure

Boston, July 9.
Thornton Wilder will supervise the production of 'Our Town,' by the Peterborough Players, Peterborough, M. H. later this season.
Understood these 'm'

M. H., later this season.

Understood that Town has never been produced to his complete satisfaction.

Bedtime Tryout

Rye Beach, N. H., July 9.

Bedtime Story, farce by Horace Jackson and Grant Garrett, already bought by Columbia Pictures as a vehicle for Irene Dune and Gary Grant, gets a tryout by the Farragut, Players here starting Tuesday night

Players here starting Tuesday night

(16) at the Farragut playhouse. Sharon Lynne, formerly of films, will star. Harold Winston will stage. Supporting cast will include Art Smith, Lauren Gilbert, Walter Coy, Edward Harvey.

Charities Benefit \$2,500 Worth

Charities Beneft \$2,500 Worth
Dennis, Mass., July 9.
Gertrude Lawrence's appearance in Private Lives, opening week of strawhat season at the Cape Playhouse here, netted over \$2,500 for her war charities.

(18) for Los Angeles, where she's to Miss Lawrence leaves Sunday open July 18 on an extended tour in Skylark, in which she recently closed a long run on Broadway.

Det. Barn Opens

Detroit, July 9.

First strawhat theatre in these parts in years opened with Room Service on July 4. Under the name of the Will-O-Way Players, the group, under the direction of William Merrill and his sister, Celliam Merrill and his sister, Cellian have converted an air-cooled apple storage into a theatre

have converted an air-cooled apple-storage into a theatre.
Following opening show, due to run two weeks, Brenda Forbes comes in for The Mad Hopes, opening July 18, with Jessie Royce Landis, due two weeks later in No Time for Comedy.

Musicians' Romance
Osterville, Mass., July 9.
The Theatre of the Fifteen will
present at the Osterville Playhouse
here the first showing of a new play
by Martha K. Pittenger, 'A. Man
from the Band.' It preems Tuesday
(16). Hale McKeen is staging.
Billed as a love story of the 'Nations's top ranking dance band
leader and the fourth richest girl in
the world,' the lead role will beplayed by Larry Sothern, former
maestro and vocalist with Will Bradley's Orch, Mary Greene, Barbara
Parmely and Richard Sullivan have
supporting roles.

Atlantic City Plays

Atlantic City, July 9.

Lex Carlin has pacted for several.

Broadway shows to be given at the Garden Pier theatre here during the

Garden rich meant in weeks.

'Margin for Error' is playing this week, with Kurt Katch, Sheldon Leonard and Josephine Dunn in the

Other Tryouts

Get Ready to Live, new comedy by Sara Green Hill and Madeline Davidson will be tried out at the Oconomowoc, Coach House theatre, Wisc., for week starting Monday (15.)

(15).

Ou Earth as It Is, new play written and directed by Leslie MacLeod, has its debut at the Barter theatre, Abingdon, Va., starting. Thursday

JOLSON'S 'HATS' DET. CLICK, 23G

Detroit, July 9.

With critics unanimous here in accalaming 'Hold Onto Your Hats' in the hit class, the Cass has been doing a mid-season business here with the new Al Jolson show. Cool weather has been helpful.

With a '\$3.85 top for nights and matinees scaled at \$2.75, first week gleaned an approximate '\$23.000. Advance sale is running well into the second week as show knocks off the earlier rough edges.

Stars Jolson and Martha Raye have been capturing plenty of press here on outside gags.

Legit Cues

CONCERT BOOKINGS UPSET

B'way Optimistic About Next Season; STATUS OF MET Gillmore Takes \$5,200 Yearly Cut Sees Defense Billions Helping Legit PREVENTS DATING

for the entire year, show business looks fordward to the fall and start looks fordward to the fall and start of the new season with more confidence than during the weeks when the continued shock of war news caused uncertainty among all people on this side. Theatre attendance is traditionally bad the first half of July and that is true currently, but an upturn seems sure starting next

July and that is true currently, but an upturn seems sure starting next weekspite adverse conditions, it is stated with authority that this summer thus far is running ahead of last year at this time, although there are fewer attractions. Last summer the World's Fair socked Broadway the first month or two, then business started to improve from August on Current checkup indicates that atendance is better than last summer not 1938, a point that losters an optimistic outlook.

Defense Cein Will Help

Of great importance is the vast spending by the Government for defense. Citizenry has taken the new taxes on high up to now and, with the release of billions for armament, it is anticipated that money will be more fluid and amusements will bemore fluid and amusements will bemore fluid and amusements will be more fluid

The week of the Fourth was para-The week of the Fourth was paradoxical. Startling with morning rain on the holiday, balance of the day was cloudy and cool. That was a perfect break for theatres. In the legit division 10 out of 11 attractions gave matiness, some switching over from Wednesday, and there were standers at the more popular shows. Yet grosses for the week dropped.

Holiday W'k Grosses Off.

Despite the flush holiday, takings were down at some shows as much as \$3,000 from the previous week, not surprising to those innured to

as \$3,000 from the previous week, not surprising to those innured to the seasonal slump. Not one attraction registered capacity, whereas up to the Fourth at least two were drawing standees at all performances, they being 'Life With Father,' Empire, and 'Louisiana' Purchase,' (Continued on page 44)

Miriam Hopkins Faces Charges at Equity For Cancelling Strawhatter

The Deertrees theatre, Harrison, Me., failed to open its season last week as scheduled, Bela Blau, who operates the sûmmer stock spot, placing the blame on Miriam Hopkins, who was under contract for the date, Blau, in a detailed complaint to Equity, set forth many expense items totaling \$2,300, which he seeks to recover from the adress. Miss Hopkins had a regulation stock jobbing contract, calling for salary of \$750 for the week.

Under the rules, it was explained

suns had a regulation stock jobbing contract, calling for salary of \$750 for the week.

Under the rules, it was explained that the total amount a manager may recover in contract breach of the kind is the amount of the contracted salary. Miss Hopkins could claim that much were the situation reversed. It seems the actress notified the manager on June 21 that she was indisposed and would be unable to appear. Blau claimed it was too close to the opening to arrange for another show.

Blau contends that in cutting his season from nine to eight weeks it would mean a definite loss and

People' Ending H'wood Run for Frisco Stand

Hollywood, July 9.

'Meet the People' moves to San Francisco July 22 after playing Hollywood since Christmas night, the longest legitimate run of recent years in this sector. Show originally opened at the Assistance League Playhouse and later moved to the larger Hollywood Playhouse.

Geary theatre in Frisco has been leased by George Shafer for an indefinite run with the current east intact. Meanwhile, a second edition of 'People' is rehearsing for an opening here July 15.

Holde Differs With Gibson. Quits 'Jubilee'

Summary dismissal of his staff handling the front of 'American Jubilee' at the N. Y. World's Fair, Nick Holde, its general manager, resigned Friday (5). Differences of opinion with the laymen element in the Fair management, including Harvey D. Gibson, led to the withdrawal. John Tuerk, who was an assistant to Holde, but was among the letouts, was recalled to be the company manager. Holde is said to have drawn a salary of \$300 weekly with 'Jubilee'.

Holde represented the Fair in the controversy with Equity over the

Holde represented the Fair in the controversy with Equity over the pay scales, which particularly concerned the big assemblage of chorines. Demand by Equity for time and a half, for Sunday performances was finally dropped and base pay of \$40 weekly set, plus \$1 for all performances more than 23 weekly. Latter stipulation has not figured, because up to last week rain caused a number of performances to be cancelled.

a number of performances to be cancelled.
Gibson appears to have taken the advice of Holde, whose show business experience is unquestioned, but they could not agree on various ticket selling methods. Jubiled has a capacity of 5,800, but there was no way to figure out how many tickets were sold for any one performance. There are 24 boxoffices on the grounds, none having contact with the front of the house, either by telephone or otherwise. There was always an expectation of a rush for seats and possible stampede. Only when capacity, was registered were those handling the front relieved. Another point of difference was the issuance of contradictory orders, said to have come from Joseph Upchurch, who made the earlier dismissals.

Early this week it was announced that Holde and Albert Johnson, who staged the giant spectacle, had joined and would produce next season. One

that Holde and Albert Johnson, who staged the giant spectacle, had joined and would produce next season. One is a musical with San Francisce during post-Clvil War times as the background, Jerome Kern and Oscar Hammerstein being on the writing end. They also expect to revive 'Show Boat.' Johnson was mentioned planning to tour 'Jubilee,' if an arrangement with the Fair management is consummated.

But NBC and CBS May Pro ceed On Assumption That Last Year Is Model for 1939-40

AGMA ADAMANT

The failure of the Metropolitan Opera Co. of N. Y. and the Ameri-can Guild of Musical Artists to get

The failure of the Metropolitan Opera Co. of N. Y. and the American Guild of Musical Artists to get together on the terms of a contract for next season submitted to the Met by AGMA, is causing serious reprecussions in the concert world. AGMA in the meantime has refused to allow any of its members to negotiate with the Met for next season, until the fink drys on the dotted line. During the past week AGMA again notified its members by phone or mail, warning them that they may sign no agreements until the Met signs its (AGMA's) first.

The resultant situation has seriously effected the concert bookings for the fall, for Met artists, and is upsetting managers of these singers. The Met is usually given first call on a singer's services. Not knowing whether that company will desire the singer for the full season, or half, or a specified month, regular concert bookings cannot be set. The two largest concert managers are NBC and Columbia Concerts. Both organizations are proceeding on the theory that a contract will be signed eventually, and have been forced to accept concert dates on the premise that that the singer's Met engagements will be the same as they were last year. Should the Met desire singers for another date, choos will be the result.

Most singers appear at the Met moderate fees just for the prestige. Some singers the important class refuse to accept a weekly basis with the Met, but claim (Continued on page 44)

To Ease 4 A's Financial Strain: **Equity Works Out Economy Moves**

A solution to the financial situation of the Associated Actors and Artistes of America has been made and is believed to be workable. Starting July 26, Frank Gillmore, managing director of the Four A's, will receive \$100 less salary per week, an arrangement which he has gracefully accepted, accompanied by stipulations of an unusual nature. Gillmore, former president of Equity, has been getting \$13,000 accepted, accompanied by stipulations of an unusual nature. Gillmore, former president of Equity, has been getting \$13,000 accepted, accompanied by stipulations of an unusual nature. Gillmore for the four A's and under the new deal will get \$7,800. That sum will be paid him for the duration of his contract, which has three years more to run. In the event of his demise, it is to be paid to his widow or estate for that period. Contrary to reports that he would step aside and accept a pension, Gillmore will remain as head of the Four A's, unless some other setup would permit his resignation—but the stipulated salary would be payable regardless. There was an undercurrent around Equity for some time that Gillmore faced a cut in pay, that being the only way the parent organization of the actor-artist mions. could operate, and it is stated that the new arrangement was worked out by Equity committee on economy, and efficiency.

Equity Steers Economy Course Equity had the right to indicate.

Equity Steers Economy Course Equity Steers Economy Course
Equity, had the right to indicate,
the solution, since most of the Four
A's affiliates stem from it. Also,
Equity was one of the few unions
which paid an extra assessment to
the Four A's, stopping such remittances recently. And it was through
the legit actors' association that the
realignment of the Four A's was
worked out, principally for the benefit of Gillmore.
Part of the plan for revitalizing

fit of Gillmore.

Part of the plan for revitalizing
the Four A's calls for further downward revision of expenses. It costs
about \$26,000 annually to operate,
principal outlay being Gillmore's sal-

ary. It's expected that when the present lease runs out on its offices, the Four A's will move into the quarters of that affiliate which could accommodate the outfit. Equity building will probably be used. It was at Equity that the Four A's was formerly quartered. In fact, at that time it only called for one drawer in a design, the the Four A's was the formerly and the former of the former o

in a desk.

Formerly, too, the officers of the
Four A's were not paid salary. Affiliates paid the yearly assessment
of \$1 per member, but there were
few expenses and every so often a
goodly portion of the money was refunded, it being the rule not to
amass more than \$10,000. Four As
paid the per capita tax of 50c to
the American Federation of Labor,
that being its principal function.
Since then the AFL tax was boosted
to 75c, which is the principal reason

that being its wincipal function. Since then the AFL tax was boosted to 75c, which is the principal reason why the Four AS ran out of more. The actors won the fight With the stagehands a year ago, but it cost their organization plenty of money. Much coin was loaned the Four AS, mainly by Equity, and the Screen, Actors Guild. As there is no indication that the loans are to be repaid, it is likely that the obligations will be written off the books. If the Four AS does not again go off on a tangent and revoke charters, such as it did when striking at the American Federation of Actors, it should be able to go along without financial embarrassment. The AFA revocation held to have been the most ill-advised move made the Four A' and really resulted in the financial jam. It was done without the full assent of leaders in the various affiliates, a fact that has been rankling in their minds ever since. AFA matter precipitated the abortive move of the stage-hands, costing every actor union coin, but not the stage-hands organization.

Present setup of the Four A's was

tion.

Present setup of the Four A's was worked out by Gillmore after an arduous several years in the Equity post because of a militant minority, identified at the time as the Actors Forum. Half a dozen of the group was placed in the council with his assent, but that did not stop them from making proposals annoying to him. him.
When he switched to the Four A's

When he switched to the Four A's post at the same salary received from Equity, Gillmore anticipated a more placid routine, but it did not work out just that way, the disenfranchisement of AFA causing the main rumpus. Withdrawals of Gillmore from Equity led to a return of the former, policy of having a non-salaried president Burgess Meredith took over temporarily, but found the job too tough to handle. Arthur Byron stepped in and internal affairs of the association quieted down. Bert Lytell became acting president because of Byron's health and early this summer was elected for a three-year term.

Paul N. Turner, counsel for Equify and adviser for the Four A's, shares the latter's offices and its operating expense. He is supposed to receive \$100 monthly from the Four A's, but is said not to have been paid. His principal revenue from the actorunions comes from Equity, where he receives retainer of \$7,500 per year. Paul N. Turner, counsel for Equity

N. Y. License Commissioner Moss **Opens Drive On Street Ticket Specs**

A drive on street ticket speculators is planned by Paul Moss, license commissioner for New York, who has issued a set of rigid regulations against that ilk; the rules also covering all Broadway agencies. He has the backing of Mayor La Guardia, who said that complaints about scalping around theatres, ball parks, Madison Square Garden and the Metropolitan Opera House had been registered. The mayor said the police would help in the enforcement and that he hoped to chase the specs from the city.

The commissioner is supposed to have assumed charge of the agencies under the new state law, which, like the ticket code, limits premiums to 75c above the boxoffice price, but Moss has not contacted the brokers nor the managers directly. Statute has no such provisions for the ideas outlined by the commissioner, but the mayor is strong for eliminating exorbitant prices and claims that is the reason why theatre patronage has declined in recent years.

Moss' regulations require the every application for a ticket license must be accompanied by the finger-prints of the broker and the employers of each agency. All must be okayed by the license department, which will issue a certificate to all such persons and bear the photograph and signature of each. Another regulation aimed at street speculation, forbids any agency or employe to sell tickets at any other place save the premises licensed. Three spees were picked up outside the Polo Grounds last week and were fined 510 cach. The men are not known in the theatrical district.

Asserted that the regulations are

by the state, which are dated to expire Dec. 31. They queried Moss whether such licenses are to be voided, although the new law makes no provision for such disposition and they still want to know whether they are to be rebated for half a year if the city issues new licenses. Another regulation prohibits one agency from buying tickets from another. Brokers do not understand the rule and cannot see what difference it makes so long as the 75c surcharge is not exceeded. surcharge is not exceeded.

The new defense tax of 10% applying to all tickets priced at 21c and more, but which fixes 11% on agency premiums, has caused the agencies to arrange a maze of fractions of pennies. Where the result is 14 of a cert it is not collectible, but 12 cent or more calls for another cent. Brokers still say the extra 1% on premiums cannot total but a negligible amount.

It's not generally known that a surcharge is not exceeded.

however, are yet to be informed as to the status of their licenses issued

by the state, which are dated to ex-

Broadway brokers

but a negligible amount.

It's not generally known that a
bill was recently introduced in the
city council of New York limiting
agency premiums to 50c. It was set
aside and reports are that it was
mistake'. Whether such ordinance would supersed the state law
is questionable.

is questionable.

Last season a ticket control bill was adopted by the council, but veloed by the mayor. The ground that it was probably not constitutional. He appears to have changed his mind about the state statute. Brokers are figuring on testing the law in court, but apparently are waiting until it actually is in force.

Bert Brown Recuperating

A. O. (Bert) Brown prominent in Lambs club activities is recuperating on Long Island after a six-week siege of illness. He is a director and former Shepherd of the club and is on the board of the Percy Williams Home and Actors Fund.

Lambs are seeking a new treasurer to replace J. C. Cuppia, who is ill. Latter succeeded the late Robert Lague and retains the post technically, but his resignation is in and will be accepted when another treasurer is chosen.

Strawhat Reviews

THE BARTERED BRIDE

Central City, Colo., July 7.

New version in three acts of the comit opera by Friedrich Smetana; book revised by Fauls Sittlement of the Color of the Colo Louis D'Angelo

Louis D'Angelo

Helen Othelin

Josephine Antoine

Philip Ducy

Thelma Yotipka

George Passels

John Carten

Sornen-Carten

Kornen-Carten Louise D'Angelo

In cluding seven Metropolitan Opera singers, with Josephine Annoine and John Carter in the lead roles, the Central City Opera House association again rings up a success not only artistically, but the coherence with the coherence of the Householder of the Coherence of the Coherence of the Householder of the Coherence of the Householder of the Coherence of the Householder of the Coherence of the

Louis D'Angels and Finith Ducy also do well.

As usual, the Central City association practically gave blank cheek to cover the costumes and senery. Fri advantage is again the end the contract of the contrac

been was paid opening night to da Kruss McParland, one of the first leaders in the play festivals. by Thomas A. Dines, also of the opera house association. Mrs. McParland died last year. Being one of the heirs inherling the opera house, it was she who started the movement to give the building to the University of Denver and thus started the play festivals. Rose.

OUR GIRLS

Farce comedy in three acts and five
scenes, by Conrad Letter, presented and
directed by Maryverne Jones at the Star-
light theatre, Pawling, N. Y. Reviewed
et dress rehearsal. July 8, '40.
et dress rehearsal, July 8, '40. Vivian Lovejoy Lester Lonergan
Francis Lovejoy Pertlo Fernandez
Jesse Lovejoy Dickie Van Pattin
Mildred Lovelov Leons Powers
Milidred LovejoyLeona Powers
Aunt Jessie Evelyn Harvey
Mrs. WattlesJoan Rhodes
Chester Wattles James Elllott
I hyllis Wattles Anita McGee

'Our Girls' is not much of a play.'s a sort of 'Charley's Aunt' in reerse and lacks novelty and origi-

nality.

Elmer and Mildred Lovejoy have three sons upon whom they have saddled girlish sounding name—Vivian, Jesse and Francis—with the design of inducing a rich English relative, Aunt Jessie, who adores



CAL:NEVA LODGE •

Mat.: WM. KENT 1776 B'way, New York

Process of the Contract of the

at all convincing.

It lacks the vim, vigor and hilatity that might be imagined. On the contrary, it consumes a lot of the contrary, it consumes a lot of the contrary of the convinciant of the contrary of t

CAFETERIA

H	Suffern, N. Y., July 9.
1	Play in three acts (four scenes) by Leyla Georgie. Directed by Walter Arminge;
	Cooreis Directed by Walter Armitige;
	setting designed by Sidney Redish; lighting
	for Sanford Engel At County Theatre.
i	setting designed by Sidney Redish; lighting by Sanford Engel. At County Theatre, Suffern. N. Y., July 8, '40.
	First Nawshow
	First Newsboy Robert Coin Second Newsboy Phillip Martucci
٠	An Artist Vincent Gardner
	Padical Galedon
	Ct-l Smident Lacqueline Paige
ì	
ï	AmatoJerry Cylvon
	Volodia
	Amato Terry Cylvon Volodia Robert Emhardt Boris Peter Van, Buren
	Austrian Doctor
	Woman Doctor Sydney Shields
	Pollsh Girl Beverly Woodner
	Alfred William Howell
ľ	Woman Doctor Synthy Sinch Speed Pollsh Girl. Beverly Woodner Alfred William Howell Hazel Jeffries Doris Dudley Linda: Katherine Deane Warnen Volkmer
	Frasier Jeffries, Jr
	Vaudeville Girl
٠	Vaudeville Man
:	Vaudeville Man Maurice Manson
	Pat Woman
1	Fat Woman
	Maestro
è	Nerissa
	Sandwich Man Maurice Faln
•	Ittigabeth
	Sacha's Mother Katharine Warren
	Africia Cettin John Galedon
	Music Critic
ij	

Francis State of Parlian

palms for him even before he found out who it was.
Play employs a novel device, without overdoing it, in letting audience hear the musings of Marko, the lad behind the counter, via a loudspeaker. A further novelty is that no curtain is used, purpose being to give the audience an illusion of actually bedy in the counter, which is the country of the c

TMAT Drops B.O. Men: **Evolves Into Strike** Threat at Aquacade

Woman Decier.

Service Beverty Woodney of Head of the Company of the Country of t

Literati

USN Honors for Newsmen?

Norman Alley and Eric Mayell, newsreel cameramen who figured in connection with the Panay incident in the Orient two years ago, are among a long list of names, including military officials and newspapermen, who are mentioned in a bill which is now before the House to award them Naval Expeditionary medals. The medals would be awarded in connection with their Panay reeling.

The bill was introduced Noy. 3, 1939, but has been delayed in passage, though now has gone through the Senate and is before the House of Representatives for final action there.

there.

Alley was with Universal when
the Panay was bombed but is now
with News of the Day. Mayell is a
newsreeler with Fox-Movietone.
Foreign newsreel cameramen and
mewspaper reporters are included in
the bill authorizing the Naval

awards.

GOP Bomb' Story a Dud
At Jeast one daily in New York
and one in Philadelphia drew snickers for themselves by falling during
the Republican convention for a
bomb plot story which originated
in a comic strip in their own papers.
Tale of conspiracy to blow up the
hall where the conclave was being
held in Philly appeared in its original form in 'Hap Hoppen', strip
scripted by Drew Pearson and Robert S. Allen. Washington columnists.
Apparently, the cártoon caused some
kidding among the delegates which
became more serious as it spread and
finally was picked up by reporters
as the mecoy.
Philly Inquirer and N. Y. Mirror,
both of which run 'Hap Hoppen', appeared with page one stories similar
in a great many respects to the comic
strip plot. Story also appeared or
the front page of the N. Y. News.
Manhattan dailies were apparently
tipped off and ditched the stories
after one edition. The Ind. however,
can it all the way through. Next
day there was no mention of the plot
anywhere.

Martha Cheavins' Story

anywhere.

Martha Cheavins' Story

Purchase by Columbia for \$25,000
of screen rights to Martha Cheavins'
novel, 'Penny Serenade,' a couple
weeks ago is the culmination of a
real-life dramatic sequence. Last
summer Miss Cheavins fell from a
hammeck and injured her spine.
Unable to walk all water, she wrote
the novel while flat on her back. It
was finally, determined that she
needed a very delicate operation,
which was successfully performed.
When Miss Cheavins fully recovered
from effects of the ether she was
told of Col's purchase of her book.
Femme writer, who has had several other books published is wife
of Hugh J. Schuck, of the N. Y.
News.

Glorifying the Autograph
Humonous novel on autograph
hounds, using actual names of film
stars in fictional incidents, will be
published in the fall. It's called 'The
Youngest Profession' written by Lillian Day. Several film companies
are interested in the possibility of a
screen version with the actual players named taking bit parts, although
there's some feeling that the picture
would still further increase interest
in signature-collecting, which is not
desiyable.
Tale traces the scrapes into which

desirable.

Tale traces the scrapes into which a kind of femme Henry Aldrich gets herself in attempting to grab autographs from the stars. Doubleday-Doran will publish.

anti-trust laws to unions, bids fair to become not trust-buster No. 1, but union buster No. 1. Isserman claimed that Arnold is seeking to strait-jacket the unions' bargaining

strait-jacket the unions bargaining power.

Bloc of delegates late in the day presented their grievances. They recently charged a bogging down of the Guild, which should lead to a change in leadership. They did not refer to President Kenneth Crawford but to the paid officers and functionaries who actually control the machinery of the Guild.

CHATTER

John Wexley finished 'The Man on the Street,' a novel about the motor industry, for publication by Random House.

Random House.

Spot, pic mag selling for a dime, being brought out by Fawcett Publications. Newcomer under the editorial direction of Ralph Daigh.

PM, the new N. Y. 5c daily, polling the metropolitan area by phone to determine what's liked and what isn't in the paper's contents.

Lillian Peffer, assistant editor of Amerasia since 1937 when the magazine began publication, no longer on its editorial staff. She is free lancing.

its editorial staff. She is free lancing.
Jack Lalt, M.Y. Mirror editor, now also edits Winchell for King Features syndication, after the columnist beefed to Joe Connolly over the manner in which certain quips were being elided or revised.

Concert Upset _Continued from page 43_

'guest artist' status, singing a half dozen times during the season for the benefit of the press received, and devoting their other efforts to the the contravive concert field. Highest salary at the Met is \$1,000 a performance, with only two singers in that class, against which radio and concert pay \$1,000-\$3,000 regularly for single engagements of the 10 best drawing cards in the operatic field. Last season, Kirsten Flagstad had 40 concert engagements, Gladys Swarthout, 48, Nino Martini, 54, Ezio Pinza, 35, Elizabeth Rathberg, 15, Giovanni Martinchi, 22, Richard Crooks, 70, Lily Pons 60, Grace Moore, 50, and Lawrence Tibbett, 70. These singers received \$1,000-\$3,000 an engagement while the Met average was not over \$750.

AGMA officials say they will not be budged from their present stand, feeling that they are 100% in the right, and it is up to the Met, which has the contract, to make the next move. Officials of the Met are non-committal, remarking that 'Negotiations are progressing smoothly and there is nothing new to report.

The AGMA contract is understood to be similar to the Chicago contract signed last May, with some improvements which include minimum fees

to be similar to the Chicago contract: signed last May, with some improvements which include minimum fees. to be paid to artists, elimination of middle men, etc. If an actual contract is not signed soon, what has looked like a tremendous boom in the concert field for the season startists. ing this September may be disor-ganized for the most lucrative months, December through April.

B'way Optimistic Continued from page 43_

desirable.

Tale traces the scrapes into which a kind of femme Henry Aldrich gets herself in attehnning to grab autographs froor the stars. Doubleday. Doran will publish.

American Jewish Press Club. The American Jewish Press Club Thas been organized in New York to represent writers and editors in the field of English-language Jewish newspapers and periodicals and publicity agents of national Jewish prougs.

Aims of the club are to promote the editorial standards of the English-lewish press as well as to provide a common forum for the discussion of basic issues and problems, in Jewish communal, cultural and philanthropic activities in the United States.

Arnold Flayed at ANG Meet

A. J. Isserman, of New York, told the American Newspaper Guild's convention in Memphis yesterday (Tuesday) that the Sherman antitrust law, as construed by Assistant Attorney-General Thurman Arnold, is anti-labor. He declared that Arnold, no longer believing it a perversion to apply provisions of the provision of the pr

Inside Stuff—Legit

Marriage of Gertrude Lawrence and Richard S. Aldrich, in Dennls, Mass., on July 4, her birthday, came as a surprise to Broadway, although they were often in each other's company during the past season. Bride is an English actress who has been appearing over here on and off since 1824, when she appeared in 'Charlot's Revue,' co-starring with Bestrice Lille. She was formerly wed to Francis Gordon-Howley and has a daughter, Pamela, around 20, who takes that name.

Aldrich, a six-foot-four, socialite showman, first entered, the managerial ranks in 1928. Last season he was active, teamed with Richard Myers, in presenting on Broadway 'My Dear Children' (John Barrymore) and 'Margin, for Error,' plus 'Easy Virtue' (Constance Bennett), a revival which toured. Aldrich was divorced from Helen Beals in 1936.

Miss, Lawrence scored 'Skylark,' which spanned the season at the Morosco last season. Company entrains for the Coast Sunday (14), due to open in Los Angeles July 18

San Francisco Chronicle donned kneepads (4) to print boxed apology anent earlier review of Joan Blondell in 'Goodbye to Love'. Headed 'We Regret,' black-face box read, 'In a critical estimate of the recent Joan Blondell vehicle, 'Goodbye to Love', published in The Chronicle drama pages of June 23, the following fainfull statement was made—that the play-doctor who revised the play 'must have spent most of his life near a sewer outlet.' This remark was intended only as criticism of the play and not as a personal affront. The Chronicle herewith withdraws the statement and apologizes for any unfavorable implications that might have been construed.'

The Dinehart family is now complete in New York, four-year-old Mason Alan Dinehart 3d having arrived from the Coast. His father and mother. Mozelle Britton, are appearing in 'Separate Rooms,' Plymouth, N. Y. The first name of Mason has never been used professionally by Alan Dinehart, who is one of the featured players in 'Rooms.' His elder' son, juniot, is stage manager.

alega policy

Broadway

J. T. Abeles may become a Connecticut squire.

Rosita Moreno, Latin-American

Billy Norton out of hospital, rest-ing at home. Lost 20 pounds. Jimmie and Blanca Stroock mo-toring to Coast. Biz and pleasure. ng to Coast. Biz and pleasure. of Bernie, brother of Ben, into retail liquor biz with Kelson,

Attorney Charlie Schwartz vaca-tioning during July near Stamford Conn.

Lou Smith back to the Coast after pending two days at the Columspending two days at make the hole of the

and the state of summer and the s

Ben Miggins, repatriated European manager for 20th-Fox, taking a vaca-tion before settling down to business again.

again.

Jack Shea on a swing of his chain's
Jack Shea on a swing of his chain
Jack Shea on a swing of his chain's
Jack Shea on a swing on his chain'

Patricia Morrison in from the Coast to visit her two refugee cousins, recently arrived in the U. S. via Montreal:
Charlie McDonald, RKO diw manager, sails Friday (12) for Venezuela to visit a friend who's with Standard Oil there.
Dan Mainwarind, more recently attached to Orson Welles' unit at RKO, the Comment of the Comment of David Bernstein, Loew's vp. and treasurer') honeymooning in Del Monte, Calif.
The Arnold Bernstein, Loew's vp. and treasurer') honeymooning in Del Monte, Calif.
Herbert Janssen, Metropolitan baritone, sailed for Argentina, where he will sing, at the Teatro Colon, Buenos Aires.
Charlie Burton, construction-maintager executive of Paramount, left for the Charlie Burton, construction-maintager executive of Paramount, for the Charlie Burton, and the Charlie Burton, and Charlie Burton, construction-maintage of Carlie Burton, and the Charlie Burton, and Albert Saturday (13).
S. Barrett McCormick and Albert Saturday (13).
S. Barrett McCormick and Albert Saturday (13).
Tendel year of the Saturday (13).
S. Barrett McCormick and Albert Saturday (13).
Tendel year of the Saturday (13).
The Saturday (14).
The Saturday (15).

Pecess from the Fairs American, Pecess from the Fairs American, Pecessary and Pecessar

dia, to return to his home post in Calcutta by way of the Pacific.

Kenneth Clark, Hays office publicity chief, shoved off on a vacation early last week, heading directly for Mexico City. Planned being in the Mexican capital for the presidential election last Sunday.

The Arthur Marx, of USC, who won the eastern intercollegiate freshman singles championship July 6, turning back Billy McGhee of Tulane, in 7-9, 6-2, 6-2 and 6-3 sets, is the son of Groucho Marx.

Rutgers Neilson handed an RKO.

is the son of Groucho Marx.
Rutgers Neilson handed an RKO
palm for conceiving the idea of
bringing Wendell Willike to the Music Hall to see the 'Info Please'
short in which he appears (and
tipping off the press) instead of
screening it for him in projection
room as originally planned.

Westport, Conn. By Humphrey Doulens

Jean Muir visiting the James Mel-

Claiborne Foster here from South Bennett Cerf here. Ditto Arthur Richman.

Richman.

Big Fourth of July business at local spots.

Miriam Hopkins at Grace Moore's farmbour.

Miriam Hopkins at Grace Moores farmhouse.
Mother of Ethel Beckwith passed away at Utica.
Harry Archer in Bermuda for the holiday weekend.
The Henry Souvaines visiting John and Carly Wharton.
Edward Spector, manager of the Pittsburgh Orchestra, in town.
Fairfield County Hunt Club Horse Show drew big three-day attendance.

ance.
Jane Cowl currently in 'Captain Brassbound's Conversion' at Play-

Brassbound's Convession house.

Lawrence Langner cut a big cake celebrating 10th season of Country Playhouse.

Lily Pons and Andre Kostelanetz vacationing at Cape Cod before starting cross-country open-air concert tour.

Stroudsburg, Pa.

By John Bartholomew

The Eugene Ormandys summering Skytop.

Wooding Southland Singers at Pocono Manor Inn. Pocono Manor Inn.
Bruce Hall's LaCasa orch at Club Fernwood, Bushkill.

The Bobolino Theatre Group of New York hereabouts.

New york nereabouts.
Frederick Sittig's illness forced cancellation of charity concert under Kiwanis sponsorship.
Amateurs from Wyckoff Dept. store variety hour (WEST-Easton) readying stage presentation for local theatre.

readying stage presentation for lo-cal theatre.
Shawnee summer theatre opens tomorrow (Thursday) sponsored by local hospital society and directed by Joseph Doyle.
The Buck Hills Falls, Pa., by the Philadelphia Trio, William Schmidt and Alexander Zenker of the Philadelphia Orch., and Guy Marriner, associate music director of Franklin Institute.

Philadelphia

Gary Leon and Tut Mace entering their 15th consecutive week at Lynch's nitery.

Tom Moore pinch-hitting for Hal Tunis on WIBG while latter honeymons at shore with his bride.

Florence Bernard, erstwhile prexy of Entertainment Mgrs. Assn. is staging vaude ghows at Willow Grove Park.

WFIL gabber Alston Stevens and his wife have applied to French Consulate to allow two refugees to stay with them at Little Farm, their suburban home:

WEEN after the Fourth of July activities at Independence Hall. Feature was reading of Decharation of Independence as sistant manager at the Warners' Broadway theatre.

Chicago

Lou Cowan will be a father soon.

Al Freedman back in Chi as rep
for Sun musi

Joe Glaser in to set: couple of

Die Claser in to set couple or new band deels.
Pand deels.
Person deels.
Vork for look-around.
Chicago Tribune sponsoring Police and Fire Show at Soldier Field.
Entertainment Managers Association tossing picnic day at the Bondir Country Club.
Mrs. Maria Kramer in town and met at the train by two Hotel Edison (N. Y.) alumni, Jan Savitt and Blue Barron.

Barron, Loew chief in Washington territory, in Chicago on official duties as entertainment purveyor to the Democratic convention.

London

Al Burnett wed to Cecilia Conn Carroll Levis back to BBC for series of broadcasts.

Hugh McDermott signed to lead role in Gainsborough's 'Neutral Port.' Jack Doyle and Movita heading vaudeville unit for 12 weeks, which opens out of town Sept. 23.

opens out of town Sept. 23.

The Len Youngs (Anita Martell), due to sail for Australia end of June, staying due to lack of facilities.

M-G's release of Gestapo' will be under new tag, "Night Train to Munich." Picture made by 20th-Fox here.

here.

Jack Hart, former band leader, and now in Jack Hylton's office, emcees for BBC under moniker of Jack Marshall.

Jack Hart, former band leader, and now in Jack Hylton's office, emcees for BBC under moniker of Jack Marshall Hylton's office, emcees for BBC under moniker of Jack Marshall Hylton's highest to the Hylton's highest highest

mort-British house, to the High-Constables of the city. It's their gued as forces, and the control of the contr

Pittsburgh By Hal Cohen

Tom Mix and his horse, Tony, at Kennywood Park for a one-day personal.

Joe DeManns I ad down with sheet fever but coming out of it wery nicely. Film Row friends here shocked by sudden death in Cleveland recently of Joe Lefko.

Lela Moore home for summer after finishing role in Par's Night at Earl Carroll's.

Dancing Masters of America will convene hore next month for their annual convention.

Theatre manager Frank Roberts a grandpop, his daughter giving birth to a girl last week.

Ann Barrett, Iocal gal singing with Vincent Lopez, has been inked for new Ed Wynn Waw.

How Market Work will be married Sunday, (14).

Jerry Mayhall has quit town to serve as musical director for new trink show, Iccapades.

The Joe Mazzeis, of the Art Cinema, will increase the census in next couple of months.

Art England chairmaning Variety

Club's annual goif tournament at South Hills CC July 22.

Billy Catizone's option at Normandie restaurant in Boston picked up for additional month.

Tallye Dunston and Marvin Einhorn with Jim Lindsay's Green Hills Playhouse in Reading Lighter of the Shirley Bown, daughter of the Playhouse for the summer.

George Pennington in from Holly wood to look over some local interests for couple of weeks.

Mr. and Mrs. George Marlier parents of a daughter. Father's chief artist for Harris Amus. Co.

Harry Kalmine presented with a portrait of himself, painted by Jack William of the Commence of

St. Louis

By Sam X. Hurst

Civic Theatre, strawhatter, has substituted The Milky Way for Margin for Error' as third show. William Norton, operator of the Avalon, making annual auto trek to the Rockies in quest of trout fishing. Nat Steinberg and Barney Rosenthal, of Republic Pictures' local branch, back from New York powwow.

wow. Harold D. Chick Evens, manager of Loew's, vacationing. Midwestern District Manager Finney pinch-hitting.

District Manager Finney pinchhitting.
For the first time in years the
Post-Dispatch (Pullitzer) is printing
news of night club and amusement
park band attractions.
Sam Reider resigned a resident
manager of the Grand, burlesk,
which he opened last October for
the Wolverine Amus. Co., Detroit.
Dick Berger planed to New York
to finish casting and costuming for
current Municipal Theatre Assn. season in al fresco theatre, Forest Park.
Ruth Urban, understudy for
Nancy McCord in. Apple Blossoms
at Municipal Theatre's outdoor,
Mansy McCord was derailed by Jaryn
pits.
Miss McCord was derailed by Jaryn
zitis.
Reisman son of Paul Beis-

Miss McCord was derailed by laryi-gits.

Julian Beisman, son of Paul Beis-man, manager of the American and Municipal The atre Assn, has launched his career as a thesp. Had role in See My Lawyer at Civic theatre, strawhater.

Cleveland By Glenn C. Pullen

By Glenn C. Pullen

Nat Letton working up annual golf
tourney for Variety Club barkers.
Frank J. Hynes, from Harrisburg,
Pank and new resident manager of
theatrical Carter hotel.
Cain Park's strawhat company doing 'Street Scene' July 11-13 after
sock biz with 'American Way.'
George Stevens supervising opening of Drive-in-Theatre located
across road from Cleveland Airport.
Joey Mack, who's said to have
taught radio's Bob Hope how to hoof
touries, in a comeback at
Dony's Club.
Jimmy King, batoneer of Jackson's Lyndhurst Club, been keeping
marriage to Beverly Joy, dancer, a
secret since June 3.

Nat Holt back from fruitles
vaude-shopping trek to New York,
with 'Vanities' week of July 19 being Palace's sole date for the summer.

Penard Szold of New Orleans'

mer.

Bernard Szold, of New Orleans'
French Quarter theatre, and directing strawhat 'American' Way' here,
dickering to stage show in Hollywood Bowl.

Legit Bug Bites

Continued from page 1

Continued from page 1

Wiman, successful producer, who was bequeathed a fortune from forebears who manufactured harvesting machines. Duo are to establish offices in New York shortly.

Schmidlapp and Kier are the backers of Walk With Music, 'first known as Three After Three' and now playing the Barrymore, N. Y. Musical is operating in the red, but the kid showmen are paying off without objection and 'Walk' has inspired their desire to remain in show business. Show was originally presented by Ruth Selwyns and the Shuberts, both having withdrawn from the management.

Stepin Fetchit withdrew from the cast last week, leaving amicably. He

having withdrawn from the management.

Stepin Fetchit withdrew from the cast last week, leaving amicably. He said he had signed contracts for personal appearances when the show was laying off and could not secure releases. Troy Brown took over, but Fetchit expressed the wish to rejoin Walk' if it continues.

Colored seomic, however, faces charges by customs authorities, who alleged he bought four suits of and exceeded the exemption on Canadian purchases. Fetchit denied the allegations and it is understood authorities have been unable to produce the clothes.

Bob Hazleton, Dickerman circuit booker, to wed. Herbie- Kaye orchestra pencilled in at Orpheum for August. More Levy off by plane to Holywiod to start his S. R. Kent drive-dare assignment.

Mont Lorpheum for August.

Mont Carry and Dale, owners of St. Paul Garrick and Lyceum, took over the Hamline from W. L. Hamline for W. P. Pull Carry and Dale, owners of St. Paul Garrick and Lyceum, took over the Hamline from W. L. Hamline for W. P. Pull Carry and Dale, owners of St. Paul Garrick and Lyceum, took of Verne Hamline from W. L. Hamline for W

Hollywood

Louis B. Mayer had a birthday.

Nicholas M. Schenck in from Man-hattan.

Mary Pickford back from an east-ern tour.

Rufus LeMaire's home ransacked by burglars.

Rutus LeMaire's home ransacked by burglars.
Alfred A. Cohn recovering from major operation.
Lois January sued for divorce by A. Donald Crisp on four-month cruise in Alaskan waters.
Lana Turner filed divorce suit against Artie Shaw.
Florence Rice filed suit for divorce against Robert Wilcox.
Patsy Kelly back from New Yorkto work for Hal Roach.
Louis Schine in from the east for his first visit to the studios.
Hobart Bosworth celebrated his Stin anniversary as a sctor.
Charles P. Skouras back on the Charles P. Skouras back on the Cheore Stoll in the hospital for a check-up on a kidney complaint.
James Roosevelt returned from a business trip to New York and Chicago.
Bud Clark in from Cleveland to take over the local Paramount exchange.
Jascha Heifetz moved into his new

change.

Jascha Heifetz moved into his new beach home after—tour of South America.

Atlantic City

Hotel Chelsea Bar held formal opening Saturday (6) with Billy Van's orch.

Nat Brandwynne began summer engagement at Ritz Merry-Go-

"Nat Brandwynne Began summer engagement at Ritz Merry-GoRound Bar July 4
Lee Powell (Lone Ranger) topbilled at Hamid's Million Dollar Pierover 'the 4th' weekend.
Lyric and Palace theatres on Atlantic avenue only local film houses:
unaffected by new tax.
Leopold Stokowski's All-American
Youth Orchestra began rehearsals in
Commodoral data opened for Summer on Saturday (6) with Ohio Triorom Park Central hotel, N. Y.
Milt Russell, theatre manager here
for years, is now Gayway supervisor at Golden Gate Exposition,
Frisco.

for years, is now Gayway supervisor at Golden Gate Exposition, Frisco.

Bert Extlow's orch played special Red, White and Blue dance at Ambassador hotels Garden Room July 4.

Smart 500 Club opened for season July 3, with Sammy Watkins orch, Bert Frohman as m.c., and Jerry Krueger featured. Bert Frohman as m.c. and Jerry Krueger featured anonymous Police intestigated anonymous Folice intestigated anonymous Assam, died, July 1.

Tom Endicott now presenting 20 yaude acts and 13-piece cowboy band at his mass-production Dude Ranch on Boardwalk.

Eddie Le Baron's orch began short engagement at Frank Palumbo's Renault Tavern on Boardwalk July 1.

Ximmie Lunceford's orch had one May engagement here Friday (6)

Henault Tavern on Boardwalk July
4, coming from Rainbow Room,
N. Y.
Jimmle Lunceford's orch had oneday engagement here Friday (5)

Jimmle Lunceford's orch had oneday engagement here Friday (6)

When the Market of the Market of California date.

Vincent Speciale's concert orch
gave first of 10 Sunday night concerts on Municipal Pier, Sunday (7).

John Harrold of A. C. Opera Company is soloist.

Led by Guy Lombardo, threebands played for the holiday at
Steel- Pier. Others were Will
Bradley's and Alex Bartha's. Dennis
Day headed vaude program.

Tony Martin top-billed Sunday.

(7) at Hamid's Pier, with Bob Zurka's
dance band. Martin played to char

John Martin top-billed Sunday.

(8) at Gateway Casimo of Shore
nitery at Somers Point.

Hamid's Pier dropped prices.

Adults will now pay 50c, instead of
60 on weekdays. Saturdays, Sundays and holidays hey will pay 65
instead of 75. Children, heretofore
assessed 25c. all. days, cut to 20.

Minneapolis

By Les Rees Mort H. Singer here to look over his Orpheum. Bob Hazleton, Dickerman circuit

Bob Hazleton, Dickerman circuit booker, to wed. Herbie Kaye orchestra pencilled in at Orpheum for August. Moe Levy off by plane to Holly-wiod to starm in S. R. Kent drive. Land the Company of the Company of the Montgomery and Dale, owners of St. Paul Garrick and Lyceum, took over, the Hamline from W. L. Ham-liton.

OBITUARIES

HAROLD VAN DUZEE

Harold Van Duzee, 48, director of the Kansas City Conservatory of pervisor of WICC, Bridgeport, died Music and featured tenor at the July 6.

Roxy theatre, N. Y., from its open— Veteran in commercial radio field,

Hoxy theatre, N. Y., from its open-ing in 1927 until he let in 1932, died July 3 in Kansas City.

As a member of the late S. L.
Rothafel's 'Roxy's Gang,' he ap-peared at the Capitol theatre, N. Y.,
and lafer at the Roxy was credited with having introduced the song,
'Laugh, Clown, Laugh.' In his five-year tenure there he sang in more than 3,500 performances.

After studying voice in New York and Paris, Van Duzee was booked for a concert tour of leading Euro-pean cities. While appearing on the French Riviera he sang with such operatic stars as Lucretia Bori and deanne Gordon. Since leaving the Roxy he occasionally did radio work before assuming his post with the Conservatory,

JULES JUDELS

JULES JUDELS.

Jules Judels, 65, for 49 years, a member of the Metropolitan Opera Company staff and who succeeded his father as master of rehearsals for the Met, committed suicide, July 3 by inhaling illuminating gas at his. New York home. His wife, Phoebe, eawakened by the odor of gas, discovered the body in the kitchen.

One of the few remaining members of the Met's old guard, his was familiar face for years both to opera patrons as well as performers. Joining the Metropolitan in 1891 as aide to his father, who was then in charge of rehearsals, Judels eventually replaced him in that post. His duties mainly consisted of persuad ing temperamental divas to appear on time for rehearsals.

MICHAEL W. RALE

Michael W. Rale, 73, veteran legit player, died Monday (8) at the Actors' Fund Home, Englewood, N. J., where he had been a guest for the past seven years. Born Michael W. Israle in Russia, he came to this country in 1890.

W. Israle in Russia, he came to this country in.1890.

Rale first appeared with Barlow Bros, Minstrels and later in 'Officer 666' at the Gaiety theatre, N. Y. He was with Tom Wise and Douglas Fairbanks in "The Gentleman from Mississippi" at the Bijou, N. Y., in 1910, and in more recent years played in 'Arabian Hindu' and 'Good Earth.'

Surviving are three sisters, all of Brooklyn, and a brother in Asbury Park, N. J.

GRANVILLE BATES

Granville Bates, 58, in pictures for the past quarter of a century, died in Hollywood, July 8, after a brief

in Hollywood, July 8, after a brief illness.

He started in films with the old Essanay company in Chicago shortly after being on a stage tour with May Robson. Bates recently finished two pictures at Warner Bros. and was preparing to go into 'Meet John Doe' at that studio. A widow survives. Burial in Chicago.

ALBERT P. BOTZUM

ALBERT P. BOTZUM
Albert P. Botzum, 66, president and
treasurer of the Botzum Theatre Co.
and prominent exhibitor in the Akron district for almost a half century, died July 3 in St. Thomas hospital, Akron, following an illness of
two months.
Survived by widow, two
daughters, two sisters and a brother.

MORRIS UNGER

Morris Unger, 67, dean of Cleveland musicians, died July 5 at his
home in Cleveland after being in ill
health for the last year. Despite
illness, he had played in the RKO
Palace's pit orchestra up to March
Sürvived by son, Bert, who directs Palace's band; two other sons,
two brothers and a sister.

LEX NEAL

Lex Neal, 46, screen writer, died
July 4 in Hollywood after a brief
illness.

Former gag writer for Harold Lloyd, Buster Keaton and Lloyd Hamilton, he had been working on a script for Dixie National Pic-

ALEX PAPAND

Alex Papand, 57, vet exhib, who owned a South St. Louis nabe and was a stockholder, in a syndicate owning several indie nabes here, died last week while visiting relatives in Mexico, Mo. He had been in bad health for several months.

Survived by widow. Survived by widow.

FREDERICK L. ROWE

Music and featured tenor at the Nusic and featured tenor at the Roys theatre, N. Y., from its open Roys theatre, N. Y., from its open Roys was commander of home post July 3 in Kansas City.

As a member of the late S. L. active in other military organizations.

R. G. ('CASEY') EDINGER

R. G. ('Cascy') Edinger, 56, for-merly a singer with the Metropolitan Opera Co., later on the Orpheum cir cuit, and more recently owner of the Zaza theatre, Denver, died on July 2

Survived by widow. Funeral and burial in Denver.

LYMAN S. GERBERICH

Lyman S. Gerberich, 91, organizer and director of the first symphony orchestra in Iowa, died June 28 in Des Moines. He had studied under Walter Damrosch and in Europe for

Survived by daughter and son,

GROVE J. BILLS

Grove J. Bills. 66, for years widely known in northeast Iowa as a dance orchestra leader, died of a cerebral hemorrhage Marquette, Ia., on

W. D. FITZGERALD

W. D. Fitzgerald, theatrical manager, died July 3 in Waterbury, Conn. Funeral services were held in New Haven Friday (5).

MICHAEL F. CONWAY

Michael F. Conway, 82, one of the first presidents of the National As-sociation of Dancing Masters, died July 5 in Hartford, Conn.

JAMES F. CARPER
James F. Carper, 74, theatre owner, suicide by shooting himself at his home in Lafayette, Colo., July 2.

Thomas Durrell Culverhouse, for Thomas Durrell Culverhouse, for the last 12 years auditor for the Dwight Deere Wiman legit enter-prises, died July 8 in New York, following an emergency operation. He also had been accountant for Comstock and Gest, among other legit people.

Charles Lyons, 56, died of a stroke in New York, Monday (8), He was formerly in the Belasco, N. Y., boxoffice and was similarly employed in theatres operated by the WPA theatre project.

Mother, 80. of Gabe Yorke, Coast film publicist, died in Hollywood, June 8. Deceased was widow of Gus Yorke, stage actor

Mrs. Ewing Powell, 68, mother of Dick Powell, died July 3 in Los

Father, of Lyn Burno, vaude producer, died in Blue Island, Ill., July 4.

Father, 82, of Carl Erbe, publicist, died July 3, in Milwaukee.

Comedy Yen

Continued from page 3

Continued from page 3

Continued from page 3

continued from page 3

story departments culling through its of old best-selling detective fiction for stories which can be gagged by for laughs. Both 'Cat and Canary' and 'Ghost Breakers' were analy of the mystery field its as already been marked by one purchase. The Whispering Cup. by the book, published within the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparatively low price makes obvious paralised from the past month, brought \$5,000. This comparative low price makes obvious paralised from the past month, brought \$5,000. This comparative low price makes the price of the company in which makes the picture are fagred, this, of course, could be dodged by changing Louisiana to a mythical falo.

Continued from past \$5,000 in December for radio work.

BIRTHS

Mr. and Mrs. Herbert Lamb, son, in Glendale, Cal, July 2. Father Lamb, son, in Clendale, Cal, July 2. Father Lamb, son, in Clendale, Cal, July 2. Father Lamb, son, in Clendale, Cal, July 2. Father Lamb, son

state, but it would rob it of some of

20th Favors Lighter Touch

Revamping of the 20th-Fox production schedule is indicated by a huddle of high exces, here to multithe 1940-41 slate. Sitting around the table are Joseph M. Schenck, chairman; Darryl Zanuck, production chief, William Co man; Darryl Zanuck, production chief; William Goetz, executive v.p.; Herman Wobber, sales head, and Jo-seph H. Moskowitz, New York pro-

duction exec.

General idea is to dunk the drab subjects and produce more action and comic pictures.

Strawhat Names

Continued from page 1

and, with percentage, the pay may reach \$750 weekly. A few may eyen top that mark.

top that mark.

Summer stock spots started weakly, as usual, the same type of weather
that hindered the N. Y. World's Fair,
parks and beaches nicking the hideaways too. Clear weather followed
the Fourth of July, however, and
upped the chances of the stocks.

upped the chances of the stocks.

Starting his week, there are 77 summer stocks listed by Equity as operating under its rules, which call for a minimum pay of \$40, weekly to average players. Total listing indicates over 100 summer stocks, but some are in remote locations and either playing with non-Equity casts or classified as amateur troupes.

Willi Sees Film Boon

Will Sees Film Boon
Film industry stands to eventually
profit or a large scale from the increasing number of strawhat theatres each year, in the opinion of
Arthur Willi, chief talent digger for
RKO. Willi, between jaunts to the
barns on Monday (8), declared that
the larger number of theatres are
naturally drawing more players and
many more are qualified than formerly. As result, the talent scouts
have opportunity to see in action have opportunity to see in action greater numbers of possibilities and better ones, which is working out to the advantage of the industry.

the advantage of the industry.

Willi, who returned Sunday (7) from one trip and leaves today (Wednesday) on another through the haymow circuit, declared he is especially pleased by results so far. He said he has seen four players this season whose services he has tentatively optioned—an unusually high number. He's particularly pleased because all are male, leading men being Hollywood's greatest scarcity. Fact is, the talent ganderer said, all the scouts lowering, their qualifications men players and raising them on women as a result of the dearth of one and quantity of the other.

Mae Murray Continued from page 3

week. Actress was very calm in contrast to earlier legal proceedings in which she appeared near emo-tional collapse.

tional collapse.

Since the court had previously ruled that Miss Murray could report the case by showing herself able to support Koran and provide him with a suitable home, she testified at length concerning a house she recently rented in Encine, Cal., with the \$400-a-month alimony she receives from Mdivani. She said the last money she earned was \$650 in December for radio work.

All-British Charity Film

their homeland. Cary Grant has bringing English refugee children to donated \$150,000, his entire salary the United States. in Metro's Philadelphia Story.' A four members of the committee working under Dame May in Metro's Philadelphia Story. A committee working under Dame May Whitty and Boris Karloff is raising \$30,000. Charles Laughton has been turning over his radio earnings and Ronald Colman has donated large sums for Red Cross ambulances. Anna Neagle-recently made a trailer, which netted \$100,000 in British theatres, and Gracie Fields and other British players are launching a tour of Canada to raise \$500,000 for the same cause

Minor Dent in H'wood If Brit. Actors Called

Britain's request for the return of film actors of military age (18 to 31), issued through its embassy in Washington on Sunday (7), inakes only a militor dent in the Hollywood colony. Most of the English players prominent in pictures are well above the age limit.

the age limit.

Among the youngsters due for service in the British army or nauy under the new order are Richard Greene. Louis: Hayward, Robert Coote, Peter Cushing, Bruce Lester, Patric Knowles, Hughie Green and Ian Fullon. Coote has already left for London, via 'Canada, and the others have notified the British eonsul in Los Angeles, Eric A, Cleugh, that they are ready as soon as necessary arrangements are made. ssary arrangements are made.

essary arrangements are made. Players just over the 31-year-old mark include Colin Tapley, Morton Lowry and Froi Flynn. If the present pressure grows stronger in England, however, the age limit will be upped and they will be called. [Reported men up to 41 will soon be mustered].

David Niven sailed home under his own steam months ago and is doing his job somewhere in the war zone. C. Aubrey Smith, who is almost old enough to have drawn a longbow at Hastings, has offered his services in any capacity, but has been advised to stay in Hollywood and do the best he can as a civilian. Others in the elder category are Ronald Colman, Herbert Marshall (wounded in the last war). Brian Ahearne Bofis Karloff, James Stephenson, Cary Grant, Charles Laughton, Alan Mowbray and Herbelt Wilcox, most of whom served in the last war. Claude Rains, a veteran of 1914-18, and Ray Milland, are American clizens. David Niven sailed home under

None Known on R's

None Known on B'way

There are believed to be no wellknown British legii players between
18 and 31 years old now on Broadway or in summer stock. Several
players of lesser reputation who
would be effected by the British Embassy's order are believed, however,
to be in the strawhats.

Tawanas Giular at 32 is technic

Laurence Olivier, at 33, is technically over-age, as are other stars of the legit stage.

Embassy's Statement

Washington, July 9.

Washington, July 9.

Request for Bettish actors between 18 and 31 years old to return home, which was issued by the Embassy here Sunday (7), follows:

Since the outbreak of the war, British actors, of both stage and screen; and others connected with the profession, resident in the United States, have repeatedly offered their services to the British Government; and have sought advice from the Embassy as to the desirability of their re-

sought advice from the Embassy as to the desirability of their return to the United Kingdom for-services. Until recently, they, have been advised to stay here, there is no shortage of man-power in the United Kingdom. In view of the recent conditions, however, British actors of all ages have again come forward with renewed offers of service: these offers have been conward with renewed offers of service: these offers have been considered according to age and qualifications with view to the utilization of their services, whether here or abroad, in the most advantageous manner. Broadly speaking, those between the ages of 18 and 31 years (the present 'military' age in England) should return as soon, they can make the necessary arrangements; those above this age should continue in their professions until they receive further instructions. instructions

English Refugee Children

Gary Grant, Laurence Olivier, Sir edric Hardwicke and Herbert Wilcox, comprising a motion picture committee, were here last week to confer with government officials on

British Orphans

British Orphans

Toronto, July 9.

Here to snip governmental redtape and complete arrangements to
bring 60 youngsters from the Actors'
Orphans' Home in London to a safe
haven on this side of the Atlantic is
Alfred Hitchcock.

He and Dame May Whitty head
the members of the British colony
in Hollywood who have raised funds
to establish the young refugees in
summer camp in Canada for th
ensuing two months until plans' are
completed for their proposed transfer to Hollywood where certain of
the Britishers will take a number of
the Britishers will take a number of
the Children into their own homes
or undertake the cost of their hous
ing and schooling for the duration.

Adoption on Vast Scale

Adoption on Vast Scale
Adoption of refugee children from
Great Britain for the duration of the
war has been taken up on vast
scale, by show business. Many in
the picture business, radio and legit
have either agreed to look after
youngsters sent to the U. S. or
making arrangements for such care
while the European conflict continues.

Byron, Sr.

Continued from page I

ning (daughter of playwright Phil Dunning), Henry Richards and Grant Mills, all legit actors recruited from the summer theatre at Lakewood, of which colony the Byron family have been residents for 15 years. Two live broadcasts over the Ban-gor, station will serve a concentration

Two live broadcasts over the Bangors station will serve as opportunities for simultaneously recording audition transcriptions, which agent William Hawes will bring to New York early in August for some advertising agency dates he has lined up. Plot formula of the series, entitled The World's a Stage, is that the The World's a Stage, is that the retired legit actor is a bit of a sag to whom people come with their problems. This always reminds him of something from one of his plays during the half century in grease paint.

MARRIAGES

Gertrude Lawrence to Richard Aldrich, in Dennis, Mass, July 4. Bride is legit actress; he's Broadway legit producer and also operator of Cape Playhouse, Dennis. Sonja Henie to Daniel Topping, in Chicago, July 4. Bride is film and ice skating star; he's owner of Brooklyn Dodgers pro football team.

Judy Deane to Corday Cather, in Carson City, Nev., June 30. Bride is NBC singer in San Francisco.

Lucille Mendelson to Charles Gould in Yuma, Ariz., July 4. He's an assistant director at Universal.

Carole Landis, film actress, to Willis E. Hunt, Jr., in Las Vegas, Nev., July 4.

Jean Thompson to Allen Kemerer, in Pittsburgh, July 1. Bride's half of dancing Thompson Sisters' nitery

Camilla Larkin to Eddis Mc-Vahil, in Pittsburgh, June 28. He's with Freddy Castle orch. Betty Brown to Roland Gray, in Pittsburgh, July 3. He's with sta-tion KQV, Pitt.

Ruth Messbauer to John E. Man-uel, in Norwich, N. Y., June 29. Groom is manager of Schine's Strand, Deleware, O.

Laverne Barclay to John Alex Rothwell, in Regina, Sask, June 29. Bride is vocalist on staff of CJRM.

Loretta Bruce to Foster Thornhill.

Loretta Bruce to Foster Thornhill, in Kansas City, June 20. She's member of house line at Tower theatre, K.C.; he's assistant manager of the Esquire, K.C.

Ellen Howard to Ralph English, in Elkton, Md., last week, Bride nitery dancer; he's an acrobat.

Virginia Smith to Robert D. Hurley, Weston, Mass, June 29. Bride is daughter of Edward A. Smith, theatre operating executive associated with the Goldstein Bros. circuit in Massachusetts.

Jeanne Godshall to Herbert Perry in Las Vegas, Nev., July 6. Bride is rodeo performer; he's composer at the Wall Disney studios.

Irma Larsen to Edwin Shetwood, in Baltimore, July 6. He's Baltimore ASCAP rep.

War, Rain Hurt, But New York Fair 🔹

War and rainy weather, the former greatly cutting into publicity breaks nationally, and the latter naturally sloughing attendance, have taken their tolls on the New York World's Fair this year. The bilitaries, especially, has put a henvy damper on the Fair's strong bids for showmanship to offset last year's lethargic management. Despite the unforeseen handicaps, however, whenever anything smaching of showmanship at the Fair does assert itself, it pays off in abnormal values.

however, whenever anything smacking of showmanship at the Fair does assert itself, it pays off in abnormal values.

A reappraisal of what the N. Y. Fair has to offer indicates that the obviously favorable elements are frequently the most obscure. Where it would have been wise to keep the sundry foreign restaurant pavilions open late, the entire attitude is one of boredom and let's get-these-pests oul-of-her-quick. It's little wonder, therefore, that when an experienced restaurateur like Theodore Mele, who runs. Theodore's on East Sth street (N. Y.) takes over the Brazilian Pavillon's restaurant and Installs a dance team (Grayce and Graham), to supplement the native Romeo de Silva samba orchestra that business is good.

By the same token, Billy Rose and Nicky Blair's showmanship has converted the Barbary Coast from a flop into a money maker by going 100% sawdust. Now, with it's huge double circular bar, and blatant Bowery atmosphere and entertainment, it's forthright honky-tonk, and nuts to the Barbary Coast from a flop into a money maker by going the same band Abe Lyman) that Rose first fried. Beer at a dime, combies at Leblang rates of 75c, food dishes, (Sc. for corneer and the same band Abe Lyman) that Rose first fried. Beer at a dime, combies at Leblang rates of 75c, food dishes, (Sc. for corneer and the same band the penny savings, have converted this midway eatery into a quick catch for the cheap trade. But there are more of the latter in any mass rowd, that's all right too, and the joint takes in \$300 a hour from all sides—beer, booze, hot, dogs, sandwiches, etc.) In unashamed 1940 guise. Give the so-called class customers decent environment, like Monte Prover's Zombie—with lis

This is it, in unashemed 1940 guise. Give the so-called class customers decent environment, like Monte Proer's Zombie-with its ritz Tropical Garden room in the back, plus dance band and floor-show divertissement—and the midtown Manhattan bunch would be coming out to the Fair as much as they did last year, when curiosity was the prime appeal. There is no excitement this season, but considering that it's a short run from town. ing that it's a short run from town, and a cool spot to be in, the Fair could really prove a natural draw if there was just the proper amount of swank showmanship to go with it.

Hitler Over Flushing

is unere was just the proper amount of swank show manship to go with it.

Hitter Over Flushing
True, tempus fugits and time and tide have done much to make this lopsy-tury world even more so, in between last spring and the start of the Fair's 1940 season. Nothing reflects it more than in the foreign zone and other restaurants. You might just as well put the swastika over the Belgian, Czech, French, Folish, Romanian and other, pavilions, whether closed or reopened for the second stanza. To add to is ironies, the Statier Hotels Corp. operales the restaurant in the Romanian house; and even the Union News Co. has taken over the catering the British Buttery. Same goes for the Union News Co. has taken over the catering the British Buttery. Same goes for the Union News Co. has taken over the catering the British Buttery. Same goes for the Union News Co. has taken over the catering the British Buttery. Same goes for the Union News Too. has taken over the catering the British Buttery. Same goes for the Union News Too has taken over the catering the British Buttery. Same goes for the Union News Too has taken over the catering his properties of the British Buttery. Same goes for the Union News Too has taken over the catering his properties of the British Buttery. Same goes for the Union News restaurant concession incidentally). Let 'em drink domestic heart of New York; gets what's lett. (One of the ironic breaks for Heineken's is that their five breweige, including branches in Paris and Cairo, besides the Netherlands, are blockaded for any export trade, To get back to the Brazilian Pavillon, perhaps its untrammeled political aura has much to do with that feeling of unhibited dining-out that has resulted in business being good. While U. S. restaurateur

Theodore Mele operates it, it's still under Brazilian governmental trot, including most of the catering staff. As one waiter-captain observed, and undoubtedly that's the answer to everything. Everybody likes to be with a winner, but America is, strongly pro-Allies, and the Allies have been doing so badly, it's reflected tiself with everything. Not only at the Fair, but all over the United States. But then, you Americans are such good losers, it doesn't hurt 'too, too much. I remember the terrible market crash of 1929, when I was here last, and how well everybody held up under the shock.

Hick Town Aspects

Hick Town Aspects

The pilme deficiency in the show-manship aspects of the foreign zone lines not in any neo-politico feeling, however, but in the setup. By 10 p.m., the sector is pulling in the sidewalks, all because theyre shilling to get the crowds into the mid-

ing to get the crowds into the midway.

Last year, Jerome Zerbe tried to
transplant an El Morocco aura to
the Brazilian Pavilion, when he was
major domo there, which is when
the Brazilian government exported
one of its best samba bands, Romeo
de Silva, but it was an abortive try.
For a couple of weeks, fortified by
the glamour that went with Carmen Miranda and kindred guesters,
the late business was good, especially Sunday nights. But with the
Court of Nations climaxing its appeal with the 9:15 fountain-andfreworks display, accompanied, by
Josef Littau's dramatic music in the
shell helow the lagoon, it mean a
quick scram-out by 10.

The de Silva band is still here, a
dandy native combination of seven.

The de Silva band is still nere, a dandy native combination of seven. built around thythm section that features two oversize maracas-type instruments, g peach of a mandolinist and guitarist, and an excellent man status that trans.

instruments, a peach of a mandolinist, and guitarist, and an excellent man at the traps.

Grayec (nee Bernhardt) and Graham, just back from engagements in Rio de Janeiro, have captured the native dances well. They emphasize the samba, tango and paso doble. They do four numbers, all to good returns. Incidentally, this the team which figured that Bernhardt was too much of Germanie suggestion, hence the switch to Grayec. They're a standard American ballroom act, working here in tropical getup, she hative turbaned active and he in neat informal whitea.

Showman-Restaurateurs

If the talk about making the Fairgrounds, or a portion of it, a permanent proposition, ever crystallizes, into something concrete, the showman-restaurateurs, especially in the foreign zone, should get together on the idea of staying open lafe, and adding divertissement. The Brazilian is the only spot with any dance music in the foreign zone. The French Pavilion, although now that it's perforce self-sustaining, in view of world events, maintains an abnormal price standard, totally incommensurate with the poor service.

The French Pavilion, although now that it's perfore self-sustaining, in view of world events, maintains an abnormal price standard, totally incommensurate with the poor service and the menu. You can do better at the Colony or 21, for what they knock you off, and the service is at least 100% better.

On the midway, Mike Todd emerges, of course, as the new personality of this year's Fair. Billy Rose still makes more money with his Aquacade, plus the Barbary Coast, but Todd has parlayed him self-into an Important rep, even if perhaps his 'Streets of Peris' at the Hall of Music isn't doing so well, but the Barbary of the second of the second

tide.

The midway as whole is doing his next if 'Carmen' meet well, with exceptions like 'Ameri- proval at the floating b.o.

can Jubilee, costly spec, that will never get out, plus a couple of the other tired shows.

Indicates How Showmanship Pays

By Abel Green

Theodore Mele operates it, it's still under Brazilian governmental under Brazilian governmental under Brazilian governmental under Brazilian governmental stempt and undoubted that's the helm of a snappy male quintet of congarhumbaists. The Valero Siered, and undoubted that's the helm of a snappy male quintet of congarhumbaists. The Valero Siered, and undoubted that's the helm of a snappy male quintet of congarhumbaists. The Valero served, and undoubted that's the helm of a snappy male quintet of congarhumbaists. The Valero in structure in staff. As one waiter-captain observed, and undoubted that's the helm of a snappy male quintet of congarhumbaists. The Valero is served, and undoubted that's the served in the individual solong the struct in staff. As one waiter-captain observed, and undoubted that's the septically, has put a heavy, or the Fair's strong bids wamanship to offset last year's and the Allies have been doing so wanning to offset last year's how manship to offset last year's how with a winner, but show the long bar the Fair of which are zombies at \$1.25 a copy. The back-room is for the class trade, usually he round-the-lowners you Americans are such good losers, whenever anything smack showmanship at the Fair does it met too, too much. I remember the terrible market crash of the word of the cater of the market and the word of the cater of the struct was and trumpet. I remember the terrible market crash proper made up of accordion, of the struct was tree in the day of the cater of the last tree was and trumpet. I was here last, and how well everybody held up under the proper made up of accordion, and the proper made up of accordion, and the proper made up

Fair's Record Week

Fair's Record Week

While the European war and bad weather may prevent the New York World's Fair from equalling last year's attendance, the exposition turned the corner July 4th week with record attendance of the season, 914,212 total paid admissions in seven days. Outlook is now brighter for a continued upswing than in 1939.

Admittedly disappointing business the Fourth of July week last year was the first inkling that the pulmotor would have to be exercised at the gate. Many cut-rate schemes were tried thereafter. In contrast, the smash figures last week were registered despite rain July 3 wet weather early on July 4 and the bomb explosion in the foreign zone that killed two detectives.

Industrial exhibitors cite the huge pickup in out-of-town visitors as the single factor which has enabled the exposition to weather the war blues in New York and overcome the worst rainy season experienced by the east in years.

The American Jubilee although it has not showed the revenue hoped for, is credited with reviving the entire indway and thus satisfying other concessionaires on the span. One reason the show has not done better financially is that in setting up the operation only 6c was allowed on bargain book coupons.

Gay New Orleans also has been suffering from the same ailment, with only fractionally more than 4½c on each bargain book coupon so far pointing to cutting away the rear part of village site and putting the small peep shows in a separate layout likely to be known as "The Levee." This sould be done by cutting another street through on the Gay White Way. It would make the stage revues in Gay New Orleans completely distranchised from small shows presently in the rear. shows presently in the rear.

Billy Bryant's Showboat Opera, With Variations

Opera, With Variations Cincinnati, July 9.
Capt. Billy Bryant's river show boat, which has some mighty long jumps to its credit, has never equalled the one it will make, next Sunday (14). It'll be from 'Jesse James' to grand opera. Long an idea in back of the cranium of Capt. Billy, the Ohio river entrepreneur has determined to substitute 'Carmen' for such oid standby faues, as '10 Nights Barroom'. 'The Drunkard' and 'Bertha, the Sewing Machine Girl!.

The 'Carmen' of the showboat won't be entirely. Bizet, however. It'll be plenty Bryant, for Capt. Billy admits this is to be an 'adaptation,' and the singing will be in English. In addition, the Capin's dotter. Betty, will take the title role and the vet showman himself will have a featured part, too.

Among variations from standard'

showman himself will have a featured part, too.

Among variations from standard Carmen will be the piece de resistance, the builfight. The builfight has always been fought off-stage, the figure producer declared. In our show, it will take place on stage in full view of the audience. Another defection from the usual will be the piano on the stage, in easy reach of whoever needs, it to accompany himself.

Perhaps by coincidence, perhaps

easy reach of whoever needs it to accompany himself.

Perhaps by coincidence, perhaps not—the Captain's not talking on the subject — his. 'Carmen' opens the same day as that of the Cineinnati Zoo. Opera' Co. Bruna Castagna, contralto of the Metiopolitan Opera, who'll play the lead in the Zoo presentation, and other members of the cast have been invited by Capt. Billy to be his guests at his Monduy (15) performance.

Bryant is considering 'Pinafore' as his next it' Carmen' meets with sproval at the floating bo.

Detroit-Windsor Border Redtape May Cost R-B&B \$10,000 at B.O.

SUPER-LIGHTING FOR MICHIGAN FESTIVAL

Detroit, July 9

One of the largest orders for stage lighting has been made to enhance the already brilliant, \$3,000,000 illuminated Cascades of the Sparks minated Cascades of the Sparks foundation in Jackson, Mich., for the annual festival in August. The stage lighting, requiring 500,000 watts, of electricity, will provide light for the 10-huge stages built over the manade. waterfalls, and will have to vie with the church-window colors of the cascades. Engineers studied the problem for a year to figure out a way to outmatch the colors of the falls.

It has resulted in a super-colossal.

A slightly terrific July 4, which ad Expo turnstiles spinning 131.176 times, boosted grosses all over the lot. Holiday mobs swarmed into Billy Rose's Aquacade, while cavern-'Folies Bergere' auditorium reportedly drew four capacity houses.

portedly drew four capacity houses. Figures for the week: Aquacade. \$54,700, \$3,000 better than last week; Folies Bergere, \$22,500, a similar hike over preceeding stanza; Caulacade, \$16,200, nice jump also. Salicis Puppets reportedly down slightly at \$3,280, despite holiday hypo. with Stage 9 also off again at \$2,210. Odd sidelight is that the Fair draw.

Folies Bergere, \$22,500, a similar hike over preceeding stanza; Cavalcade, \$16,200, nice jump also. Salicis Puppets reportedly down slightly at \$3,260, despite holiday hypo, with \$3,260, desp

Thursday-Sunday run of Lum and Abner, Merry Macs and Andy De-vine in 13,000-seat California Coli-seum at extreme end of the island drew estimated 35,000 admissions.

MRS. TIDWELL SHOT BY CARNY EMPLOYEE

Detroit, July 9.

Shot by her show manager Mrs. Mary L. Tidwell, wife of Tommy Tidwell, and owner of the Tidwell shows, continues in a serious condition in Butterworth Hospital, Grand Rapids, following the shooting in a restaluctant at Belding. Mich. Held on a restaurant at Belding. Mich. Held on a restaurant at Belding. Mich. Held on a restaurant at Belding. Actor and song writer with the show known carnival circles as Joe Actor and song writer with the show known carnival circles as Joe Kelly.

The tent show had been playing Belding for week during white time Mrs. Tidwell had telephoned to her estranged husband several times at Dallas, Texas.

Edlin is accused of coming into the restaurant where she sat with her three-year-old adopted daughter and four members of the show, demanding to know if she was attempting a reconcillation with her, husband. Her failure to give any explanation resulted in Edlin's shooting her in chest, arm and abdomen. He also was angry because he believed she had caused his arrest for drunkerness in Belding last week.

Members of her party, overpowered Edlin and held him until depuites took him in tow.

Working both both ways, Canadians, among the best of circus fans, and Ringling Bros-Barnum circus, will both suffer the an-nual visit of the tent here this nual visit of the tent here this weekend. The circus is not making its customary tour of the Dominion this year. One of the chief reasons, of course, is the international complexion of the circus with its Italians, Germans and many other foreignborn who would land in the grease as soon as the circus crossed into Canada.

a day are being issuen.

Kids, usually a good excuse for traipsing off to the circus, prove a drawback this year instead of a boon. Few adults bothered in the early rush with clearance papers for the small fry and yet there is considerable questioning of folks bringing over a troupe of youngsters. ing over a troupe of youngsters. Your children? Where were they born? 'Going back immediately?' etc., make it too tough a gauntlet for the Canadians to run.

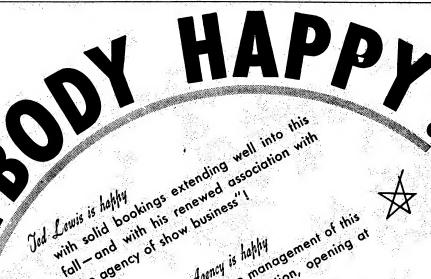
Minneapolis, July 9.
Minneapolis' Aquatennial civic celebration, scheduled for July 20-28, is being sold to the public bargain sale in entertainment. Buttons are being sold for \$1 each which admit the wearers to approximately \$5 worth of shows.

Setup Include:

worth of shows.

Setup includes an air show at the municipal airport; 'Over the Rainbow', stage revue, at the Auditorium; 'Aqua Follies,' at a local bathing, beach; national outboard motor races at another lake; open table fen Tournament at the Auditorium, carnival and midway. However, the rodec, featuring Gene Autry and, giving two performances daily during the celebration, is extra. Incidentally, Autry, will receive \$7,500 for himself and three other riders and four horses whom he'll bring along from Hollywood for the week.

Among the free events on the pro-



Jed Lewis is happy

with solid bookings extending well into mish fall and with his renewed association with his renewed association with Tan-and with his renewed asset

William Undallis Exclusive monogement of this to announce its exclusive management of this at internationally famous office internationally famous internationally famous fine internationally famous fine factors in the famous famou The William Monnis Agency is happy Chicago's Chez Paree, July 18th!



To Millon E. Pickman: May I express my gratification and that of my organization for your splendid efforts during our association these past years, in which you have served as personal manager and representative.

My very best wishes for your future success:

Jed Lewis

Management

ORRIS AGENCY

YORK HOLLYWOOD

\$10. Single copies 25 cents, the act of March 3, 1879.

VOL. 139 NO. 6

NEW YORK, WEDNESDAY, JULY 17, 1940

PRICE 25 CENTS

GOD BLESS AMERICA' A SA

Radio Squirrel Cage

Freelance radio program producer and agent last week expressed himself as getting more and more perplexed by the antics and thinking of the ad agency business. Here's how he put it:

The agencies keep saying what radio needs is new ideas. If you bring them a new idea, they want something that has been tested. If you give them something that's hear tested, they turn it down with the remark that they don't want something that has been used.'

Early, Important Musical Influx To B'way Seen; Jolson, Ed Wynn

Musical shows will be important fare rather early in the forthcoming season of 1940-41, according to indications. A flock of such attractions were expected on Broadway during spring, though the promise was not entirely fulfilled. Some names did arrive, but two of the shows bowed to ng. boxoffice conditions and suspended until next month.

Brace of names to head the early musicals are Al Jolson, whose 'Hold On to Your Hats' opened a summer date at the Grand, Chicago, Sunday (14) for sell-out business, and Ed Wynn, who is readying a revue after being off the boards for about two years. His show will be named Boys and Girls Together, 'previously titled 'The Funnies.'

Jolson is reported angling for the Winter Garden, where he scored so strongly years ago, but 'Hellzapoppin' is still in the chips and is likely to play there through fall. 'Hats' is likely to wind up at the 44th Street, where the warbling comedian also did plenty well some years ago. Georgie Hale, co-producer of 'Hats,' is planning a musical on his own, to open on Broadway about same time so Jolson.

Lew Brown and Ray Headerson, (Continued on 1984 45). open on Broadway as Jolson.

Lew Brown and Ray Henderson (Continued on page 45).

Hardwicke States Chaplin May Appear In Brit. Charity Pic

Montreal, July 16.

Possibility is that Charlie Chaplin may be among those to appear in the all-star, all-British production to be made in Hollywood for the benefit of the British Red Cross, according to Sir Cedric Hardwicke, here to make personal appearances at the first runs in connection with the Canadian Motion Picture Industry's Win the War campaign Monday night (15).

in make personal appearances at the first runs in connection with the Canadian Motion Picture Industry's Win the War' campaign Monday night (15).

Though pretty well tied up at the moment, presumably putting finishing touches to "The Dictator,' Chaplia intimated to Sir Cedric that there was a good chance he would be able to find time somehow for British film. Others' scheduled to have prominent roles in the lim, proceeds of which to go to the British fund, are Laurence Olivier, Vivien Leigh, Ronald Colman, Charles Laughton, Brian Aherne, Merte Oberon and Greer Garson.

Be a Film Producer

Rudy. Vallee's idea of becoming a film producer on the Republic lot, which was not when he was without a radio show last winter, is not dead, merely slumbering, the orchestra leader declared in New York Monday (15). He may again look into picture possibilities when he returns to the Coast in the fall.

Vallee is currently at the Strand, V

Switchboard Girls Give Out Music. **Also Some Banter**

San Antonio, July 16. San Antonio, July 16,
Local patrons of night spots now
order, their selections in clubs by
dropping their nickel in the phonograph and telling 'Betty,' the girl in
the juke-box, what selection the
desire. What's more, the voice
banters with the customer and then,
with a pleasing 'thank you,' starts
the record rolling.
From special studios in the United
Amus. Co. here, through specially
(Continued on page 47).

EVEN CHORUS GIRLS GET THE WPA HABIT

Dance stagers in the small-time niteries around New York are having problems getting chorus girls. Chief complaint is that the chorines are turning down work because they're receiving unemployment compensation from the state, which is as high as \$16 per week for 16 weeks.

Chorines in the lesser spots usually get only \$25, or even less, per week, For the slight difference per week between nitery salary and the states' remittance, they figure they'd rather lay off.

Especially the summer.

IRVING BERLIN

Unplugged Song. From Kate Smith Buildup, Both a Big Seller and a New National Anthem All Royalties Set Aside for **Boy Scouts and Girl Scouts**

8c ROYALTY, TOPS

By ABEL GREEN

By ABEL GREEN

New York-hating midwesterners have recently been lambasting song-writer Irving Berlin because of the restrictions imposed on God Bless America: Last week a committee composed of Col. Theodore Roosevelt, Gene Tunney and Herbert Bayard Swope revealed that from the very first day the song began to sell and took on the characteristics of a new national anthem, Berlin had donated to charitable purposes every cent of his royalties, and that the royalties had been raised solely to increase the size of the charitable fund, Berlin remained silent during all the sarcastic newspaper editorials and other abuse, directly or indirectly aimed at him, because his committee had to decide what organizations would get the funds. Silence was imperative to prevent the committee being swamped by advocates of every funds-seeking group in America.

For the record, as Variery goes to press, but the Milwaukee (Continued on page 47)

(Continued on page 47)

REPULSIVELY ATTRACTIVE'

Olivier's 'Cyrano' Typed—Korda's Pic With Leigh

Three-day flying visit to New York from the Coast by Alexander Korda last week resulted in a switch in production plans. Woman Hunt, starring Vivien Leigh, which was next on the schedule, has been temporarily shelved for 'Cyrano de Bergerac', with Miss Leigh and Laurence Olivier. Principal reason for the switch was to get Miss Leigh and Olivier together, fast in a suitable story.

IRONIC ABUSE OF UFA Prez m N. Y. Frankly Details How German Pix Flourish in U.S.

Little Bit of Heaven' For These Oldtimers

Hollywood, July 16. Hollywood, July 16.

Gloria Jean, in her next Universal picture, 'A Little Bit of Heaven,' has a flock of uncles and one aunt, allof whom were top names in picture days of old.

Gloria's screen relatives for a week are Monte Blue, Pat O'Malley, Charles Ray, Fred Kelsey, Kenneth Harlan, Maurice Costello, William Desmond, Noah Beery, Sr., and Grace Cunard.

Prohibition Days 'Tote Own Booze' **Policy Pitt Click**

Pitisburgh, July 16.
Pennyslvania State Liquor Board has had a new headache tossed ire its lap this summer. Need for aspirin was brought on by fact that number of night spots in Pittsburgh district have opened without booze licenses, advising customers to bring their own bottles.

Willows, popular Oakmont spot, was: first to go back to the old B.Y.O.L. days and the policy's click at this place, under management of Furey Ross and John Maganotti, prompted others to follow suit. Boys are saving several hundred dollars for a license as well as cost of several bartenders, and claim they can make as much from ice and set-ups as they can peddling booze by the drink.

Liquor Board, however, isn't happy

drink.
Liquor Board, however, isn't happy
about the whole thing and has its
attorneys delving into the law books
to see what control, if any, it might
have over such niteries. Board dis-(Continued on page 20)

While Congress rants over a German newsreel and every second American is sniffing at his brother on the suspicion he's a Fifth Columnist, UFA, Inc, American distributing agency for the Nazis; goes on importing features and newsreels of exactivity the type that caused such a furore in Washington last week—and 12 German theatres throughout the country continue calmly to exhibit them every day of their existence.

Actual shots of Hillerian warfare, similar to those which Senators and Representatives viewed last Tuesday (9), are shipped to this country once a week by Clipper. Some-weeks they get here, some weeks they don't. It depends upon whether or not air conditions make it necessary for the flying boat to stop at Bermuda on its westward crossing. If it does come down there, contraband officers at the British island see to it that German-language houses in U. S. either repeat the previous week's reel or substitute American-made shorts.

Reels, which run 800 to 1,000 feet,

shorts.

Reels, which run 800 to 1,000 feet, were coming over regularly until the late were coming over regularly until the the war and discontinued sending their ships across, ac-

Continued on page 46

'My Dogs Are Barking,' Frank Andrews, New **Town Crier, Complains**

Provincetown, July 16.

Provincetown, July 16.

'Everything is fine except my dogs are barking,' was only comment of Frank Andrews, veteran actor, after finishing his first three-mile hike as Provincetown's new Town Crier. Selectmen named Andrews after interviewing group of applicants.

After initial jaunt around the sand-(Continued on page 47)

MIAMI BANKING ON-WINDSORS—AND HOW!

Bergerac,' with Miss Leigh and Laurence Olivier. Principal reason for the switch was to get Miss Leigh and Olivier together fast in a suitable story.

**The Count 'Em—7 Radio Stooges In One Show Korda himself will direct the film from an adaptation prepared by Ben Hecht for Korda about a year ago. Shooting is expected to start within about four weeks. Vincent Korda, about four weeks. Vincent Korda, about or weeks. Vincent Korda, about four weeks. Vincent Korda, at the producer's brother, started Monday (15) to design the production and Hollywood.

**Problem of putting Bergerac's big for the production will be the production and Hollywood.

**Problem of production, said years feerday, it will not be as large as the I noses on such classic Cyranos as Walter Hampden, but 'just large enough to make him repulsively attractive,' Helprin said.

Greek of numerous shows.

**Count 'Em—7 Radio Duke of Windsor as governor-general of Bahamas, and possibility of the United Short and total or the best-known his years production, and the last occurs on major network show of the last one being offered agencies one packaged show.

**Corralled to appear regularly, if the idea is sold, are Sam Schleppen on the house. Telegraph office reported heaviest Lisbon traffic heider as sold, and the last of the production of the best-known his years of the duches en couple to os ome royal recome being on the house. Telegraph office reported heaviest Lisbon traffic heider as years and heavies and year of the production of the production of the production of the best-known his years of the duches en couple to do some royal recome being on the house. Telegraph office reported heav

Levant Stratolines Coast-to-Coast: Many Showfolk Flying In 'n' Out

Halfway up the gangplank to the sTWAtoliner Sunday, night at La-Guardia Field (N. Y.), Oscar Levant plaused, then stepped down to kiss the former June Gale a second time, before finally boarding the plane for hollywood. Some 3,000 spectators on the Observation Deck looked on and cheered.

and cheered.

Levant, who played Rhapsody in Blue' at the Gershwin memorial concert at Lewisohn Stadium Saturday night, was hopping to Hollywood Bowl for a concert. Tuesday night. Thursday night he was booked for the Bing Crosby broadcast, he told reporters. He expected to return this coming weekend to reappear on the next week's Information Pleaseshow.

Mrs. Levant who provide con-

the next week's Information Pleaseshow.

Mrs. Levant, who proudly conformed expected parenthood in three
months, drove off in Alfred Gwynne
yanderbilt's limousine for a few days
at the Vanderbilt place at Sands
Point while Oscar was away.

Reporters who looked for Tyrone
Power to board the same plane after
bis appearances at Baltimore in behalf of exploitation of 'Maryland,'
found he went out at almost the
same minute aboard the American
Alrinies' Mercury. A veteran AA
traveler, Power reverted to his
favoritie after having flown east on
the strato-ship in order to add the
lustre of his name to that of Nancy
Kelly, Brenda Joyce, Paulette God(Continued on page 47)

DALTONS AND JAMES RIDE HERD IN H'WOOD

The Daltons and the James boys are a shootin' and a feudin' and it looks like someone's gonna get hurt. Seems as it the 20th-Fox people are backin' the Jameses with an item colled 'Return of Frank James, while Universal has its hope pinned on 'When the Daltons Rode.'

on When the Daltons Rode.'

Inasmuch as both the Daltons and
the James boys are quick-trigger
folks pretty similar in a lot of ways,
their respective backers were beatin'
the far out of their pintos to get
their men into town first. Daltons got
there far ahead of schedule, leaving
the Jameses out in the cactus somewhere.

Odets Scripting 'Nijinsky' For Garfield N.Y. Stager

Holly ood, July 16.

John Garfield is going back to Broadway late in the fall to play the title role 'Nijinsky'. Clifford Odets is writing the stage play for production by Oscar Serlin, who owns stage and screen rights to the diancer's biography.

Garfield's eastward trek follows completion of East of the River's elated to start at Warners in about two weeks.

Strike Up New Metro Contract for Art Freed

Hollywood, July 16.

Metro handed a new producer contract to Arthur Freed, presently holding the reins on 'Strike Up the Band.'

Next assignment 'Little Nellie Kelly, starring Judy Garland.

Pair for Joan Crawford

Hollywood, July 16. Hollywood, July 16.

'A Woman's Face, based on an old Swedish film, is slated as Joan Crawford's next starrer at Metro, with, Bombay Nights' to follow.

Miss Crawford, currently vacationing in New York, reports for work Aug. J.

DEATH IN COL. HOSP

Bird Millman, former tight wire artist, is so gravely ill a hospital at Canon City, Col., that doctors state she may die at any moment. Miss Millman, regarded as one of the prettiest girls to grace the Ringling prettiest girls to grace the angume circus, was contemporary with the late Lillian Lietzel and has been away from show business about a dozen years.

Miss Millman was known on having anneared the

away from show usiness about a dozen years.

Miss Millman was known on Broadway, having appeared the Ziegleids 'Midnight Frolic at the New Amsterdam root and in two editions of the Greenwich Village Follies.' When she was with the Ringling outlit she was married to Tommy Thomas, who was with the ticket department. Their romance was the talk of the show and it was his invariable custom to carry the star to her dressing room upon completion of her turn.

She was wed several, times, her last husband being a Boston leather merchant who died a year or so ago. Miss Millman then went to Colorado and started a turkey farm. When taken ill she was in need of funds and friends, in show business have been sending contributions care of the First National Bank, Canon City. According to Dixie Wilson, her closest friend, who 'visited her recently and is now in Hollywood, there appears to be enough money on hand to take care of the nurses. John, W. Rumsey, has appealed for aid in New York and the Actors Fund has made a contribution.

Renee DeMarco Not Permanently Marked In Cal. Plane Crash

San Francisco, July 16.

Tuesday (16) opening of the DeMarcos at the Palace hotel was postponed one week due to injuries to
Renee DeMarco when a chartered
plane in which she and her husbanddancing partner were passengers
was forced down near Salinas.
Dancer is in Monterey (Cal.) hospital
with two broken teeth, cut cheek requiring seven stitches, slight concussion of the chest, cut foot and a
black eye. Hewever, she will not be
permanently disfigured. He was not
hurt.

Team was originally booked here
for two weeks at \$2,000 per. Still
expected to be OK by next Tuesday (23).

STEVENS-RYSKIND NEW PROD. COMBO AT COL

Hollywood, July 16.
George Stevens formed, new combination at Columbia as producer-director with Morrie Ryskind as assistant-writer.
First picture by the new setup is Penny Serenade, based on a magazine story by Miriam Cheevers, with Ryskind doing the screenplay. Shooting starts in October.

The Snake!

Atlantic City, July 16. Atlantic City, July 10.
Princess Luana, who does a dance with a six-foot gopher snake at the Club Madrid, spent some time in City hospital here last week.
Snake's head got caught in her brassiere and bit her.

GRACIE FIELDS' DATES

Vancouver, B. C., July 16. Film Trailer for P O.

Boys Town, Neb., July 16.
Start of the new fiscal year finds
Boys Town, Neb., a first class postoffice. Jim Farley took it out of
second class ranking, due to the
crease in 1939 postal biz over the
year previous. Take went up from
\$38,734 to \$67,224.
It's all attributed to the mail count
which soared after the Boys Town
(M-G) flicker.

One Way Out

Hollywood, July 16.

It's a story of Nazi prosecution but you'd never know it
from the trailer. Figuring pictures of this stripe are doomed,
to boxoffice anemia, front office
exces went for the idea of hopping up the trailer with racy
elements of the film, giving it a
boudoir touch and taking the
curse off the real theme.

The house managers will have
to take the rap.

IN RELIEF DRIVE

Hollywood, July 16.

Drive for funds for the American Red Cross and the Allied Relief went into effect here yesterday (Mon.) with major studio chiefs personally with major studio chiefs personally conducting mass meetings attended by about 32,000 workers. Meetings opened with music piped in from KFWB by an Army-Navy band, followed by a talk on European conditions by Robert Montgomery and songs by Jeanette MacDonald.

Louis B. Mayer, Eddie Mannix and Harry Rapf engineered the drive at Metro: Harry M. Warner at Warners, Darryl Zanuck at 20th-Fox; Y. Frank Freeman at Faramount, Cliff Work at Universal; Joseph Nolan at RKO; (Continued on page 19)

WODEHOUSE'S RELEASE FROM NAZIS PETITIONED

A petition for the release of P. G. Wodehouse, whose home is in the invaded section of northern. France, has been sent the German consulate in Washington. Plan for the writer to come to America. According to Hans Thomson, charge d'affaires at the consulate, the English humorist, who figured in the authorship of a number of Broadway musical: comedies, is not incarcerated but living at his home, Low Wood Villa, Le Tourquet:

According to stories at the time of the invasion, Wodehouse was giving a cocktail party at the villa when the Germans advanced on the town. There was no interruption of the affair, it was said. Understood that the author, had declined to return to London because of income tax differences:

Guy Bolton, who teamed with Wodehouse in writing shows, and John W. Rumsey, play agent, arranged the petition and contact with the German diplomat was made through Congressman Warren Barbour. Consulate suggested that arrangements to have Wodehouse brought to the U. S. should be made through the Red Cross. Similar arrangements go for Mrs. Wodehouse, who's with the author.

He'll Roar No More In Warner Pictures

Hollywood, July 16.
Pat O'Brien and Warners separate
on completion of 'Flowing Gold' less they agree on terms for a new
contract.
After

contract.

After an association of seven years the studi passed up the actor's option, which called for a heavy increase. O'Brien turned down a new deal at a lower salary.

Farmer' Cagney's Town Would Kayo 'Blue Law

Tisbury, Mass., July 16. Campaign is underway to abolish Campaign is underway to abolish blue laws here. Selectimen have booked public hearing for Friday (19) on applications for permits to show Sunday night films at Capawock theatre and for Sabbath bowling permits. No other towns on Martha's Vineyard Island affected by Sunday taboos.

Tisbury's No. 1 citizen. Farmer, James Cagney, is absent this season.

Hollywood Hesperides*

(Hesperides the Garden producing the Golden Apples; located in the By BILL (Out-of-the-Money) HALLIGAN

By BILL (Out-of-the-Money) HALLIGAN

Hollywood, July 16.

George McKey, Donald Kerr. Bert Hanlon, Walter Catlett, Lew Brice, Solly Violinsky, Billy Wayne, Frank. Inglewood headache-parlor that Jack Warner built with the assistance of cineme directors All Green and Raoul Walsh. Monday was Red Cross Day and the glamour gals from Burbank and Culver City losed with the winners, with the assistance of Senor Don Ameehe. Don and a lad named Lauck who is better known as Lum and Abner (even money take your pick) own a stable of good race-horses. They won the first heat but the steed was just finicky as some picture, stars when it came to posing for a still.

Col. Irving Cummings and his good colt won a stake race but rebuked me severely when I suggested he call the Miss Tilly Mignon. The genial John Meehan who once was George M. Cohan's right hand also has a stable but unlike Louis Mann, they don't seem to balle to get down in front.

Bing Crosby won one with Don Juan the first—winning by five open lengths. Raoul Walsh has a breeding stable in the Valley and Winnie Sheehan has another one. (Who wants to buy a good breeding farm?) Barbara Stanwyck and Zeppo Marz also have a mating place for the thoroughbred although it is not the same kind of a service, siation that Charley Bickford owns. Charley is in the Shell-game and likes to bet the profits on long shotsthird. The late. Waljer Connolly owned a horse named Wild Aces, no relation to the Easy Aces, but it might be a good idea for Goodie to invest in the old plater for advertising purposes around Manhattan this fall:

Jack Warner's Idea.

Jack Warner's Idea.

Jack Warner is thinking of paying the actors off in Mutuel tickets as it would save them all the trouble of trekking out to Inglewood and a lot of wear and tear on the ticker.

Classical Swingeroo

Classical Swingeroo Starts Theatre Fight

Atlantic City. July 16.
Resentment over classical music being set to swing caused an argument at the Warner theatre (Broadwalk) on Thursday (11).
Members of the Classical Music Society of America, during their two-day convention at the Ritz-Carlton hotel, were invited to a private screening of the pic 'My Love Came Back.' Everything went lovely until the violinist played Liszt's Hungarian Rhapsody in swingeroo. Then the Classical Music society's president, H. W. Wrightson of New York, complained wrathfully to James Ricci, assistant manager of the house.

An argument grew into fisticuffs, and Ricci swore out a warrant for Wrightson's arrest. Police, who have been commanded by the town's new mayor Tom Taggart, to be extremely polite to visitors, patched up the affair.

Actors' Estates Filed

Los Angeles, July 16.
Charley Chase left \$34,000 and
Walter Connolly \$15,000, according to
their wills, filed for probate in Superior Court.
Chase's estate is left to his widow,
Bebe Eltinge, and two daughters.
Connolly bequeathed everything to
widow, Nedda Harrigan, actress:

SAILINGS

July 12 (West Indies.cruise) C. W. Alexander, Charles MacDonald (Santa Rosa)
July 12 (New York to Rio de Janeiro) Gennaro Papi, Emanuel List, Judith Hellwig, Cyril Lawrence, John L. Day, Hartwell L. Preston (Rrazil) (Brazil).

ARRIVALS

AKRIVALS

Diosa Costello, Julien Duvivier,
Maurice Maeterlinck, Mr. and Mrs.
Louis Dreyfus, Ecwis Buddy, Ludmusical group, leave shortly for the
Coast and a Repiblic feature,
Escond for this produce.
While Hollywood, Kidoodlers
are set for two shots on Bing
Crosby's radio show in August.

SEEK ROBERT YOUNG FOR HALF 'N' HALF

Hollywood, July 16.
Young & Rubicam would like to
get Robert Young to play the lead
in comedy mystery, 'Adventure in
Manhattan,' which the agency has
taken under option for Half 'n' Half
tobacco. Ray Milland is also under
consideration.
It would be a weekly half-hour
series on either NBC or CBS. Hollywood, July 16.

Howard's WB Washup

Hollywood, July 16.
William K. Howard, who directed
one picture and part of another during his six months at Warners, has
checked off the lot. The completed
picture was Money and the Woman.
Howard was the original director
on Knute Rockne-All American, but
was succeeded by Lloyd Bacon after
an argument with studie exees about
the handling of the story.

N. Y. to L. A.

Gene Buck. Harry W. Conn. Mike Connelly. Howard Dietz. Eddie Joseph. Alexander Korda James Roosevelt.

L. A. to N. Y.

L. A. to N

Eric Blore.
I. Robert Broder.
Harry Carey.
Hosgy Carmichael.
Mary Eastman,
Marie Greene,
Helen Hayes.
Henry Henigson.
Jose Iturbi.
Ed Lowry.
Dan Milner.
Constance Moore.
Peggy Moran.
Joe Penner.
Ann Roth. Ann Roth. Milton J. Salzburg, Milton J. Salzburg.
Nicholas M. Schenck.
Gradwell Sears.
Ed Sullivan.
Walter Wanger.
Bort Wheeler.
Nat Wolff.

PIX BREED NATION OF CRI

Farewell to Lohr, Hail to Trammell **Give NBC Execs Strenuous Weekend**

The National Broadcasting Co. said farewell Thursday (11) to its retiring president, Lenox R. Lohr and the following afternoon (12) gave a press sorice to its newly elevated head. Niles Trammell. Both affairs were socially strenuous.

To toast Lohr and present him with a hunting piece as a souvenir of esteem from his colleagues, the RCA-NBC executive family gathered at the St. Regis hotel in Manhattan. A good-natured josh was given over the loudspeakers when Bill. Hedges called attention to the beautiful tone of the new RCA hand sets. He then pretended to tune it in. That was the cue for the gag broadcast, which was written by George Lowther. Recorded a la 'March of Time,' the salute-spoof underscored the military enginer characteristics of Major Lohr. Chronicle started with his birth at which he displayed 'typical obstinacy' by refusing to breath. As the doctor slapped him (loudly) info yeluctant respiration, the mother and father were urged to listen carefully for the major's first baby sounds.

His first words were: 'where's my

laxatives—no emetics—no, di-(Continued on page 20)

COUGHLIN SEEKS TIME FOR TRANSCRIPTIONS

Father Charles Coughlin wants to go back on the air Oct. 20. Letters inquiring about the availability of a Sunday matinee half hour have been received by stations throughout the country. The preferred period given is 4 to 4:39 p.m. The orations will be by the transcription route and the letter states that the scripts will be submitted in ample time for examination before broadcasts.

The letter also mentions a 52-week run.

Charlie Cochran Poetic Over England at Bay

Bray, Berks, Eng., June 21.
Editor Variery:
Things have moved pretty fast since I wrote you and much will have happened before this reaches you. We're on our own now—little old Britain against the world.
We are left, or shall be left alone;

are test, or shall be test alone; s last trial dare to struggle with the Foe, well! From this day for-ward we shall know

That in ourselves our safety
must be sought.

My missus and I are staying for a
w days with a grand old friend
(Continued on page 20)

10 BEAUTS FOR BRIGHAM

Touch of Glamor Added to Fox Film of Mormon Leader

Hollywood, July 18.

Ten wives have been added to the cast of 'Brigham Young' at 20th-Fox to give the picture a touch of .

Originally, the script called for two helpmates, but after a sneak preview the studio exces called for 10 more, most of whom have been carried on the stock list for their eye-filling qualities.

Mediate Conn-Benny Suit

Hollywood, July 16,
Harry Conn's damage suit against
Jack Benny, pending for months in
superior court, goes into arbitration
July 29 before a board consisting of
Jules Covey, representing Conn,
George Cohen for Benny, and Senator Robert Kenny, a third and disinterested member.
Conn, formerly, a gag writer on
Benny's air program. charges he was
wrongfully dismissed.

MIAMI STARTS HOTEL BLDG. SPREE

Miami, July 16.
Despite war scare, permits for constructing 20 new hotels have been issued at Miami Beach so far this summer, J. J. Farrey, building inspector reports. Meanwhile plans have been completed and preliminary work started on four additional hotels.

when those under construction and those planned are completed, the ocean front will be virtually solid with fiea bags far north as 43d

with fies bags far four as road street.

The 20 hotels for which permits have been issued will have a total of 1,400 rooms and will cost \$2,388,000. The four additional structures will push room total to 1,801 and construction cost to \$3,251,000. These four late comers are the Sea Isle, Cadillac, Neron and Raleigh.
Raleigh is owned by the Shore Corp., headed by Tom Cassara, former boniface of Club Continentale. Spot was peddled early this spring to Leon Enken and Eddie Davis, operators of the New York bistro, Leon & Eddie's.

About half of these joints are mak-

out half of these joints are making provision for cocktall lounge or dining room, offering musical diver-

During entire year of 1939 there were 47 hotels erected at Miami Beach, total cost being \$4,371,000.

'TOBACCO ROAD' FOR **20TH AGAIN REPORTED**

Hollywood, July 16.

"Tobacco Road," according to ports here, has about reached the saturation point on the stage and, with its closing, will be filmed by 20th-Fox. Studio is understood pre-

20th-Fox. Studie is paring yarn.

Jack Kirkland, the author, and Harry H. Oshrin, his attorney, who also owns a piece of the show, have held out against a film deal until the legit version milked completely

Oshrin's office in New York yes-terday (Tuesday) denied reports that 'Road' would either close or be

Maeterlinck Arrives

most of whom have been carried on the stock list for their eye-filling qualities.

Production of Brigham' has been carried on in close cooperation with Mormon elders, but the recent decision to release the film as a road-show requires an added amount of ballyhoo which may cause disaptroving eyerbrows to be lifted in Salt Lake City.

The 10 new wives are Mary Astor, Jean Rogers, Esther Brodolct, Luicille Miller, Lilyan Porter, Camilla Johnson, Sessel Ann. Johnson, Dorothy Dearing, Andre Rochen and Dorothy Jones, making an even dozen, which Young had for the time covered by the screen story.

KNOW-IT-ALLS TIPPED BY YARNS

Best Sellers Give Them Advance Info and They Pick **Every Picture to Pieces** Have Own Pet Ideas on **Production and Casting**

PLAYS SAFEST

By RILL BLOECHER

Hollywood, July 16.
The picture producing industry is

nderwriting a nation of critics. It is building up, by its own selection of picture story material, a na-tional hazard which has many of the possibilities of a boomerang, and which will rebound to the bet-

few which will rebound to the betterment of the industry.

This is the opinion of one executive, whose analysis and opinion carry weight in the industry, and who prefers to remain anonymous. However, with the industry's welfare at heart, he feels justified in warning against certain long-distance aspects of the current film-material buying trend.

He levels his guns at the heavy swing to a combination of three film story sources: the published novel, the produced play, and thermake. These three, he contends, comprise the bulk of Hollywood's announced output for the new season. Identity of the remake is frequently hidden by a change of title but, he warns, usually before the re(Continued on page 20)

MAE WEST MULLING 'DIAMOND LIL' REVIVAL

Mae West, reported returning to the stage for the past season or so, is said to be considering appearing in a revival of 'Diamond Lil' a play on which she collaborated with Mark Linder and which was her outstand-ing success. It was presented by Jack Linder a vaudeville booker, in 1928 and made a run at the Royale, N. Y.

Jack Linuer, a vanetum of 1928 and made's run at the Royale, N. Y.

"Lil' was filmed under the title of 'She Done Him Wrong.' The Linders received \$25,000 for their end, but contended that they should have shared 50-50, as with the stage play. They sued for \$1,000,000, but the case was dismissed. An appeal has been taken.

Linders propose trying out two plays in country stocks this summer. One is by Mark and called 'Fourteenth Street,' with Huber's museum reaks the principal characters. The other drama is 'Dump Heap,' authored by Mary MacDonald Axelson.

CANTORISMS

Comedian's Rah-Rah Wow During Omaha Address.

Omaha Address.

Omaha, July 16.
Eddie Cantor drew roars of laughter and cheers as he alternated between gags and patriotic sallies as principal, speaker of the Grand Lodge No. 6 district convention of Bhai Brith in municipal auditorium. Present were 2,000 dignitaries and other members of the order, and local bigwigs.

From now on, yelled Cantor as the audience broke into his talk with cheers, 'every man's business must become his sideline, and his chief business be 'that of helping in the Government's 'defense program'. Some Cantorisms,

''' Ta rather live under an unbalanced bidget than under an unbalanced dictator.'

Too many Americans take liberty.

anced obtaget than under an unvar-anced dictator.

'Too many Americans take liberty for granted—like many men take their wives.'

At Boys Town he embraced the (Continued on page 46)

Unsubtle Nazi Propaganda, or No. **D.C. Defense Authorities Preferred** Previewing Pix of Hitler's Might

Glorifying Hoosiers

Hollywood, July 18.
Indiana will be next in 20th-Fox's parade of the states, following 'Kentucky' and 'Maryland.' Henry King will direct the same cast as in 'Maryland.'
Picture will be in Technicolor and feature trotting races.

BWAY EXHIBS NIXED NAZI **WAR PIX**

German newsreels shown before about 200 senators and representatives in Washington last week, and other suspiciously propagandistic films have been offered several Broadway exhibitors, including newsreel theatres, in recent weeks. All turned thumbs down on the Nazi pictures as being too hot to handle in this country, general opinion being they represented terrifying Nazi propaganda.

N. Y. exhibs at the time of the showing were told that deals must be made through UFA. Others immediately questioned whether UFA was registered as propaganda agency in this country because the pictures so obviously, were the ultimate in war propaganda for the German cause. Understood in Washington that UFA is not so classified in this country.

During the screening of the German invasion pictures, running about 40 minutes, theatre men recognized the films as being similar to the ones shown diplomats in Denmark and Norway by German consular of Continued on page 19)

EAST DENIES COAST **DEAL ON SHIRLEY-U**

Hollywood, July 16.

Hollywood, July 10.
Deal appears close to signing by which Shirley Temple will go into De Pasternak's fold at Universal.
Numerous confabs have been held between the U producer and reps of the moppet who winds up at 20th with Young People, now going into release.

Frank Orsatti, agent for Shirley Temple, admitted in New York yesterday. (Tuesday) that talks with Universal have been going on for some time, but said there is nothing definite, we have also been talking to many other people. Matty Fox, Vp. and exec assistant to the prez of U, who's presently in New York, also said there have been talks but that he 'doubted anything will come of them at this time.

Rep 'Hit Paraders' Set

Hollywood, July 16, Frances Langford, Kenny Baker, Ann Miller and Hugh Herbert share marquee space in 'The Hit Parade of 1941,' which rolls Aug. 5 at Re-

of 1941, which rolls Aug. 5 at Re-public.
Sol C. Siegel, producer, assigned Maurice Leo and Bradford Ropes to write additional dialog to bring the script up to date.

METRO'S SUNNIE O'DEA

METRU'S SUNNIL UPER Sunnie O'Dea, dancer and come-dienne in 'Keep Off the Grass,' has been signatured by Metro after a screen test in N. Y. Deal handled viu William Morris office.

Washington, July 18.

Congressional hoo-rah over a German-made war film shown 'secretly' last Tuesday (9) at the House Office Building caucus room, blew upover, the weekend into a general agreement that—although the sight of Panzer-divisions destroying peaceful countries might be painful—it was better to have U. S. solons take a look at what might be in store for this country.

Heralded by a good deal of hushmush talk, the film 'which has been attacked as a piece of Nazi propaganda—and still may have been intended for that purpose) impressed numerous members of Congress with the realization that America might take some tips from the parachuting, dive-bombing, tank and armored carbitake some tips from the parachuting. The statement which is most taken for granted in Washington is that of Representative Ross Collins Mississippi Democrat, who viewed the picture When it was shown 'a number of times' at the War and Navy Departments, 'If it is safe to be shown (Continued on page 46)

GULF RENEWS GUILD SEPT. 29 TO JAN. 5

Gulf Oil has renewed for the Screen Actors Guild show for the coming fall, even though its option extended to the end of this month. Deal, as in the past, guarantees the Motion Picture Relief Fund \$10,000 per program, and runs from Sept. 29 to Jan. 5 with options.

Young & Rubicam is the agency.

FLYNN STAYS PUT

Hollywood, July 18.
Errol Flynn penned a new contract with Warners for another year.
His present job is the star spot in Santa Fe Trail.

Sid Silverman, President 154 West 46th Street, New York, N. Y.

SUBSCRIPTION Annual.....\$10 Foreign....\$11 Single Copies...........25 Centa

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VARIETY RADIO DIRECTORY (Published in N. Y. annually) \$5 per copy

DAILY VARIETY
10 a year—\$12 foreign
ublished in Hollywood by
Dally Variety, Ltd.)

U. Col. and UA's Balk at Consent Decree Will Not Halt 'Big 5' Majors From Negotiating Final Settlement

Withdrawal of Columbia, Universal and United Artists from consent decree negotiations, which have been in progress since adjournment of the U. S. Government's anti-trust suit against eight major film companies and scores of individuals, will not halt efforts of counsel for the five other company defendants to bring about a settlement of the case. Breakdown of unified film company front came through disagreement of new conditions affecting sales policies and the abolishment of block-booking and blind selling.

Companies which are still negotiating are the theatre-owning group consisting of Loew's, Paramount, Warner Bros. RKO and 20th Century-Fox. Officials of these concerns are urging a consent decree in lieu of a trial of the anti-trust issues. The Government has agreed to withdraw its petition to the sourt asking for divorcement of theatres from the producing-distributing functions, provided other alleged lilegal practices are climinated.

May Frees Case
At the resumption of meetings be-

May Press Case
At the resumption of meetings beween Department of Justice attor-At the resumption of meetings between Department of Justice attorneys and the film companies yesterday the suggestion was made that the anti-trust suit might be pressed against Columbia, Universal and United Artists, notwithstanding a consent decree which would remove other defendants from the proceedings. On the other hand, the Government might incorporate in the pending. Neely anti-block-booking bill the provisions for sive-picture group selling which is being drafted as an important clause in the consent decree, and against which the three dissenting companies have refielded. A revised Neely bill, in other words, would accomplish for the Government the same effect as a sweeping consent decree and its regulations would be applicable to all distributing companies, whether signatories to the consent decree or otherwise.

signatories to the consent decree or otherwisse.

National emergency has kept Congress in session and the Neely bill, which already has passed the Senate, is in committee of the House following hearings which were held in May. The Interstate Commerce Committee is divided on the merits of the measure and on the practicability of certain of its provisions. If redrawn to incorporate the anti-diockbooking clauses of the Consent decree, its passage in the House is believed likely, provided the measure has the backing of the Justice Department and some of the major film interests, heretofore opposed to it.

Department and some of the major film interests, heretofore opposed to it.

Break Not Unexpected
Break in the ranks of the film companies was not entirely unexpected. For several weeks the three producing-distributing units, which are parties in the suit, although not theatre circuit operators, have repeatedly voiced dissent from the plans which the majors have accepted by which blockbooking and blind selling of films are to be eliminated as trade practices and a system of group selling, in five-picture packages, substituted in their place. Columbia and Universal have insisted since the anti-trust complain was first filed in June 1938—two years ago—that whatever the Government's attitude towards the companies also owning theatres, there was no ground for including these two in the suit. United Artists objected and has pleaded for dismissal of the action on another count. UA officials insist they not only are clear from any theatre affillations, but maintain strictly a sales organization for their producer owners and a select group of independent producers, having no financial interest in either.

Edward C. Raftery, representing Universal and Univited Artists, and Schwartz & Frohlich, attorneys for Columbia, have attended numerous committee meetings of defense counsel and Government attorneys since the sessions started at which terms of a consent decree were discussed. They never have receded from the position, that the U. S. has failed at any time, during numerous pre-trial motions and argument, to show a reasonable cause of action against their clients. Their clients' signature on a consent decree, they contended, would amount virtually to a guilt plea, and they were unwilling to Join (Continued on page 19)

DULL ANYWAY

So War Clips in Reels Coincide With Fans' Attitude

Exhibitors' comment that their customers don't want war films has prompted the newsreel companies to trim down the amount of news from the European front. More coincides with dearth of actual front-line material from any sort about excepting Great Britain where bulk of footage is about the British preparations to defend the British pleas. Exhibs' vocal plea for more cheefful items.

Exhibs' vocal plea for more cheerful items the newsreels now is keeping footage to a minimum excepting when war stories have to do with American preparedness. Estimated that Nazi supervision of all material collected in, France currently and also on the Mediterrancian front is saving each U.S. newsreel about \$1,000 per week. No newsreel in this country currently is taking any of the clips offered by the Nazi military service because they're not permitted to edit the photography or background stuff.

Further Neely Bill Action Looks Cold At This Congress

No additional progress on the Neely anti-blockbooking bill is seen for the present session of Congress, confirming the growing belief in the trade that the measure has been sidetracked for the present Congressional session anyway. It is recalled that following the hearing on the Neely measure by the House Interstate Commerce committee the entire matter was handed to a subcommittee for revision and sugested alterations before it was taken up for formal vote in the main committee.

committee.
Aside from the fact that the sub-

casen up for formal vote in the main committee.

Aside from the fact that the subcommittee members presently are confronted with other more pressing matters, the possibility of a consent decree in the civil anti-trust suit in the interim is working against the Neely measure being handed back to the main I.C.C. committee for several months.

Following the recess for the Democratic convention in Chicago, Congress is counted on to stay in session, for several weeks and then likely will adjourn to resume activities late in. October. Developments in the world political arena doubtlessly will determine whether the Neely measure actually will come up for vote in the present the Neely measure actually will come up for vote in the present Congress.

Certainly little consideration will be accorded the bill while the vital problem of national defense and its required additional new taxation is before the national solons. In this connection, it is remembered that railroad legislation, a critical issue that's been overlooked for many years, has been moved up as must' that's been overlooked for many years, become the new of the construction o

METRO PUSHES FOUR BIGGIES UP TO START

Hollywood, July 16.
Production goes into high gear on the Metro lot this week with four high-budget pictures in work.
Films are 'Go West' with the Marx Bros; 'Third Finger, Left Hand,' starring Myrna Loy; 'Little Nelle Kelly,' with Judy Garland in the top spot; and 'Bitter Sweet,' co-starring Jeanette MacDonald and Nelson Eddy.

MORE SERVICE SHORTS

MORE SERVICE SHORTS

Hollywood, July 16.

Warners is preparing another trio of preparedness shorts in Technicolor with the cooperation of the Government, First of the three is March On, Marines, which rolls July 29. The other two deal with the Navy and the Army tank corps.

B. Reeves Eason directs from script by Owen Crump.

M-G Drops War Pic

Hollywood, July 16.

Public aversion to war pictures and the resultant slump at the box-office caused Metro to shelve its Polish war story, Birth of a Hero, nee Polonaise, after heavy expense for scripting. Mitchell Leisen, orlginally assigned as director, will be handed another chore when he finishes his present job, 'Arise My Love'.

Hedy Lamar, terms.

Love.' Hedy Lamarr teams up with James Stewart in 'Come Live With Me.' a refugee story written by Patterson McNutt and Virginia Valup for Metro. Yarn deals with a European femme who marries an American writer to avoid the deportation act, Director is Clarence Brown.

Trade's Rebuttal To Sam Goldwyn's **SEP Duals Yarn**

Though admission is freely obtainable that duals have mushroomed into a national menace, in the trade exception is taken, in part, to Sam Goldwyn's yarn on double and triple bills in last week's issue of Saturday Evening Post Moreover, it is pointed out that Goldwyn necessarily and obviously would prefer singles because he makes only four or five a year while the big companies have large programs to dispose of, including B's that are tailored specially for duals.

tailored specially for duals.

On the point congerming giveaways and Screeno there are two
schools of thought. One looks upon
such artificial stimulants as odorous,
while another winks at it on the
ground that bank nights, and free
dishes increase the grosses in which
the distributor shares, being on percentage in a large number of such
houses.

dishes increase the grosses in which the distributor shares, being on percentage, in a large number of such houses.

Goldwyn declared 60-65% of the country is in double or triple bills. The record shows that it is slightly more than 50%, there being a little over 8,700 houses playing more than one feature. Producer Goldwyn also indicates that Karl Hoblitzelle and R. J. O'Donnell have kept duals out of Texas but that elsewhere they are in. The rest of the south and south-east, plus other scattered territories; are also still in singles though the doublers are in the majority so far as square miles are concerned, and also so far as the more important rental-getting states are concerned.

Goldwyn's article is inconsistent in part also in that he argues against the length of time required to see duals or triples, going into the time element as-an important factor, but later on contradicts by noting that people willing to sit through long shows, if the picture is good like Gone With the Wind. He does not consider the time element there. Cuts of four theatres, three picked up in New York by the Metropolitan Photo Service, are used to illustrate the story. They are the Belmont, Chicago (B&K), which uses triples; the Sunset, a colored indie in Harlem, which also plays three pictures and has money giveaways three times daily; the Town (formerly Chaloner) on 10th Avenue, N. Y., recently taken over by the Brandt Bros; and Loew's 22nd street, N. Y., latter two being dualers.

N. Y. Times, breaking with a story on duals in its Sunday (14) issue, used a picture of a marquee advertising two shows. If was the Paramon's side-street marquee advertising two shows on the street was missed by the photog-

1.300 Canadian Cinemas Raise \$1,000,000 War Relief in 1 Night

GN TRUSTEE'S CLAIMS

Wants \$12,874 From Skibe and \$3,874 From Maguire

Harry G, Fromberg, as trustee in bankruptcy of Grand National Pictures, Inc., filed suit Friday (12) in N. Y. Federal court against Skibo Productions, Inc., and Jeremish D. Maguire, seeking \$12,874 from Skibo and \$3,874 against Maguire. Action is based on numerous causes of action. The first of these charges is that between March 24 and Sept. 29, 1939, Skibo borrowed \$2,874 from GN and never paid it back. Maguire is also accused of having borrowed a similar amount. Maguire is also accused of having received \$1,000 from GN which he failed to repay.

The distribution agreement among Skibo, Educational Films Corp of America, and 20th. Century-Fox is also attacked. Under the agreement

Skibo, Educational Films Corp of America, and 20th Century-Fox is also attacked. Under the agreement Skibo was to receive 60% for the distribution, 20th-Fox 25%, and Educational 15%. Later on the Educational receipts were assigned to GN, which in turn gave them to Maguire. It is asserted that no consideration was given to GN in this transaction which was made 'to defraud creditors of GN.' An accounting is sought. The last cause of action seeks \$10,000 from Skibo for alleged legal, accounting, storage and rent services.

Par Trimming Oldies To 45 Mins. As Dual Support for Features

Hollywood, July 16.
Paramount is putting out a new type of picture to take the place of B product on dual bills. The idea is to reissue successful films of other days in 15-minute versions and release them as running mates to new nictures.

lease them as running mates to new pictures.

First under the new system is Love Me Tonight, which co-starred Maurice Chavalier, Jeanette MacDonald and Myrna Loy eight years ago. An abridged edition goes on the screen at the Paramount, Los Angeles, July 18, as a companion to the recently completed. Those Were the Days.

the Days.

Other old productions to be vamped and shortened with modern technique are 'Design For Living,' Lives of a Bengal Lancer,' Night After Night' and 'One Hour With You.' Herb Moulton, former trailer producer at Paramount, is originator of the streamlining idea.

ROAD SHOW' LEADS OFF ROACH'S FIVE FOR UA

Hollywood, July 16.
Hal Roach opened his 1940-41 production schedule by sending 'Road Show' before the cameras with Adolphe Menjou and Carole Landis heading the act.

Acoipne Menjou and Carole Landis heading the cast.

Slate calls for five features to the released by United Artists. Other four are 'Broadway, Ltd.,' 'Topper Returns,' The Unholy Horde' and 'Niagara Falls.'

MARKED FOR START

Hollywood, July 16.
Sigmund Neufeld rolls 'Marked Men' this week as his third feature for Producers Releasing Corp.
Four more, 'Desire to Live,' 'Arricona Phantoms,' Riders of Black Mountain' and 'Billy the Kid at Bay,' are slated for summer and autumn production.

Other News Pertaining to Pictures

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Barnyard Belasco's b.o. off	age 4	Ţ.,
Dainyard Belasco's D.O. Oil	Page 4	3

Montreal, July 16.
The 650,000 seats in the 1,300 pleture theatres throughout Canada
were filled last night (15), according to advance figures coming in to
Montreal and other key cities of the
Dominion, for the 'Win the War Montreal and other key cities of the Dominion, for the "Win the Wal' campaign for \$1,000,000 which is the Canadian Moving Picture Industry's contribution to the cost of Canada's war effort. It is estimated that the money objective will be well exceeded.

N. L. Nathanson, national chair, man of the campaign, had the following wire from Hon. J. L. Raiston, Canadian Minister of National Defence:

Canadian Minister of National Defence:

'On behalf of the Government I should like to express to you and through you, to the motion picture industry, our warm appreciation of the effort put forward by the industry to contribute to the success of the War Savings Campaign.'

To reach the objective everyone was invited to buy two or more War Savings Stamps of the value of 25c each. Boxoffices in all theatres were opened a week ago (9) for the sale of the stamps, not less than two of them being price of admission. Stamps are retained by the purchaser and the folder to the book of 16 stamps. chaser and the folder to the book of 16 stamps the admission to the theatre. These books give the holder, a \$4 war certificate which will be redeemed by the government in 74 years for \$5. Cumulative effect of the free shows in all theatres yester-day means sale of 10,400,000 war sav-ings stamps if each patron buys only one book. This would represent an investment in Canadas war-effort of \$2,600,000. Shows started at 8:30 p.m. in all

\$2,600,000:

Shows started at 8:30 p.m. in all theatres and all houses and staffs, film exchanges and organizers contributed their work gratis.

PATHE NEWS' TELEVISH TIEIN ON DEM. CONV.

Television coverage of the Democratic national convention this week by NBC-RCA is being accomplished by actual filming by Pathe News, negative being shipped to New York daily for telecasting from Empire State building transmitter. It's the first time that a newsreel ever covered a big national event for subsequent televizing.

ered a big national event for subsequent televizing.

Approximately 1,000 feet of film is being photographed each day for television programs, out of New York, footage being air-expressed which gets it into N. Y. less than five hours after leaving Chicago. Understood that much of material is closeups which is best adaptable to telecasting.

Philadelphia G.O.P. convention was telecast by using the A.T. & T. co-axial cable. No such cable is available to Chicago, or any point farther west than Philly; hence the tieup with Pathe News and air express service, with subsequent telecasting of motion pictures.

Scouting Locations For Par's 'Want Wings'

San Antonio, July 16.

Arthur Hornblow, Jr., producer;
Loren Ryder, sound director; Frank
Cassey, assistant producer; Russel
Brown, technical advisor, and J. Theadore Reed, director, all from Paramount studios, were on an inspection tour of Randolph Field and
Kelly Field, the centers of aviation,
prior to the actual filming of 'I Want
Wings', written by Lleut Bernie Lay,
Jr., who was graduated from Kelly
Field in July, 1933. Picture will be
based on the book and as yet has not
been cast, although shooting is expected to get under way in the next
several weeks.

This city is the center of military
aviation training and has been the
locale of two other pictures dealing
with aviation. The first was Wings,
which was shot near the city, and
West Point of the Air, 'dealing with
life at Randolph Field.

Wings He Shall Have

Wings He Shall Have
Hollywood, July 16.
William Holden shares top billing
with Ray Milland in I Want
Wings, flying picture slated to roll
soon at Paramount under Ted Reed's
direction.

direction.

Currently Holden working in 'Arizona' at Columbia.

RKO MAY GO UA POLICY

Offsetting the European Film Biz Downbeat, Other Foreign **Sectors Show Favorable Returns**

Despite the heavy toll taken by European warfare, with most severe losses expected in a month of two, several major companies this week admit healthy business pickups in numerous foreign fields in recenti weeks. Whether these are large enough to overcome losses in Central Europe and heavy coin restrictions elsewhere is problematical, but it's rated an encouraging sign, nonetheless. One company reports some countries are running 20-33% ahead of last season.

Two firms indicate boxoffice resturns equal, or exceeding, fecord years in 12 to 16 foreign, nations, preferring to keep the identity secret because of adverse legislation that follows whenever favorable business news is released. One major company reveals three European, eight Latin-American and four Far Eastern countries where past record years already have been topped, with the fiscal season several weeks to go. Company heads re inclined to minimize these gains

eral weeks to go. Company heads are inclined to minimize these gains

sare inclined to minimize these gains because many are from comparatively small territories. Holland 66% of Normal Business is credited with being 60% of normal in Holland by four of the larger majors. Also, there are indications that business short-ty may be on a even keel in France and Belgium. Still questionable whether German productions or Freuch pictures made under Nazi supervision will supersede U. S. films in France.

Majors continue doing business on close to normal scale in. Sweden,

Majors continue doing business on close to normal scale in Sweden, Switzerland, Finland and Portugal. Several companies claim business so nithe upbeat in Spain, although old pictures are being used mostly. There is an improvement in business also in Japan. In both of the latter, however, the coin is being frozen 'temporarily.' A couple of major executives frankly admit they expect to get coin held in Norway and Denmark.

Developments In Spain are signi-

and Denmark.

Developments in Spain are significant to a number of companies which maintain synchronization studies there. The Paris office, for most U. S. distribs, handled Continental Europe, the Near East, Asia and all Africa excepting South Africa. Future setup likely will be to ship prints to Bagada and then by train into Hungary, Romania, Turkey, Greece and Bulgaria. If his route is not used, shipments may go to Lisbon and then was really through France if transportation soon is restored close to normal.

portation soon is restored close to normal.

Brazil, Argentine OK

An additional bright feature is the revelation that the flow of remitances from Brazil and Argentina has not been halted. So far, financial men with foreign departments of Yankee companies claim the only change is that distributors are required to get permits from native banks for shipping currency to U.S. This enables the two nations to control the flow of money, but, to date, most majors have encountered no difficulty in securing permits for shippings. Previously, it had been feared that coin withdrawals would be curbed in these countries.

Any upbeat in foreign nations also

Any upbeat in foreign nations also Any upbeat in foreign nations also will enhance the earning capacity of U. S. majors possessing theatre operations outside the domestic field. Metro is leader in this rearry as many key cities. Company will have six in the Latin-Americas with the completion of two projected ones this year.

Sulky for Withers

Hollywood, July 16,
Jane Withers goes in for harness
horse racing in her next 20th-Fox
starter, 'Owners Up,' Trotting footage will be shot at the Sonoma
County Fair Grounds.

Currently moppet is working in Youth Will be Served.

Foreign Headache

With most U. S. producers realigning future pictures on budgets fitted strictly to the American markets, foreign departments in N. Y. are carrying on as usual with more headaches than customary because of the European war. The comparatively few remaining open markets require as large staffs as usual because of the added difficulties arising from the conflict. Biggest problem is getting foreign shipments through on schedule, devious methods being employed to route films around blockaded or war zones. Majority of employes are needed With most U. S. producers re-

blockaded or war zones. Ma-jority of employes are needed on titling, shipping, ad-publicity, sales and legal work.

NAZI BLITZING STARTS TO K.O. BRITISH B.O.

Bombings of larger cities along the southwest and southeast coast of the southwest and southeast coast of the British Isles has brought the shuttering of many theatres. Estimated by U. S. film officials: that several hundred cinemas are involved in this first drastic closing of houses since the first few days of the European war.

since the first few days of the European war.

Continued bombings of camparatively open cities in Great Britain is expected by picture executives to do heavy damage to all theatre business, already badly impaired by the threat of a Nazi invasion. What home office officials fear is that these continued bombings will bring a full theatre shuttering for the duration of the war.

theatre shuttering for the duration of the war.

This would be a body blow to foreign income of American distributors because 35-45% of total foreign incomes from Great Britian. Although England suffered from bomb raids staged by Zeppelins in the World War, they never were as severe or wide-sweeping as current blasts from the skies.

DISNEY ON WAR SKED; B.O. NSG

Hollywood, July 16.
The Walt Disney staff is on a wartime footing with 200 dropped. Cartoons hard hit by collapse of the foreign market, with 'Pinocchio' carrying only two foreign versions against
'Snow White' seven. Former
grossed \$2,000,000 since its Februaryrelease against a cost of \$2,500,000.
'Snow White', costing \$2,000,000,
reaped \$4,000,000 in its first six
months with the world take to date
around \$7,500,000. Hollywood, July 16

Wayne's 'Outsider' Deal

Hollywood, July 16.

John Wayne and Republic revised their contract, which has three years to run, to allow the actor to do one outside, picture per year. His assignment with Marlene Dietrich in Seven Sinners' at Universal is the outside deal for this year.

Wayne reports July 20 at U for five weeks, after which he returns to the home lot to star in the Peter B. Kyne story, The Big Bonanza. Hollywood, July 16.

Reportedly, Co. Would Actively Bow Out as Producer - Pattern Itself After United Artists Unit Setup, Financing Perhaps, But Distributing Mainly

MANY INTERESTS

Within a year or sooner it is reported RKO may pattern itself after United Artists by becoming solely a distributing company owning a chain of theatres on which the valuation is placed high.

RKO, under such a plan, would remove itself from the scene as an active film-maker and depend for its output on producer individuals or companies financing themselves or, under certain conditions, obtaining advances from RKO for such purposes.

ing advances from RKO for such purposes.

Such a move by the company, which is an outgrowth of mergers of the old 'Keith- circuit, Film Booking Offices, Producers Distributing Corp. and Pathe, would be the first in the industry to be taken following the organization 21 years ago of the UA company. UA was set up by four individuals who were dissatisfied with the production-distribution field with the production-distribution. fied with the production-distribution of their pictures at the hands of the then-existing film majors. They were D. W. Griffith, Charles Chaplin, Mary Pickford and Douglas Fairbanks lin, Mary Fairbanks.

Fairbanks.

Since that time UA has arrived at the point where it is the distributing agency for numerous producers, all of whom finance their own pictures, though through the years UA has frequently made necessary advances against film rental return on the pictures.

return on the pictures.

RKO would no doubt do the same where agreement in such directions could be reached, it is believed, except that it would basically function much the same as UA in acting largely as a distributing outfit. Prior to assuming presidency of RKO George J. Schaefer was first v.p. of UA.

Many Units Already

Many Units Already

wp. of UA.

Many Units Already

More than any other company outside of UA, the RKO organization has been shifting toward separate producer deals though a producer like Orson Welles is financed by it. Others arent, including Walt Disney, Max Gordon and Harry M. Goetz, the Gene. Towne-Graham Baker unit, March of Time, and Harold B. Franklin. Last-mentioned is said to have been aided by RKO in the financing of the singleton he has made for the 1940-41 program, 'Villain Still Pursued Heri.' Other units with RKO but financed by it include Charles Laughton-Erich Pommer and Herbert Wilcox. The company is reported to be discussing deals with additional pro-

MRS. F.D.R.'S PROLOG TO SON'S BRITISH PIC

Special prolog will be spoken by Special prolog will be spoken by Mrs. Eleanor Roosevelt for the first release by son Jimmy as a United Artists producer. Picture, however, is not one of his own making, but one he acquired from an indie producer England, John Boulting, It's an anti-Nazi picture labeled Pastor Hall. British Grand National is currently distributing it in the British Isles.

Mrs Boosevelt will do the prolog.

Mrs. Roosevelt will do the prolog, Mrs. Roosevelt will do the prolog, it was said, because of 'the timeliness and importance of the picture.' It deals with the treatment accorded in the Reich to the famed Protestant minister, Pastor Niemoller, who's now in a concentration camp. Wilfred Lawson, Nova Pilbeam and Seymour Hicks are starred. Roy Boulting directed, from a story by Ernst Toller.

DISTRIB, BUT ALSO Blank and Wilby, Par Partners, Coordinators in Picture Industry's Co-op on U.S. Defense Propaganda

Can't Untrack

Hollywood, July 16.

Joe Frisco's vocabulary is strictly in line with his equine thoughts. Other day he was standing at Hollywood and Vine telling a friend he was opening at La Conga that night. Friend inquired, where is it?

Joe replied: 'Six furlongs down the street.'

FILMS ON THE TRULY RURAL **BANDWAGON**

Not only is the rural market due eration from a distribution and adpublicity angle, but this week indications loomed large that the farm population might even receive a better break in type of stories pro-duced. A couple of companies have experimented on true-life rural yarns

experimented on true-life rural yarns, and others have been given suggestions, regarding how the country patronage might be improved via typical home-town yarns.

While 'the western automatically is a must for many routine rural theatre operations, on certain days, at the same time the small exhibitor for years has regarded the boudoir-type of drama as no good for his patronage.

of drama as no good for his patronage.

Basic thought behind plans to accord rural audiences, a tumble is that as long as pictures are being produced primarily for the American market it would be wise to consider all types of patrons. As one film executive pointed out in his recommendations for future story plots, too many films have simply 'smart' themes, are made to please the vanity of some star, or are patterned strictly to catch the fancy of the metropolitan audience. He contends that too often the great rural audience is overlooked entirely or depicted in decisive manner.

M-G DRIVE ON **SMALL TOWN BIZ**

Howard Dietz, head of Metro pubad department, is back at his desk in New York after confabbing at the Coast studio for past six weeks. Under new policy, pictures in small town first-runs will be more heavily publicized.

Plan results from increased reve-nues following experimental cam-paigns in behalf of 'Mortal Storm.'

WB Denies Spaeth's Suit

Warner Bros. Pictures, Inc., has entered a general denial in N. Y. federal court Monday (15) to the \$500,000 libel suit brought by Sigmund Spacth, alleging that Spacth has not the international reputation as a musician, that he claims he has, denies the alleged libel, and seeks a dismissal.

Spacth charged the character of the professor in 'Naughty But Nice', played by Dick Powell, maligned him and his reputation as a 'tune detective'.

A. H. Blank and R. B. Wilby have been named as coordinators for large portions of the country, including territories in which they operate, in the campaign of the picture industry cooperating with the Government on defense propaganda and patriotism. Both are large Paramount partners and will function in behalf of Par partners as well as independents in their areas.

Meantime, Leonard Goldenson, Paramount home office executive, declares plans are being worked out for other regions of the country in which it operates.

declares plans are being worked out for other regions of the country in which it operates.

Blank will act as the clearing house on the defense preparedness movement for the midwest and the west in connection with the part to be played on Red Cross drives, recruiting, patriotic measures, etc. He was very active in this connection in the last World War and also aided materially through his large circuit of theatres in promoting the FHA (Federal Housing Administration) for the Government. Blank operates close to 100 theatres, and is a 50-50 partner of Paramount's.

Wilby of the Kincey-Wilby chain, which is associated with Par in operation of 150 houses, will serva as the clearing house for the South, also including other Par partnerships and independents. He headquarters at Atlanta; Blank at Des Moines.

Blank Wilby and others in the Par fold who will handle the campaign to help make the public defense-minded for other territories, will also clear information on what is being done to the Par ho.

Blank is expected in New York in a week or so to discuss defense campaign plans and in the matter. He will devote the major portion of his time to the new task of coordinator for the west.

HURLEY'S PAR DICKER COOL, MAY GO METRO

Negotiations between Harold Hur-

Negotiations between Harold Hurley and Paramount calling for release by latter of pictures to be made and financed by Hurley himself, is reported chilled. Hurley, meantime, is dickering with Metro. A year ago when he was still at Par in charge of 'B' productions, Louis M. Mayer offered him a spot on the lot. Par's former executive producer over the low-budgeters wants to make two A's and two B's under his own financing. Understood that one of the reasons his discussions with Par have cooled is that Par is no longer interested in any B's. Also, it has room under its policy for no more than a total of four outsides, two of six planned already have been arranged for. These are two Boris Morros will turn out for Parrelease.

Murton Casting for Morros

Hollywood, July 16.
National Pictures (Boris Morros)
Corp., currently filming Second
Chorus, signed Jack Murton as casting director.
Murton moved over from Frank
Lloyd Productions, where he worked
in a similar capacity for 'The Howards of Virginia.'

Cooling Off Period

Los Angeles, July 16.
Wayne Morris took first advantage of a new California law to file a petition in reconciliation court to prevent divorce action by his estranged wife, the former "Bubbles" Schinasi. Statute, adopted last December, prevents the filing of a divorce for 30 days, during which time the reconciliation court holds closed hearings in an effort to restore family peace.

First Batch of 5 Films for Juke-Box **Trade Points Up Censorable Angles; Slot-Machine Pix Boom Poverty Row**

Hollywood, July 16.
Dramatizing five song titles, Techniprocess and Special Effects Corphave turned out first five shorts, filmed exclusively for the nickel-in-the-slot trade. Initial batch of subjects indicates possibilities of the new type of animated exhibition, and while several of the shorts would not pass muster with the Hays purity league, pictures were made

and while several of the shorts would not pass muster with the Hays purity league, pictures were made solely for barroom, cafe and other spots where public tastes are not so-pronounced.

Pictures were filmed on 35 mm. size. Initial subjects completed are Playmates, The Man That Came Around, 'Say Si Si,' 'Harem Lite' and Love Song of Renaldo.'

'Harem Life' runs heavily to nudism and cooch dancing, and 'Man That Came Around' also has its sexy moments. Other pictures are more suited for cafes, markets and the like, but wherever they are shown they are quite likely to quickly replace the present type of juke boxes, with which the country is presently fooded.

Mario Castegnaro is production chief of the new coin-in-slot output with Ralph Hammeras and John Seitz listed as associate producers. Directors credited are Wallace Milam and Jack Murray. Ed Hammeras photographed, doing a swell job, and Thomas Peluso, who gets credit for musical direction, demonstrated that he knows what it's all about. Special lyrics and music are by Philip Norton.

he knows what it's all about. Special prics and music are by Philip Norton.

Shorts, as previewed here, were exhibited on an 18x24 inch screen fitted atop a cabinet resembling an ordinary phonograph or music box. Producers state they have no inter-est in boxes for projection, being

rest in boxes for cojection, being solely concerned with film output.

Poverty Row No More
Poverty Row is no longer that way. The old celluloid prospectors, who have been existing off the cuff or many a lean year, are digging up long forgotten reels to be rejuvenated for the slot-machines.

Little laboratories in the district between Sunset and Santa Monica boulevards, gathering dust since the big companies moved out into the adjacent valleys, are being vacuum. (Continued on page 10)

BOOM ON TIBBETT FOR 4A'S JOB EXPECTED

Hollywood, July 18.

A move is afoot here among 4A affiliates to boost Lawrence Tibbett into presidency of parent body at reorganization meet tomorrow. He would serve without pay but it is not known definitely whether he

ne would serve without pay out it is not known definitely whether he would accept.

Certain AFRA and AGVA lead-ers started draft Tibbett movement but attitude of Actors Equity and Screen Actors Guild is uncertain. Hollywood actors have 32 votes against 34 for all other Four A

Rep. Pays Lone Ranger Co. \$15,000 to Settle Suit

\$15,000 to Settle Suit.
Suit of The Lone Ranger, Inc., against Republic Productions. Inc., was settled and discontinued Saturday (13) out of N. Y. federal court. Settlement of the action involved payment by Republic to the plaintiff of \$15,000 in full settlement of all money claims, and eliminated the Injunction granted the plaintiff by Judge Alfred C. Coxe on March 6.
Plaintiff owns the radio rights to the serial, and in June 1937 entered an agreement with Republic to produce a film serial based on the principal character. Permission was also granted to Republic to make a feature out of the serial. After differences arose, the plaintiff sued to break the contract claiming Republic has failed to fulfill its obligations. lic has failed to fulfill its obligations. Damages of \$10,000 and an injunction were sought and an accounting for 10% over a \$390,000 gross. It was also claimed Republic was attempting to promote new serial, The Lone Texas Ranger, and to deceive the public into believing both serials were the extent of \$100.000 and \$100.0000 and \$100.000 and \$100.0000 and \$100.0000 and \$100.0000 and \$100.0000

vere the same.

Judge Coxe enjoined Republic anyone else.

Prison Circuit

Lincoln, Neb., July 16.
When Joe Jacobs, Omaha's
Columbia exchange branch manager, went to sell his product
this year to Jules Rachman,
who buys for the state penitentions has esked how many times tiary, he asked how many times the film would be shown. Prison has started shows outside the wall this year for trusties, addition to the one inside,

addition to the one inside,
Rachman, ex-showman, now in
the clink, told him the situation,
'Can't do that to us,' said
Jacobs. 'That's bicycling.'

MUSIC MEN TO **CURB BLUE JUKE-PIX**

Music publishers have themselves as determined to maintain a close check on the uses that are made of their material in coinated visio-sound machines. One thing they don't want with their song is to have them dramatized. Another

they don't want with their song is to have them dramatized. Another is to have them associated with anything which might be pictorially suggestive and open to criticism from local censors.

These pubs have taken the position that the only way they can prevent their tunes from being identified with questionable film matter is to obtain in advance a detailed description of the pictures that will go with the music. The industry recently got an insight into how this new twist to the coin-machine business could run away from them when the manufacturer of one of these short subjects previewed his pictorial version of the song. The Man Who Came Around! It was tagged by the music men who saw it as pretty much on the dubious side. Although the film-sound mechanism has made little progress to-date in the matter of distribution, the publishers are beginning to wonder the whether the visio contraption will in a few years supplant the phonograph record version altogether. Most pubs are of the opinion that the short subjects will be confined mostly to dance bands and that this sound track music, and with the fill dressed up in color, will gain a wide vogue in the smaller dancehalls, as well the drink and food dispensaries.

Texas' Visual Educ.

Austin, Texas, July 16.

Visual education is being planned
for rural schools throughout the
state, according to the State Superintendant of Public Instruction here.
A library of 75 educational and
travalog reels will be available to
schools with their own sound equip-

Indiana's Series
Terre Haute, Ind., July 16.
The Sycamore theatre of the Iniana State Teachers' College here diana State Teachers' College here has films showing the history of the film industry. Cuttings from the first crude motion pictures down to the present, technically perfect pictures, have been made into a soundfilm and are being shown at the college in connection with the speech and reading institute now in session on the campus.

the campus.

Prof. Robert Masters follows the films with a discussion of the re-source value of current motion pic-

from advertising its new film in any from advertising its new film in any manner which might so deceive the public. While under the settlement the injunction is vacated, its terms still hold good. Republic, however, may release the feature, made from the serial, but may not interfere with the plaintiff in selling the rights to

Barry Burke May Become An Exhibitor in Texas

Barry Burke, who recently resigned as district manager of Paramount's Minneapolis and St. Paul theatres, is reported going to Texas to step out on his own as an ex-

hibitor.

He formerly was in the Texas ter-ritory for the old Publix circuit, later transferring to the northwest. Burke will remain in Minneapolis another two, or three weeks before shifting to the southeast.

Gus Schaefer's N.E. **RKO** Division as Herb **McIntyre Takes Coast**

In a shift to spot Gus Schaefer in RKO's domestic sales department in an executive capacity, he has been assigned the northeastern district which embraces the Boston, New Haven, Albany and Buffalo branch offices. He is a brother of George J. Schaefer, president of RKO, and up to last May was in foreign distribution in charge of the Caribbean countries.

crioution in charge of the Caribbean countries.

Schaefer succeeds Herb McIntyre over the northeast. Shifted from the Dallas territory to Boston, where headquarters of the division is made, about two years ago, McIntyre now returns to Los Angeles where he was exchange chief for Pathe 10 years ago, McIntyre is reported to have first been offered the entire south but did not want that. In consequence Dave Prince was given all of lower Dixie, headquartering at Atlanta.

Atlanta:

In taking the Pacific Coast territory, taking in the Los Angeles, San Francisco, Portland, Salt Lake City and Denve branches, McIntyre takes over the post held for some years by Harry Cohen. Latter steps down, to handle the L. A. office, while Newton Jacobs, whom he succeeds, there, will, be handed a new assignment shortly.

Bill Fadiman's Lecture **Tour on Film Scripts**

editor of Metro, is being booked for a tour of the nation's lecture plat-forms next season. Choice of three forms next season. Choice of three subjects, all pertaining to his job of culling the literary output of the world for suitable film material, is being offered program committees. They are 'Picking the Winners or What Makes a Good Movie,' Do Great Books Make Great Movies and Books Into Movies.'

In the first lecture, Fadiman will give a behind-the-scenes account of what goes into the making of a movie from the literary viewpoint, and will tell how stories are selected and talk on comparative values of

and will tell how stories are selected and talk on comparative values of various sources of material. Second lecture will explain why so few literary masterpieces are produced as pictures, what dictates selection of current best-sellers, what is current trend in Hollywood in relation to literature and what has been Hollywood's success in perpetuating beloved books. In the thrift talk, Fadiman will tell how world literary markets are combed for film stories. Fadiman is one of the first film people, outside of actors and directors, to take to the lecture platform. In his early thrittes, he's also the in-

In his early thirties, he's also the in in his early thrities, he's also the in-dustry's youngest story ed. Graduate of University of Wisconsin and Uni-versity of Paris, Fadiman was with the Leland Hayward agency, Sam-uel Goldwyn and Columbia Pictures before joining Metro. W. Colston Leigh office booking him.

Studio Contracts

Hollywood, July 16. Lee Bennett inked player contract Hal Roach signed Gordon Doug

Hai Roach signed Gordon Doug-las as a director-writer. Stanley Alexander drew a moppet pact with Walt Disney. Warners picked up Dick Clayton's actor option.

actor option.

Lew Seiler's director ticket renewed at Warners.

Metro handed a minor pact to Larry Num. William Gargan made new deal

William Gargan made new deal with RKO:
Philip Terry penned actor ticket at Paramount.
20th-Fox renewed writing deals with Norman Foster, Irving Cummings, Jr., and William Conselman, Jr.

Schaefer Not Overly Optimistic, According to His RKO Fee Plea

Cut-Rate Chiseler

Brownwood, Texas, July 16. Browhwood, Texas, July 16.

An alarming decrease was noted here in the juvenile attendence at the local motion picture house. It occurred for several Sundays. Finally attendants at the house began an investi-

ation.
They discovered that a local
5-year old boy had opened one
f the exit doors and was doing
land office business at cut

RKO AND OTHER '40-41 PRODUCT **DEALS SET**

RKO has sold its entire 1940-41 product to the Maine & New Hampshire Theatres (Paramount) covering 28 houses. Deal set by John Ford, general manager of M. & N.E., headquartering at Boston, with Andy Smith, Gus Schaefer and Ross Cropper sitting in for RKO.
Company has also closed with Loew's Poll string in New England; with Monarch to cover its Indianapolis houses, and Joe Lawrence in Salt Lake City, an indie. Bob Mochrie (RKO) and Joe Vogel (Loew's) set the Loew's New England deal.
RKO has also sold the Grace Rodgers circuit in Illinois, Arkansas and Missouri; the Al Boyd string in Philadelphia, and Tanner circuit (five situations) in Illinois.

James R. Grainger left Monday, night (15) for Detroit Chicage, and

stuations) in Illinois.

James R. Grainger left Monday night (15) for Detroit, Chicago and possibly other points to discuss 1940-41 deals for Republic. He returned from the Coast last week. Rep's sales chief due back next Monday (22).

from the Coast last week. As a sales chief due back next Monday (22).

Somewhat unique in view of the fact Select Attractions does not have salesmen on the road is that 13 days of selling on Leopard Men of Africa, being sold singly, the company has closed for a total of 44 weeks of engagements. Eddie Mc-Evoy, for years with RKO, is general sales manager of the company.

Circuits which have taken the film or starter dates, a few of them already played, and are moving it into other towns in which they operate, include Loew's, RKO, Publix Shea, Ike Libson, Wilmer & Vincent, Warner Bros, Brandt Bros, and scattered indies, including Harry Balaban in Detroit. Brandt opens the film at the Globe, N. Y. Friday (26).

As a part of the deals it is making Salest turnishes.

As a part of the deals it is mak ing, Select furnishes exploitation man, a set of mechanical animals for use in lobby or elsewhere and, in some cases, participation in the local advertising.

STOLL, RECOVERED, MAY SETTLE IN SYRACUSE

Recovering from a serious auto ac-cident but hobbing on a cane, Harry C, Stoll has shifted to Syracuse, N. Y., and may return to theatre op-eration there. He was until recently operator for Paramount, Middle-town, N. Y. Stoll was in the hospital four weeks with 12 different fractures, a partially-crushed cheet and a heart Recovering from a serious auto

partially-crushed chest and a heart that had shifted two inches but has now returned to its normal position. He was on the way to Syracuse when He was on the way to Syrac the crash occurred.

New N. Y. Stagehands' Deal

An agreement with the New York stagehands. Theatrical Protective Union, No. 1, was signed by theatres and circuits of the Greater New York area Monday afternoon (15), providing for a week's vacation with pay. The contract will run for three years from this coming Sept. 1 but the yacations will start this summer in advance of the expiration of the old agreement.

old agreen Scales a

Scales and conditions otherwise

George J. Schaefer, president of RKO, on Thursday (11) filed an affidavit in N. Y. federal court adding his voice to those of others of the company, pleading with the court in keep reorganization fees low. Scheefer's affidavit painted a dark and dismal fisture for the film industry, and unquestionably is the most pessimistic public statement yet made by a film executive since the start of the second world war.

Schaefer opens his declaration by stating that, at a special meeting of the board of directors of RKO on July 8, the board had requested that he inform the court of the status of the SKO and of the film industry, before applications for allowances were passed on.

"In my opinion," states the RKO president, the motion picture industry in now confronted with the most serious crisis in its history. Recent statements by various leaders of the industry anearing in the trade press

statements by various leaders of the industry appearing in the trade press give evidence that major and drastic readjustments are inevitable, if the readjustments are inevitable, if the industry is to survive. The war throughout the world has lessened theatre attendance abroad, and the withdrawal of funds from foreign countries and losses through the depreciation of foreign currencies, and the fact that certain markets are lost completely, have hurt badly.

Figures

Schaefer pointed out that from Sept. 1 to Dec. 31, 1939, Radio Pic-tures, the producing company, lost about \$500,000. Film rentals received from the warring countries in 1937

Sept. 1 to Dec. 31, 1939, Radio Pictures, the producing company, lost about \$500,000. Film rentals received from the warring countries in 1937 were \$6.784,986; in 1938 'they were \$9.222,31 and in 1939 '\$7.817,329. This represented 30%, 82% and 81% of all foreign revenues received, or 23%, 27% and 27% of the total world revenues, including the U. S. Cash receipts from foreign territories for the 31 weeks ended June 1, 1940, for this year, were \$3,689,721, as compared with, \$4,788,531 for the same period last year.

From June \$1,939, to Oct. 28, 1939, RKO received \$881,354 from the United Kingdom. Now under the Embassy Agreement' the maximum cash that may be received for an identical period will be \$360,000.

In order to circumvent this misfortum, Schaefer declared that all RKO employees receiving in excess of \$4,500 yearly received cuts from 10% to 50%. RKO needs to conserve every possible dollar of working capital. In my opinion, it is unlikely that Radio Fictures will be a source of any income to the new-company during the next year or so. On the contrary, it will need assistance. Under normal circumstances Radio could borrow from various banks. Now these banks may look to the domestic market for their entire coupment, and thus limit their loans. KAO has recently spent \$250,000 for additional theatre properties and a large dividend from it this year is problematical, 'concluded Schaefer. The RKO president did not request any specified limit on fees, but indicated the amount must be cut to the bone, if the new company is to keep on its feet.

bone, if the new company is to keep on its feet.

Finale

Last RKO hearing in the seven and a half years of RKO's court existence was held Friday (12) in the N. Y. fderal court before Judge William Bondy for the purpose of allowing. Thomas Finletter, RKO attorney, to file an application for an allowance. Finletter failed to show up, and the court indicated that it would consider his failure to put in an appearance as wiping out his request. Events were enlivened a bit when Florence J. Sullivan, attorney, seeking \$64,500 for his services, attacked the presence of the SEC at the hearings, and asked that everything in which the exchange commission had participated be stricken from the record. Sullivan charged that the SEC had no legal right to intrude on judicial process. The court apparently gave little heed to the request, although agreeing to read Sullivan's papers.

METRO'S 2 TESTEES

METRO'S 2 TESTEES

Joan Roberts, niece of Dr. Frank
O'Reilly, parish priest of Mt. Vernon, has been optioned by Metro
for a screen test. She is a find of
Claudia Frank, dramatic coach. Film
company thinks enough of her
chances to supervise special coachning in dramatics and singing before
screentesting. Miss. Roberts is a
singer and dancer.
Evelyn Ankers, currently in
Ladies in Retirement, has been
placed under option for a screentest by the same company.

START DEFENSE TAX AT

Barkeeps' Hoggishness in Michigan On Tax Gyp Reacts to Favor Pix FEAR PRICE-CUTS

Detroit, July 16.
Those new defense taxes are bringing about a peculiar situation in Michigan. It is reacting favorably to the picture exhibitors.
Astute on the handling of those penny additions on theatre prices they early gained good-will here and throughout the state by the use of patriotic trailers which explained why the taxes were added, flew the stars and stripes and made it a defense ballyhoo which had the customers cheering and applauding. The public somehow gleaned the impression that going to the picture shows they were helping to buy Uncle Sambattleships and tanks, sorely needed. Not so smart were the liquor operators in the night clubs and numerous beer gardens of Michigan. In fact, many an outraged guy has dimbed on the wagon. The reason for this is that they gained the well-founded impression they were being clipped on the new defense taxes on every drink.

While the brewers here absorbed most of the defense taxes and only

every drink.

While the brewers here absorbed most of the defense taxes and only passed only the equivalent of ½c. on a bottle of beer, it wasn't enough for the vendors. Instead of upping the price of local beer from a dime to lic. they went all the way to 15c.

the vendors. Instead of upping the price of local beer from a dime to llc, they went all the way to 15c.

Brewers

The reason that the public got wise to the clip is because this made the brewers sore. They ran ads in all the newspapers pointing out the slight increase they had made in price for the new taxes. Joe Public saw that the barkeeps were getting to him for an additional 4½c, per bottle under the guise of patriotism.

The brewers' special reason for running their ads to the general public is that when the vendors boosted the prices of local beer from 10 to 15c. per bottle it put them in direct competition with the outstate brews. Local brewers had had the edge since their beer sold for a dime and beer imported from outside the State retailed at 15c.

Following up this clew the newspapers—using an added condemnation from the State Liquor Control Commission—revealed further clipping the liquor spots. They showed the glass makers had a big boost in the sale of those thick short glasses—which look like an ounce and hold about half of that.

This let the local drinkers see that where the bartender had already been having a good thing in charging from 25c. to 35c, a mixed drink and new taxes shouldn't have added hen having a good thing in charging from 25c. to 35c, a mixed drink and new taxes shouldn't have added hen having a good thing in charging from 25c. to 35c, a mixed drink and new taxes shouldn't have added hen having a good thing in charging from 25c. to 35c, a mixed drink and new taxes shouldn't have added hen having a good thing in charging from 25c. to 35c, a mixed drink and new taxes shouldn't have added mixed the state of the

BOOTLEGGED 'BIRTH.' **BUFFALO SUIT AVERS**

Buffalo, July 16.

Complaint filed in Federal Court here by Thomas Dixon and Epoch Producing Corp. of New York against Film Classic Exchange this city charges that Charles Tarbox, owner of the exchange; made unauthorized copies of 'Birth of a Nation,' which were distributed without consent of the plaintiffs. Dixon, author of the story, is now Federal court clerk at Raleigh, N. C. The complaint alleges that Tarbox intringed on the copyright filed in 1915 by D. W. Griffith, Dixon and Epoch. Damages and an injunction are sought restraining F-C from further reproduction and distribution of the prints which, it is stated, were made with knowledge of the copyright and without permission.

Profits earned by Tarbox from the sale and distribution of the copies are demanded with damages and establishment of the value of the copyright which are stated to be in excess of \$3,000.

Penny Serenade

Philadelphia, July 16. Edward Dresel, Superintendent of the Philadelphia Mint, has ordered 24-hour shift to step up the manufacture of pennies, the supply of which has been depleted by demands resulting from the new defense tax.

from the new defense tax.

Theatres in the Philly area stocked up with nearly 3,000,000 pennies in order to make change for the new levy. Virtually every house here has tacked the new tax on to the price of admission.

RKO SUES J.L.&S. OVER PALACE. CHI, DEAL

Chicago, July 16. RKO readying a suit agains Jones, Linick & Schaefer for alleged breach of contract. When RKO closed the Palace here for the summer, deal was made with J. L. & S. whereby RKO would keep the Palace whetely NO would keep the rather shuttered for a minimum of 10 weeks, and that during that time, J. L. & S. would pay the Palace's \$1,750 weekly rental, in this manner having access to the Palace's firstrun product during that time for the J. L. & S. Oriental.

J. L. & S., however, failed to pay rental on the Palace after six weeks and reverted to its former 40c policy which eliminated its claim on firstrun product.

RKO now wants J. L. & S. to continue its rental payments on the Palace and is bringing suit to enforce such payment for the four weeks remaining on the agreement.

PATHE NEWSREEL'S FIGHT EXCLUSIVE

Obtaining exclusive rights to film ing the Henry Armstrong-Lew Jenk-ins fight tonight (Wed.) in New York, Pathe will cover the tilt with Frank Donovan supervising the camera work. RKO will distribute the film nationally, making prints available for New York tomorrow morning (Thurs.) in New York and Friday (19) eisewhere.

A repeal of the Federal laws against shipment of fistic pictures in interstate commerce now makes it possible to ship the films anywher excepting into states where local laws prohibit their showing.

Boom Days at Rep.

Hollywood, July 16.

Heavy production gets under way on the Republic lot late this month with the launching of the 1940-41 program of 62 pictures, the biggest schedule in the history of the valley

lot.

M. J. Siegel, production chief, returned from home office huddles to find nine stories ready for shooting and 18 more in various stages of preparation. Albert J. Cohen, head of the story department, has 26 writers at work.

Not a camera turned at the Rep lot over the weekend, the first time the studio stages had been dark in several months. Roy Rogers' western starrer broke the idleness yesterday (Mon.) and The Girl From Havana' rolled today (Tues).

ST. LOUIS EXHIBS NW Allied Opposes Upped Rentals,

Prophesy Ruinous Admis sions Slashing to Get Down to 20c (Tax-Free) Scale Unless All Amusement Tax Levies Begin at 1c

HOW IT WORKS

St. Louis, July 16.

Besides circularizing Congress to amend the new Defense Tax legislation on the grounds that it is fostering price-cutting, the MPTOA of St. Louis, Eastern Missouri and Southern Illinois is asking that similar bodies throughout the nation join the move. At a meeting of the organization, presided over by Fred H. Wehrenberg, owner of a chain of nabes here, the following resolution was unanimously adopted:

mously adopted:

'In a meeting the Motion Picture
Theatre Owners of St. Louis, Eastern Missouri and Southern Illinois
unaffimously adopted a resolution
urging that the Congress amend the
new Defense Tax legislation by
eliminating all exemption on theatre
admissions, so that the tax shall start
at le instead of 21c as at present, for
the reasons hereinafter set out.
'Unlike the various items taxed

the reasons hereinatter set out.

'Unlike the various items taxed under this new Defense Tax legislation, amusements are singled out for special treatment in that a lower bracket is untaxed, with the result that since this tax has gone into effect, many exhibitors have cut the admission price in their theatres they have charged for in years to drop below the taxable classification and thereby obtain a great advantage in Juring patronage to their theatres over the exhibitor who patriotically responded to the call of his government.

Vicious Cycle

Trice-cutting begets further pricecutting, and the theatre operators
represented by the Motion Picture
Theatre Owners of St. Louis, Eastern Missouri and Southern Illinois
are highly fearful that the law if
continued as at present will result
in a general demoralization of the
show business and as well defeat the
object of the government to raise
funds for rearmament purposes from
this source. this source.

"To illustrate the point: the theatre operator who is charging 25c plus the tax of 3c or a total of 28c per admission must now compete per admission must now compete with the exhibitor who has unfairly cut his admission price to 20c to evade the tax and yet be running attractions ahead of the exhibitor charging 8c more per admission. Human nature being what it is, the bulk of the people will not wait weeks or even days to see a picture and then pay higher admission. weeks or even days to see a picture and then pay higher admission price for the privilege just because the exhibitor collecting the tax is a patriotic theatre operator. As a result you can readily see that this exhibitor, in order to survive, will be forced to cut his admission price to 20c, and as this sort of action travels like a plague, ultimately the majority of theatres will be evading the admission tax.

In other words the law at pres-

admission tax.

In other words, the law at present seems to place a premium on chiseling by unfair businessmenaction that threatens the entire price structure of the theatre industry as well as the success of the tax legislation, itself. And when this unhealthy condition spreads, it may result in many theatres going out of business, causing unemployment that can only add to the thousands now receiving government aid.

Our organization represents the

receiving government aid.

'Our organization represents the voice of 99% of theatre operators in territory who are patriotic citizens and are happy to do their part in helping our government in its vast program of defense. And they are hereby asking the Congress to amend this law, and they pray that

(Continued on page 19)

And Takes Militant Stand to Cut 'Em

Ignore Sales Drives

Minneapolis, July 16.

Minneapolis, July 16.

Northwest Allied members in convention here, pledged themselves to lay off sales drives.

Leaders declared drives have become a 'nuisance' and that many exhibitors are 'bothered to death' and made 'hearly nuts' by the efforts of branch managers, salesmen and bookers eager to win cash prizes.

It was asserted that to make

It was asserted that to make commitments under the pressure of drives results in uneconomical operation of theatres. 'If we igre the drives we'll have less of them,' it was declared.

RECAP ON 'GONE' SHOWS BIG B.O. ABROAD

With 'Gone With the Wind' having completed runs or nearing completion in eight key cities of the world market, recapitulation made this week reveals the David O. Selznick opus as comparatively the same record-breaker in the foreign field as in U. S. Despite obvious adverse conditions in many countries, 'Gone' has played three to four times as long as the average picture in spots booked to date.

Picture just recently wound up 12 weeks at the Empire, London, making total of 25 weeks for 'Gone' in British capital city, Surprising development is that it being brought back on July 26 to the Ritz, London, despite threat of Nazi invasion, Previously did five weeks at this house and got eight weeks at the Palace.

Nevt hest showing was mede at

vasion. Previously did five weeks at the Palace.

Next best showing was made at Sydney, Australia, where a total of 19 weeks were registered, eight at the St. James and 11 at the Liberty. St. James generally plays a film not longer than three weeks. 'Gone' also is in its seventh week at the Regent, Melbourne. Goes into the Metro and West's, day-and-date, in Adelaide, starting July 23.

Instead of running the usual seven days at the Metro, Bombay, the pleture has played 28 days while in Calcutta, it has run 21 days at the Metro, instead of the usual seven. In Manila 'Gone' went 22 days at the Ideal instead of the customary 7-9 days. Film is set for a repeat run in the same house next October. Atthough first prints are going to Latin-American countries in the next three weeks, no dates have been announced in any of key cities. Blenos Aires and Rio de Janeiro probably will be tried first.

RATOFF ON HIS TOES AT PAR WITH 'BALLERINA'

Hollywood, July 16. First producer-director job for Gregory Ratoff at Paramount is 'Ballerina,' slated to start Nov. 12, with Loretta Young in the starring

role.
Ratoff owns the screen rights to the novel, written by Eleanor Smith.
He dickering with the studio for another picture to follow 'Ballerina.'

Finally Out of Shell

Hollywood, July 16.
Metro goes back to the Get-Rich-Quick-Wallingford era to dig up. The World Is My. Oyster, bedded in the waults for two years.
Joe Mankiewicz is the producer, Leon Gordon revamping the story.

Minneapolis, July 16.

Although H. M. Richey, RKO exhibitors' relations director, warned members that exhibitors will have to take up 'some of the slack' caused by loss of producers' foreign market income 'revenue, Northwest Allied here has taken a militant stand for lower film rentals. The organization did this after Richey, in his talk at the convention, asserted the loss couldn't come entirely out of production without a seriously adverse effect on film quality and that such a procedure would drive customers away and eventually put the exhibitor out of business.

Richey told the exhibitors they'd Minneapolis, July 16.

tor out of business.

Richey told the exhibitors they'd have to give more thought to the proposition of getting additional business into their boxoffice to help solve the problem. He further warned them that, under the consent decree's terms, the job of running a theatre and a flim exchange will be much tougher. It'll be a new business and exhibitors really will have to work, he asserted.

However, Richey's words annar-

have to work, he asserted.

However, Richey's words apparently fell on deaf ears. A unanimously adopted resolution declared film for 1940-41 must be bought at rentals approximating 25-33% below last year's figures 'view of economic conditions prevailing in this territory and the fact that grosses are lower with no apparent way of stopping their downward trend.' The convention put the exhibitors on record to adhere strictly to such a policy 'in order to survive in the theatre business.'

theatre business.'

Moreover, Fred Strom, newly elected executive secretary, instructed the indies to 'buy collectively this year.' He said they should get the best possible deal from the salesmen and then pass the information along to him before signing any contract. After a study of the companies' offers in the various situations be promised to advise the exhibitor what course of action to pursue.

'Pass the Buck'

'Pass the Buck'

Pass the Buck'

Pass the buck to this organization,'
said Strom. Don't get out on'
limb and be plucked.

Selection of Strom, a dark horse,
for the executive secretary post at
a \$2,800 per annum stipend (\$50 a.
week). to lead the organization in
place of the incapacitated W. A.
Steffes, who was voted a \$15,000 a.
year salary in 1939 and who has retired from all activity because of illhealth, came as big surprise. Strom,
whose most recent position in the
industry has been as a fill-in booth
operator, but who has had some ex(Continued on page 20)

HIRLIMAN TO MAKE FILM IN FLORIDA

Miami, July 16.
Coral Gables, which started out a long second to New York in the past winter's derby to grab film production from Hollywood, appears to be in the home stretch at the moment, while the nag with Mayor LaGuardia up broke a leg on the first turn. Contracts are said to have been closed Saturday (14) which will have Florida's initial feature in production by the end of the month. Pact is between George A. Hirliman, indie who formerly produced for Grand National, and Colonnade Pictures Corp., which erected a new studio at Coral Gables in the spring with no more sight of a possible tenant than the faith of Arthur H. Sawyer, vet film man, and the heavy up.
Hirliman's picture, 'tis said, will

up.
Hirliman's picture, 'tis said, will Hirtimans picture, us said, win be 'Adolescence, screen play by Arthur Hoerl from an original story by Lawrence Meade. Star will be Eleanor Hunt, with Leon Janney opposite, Feature parts will be handled by imports from N. Y. and Hollywood, while lesser rotes will be filled with home talent, Louis Gasnier will direct. with home will direct.

Stage Show Plus Switched Billing Helps L. A. Par to \$14,000; 'Md.' Slow \$16.700, 'Love Back,' \$10,500

Los Angeles, July 16,
Only one house, the Paramount,
is topping the 10-grand mark this
week, with town cluttered with holdovers, and the newcomers faring
only middling. Paramount, holdover
over 'Ghost Breakers' for a third
stanza and doubling it with 'Queen
of the Mob,' plus an all-girl' compis
stange show, is hitting for good \$14.000.
'Maryland,' at the State and Chinese, is a disappointment, while My
Love Came Back will not head and
Holly wood and the Dayling repeat
at the compised of the Chiout o

Estimates for This Week

Estimates for This Week
2-carthay Circle (F-WC) (1,516; (83-\$1.10-\$1.65). Heaven Too' (WB) (5th week). Should annex sim \$3,500 currently, after fourth week ended just over \$5,000 mark. Probably goes out this week.

Chinese (Grauman-F-WC) (2,024; 03-40-55-)—100 currently for the form of the following the following for the following following for the following foll

weak \$4,500.

Four Star (UA-F-WC) (900; 30-40-55)—Our Town' (UA) (4th-final week). Slipping to poor \$1,700, after third stanza brought disappointing \$2,700.

\$2,700.

Hawali (G&S) (1,100; 30-40-55-75)

—Lost Horizon' (Col) (4th week)
and Take Romance' (RKO) (2d wk).
Reissue holding firm and with final
week stretched to eight days should
add another \$2,000, good. Third
week very good \$5,000.

Hollyweed (WB) (2,756: 30-40-55)

and another \$2,000, good, 'Inira week very good \$5,000.

Hollywood (WB) (2,756; 30-40-55) — Love Back (WB) and Murder Air' (WB). Will in fair \$5,500. Last week Man Talked (WB) and 'Pop Pays' (RKO), fair \$4,500. 30-40-55 — Fantage (WR) ((12,02-40-55) — WR) ((12,

\$9,200, better than anticipated.

Paramount (Par) (3,595; 30-40-55-75)—Queen Mob' (Par) and third week 'Ghost Breakers' (Par), with all-girl stage, show. House trying experiment of holding over main feature as second bracket film, and going dual for the stanza. Looks like salization (PA) (Mobile 1) (Mobile 1) (Mobile 1) (Mobile 1) (Mobile 2) (Mobile

\$15.500, very good.

\$15.500, very good.

\$15.500, very good.

\$2.500 (2,872; 30-40-55)—

\$2.500 (2,872; 30-40-55)—

\$2.500 (2,872; 30-40-55)—

\$2.500 (2,872; 30-40-55)—

\$2.500 (3,872) (3,8

89,000.*
State (Loew-F-WC) (2,414; 30-40-55-75)—Maryland' (20th) and Chan Criuse' (20th) Looks like weak \$9,000. Last week (nine days) Hardy Debutante' (M-G) and 'Cisco Kid' (20th), big \$17,900.

(20th.) big \$17,900.
United Artists (UA-F-WC) (2,100-83-\$11.0-\$1.65). "Gone" (3d wlt.) Will likely add another \$7,500 to big gross on report. Second week brought as-tonishing \$1,600.
Wilshire (F-WC) (2,296; 30-40-55)—Hardy Debutante (M-G) and Cisco Kid' (20th). Okay \$5,300. Last week (mine days), neat \$7,200 on New Moon (M-G) and 'Raiders' (M-G).

BETTE-BOYER TORRID \$12,500 IN COOL INDPLS.

Indianapolis, July 16.

cool breeze, which hung around everal days, helped b.o.s some-A cool breeze, which hung around for several days, helped b.o.s somewhat.
Circle is leading the town with Bette Davis-Charles Boyers All This, and Haeven Too. Low's, with Andy Hardy Debutante staying for second week, is also good. Lyric is ng. with vaude and Manhattan Heartbeat.

Estimates for This Week

Circle (Katz-Dolle) (2,600; 25-30)—'Heaven Too' (WB). Very big 2,500. Last week, 'Untamed' (Par). d 'Those Days' (Par), average

Loew's (Loew's) (2,400; 25-30-40)— ndy Hardy Debutante' (M-G) and aptain Lady' (M-G). Good \$9,000, st week, great \$12,500.

Last week, great \$12,500.
Lytic (Lyric) (1,900, 25-30-40)—
Manhattan Heartbeat' (20th) and
vaude, 'Not so good at \$7,500. Last
week, 'Hot Steel' (U) and Ben Bernie's orch, fair \$9,000.

Key City Grosses

Estimated Total Gress
This Week.........\$1,416,300
(Based on 26 cities, 168 theatres, chiefly first runs, including N. Y.)
Total Gross Same Week

Last Year \$1,296,400 (Based on 26 cities, 170 theatres)

SUSAN' BRIGHT \$30.000 IN **HUB DUO**

Boston, July 16.

'All This, and Heaven' is running about even with 'Susan' and God' here, both under expectations, but drawing good trade. 'One Million B.C.' is definitely out of the run-

Estimates for This Week

Estimates for This Week
Boston (RKO) (3,20) 15-20-39-44)

-'Sailor's Lady' (20th) and 'Hot
Steel' (U) On the soft side, not
much more than \$6,000 expected.
Last week, 'Island Doomed Men'
(Col) and 'Girls Road' (Col), okay
\$7,200.

(100) and Street (100) and (100) and

55)—Const farekers (Par) (2d run) and Three Faces (West (WB) (Ist run). Okay for around \$5,000. Last week, Man Talked Much (WB) and Manattan Heartbeat' (20th), \$3,800. Kest Memorial (RKO) (2,907; 28-39-44-55)—Million B. C.' (UA) and Saps Sea' (U). In doldrums, \$11,000 tops anticipated. Last week, Tom Brown' (RKO) and 'Private Affairs' (U), \$11,300. Metropolitan (M&P) (4,367; 28-39-44-55)—Heaven, Too' (WB) and Prop Pays' (RKO). Slow turnover on long show is a handicap, but should tally about \$18,000, good. Last week, 'Untamed' (Par) and 'Gambling Seas' (Par), \$10,500, n.g. Orpheum (Loew) (2,300; 28-39-44-55)—Susan God' (M-G) and Turnabout' (UA). Heading for good \$18,000. Last week, 'Man Talked Much' (WB) and 'Three Faces' (WB) (Ist run). Will hit around \$7,000, okst. Last week, 'Man Talked Much' (WB) and 'Manattan Heartbeat' (20th), dual, \$5,500, fair.
Scollay (M&P) (2,538; 28-39-44-50)—Four Sons' (20th) and 'Manattan Heartbeat' (20th), dual, \$5,500, fair.
Scollay (M&P) (2,538; 28-39-44-50)—Four Sons' (20th) and 'Manattan Heartbeat' (20th), dual, \$5,500, fair.
Scollay (M&P) (2,538; 28-39-44-50)—Four Sons' (20th) and 'Manattan Heartbeat' (20th), Sad \$3,000 promised. Last week, Safari (Par) and 'Those Days' (Par) (both 2d run), \$3,000.
State (Loew) (3,600; 28-39-44-55)—Susan God' (M-G) and Turnabout' (UA). Aiming at good \$12-2000. Last week, Edison Man' (M-G) and 'Horian' (M-G) dual, \$13,000.

'Hardy' Battling Seattle Heat Wave for \$8,500

Seattle, July 16.
Unbroken heat wave, with scarcely a drop of rain in over a month, makes a weather record here. All of which is no help at boxoffice. The Seattle winning ball club is out of town, which offsets the heat somewhat.

Estimate.

Port. Is Dull: 'Md.' Average at \$4,500

Portland, Ore., July 16.
Maryland, at the big Paramount, is only average. The Broadway is holding 'Andy Hardy Meets Debutante,' and the United Artists is keeping New Moon.
Hot weather is keeping any house from bragging.

Estimates for This Week

Procedure, Parken, (2004, 35.40.

from bragging.

Estimates for This Week

Breadway (Parker) (2,000; 35-4050-Hardy Debutante (MG) and
Captain (MG) and
Captain (MG) and
Consequence (MG) and
Consequence (MG) and
Captain (MG) an

Bob Crosby-'Sons' OK 17½G, Wash.; 'Hardy' Big 18G

'All This washington, July 16.

'All This washington, July 16.

originally amounced as a roadshow attraction and the control of the control o

orch. Headed for solid \$17,500. Last week. Safari (Par) and vaude, light \$14,000.

Columbia (Loew) (1,234; 28-44)—
Columbia (1,234; 28-44)—
Col

days.
Palace (Loew) (2.242; 39-55)—
Hardy Debutante' (M-G). Strong \$18,000. Last week, 'New Moon' (M-G) (2d wk), solid \$10,000.

(850; 30-40-50)—Untamed' (Par) and Sandy Lady' (U). Moveover from Paramount. Fair \$1,800. Last week, Cour Town' (UA) and Girl 313 (20th), mild \$1,700.

Coliseum (Hamrick - Evergreen) (1,900; 21-35). Mule Team' (M-G) and On Own' (20th) (2d run), Expected good \$2,000. Last week, Edison' (M-G) and 'Million BC' (UA) (2c run), swell \$3,000. Last week, Edison' (M-G) and 'Million BC' (UA) (2c run), swell \$3,000. Last week, Edison' (M-G) and 'Million BC' (UA) (2c run), swell \$3,000. Last week, Edison' (M-G) (2d run), Expected \$2,000. Last week, Edison' (M-G) (2d run), UA) (3d wk), Locking for good \$4,000. Last week, \$4,600, big.

Musle Box (Hamrick-Evergreen) (M-G) and 'Pon Four Raiders' (M-G) indicate great \$8,500. Last week, UK) (UK) (WB) (2d run-2d wk). Packing for good \$4,000. Last week, \$4,600, big.

Musle Box (Hamrick-Evergreen) (M-G) and 'Pon Four Raiders' (M-G) indicate great \$8,500. Last week, well who, Anticipated fair \$1,900, Last week, WB, 2d run-2d wk). Packing for good \$2,000. Slow, isat week, Sance on the proposed state of Lady' (20th) and 'Saint Over' (RKO), eight days, \$3,300, slow.

Palomar (Sterling) (1,350; 30-40-50), "Faramount (Hamrick-Evergreen). (26d on the proposed which week, 'Sa,000, slow, isat week, 'Salior's Lady' (20th) and 'Saint Over' (RKO), eight days, \$3,300, slow.

Palomar (Sterling) (1,350; 30-40-50), "Faramount (Hamrick-Evergreen). (26d on the proposed which is the proposed whic

'Comedie Francaise' Upping 'Curtain' To \$15,500 in Otherwise Dull Frisco

Broadway Grosses

HEAVEN' BEST IN CINCY AT \$16,500

Cincinnati, July 16.

Mainspring in advancing current combo take of major cinemas a shade above last week's is the hefty tug by 'All This, and Heaven Too' at the Albee. Of the other three fresh releases, best take is on 'Four Sons' for a fair Keith's mark, 'Sporting Blood' and 'Private Affairs' being down under at the Capitol and Lyric, respectively.

Palace is having one of its infrequent holdovers on 'Andy Hardy Debutante,' which is racking up an all-right figure after a great first-week.

all-right figure after a great first week.

Fic parlors enjoyed a break from summer opposish over the weekend, when an unusual cool spell defoured amusement park and bathing pool trade indoors and offset sting of near capacity crowds at Crosley Field for Saturday and Sunday double-headers between the Reds, Dodgers and Phillies.

Estimates for This Week

Phillies

Estimates for This Week

Albee (RKO) (3,300; 39-47)—
Heaven Too' (WB), eight days. Big
\$16,500. Last week, Safari' (Par),
six days, sad \$7,000.
Capitol (RKO) (2,000: 39-47)—
'Sporting Blood' (M-G). Poor \$3,000.
Last week, Ghost Breakers' (Par)
(2d run), nice \$4,800.
Examily (RKO) (0,000: 15-28)—
Examily (RKO) (0,000: 15-28)—
Double (Word), papit with 'Gambling Seas' (WB) and 'Scatterbrain' (Rep).
Seasonal \$2,000. Same last week with
'Gaucho Serenade' (Rep) and 'Take
Oath' (Ind).

Keith's (Libson) (1,500: 39-47)—
'Four Sons' (20th). Fair \$4,000. Last
week, 'New Moon' (M-G) (2d run),
fairly good \$4,200.

Lyric (RKO) (1,400: 39-47)—
'Private Affairs' (U). Poor \$3,000.

Palace (RKO) (2,500: \$9-47)—
'Andy Hardy Debutante' (M-G) (2d
wk). All right \$8,500. Last week,
preat \$15,000.

BETTE-BOYER'S \$7.600 MEANS MEMPHIS H.O.

Memphis, July 16.

'All This. and Heaven Too.' at Warner, is the week's big noise in this man's town. Boyer-Davis weepie will hold for a second week, which is no usual Memphis occurrence.

Also pulling heavily is Bob Hope's 'Chost Breakers, 'spotted at the New Malco. 'Mortal Storm' looks for good take, with reaction both plus and negative.

Estimates 'Company Company Comp

Estimates for This Week

negative.

Estimates for This Week

Loew's State (Loew's) (2,600: 10-33-44)—Turnabout' (UA), four days, and 'Cross Country Romance' (TRCO), four days, So-so response, maybe \$3,500. Last week 'Andy Hardy's Deb' (M-6), \$1,500, socko.

Warner (Warner) (2,300: 10-33-44)—Heaven Too' (WB). Best-seller got an enthusiastic press and person-operson buildup. Should grab good \$7,800. Last week 'Man Talked Much' (WB), \$4,000, about as expected.

New Malee (Lightman) (2,800: 10-33-44)—Roots Breakers' (Par). Hopenow acts real boxofice standing, the properties of the pull stong \$6,500 Last week 'Safari' (Par), \$4,500, fairish.

Loew's Palace (Loow) (2,200: 10-33-44)—Mortal Storm' (M-G). Contasting reaction to material, but production and cast will hold this one to around \$6,000, nice. Last week 'Our Town' (UA), four days, sand 'Saint Over' (RKO), three days, \$3,000, poor.

Strand (Lightman' (1,000; 10-22-33)

ady; week Out. Saint Over (RKO), three days, \$3,000, poor. \$3,000, poor. Tryphoon (Par) (2d. run), three same days; 'Gangs Chicago' (Rep.), two days; and 'Private Affairs' (U), two days; 'Babes Sale (Col), two days, 'Star week Not Tough' (U), three 2,000, days, 'Babes Sale (Col), two days; 'Star and 'Isle Doomed Men' (Col), two days; \$1,600, all right.

San Francisco, July 16.
Town's quiet all around this week, Destined for top take appears to be 'Curtain Call,' at Golden Gate, Destined for top take appears to be 'Curtain Call,' at Golden Gate, which is well fortified with 'Conedie Francaise' unit on stage. Otherwise, The Cone Call of the Cal

Bob Hope's One-Day Omaha Showing Pulls 'Bay' Dual to \$15,000

Omaha, July 16.

The Orpheum brought in Bob Hope, Jerry Colonna and other radio troupers as a stage attraction for one day, Sunday (14), and gave it to the customers six times at 55c and 75c. The customers made in condition of the customers six times at 55c and 75c. The customers made in condition of the customers and the condition of the customers and the customers and the customers and the customers and see the radio comics in person. House did around \$7,500 on the day, which is second only to the Cantor-Jessell one-day show the Canto

H.O.s Load Chi; 'Hardy'-Savitt Nifty \$42,000, Kirk Orch-Stepin Fetchit Great 19G, 'Cargo'-McDaniel', 16G

Chicago, July 16. ght marks in the loop ently. Every house,

Cnicago, July 16.

Cnicago, July 16.

gittation currently. Every house, with the exception of the Oriental and the Chicago, have repeat or hold-over screen material.

Oriental is having the biggest audience week since the house returned to vauddim after the Gone with the Wind' run. Is playing to stand-out business, almost entirely on the strength of the Andy Kirk band unit. 'Andy' Hardy Meets Deutante, plus the Jan Savitt orch on the stage, is bringing a happy stanza to the Chicago. This is 'the first 'Andy Hardy' to play this Balaban & Katz Andy Hardy the United Artists.

Estimates for This Week.

Apollo (B&K) (1,200; 35-55-65-75)

Mortal Storm' (M-G). Third week
in loop and looks for \$5,500, good.
Last week. 'Susan' (M-G), mild
\$4,300 in third loop session.

Last week, 'Susan' (M-G), mild \$4,300 in hird loop session.
Chicago (B&K) (4,000; 35-55-75)—
Hardy, Debutante' (M-G) and Jan Savitt band unit on stage. Strong money week in the offing, with combination whirling the gate to \$42,000, owerful. Last week, 'Orchid' (WB) blus Rochester and the De Marcos on stage, fine \$35,800.
Gartlek (B&K) (900; 35-55-65-75)—
Tavorite Wife' (RKO). Brought back to loop and figures to garner satistying \$7,000. Holds over. Last week, 'Ghost Breakers' (Par), wound up three weeks in loop to good \$3,500.
O'iental—(Jones) (3,200; 28-44)—
Sland Doomed Men' (Col) and Andy Kirk band unit on stage. Also Buck and Bubbles and Stepin Fetchit. Strong stage attraction groming take to bang-up \$19,000.
Last week, 'Sandy Lady' (U) plus 'Funzafire' unit, healthy \$17,800.
Roosevelt (B&K) (1,500; \$3-55-65-75)—O'rchid' (WB). Switched here from Chicago, but not too hot for the additional loop showing at \$7,000.
Last week, 'Morial Storm' (M-G) and yaude.

ere.
State-Lake (B&K) (2,700; 28-44)
Strange Cargo' (M-G) and vaude.
ternie Cummins band plus Hattie
fcDaniel and Sammy White on
tage. Good enough take in the
ffing currently at \$16,000. Lasstyee
teek. "Command' (Rep) plus Estelle
aylor and Warren Hymer, oke

week, 'Command (kep) subset 18ylor and Warren Hymer, oke \$16,500.

United Artists (B&K) (1,700; 35-65-65-75).—New Moon' (M-G) (2d Wk). Going along in fine fashion for \$13,000, neat, following happy initial week of \$14,700.

Woods (Essaness) (1,200; 75-\$1.10-\$1.50)—(Gone' (M-G) (25th wk). Ads beginning to hint of closing once more, as business slips. Down to \$4,000 currently, which is still a strong gross considering the run. Last week, excellent \$7,700.

MARYLAND,' \$7,000, **NICE IN PROVIDENCE**

Providence, July 16 (Best Exploitation: Loew's State)
Two holdovers mark this week's main stem pic fare, with 'Andy Hardy Meets Debutante' in its second week at Loew's State, and 'All This, and Heaven Too' in third downtown week at the Carlton. Maryland' is doing good biz at Majestic.

Maryland' is doing good biz at Majestic.
One of the best stunt attractions, n quite some time has both patrons, and passersby falling for the old peep-show gag at Loew's State. Inner lobby boxoffice has been converted into a peep cabinet. A laughing record plays continually and in itself attracts plenty notice. Spotlight and signs reading 'You'll Laugh Too' on the box rounds out the display. People who take peek find themselves looking at bedroom scerie stills of 'Turnabout,' with picture of stork in middle. Attraction opens Thursslay. Teaser ads in newspapers and bumper cards were also part of campaign.

and bumper caus was assumption.

Estimates for This Week

Estimates for This Week

Carlton (Fay-Loew) (1,400; 28-39-50)—Heaven Too; (WB) (3d down-town week). Still playing to hefty trade for swell \$4,000. Last week, New Moon' (M-G) (2d run), nice \$2,500

\$2500. doi: 10.000; 15.28.—Not. Tugh: Fay's (India) (2,000; 15.28).—Not. Tugh: (Mono.) Plight: (Mono.) Page steadying fairly well, with take around good \$3,500. Last week, 'Leopard Mer' (Indie), 'Hold Woman' (Pro) and 'Adventures Red Ryder' (Rep.) serial, \$3,000. Majestic (Fay) (2,200; 28-39-50).—'Maryland' (20th) and 'Salior's Lady' (20th). Paced at nice \$7,000. Last week, 'Heaven Too' (WB) (2d wk.), swell \$47,000.

tom Raiders' (M-G) (2d wk.). Attractive \$8,000 promised, after hot

tractive \$8,000 promised, after hot \$15,500 in opening stanza \$15,500 in opening stanza \$15,500 in opening stanza \$1,500 in opening stanza \$1,500

BUFF. BIZ SOUR; 'NEW MOON' MILD 12G

Buffalo, July 16.

(Best Exploitation: Great Lakes)
Combo of hot weather and bottomof-the-barrel films is decimating the
boxoffices here this frame. Where it
isn't the temperatures, it's the film
offerings which are knocking the taljules dizzy, and the situation has the
managements knocking their heads
against the wailing wall.
Double trucks are being offered
consistently at all houses (except the
Buffalo) week after week, but even
these parlays are failing in the payoff.
Personal of Patricia Warriage.

Personal of Patricia Morison at the Lakes in conjunction with 'Untamed' gave the Shea's Buffalo exploitation boys a cleance. Miss Morison arrived via air, and her dinners, radio and newspaper interviews all were good for extra splurges with everybody concerned in a dither—excepting the boxoffice.

in a dither—excepting the boxoftice.

Estimates for This Week

Buffalo (Shea) (3,500; 35-40-60)—
New Moon (M-G). Only ray of hope in town but plenty mild.
Around \$12,000. Last week, Hardy Meets Debutante (M-G), as expected, \$14,000.

Meets Debutante (M.G), as expected, \$14,000.

Great Lakes (Shea) (3,000, 35-55)

-Untamed (Par) and Captain Lady' (M.G). Not showing much. Probably \$5,000. thin. Last week, Love Back' (WB) and 'Man Talked Much' (WB), \$5,000, neat.

-Hipp (Shea) (2,100; 30-45)—Leopard Men' (Select) and 'Manhattan Heartbeat' (20th). Very blah at \$4,-500. Last week, 'Our Town' (UA) and 'Turnabout' (UA) (2d run), expected marker took a powder and ended up with poor \$4,500.

-Latayette (Hayman) (3,300: 30-40)

maer 100K a powder and ended up with poor \$4,500.

Lafayette (Hayman) (3,300; 30-40)

—Zanzibar' (U) and Alias the Deacon' (U). Droopy \$4,000. Last week, Petticoat Fever' (M-G) and 'Stand Up Fight' (M-G) (2d run), agonizing \$3,000.

20th Century (Dipson-Basil) (3,-000; 30-40)

—Saturday's 'Children' (WB) and 'Murder Air' (WB). Holding fairly well. Around \$6,000. Last week, 'Can't Fool Wife (RKO) and Little Jack Little on stage, not so bad, considering. Over \$11,000.

'Win War' Campaign Dents Montreal B.O.s

Montreal, July 16.

Win the War pic campaign
throughout Canada last night (15)
will dent grosses currently, since
fam laid off houses Saturday and
the state of the state of the state of the state
Best control in Sand Sand Sand
Estimates for This Week
Palace. (CT) (2,700; 25-45-55)—
Beau Geste (Par). Pointing to good
\$7.500. Last week, Ghost Breakers'
(Par). not so good \$5,000.
Capitol (CT) (2,700; 25-45-55)—
Private Affairs' (U) and 'Love Baby'
(U). Mediocre \$3,500. Last week,
Canglishman's Home (Col) and
Second Honeymoon' (20th), week

Maryland' (20th) and 'Sallor's Lady' (20th). Paced at nice \$7,000. Last Week, 'Heaven Too' (WB) (2d wk.) sales (Loew) (3,200; 28-39-50)—
Mardy Debutante (M-G) and Phan-drady (re-visal), fair \$3,100.

First Runs on Broadway

Week of July 18

Astor—'Gone With the Wind'
(M-G) (31st wk.).

(Capitol—'New Moon' (M-G)
(M-G) (20)

(M-G) (20)

(Reviewed in Vaniry, July 10)

Globe — 'Girls of the Road'
(Col) (20).

Music Hall — 'All This, and
Heaven Too' (WB) (3d wk.).

Paramount — Ghost Breakers'
(Par) (3d wk.).

Riatic—'Millonaires in Prison'
(Richelland of the Road'
(Ric

Rosy — Waryland (20th) (2d wk.).

Strand—My Love Came Back' (WB) (2d wk.).

Week of July 25
Astor—'Gone With the Wind' (M-G) (32d wk.).

Capitol — 'New Moon' (M-G) 2d wk.)

Capitol — New Moon (M.-t.) 2d wk.), Criterion — 'S now White' (RKO) (reissue) (27). Globe — 'Leopard Men of Area (Select) (27). More (Select) (27). Pago (UA) — South of Pago Pago (UA) — (Reviewed in current issue) Faramount — Untamed (Par) (24).

(24).
(Reviewed in Variety, June 26)
Rialto — 'The Fugitive' (U)

(22). (22). Strand—'They Drive By Night' (WB) (26). (Reviewed in Variety, July 10)

'MD.', \$12,000, FINE IN BALTO

Baltimore, July 16.
Rather nice bo. going here; steady if not record-making. Setting a rosy pace is 'Andy Hardy Debutante,' at Loew's Century, with action plentiful both matinee and night. Maryland,' at both the New and Centre, a subsequent run in mab disceneral control of the setting of th

Estimates for This Week

Estimates for This Week
Century (Loew's-UA) (3,000; 1525-40) — Andy Hardy Debutante'
(M-G). Attracting highly satisfactory response, with big \$13,000 anticpart of the state of the s

Galento fight pic, combined to etch out \$11,400.

Keth's: (Schamberger) (2,406: 15-28-35-40)—Private Affairs (Par) Rushed Similar (Par) Rushed Similar (Par) (Par)

'Heaven' 90G, Hope-Tucker-Baker 41G, Both Holdovers, Still Best on B'way; 'Love'-Vallee \$30,000, 'Md.' \$35,000

(Best Exploitation: Roxy)
For another week in a row only
two Broadway houses are getting the
bulk of the business, the Music Hall
and Paramount. The rest are alsorans, quite a ways behind. While
the weather has been generally cool
and there has been some rain during
the past week, on Saturday and Sunday (13-14) the sunshine kept 'em
out-of-doors.

day (13-14) the sunsmine kept emily and the seek as a rest entire \$100,000 and emily and the seek as a rest entire \$100,000 and emily an

release in view of changes by war.
Twentieth-Fox and the Roxy rate the best exploitation of the week.
Twentieth has long been pounding away on Maryland and a week ago held a special world preem in Baltimore.

Estimates for This Week

(1.012: 75-85-\$1.10-\$1.85-\$1.05-\$1.05-\$1.0

Estimates for This Week Astor (1,012: 75-85-5,110-51,85-\$2.20)—Gone' (M-G) (31st week). Last week (30th) \$7.200, still dough for the right side of the ledger with Metro getting it both on rental and in operation of the theatre. Capitel (4,520: 25-40-55-75-\$1.10-\$1.25)—Susan and God' (M-G). Joan Crawford and Fredric March names aren't enough apparently to attract

War Spending Bolstering Det. B.O.s;

'Scandals' Big \$29,000, 'Heaven,' 16G

Detroit, July 16.

Cool weather, cutting down the outdoor biz and delaying vacations, is giving the first-runs here continued unseasonally good bo. The Fox, rounding out its fourth consecutive week of stage shows, continues to set the pace. Michigan is headed high with 'All This, and Heaven. Too' and the numerous holdovers attest the support the theatres: have been gitting.

Frobably a big factor in keeping biz healthy and the public spending are those war orders. Which continue coter. Even the United Artists, which usually closes in the summer, is running through this year.

Estimates for This Week

Adams (Balaban) (1,700; 30-40)—
'Sailor Lady' (20th) and 'Gir 313' (20th). Former moved over from Fox. Poor \$4,000 indicated. Last week 'Lost Horizon' (Col) and 'Awful Truth' (RKO), bolstered by Galento-Baer fight; fair \$4,800.

more than about \$20,000, very disappointing. Last week, third for Mortal Storm (M-G), under \$18,000, mild but o. k.
Criterion (1,662; 25-44-55)—Those Were Days (Par). Won't hit \$5,000, below the belt. Last week Wagons Westward (Rep) failered in the stretch, finishing at \$6,005.—Devil's Island (WB). A 1938-39 release which had never played New York due to French protests; will get about \$7,500, good, on nine days. "Fugitive from Justice (Col) went five days, only \$3,000.
Falace (1,700; 25-35-55)—Brother Open (1,700; 25-35-55-86-90) [See The Color of the See T

Baer-Galento fight films, \$9,700, very good:
Paramount (3,684; 25-35-55-88-99)
—Ghost Breakers (Par), with Bob Hope meaning pienty, and Orrin Tucker, plus Bonnie Baker, on stage of the st

mains a third week and possibly. Tourth, control. figure determining that.

Relatio (750, 25-40-55) — Millionaires Prison (RKO). Opened fairly Monday (15) and possibly \$5,500 or better. Last week, 'You're Not Tough' (I), \$5,600.

Roxy (5,836, 25-40-55-75)—Maryland (2011) and stage show. Not prevent the state of the

'HARDY DEB' A HONEY IN LINCOLN AT \$4,400

IN LINCULN A1 \$4,400

'Andy Hardy Meets Deb' is skimming the artistic money present off the town that money present off the town that the present off the present off the present of the p

Lincoln (Paramount-Cooper) (1503; 10-25-36-40) "Hardy Petry Michael (Paramount-Cooper) (1508; 10-25-36) "Hardy Petry Review (14,000; 10-26-36) "Hardy (14,000; 10-26-36)

Version Con-

Heaven' Crashes Mpls. Depression For Big \$8,300; 'Sons' N. G. \$3,000

All This, and Heaven Too' is the lone depression crasher currently. It is cracking through the hard time with pienty of boxoffice power and because the two week loop run, at the very least, is certain.

Otherwise, it's the usual misery. General suffering prevails all along the line, with Four Sons' at Orpheum, especially hard hit. After a profitable first week at the State, New Moon' has moved over to the Century for an extension of its firstrun, but returns will be nothing to theer about.

Century for an extension of its firstrun, but returns will be nothing to
cheer about.

Loop gets its first stage show in
several months Friday (19) when
Loop gets its first stage show in
several months Friday (19) when
Lou Breese's orch, Gertrude Miesen,
Dean Murphy, et al., move into the
Orpheum for a week. Acquatennial
celebration, civic affair, with numer
ous opposition attractions, including
and the stage of the stage of the
construction of the stage of the
construction of the stage of the
construction of the stage of the
cartiul about its effect on boxoftices.

Estimates for This Week
Aster (Par-Singer) 900; 15-28)—
40 Mothers' (M-G) and 'Murder Air'
(WB), dual first-runs, split with
Black Diamonds' (U) and 'Pop Pays'
(RKO) also dual first-runs, Fair
\$1.500 indicated. Last week, 'Million
BC.' (UA) and 'Passport Alcatraz'
(Col), dual first-runs, big \$2.200.
Century 'Par-Singer') (1,600; col
set by House located in shoopping
center and some ferminine trade is
being pulled to matinees. Headed
for mild \$3.000. Last week, 'Ghost
Breaker' (Par), moveover, \$3,700,
okay.

Esquire (Gillman) (290; 28)—Hu-

for mild \$3,000. Last week, 'Chost Breaker' (Par), moveover, \$3,700. okay.
Esquire (Gillman) (280; 28)—'Human Monster' (Mono). Well exploited and pulling in horror fans. Fretty good \$900 in prospect. Last week, 'Heli's Angels' (reissue) (26 wk), \$800, good enough after bis Gopher (Par-Singer) (998; 28)—'Adventures' (20th). Yanked after four days to poor, \$1,400. 'You're. Not Tough' (U) opened today (Tuesday). Last week, 'Mule Team (M-G), \$3,000, good.

Orpheum (Par-Singer) (2,800. 28-39-44)—'Four Sons (20th). Tream (M-G), \$3,000, good.

Orpheum (Par-Singer) (2,800. 28-39-44)—'Rour days week, 'Mule Team (M-G), \$3,000, good.

Orpheum (Par-Singer) (2,800. 28-39-44)—'Rour days have and get week. Last week. Safari' (Par) and Baer-Galento fight pic, \$5,200, fair.

State (Par-Singer) (2,300; 28-39-100) and resuspaper display advertising and results are justifying expenditure. Also building because of favorable reviews and enthusiastic word-of-mouth. Traveling at fast \$8,300 clip. Last week, 'New Moon' (M-G), \$7,800, good.

Take week, "F. 200, good.

Uptown (Par-Singer) (1,100, 28, 28)—My Son' (UA), split with Lillian Russell (20th). Fest neighborhood showing and the split of the control of t

ROONEY, \$16,000, **GREAT IN CLEVE**

Cleveland, July 16.
Nothing's standing in the way of Andy Hardy Meets Debutante, which is giving State a grand gross after pulling the biggest Friday night biz theatre has had in a year. All This, and Heaven Too' also got steam up so quickly that. Hipp is considering a ho, instead shifting it to the Allen.

Falace's change from Thursday to Friday opening this week for George White's stage 'Scandals' is adding extra day to current 'Man Who Talked Too Much,' which is only dawding along. Turnabout' is comparatively much stronger at Stillman.

Estimates for This Week Allen (RKO). (3,000; 30-35-42-55).
—Leopard Men' (Indie). Jungle thriller hoked up in lurid ballyhoo that's pulling in good \$4,000. Last week, Flight Angels' (WB), average \$3,000.

'Albambra (Printz). (1,200: 10-20-

week, Fight Angels (WB), average \$3,000.

'Alhambra (Printz) (1,200; 10-20-55)—Women War' (Rep) and 'Alias Dcacon' (U). Lots of smart space on Elsie Janis war film landed in dailies by Al Gregg, as result of special screenings for critics. Going toward \$2,700, fine. Last week, 'Hot Steel'. (U) and 'Isle Doomed Men'. (Col). (2d run), so-so. \$1,100 for three days. Alfambra (Printz) (1,200; 10-20-3D-Women War' (Rep) and Alias Docard (U):

Mellywood, July 16.

Hollywood, July 16.

Hollywood, July 16.

A new winkle in speed photography the Stroboscope; goes into apply the Stroboscope; goes into special screenings for critics. Go-ing toward \$2,700, fine. Last week, Hot Steel (U) and Isle Domed Men' (Col) (2d run), so-so \$1,100 for three days.

Hipp (Warner) (3,700; 30-35-42-55)

Hipp (Warner) (3,700; 30-35-42-55)

Hipp (Warner) (3,700; 30-35-42-55)

Hollywood, July 16.

Hollywood, July 18.

Hollywood, July 16.

Hollywood, July 16.

Hollywood, July 18.

Hollywood, July 16.

Hollywood, July 18.

Hollywood, J

—Heaven Too' (WB): Notices hitting new high in saying nice things, but not needed to catch waves of Bette Davis-Boyer fans, who will enable house to grab smart \$14,000, and mebbe more. Last week, Tom Brown' (RKO), dull \$5,500.

Falace (RKO) '3,003,30-35-42-55).

—Man Talked Much' (WB). Playing up: racketeer angles, baiting some thriller-addicts. Hardly more than fair \$6,500. Last week, Private Affairs' (U) plus Red Sketton and Hattle McDaniel in vaude, slipped lower than expected to \$12,000, just enough.

Hattie McDaniel in vaude, slipped lover than expected to \$12,000, just enough.

State (Loew's) (3,450; 30-35-42-55) — Hardy Debutante' (M.-G.). Mickey Rooney hot here, returning an extra sweet \$16,000 despite hot weather. Last week; New Moon' (M.-G.), after smashing. \$16,500 on first stanza, fooled management into holding it over, which was a mistake. Nosedive inexplicable, but \$7,500 was a bitter shock.

Stillman (Loew's) (1,972; 30-35-42-55)—Turnabout (UA). Shoved in instead of moveover on disappointing 'New Moon' and results proving it was a wise change. Certain of swell \$5,500. Last week, 'Ghost Breakers' (Par), on third frame, warmed up to worthwhile \$4,000, after collecting \$6,000 on second shot.

'HEAVEN' VS. B.B. IN PITT, FINE \$17,500

Pittsburgh, July 16.

Heat and a pair of double-headers between the Pirates and the Dodgers were a double-feature headache to films over weekend. Everybody got away to a pretty fast start on Friday (12) and Saurday biz was okay, to of the most part, but bottom fell out Sunday with the direct of the most part, but bottom fell out Sunday with the direct of the most part, but bottom fell out Sunday with the direct of the most part, but bottom fell out Sunday with the margin is.

Leading town by wide margin is.

All This, and Heaven Too, at Stanley, where Bette Davis-Charles Boyer co-starrer is grabbing all the femme trade around and crowding the best straight picture figures this spot has had in years. Maryland is pretty much of a disappointment at Alvin, and probably won't get event and originally figured would be a cinch. Penn is barely getting by with 'Untamed,' which crix took for a ride.

Estimates for This Week

Alvin (Harris) (1,850; 25-35-50).

a ride.

Estimates for This Week

Alvin (Harris) (1.859: 25:35:50)—

Maryland (20th). Sequel to 'Kentucky'. Originally figured to last two weeks easily, will expire in one, with house rushing in couple of resuses, Lost Horizon' (Col) and 'Awful Truth' (Col), Friday (19). 'Maryland' will be lucky to do \$6,000. And a major disappointment. Last week, right days, were split between 'Walkiek' Wedding' (Par)-'Wagons Westward' (Rep) and 'Manhattan Heartbeat' (20th)-'You're Not So Tough' (U), and only slightly better than \$3,000 for both duals.

Fenn (Loew's-UA) (3.300: 25:35-50)—'Untamed' (Par). Doubtful if this one will go more than \$9,500, rell off a bit clowwerk (Mod.) of the sound of the company of the sound state of the sound s

fell off a bit down the stretch, doing \$16,000, but still plenty all right, as ing \$16,000, but still plenty all right, Rifs (WB) (800; 25-40)—Saint Takes' (RKO) and "Those Days' (Par). Latest in Saint series is what's doing it. Film drew swell notices. Around \$3,200 at least in sight, okay here. Last week 'Ghost Breakers' (Par), moved over from Penn, fine \$3,800, Stanley (WB) 3,600; 25-35-30)—Heaven Too' (WB). Doing the biz of town. Holding steadily enough to do at least \$1,7500, great. That means a second week here, which has hapeened for year Last week "Awarier" (WB) (2,000; 23-35-30)—New Moon' (M-G). Brought here after its big week at Penn and MacDonald-Eddy, following downtown is still apparently pretty big. Picture after its big week at Penn and MacDonald-Eddy, following downtown is still apparently pretty big. Picture getting pretty close to a grand a day, very good, and should have no troube winding up with at least \$6,500. Last week 'Mortal Storm' (M-G), on ho, from Stanley, fine \$6,000.

SPEED-UP CAMERA

'STORM'-'B.C.' DUAL, \$20,000, TOPS B'KLYN

Brooklyn, July 16.

Leading this week is Loew's Metropolitan, with 'Mortal Storm', and 'One Million B. C. RKO Albee, with 'Four Sons' and 'Bill of Divorement' is second.

Second weed Days Together, at Fabis Peramount, only So-So.

Estimates for This Week
Albee (3.274; 22-35-50) — Four Sons' (20th) and 'Divorcement' (RKO). Satisfactory 16.000. Last week, 'Favorite Wife' (RKO) and 'Info Please' (2d wk), fair \$14.000.

Fox (4.089; 25-35-50)—Man Talked Much' (WB) and Women War (Rep). Upned to okay \$15.300. Last week, 'Safari (Par) and Canas Chicago' (Rep) '(2d wk), nic \$14.500.

Chicago' (Rep)' (2d wk), nice \$14,-500 et .3,618: 25-35-50).— Mortal Storm' (M-G) and 'Million B. C.' (AA). Strong \$20,000. Last week, Tedison Man' (M-G) and 'Saps Sea' (UA), good \$18,000. Last week, first (20th) and '21 Days' (Col)' (2d wk). Quiet \$15,000. Last week, fine \$23,000. Strand (2,870: 25-35-40).— T.ost Horizon' (Col) and 'Awful Truth' (Col)' (reissues). Jumped to good \$50,000. Last week, fine \$50,000. Wast \$4,000.

Juke-Box Films

Continued from page 6_

cleaned and put to work on a dayand-night basis. Ancient films,
shorts, and odds and ends from the
cutting room floor, are being clipped
together and-re-processed on 18 mm,
spools for the 1940 resurrection of
the pioneer nickelodeon trade.

Some of the studios are using acting talent and starting from scratch,
but the machines demand so many
three-minute shorts that the producers are left at the post. For a
while, at least, the producers of
Poverty Row are abandoning the
hamburger stands and stepping out
in the night clubs.

N. Y. Censors Must OK Juke-Box Pix

OK Juke-Box Pix
Albany, July 16.

Juke-box pictures come under the law regulating the licensing of films for commercial purposes in New York State. Although none has been submitted for inspection to date, so far as is known, it will be necessary to have them okayed by the motion picture division of State Education Department, when they are ready for release in this state. The only commercial films which are exempt from the provisions for review by the mpd, which issues a seal and collects a tax, are newsteels.

It is illegal to exhibit any picture commercially without the mpd's approval on the moral angle.

Officials of the State Education

proval on the moral angle.

Officials of the State Education
Department say that under the law
jukebox films will be subject to
censoring the same as other commercial picture product. However, a
ruling has not yet been made, inasmuch as no film of this kind has yet
been submitted for licensing.

N. E. Phonovision Setup

N. E. Phonovision Setup
First distribution outfit to be set up for the Frank Orsatii-Sam Sax nickel-in-the-slot film machines is New England Phonovision Co. It was incorporated under New York laws in Albany last week and will handle leasing and servicing of the juke-boxes Maine, New Hampshire Vermont and Massachusetts. Similar organizations are being set up in other parts of the country.
Principals behind the New England group are Samuel Stirrat, of New York, and Samuel Cufari and Nicholas J. Camerota, of Springheld, Mass. Capital stock is \$20,000, with the three men providing most of the coin themselves. They'll operate out of Springheld.
Delivery of the machines is expected to start in September.

Talk-A-Vision's First

Shooting on first 10 briefies for Talk-A-Vision, coin film machine outfit, was completed at West Coast Sound Studios in Manhattan last Thursday (11). Pictures are now being cut and edited into three-minute subjects. B. K. Blake, New York producer of shorts and commercials, made the films under contract and will continue to turn out 10 a week. Appearing in 'the juke-box films are Milton Berle, Leo Reisman's orch, Saxon Sisters, vocal turn, Ruth Day, dancer; and the Gay Nineties Quartet, singers. Each made two of the shorts. They are shot in 35 mm. and reduced to 16 mm, for the machines.

Rooney Hefty \$19,000 in Dull Philly; 'New Moon's' 2d Poor \$11,500

Hardy,' 12G, 'Heaven,' \$10,500, Big in Denver

Denver, July 16.

In spite of heat, business is good at most first-run, 1-dy Hardy Meerlo Debutante and 'Crosscountry Romance' are fine at the Orpheum and holding.

'All This, and Heaven Too' is pepping business at Denver to 30% above average.

Estimates for This Week Aladdin (Fox) (1,400; 25-40)—Brother Orchid' (WB) and 'Biscuit Eater' (Par), after week at 'Denver, Fair \$3,500. Last week, 'Lost Horizon' (Col) and 'Awful Truth' (Col), good \$4,000.

Broadway (Fox) (1,040; 25-35-40)—Multer Team' (M-G) and Armound (Cocket) (1,040; 25-35-40)—Multer Team' (M-G) and 'Armound (Cocket) (1,040; 25-35-40)—Multer Team' (M-G) and 'Armound (Cocket) (1,040; 25-35-40)—Multer Team' (M-G) and 'Armound (Cocket) (1,040; 25-35-40)—Way Flesh' (Par). Poor \$3,500.

Denbam (Cocketill) (1,750; 25-35-40)—Way Flesh' (Par). Poor \$3,500.

Alast week, 'Safari' (Par), second week, nice \$6,500.

Denver (Fox) (2,2525: 25-35-40)—Heaven Too' (WB). Fine \$10,500.

Last week, 'Brother Orchid' (WB) and 'Biscuit Eater' (Par), okay \$3,000.

Poplars' (RKO), ince \$11,300.

Paramount (Fox) (2,200; 25-36)—Private Affairs' (U) and 'Anne Poplars' (RKO), ince \$11,300.

Paramount (Fox) (2,200; 25-40)—Private Affairs' (U) and 'You're Tough' (U), Good \$4,000. Last week, 'Multe Team' (M-G) and 'Anne Poplars' (RKO), ince \$11,300.

Paramount (Fox) (2,200; 25-40)—Riaito (Fox) (878; 25-40)—Awful Truth' (Col) and 'Lost Horizon' (Col), after week at cach the Denve and Aladdin, and 'Men Souis' (Col), good \$2,000.

HEAVEN NIFTY \$7,000 IN L'VILLE

Louisville, July 16.
Only two shows are doing better than ordinary business for this summer week, and one of them is really turning in an outstanding gross. Mary Anderson is the house packing the powerful bo. draught with Bette Davis and Charles Boyer in 'All This, and Heaven Too.'
Another bill looking much better than anticipated is at the Strand, where 'You're Not So. Tough' is dualled with 'Hot Steel.'
Usual outdoor nonosish is in full

dualled with 'Hot Steel.'

Usual outdoor opposish is in full stride, including softball, night American Association games, which last until midnight in some cases, and musical shows at Iroquois Amphitheatre, where weekly attendance averages around 17,000 or 18,000 at low admission prices. It's real opposition of the downtown pic houses, the contract of the downtown pic houses, the contract of the country with the contract of the country when the contract of the country when the contract of the country when the contract of the country was the contract of the country when the country was the contract of the country was the contract of the country was the country when the country was the country when the country was the country when the country was the country was the country when the country was the country was the country when the country was the country was the country when the country was the country was the country when the country was the

Estimates for This Week

Estimates for This Week
Brown. (Leew's Fourth Avenue)
(1,000; 15-30-40)—New Moon' (M-G).
Still some biz coming in for moveover from Loew's. Probably fair
(Carl Last Week, Ghost Breakers.
(Par) Loew's. Probably fair
(Par) Loe

\$2,000 on moveover from Rais (No. 18 to 18 to 19 to 19

Last week, great \$10,000.

Mary Anderson (Libson) (1,000, 15-30-40). Heaven Too' (WB). Mighty sweet here and will top anything at this house in quite a spell. Indications are for a three-week run, and a first-week's gross of around \$7,000, and that's real biz for this house. Last week. Man Talked Much' (WB), mild \$2,700.

Strand (Fourth Aussach) (2001)

Much' (WB), mild \$2,700.

Strand (Fourth Avenue) (1,400;1530-40)—Not So Tough' (U) and 'Hot
Steel' (U). Dualers stacking up as
surprisingly strong. At current pace,
should mark up around \$3,000. Last
week, 'Our Town' (UA) and 'Pop
Pays' (RKO), opened strong, but
nosedived after kickoff and wound
up with weak \$2,600.

The summer doldrums have ar-ived. With the weekend exodus in The summer doldrums have ar-rived. With the weekend exotus in full swing, attendance figures at downtown deluxers are dropping with a dismal thud. Stay-at-homes are patronizing the amusement

with a dismal thud. Stay-at-homes are patronizing the amusement parks, swimming pools, golf clubs and baseball games instead of their favorite cinema palaces.

Only bright spot is 'Andy Hardy Meets Debutante,' at Stanley. The Rooney-Garland-Stone starrer is dering the dog days beautifully. Even 'Ghost Breakers' is taking it on the chin by the hot weather blitz, dropping sharply at the ho. after an okay beginning. eginning.
Estimates for This Week

Estimates for This Week
Areadia (Sablocky) (600, 32-42-57)
—Mortal Storm' (M-G) (2d ruin).
Doing well with \$3,800. Will ho,
good \$3,700 for second trip.

Boya (WB) (2,560; 32-42-57-68)

New Moon' (M-G) (2d win). Not
being hurt as badly: as rest, but still
poor \$11,500 after socko \$18,300 for
opening sesh. 'All This, and Heaven
Too' (WB) opens tomorrow (Wed).
at popular prices after road show
run at Earle.

Earle (WB) (2,350: 32-42-57-68)

Earle (WB) (2,350: 32-42-57-68)

at popular prices after foad show run at Earle.

Earle (WB) (2,350; 32-42-57-68)—
"Sporting Blood" (M-G). No worldbeater with \$9,000. Last week,
Safari (Par), so-so \$10,300.

Fox (WB) (2,422; 32-42-57-68)—
Chost Breakers' (Par) (2d. wk). Secorder (10,500)—
The state of the second run (10,500)—
The second run (10,500

ly better with \$3,000 for second-run showing.

Keith's (WB) (1,970; 32-42-57-68)— 'Our Town' (UA) (2d run). Move-over no better with sour \$3,000. Last semester only a shade higher. with \$3,400 for 'Susan' (M-G), also second-

Stanley (WB) (2,916; 32-42-57-68)
'Hardy Debutante' (M-G). Mickey
Rooney saves day with heavy \$19,000.
Doubles terrible \$8,400 chalked up by
'My Way' (U) last week.

My Way' (U) last week,

Stanten (WB) (1,457, 32-42-57)—
Nazi Spy' (WB) (reissue). Not bad
in comparison to others with fairish
4,200. Last week, '21. Days' (Col)
and the Baer-Galento, good \$5,800.

'MD.' OK \$8,800 IN 2 K.C. SPOTS

Kansas City, July 18.

Newman broke its straight film policy with Bob Hope and his troupe for Saturday (13) only. Opening at 9 a.m., theatre skedded seven stage shows at 44-71c. Heavy play garden and the straight of the st

rently hof.

Maryland is giving a good account of itself at the Esquire and Untown, which returned to their usual day and date policy. Midland is satisfactory with 'Our Town.

Estimates for This Week.

Estimates for This Week
Esquire and Uptown (Fox Midwest) (820 and 2,043: 10-28-44)—
Maryland (20th). Good \$8.60
combo. Last week, Esquire had
Gangs Chicago' (Rep) and BaerGalento fight pic for fairish \$3.200.
Uptown had 'Anne Poplars' (RKO)
for light \$2.700.

for light \$2,700.

Midland (Loew's) (4.101; 10-28-44)

Our Town' (UA) and "Sporting Blood" (M-G). Both films favorably reviewed and business above average, though not the pace or recent weeks. Good \$8,700. Last week "Andy Hardy Debutiante" (M-G) and Saint Over" (RKO), big \$11,500.

1.04-G and Saint Over (RKO), big. \$11,500.

Newman (Paramount) (1,900: 10-28-44)—except Saturday, 44-71)—
Love Back (WB) in for week, with Saturday (13) given over to Bob Tather of the Saturday (13) given over to Bob Tather of the Saturday (13) given over to Bob Tather of the Saturday (14) good Saturday (15) good Saturday (15) good Saturday (16) good Sa

EDWARD SMALL presents

SOUTH OF

PAGO-PAGO

pronounced

PANGO-PANGO

Exhibitors call it...

PAY-GO! PAY-GO!

Getting big 'PAY' at the Box Office!

Crowds 'GO' to see it!!

WORLD PREMIERE JULY 17 AT LOEW'S STATE AND CHINESE THEATRES, LOS ANGELES

to be followed by immediate playdates in 50 Loew theatres including Syracuse, Rochester, Kansas City, Baltimore, Memphis, Dayton, Akron, Providence, Indianapolis, Houston, Boston, Columbus, Cleveland, New Orleans, Harrisburg, Wilmington, St. Louis, Richmond, Bridgeport, New Haven, Hartford, Atlanta and Louisville. More than 200 prints will be utilized in the next two weeks to meet the nationwide demand for playdates including Interstate Circuit, Texas; Shea's Great Lakes, Buffalo; Lincoln Theatre, Miami Beach; Fox West Coast, RKO and Warner's theatres.

NEXT ATTRACTION AT RADIO CITY MUSIC HALL

Released thru
UNITED ARTISTS

Hear the picture's hit song, "South of Pago Pago", sung to millions by Frances Langford on the Taxaca Hour, CBS coast-to-coast network, Wednesday evening, July 17th, 9 o'clock, Eastern Daylight Time. Top orchestras everywhere are plugging this smash tune, published by Mills Music.

Select. New Indie Distrib, Starts **Unique 'Honor System' Film Selling**

A highly radical departure that is unprecedented in the history of the industry is to be an attempt to sell film on what might be termed the honor system. Under the plan the exhibitor will, in effect, be permitted to determine his own rental with certain minor basic limitations. Such a distribution program is to be placed under experiment by a veteran distribution official, E. L. McEvoy, who was for several years eastern division sales manager for RKO. Resigning from RKO six weeks ago, McEvoy purchased a financial interest in Select Attractions, indie distrib outfit, and became its vice president in charge of sales. George Jeffrey, also long in distribution, with Paramount and United Artists, came in with McEvoy.

In placing to a test the highly revo

United Artists, came in with McEvoy.

In placing to a test the highly revolutionary sales policy he and his associates have devised, McEvoy has
chosen 1,000 smaller independent exhibitors in towns throughout the
country ranging up to 10,000 in popullation. They are to be picked at random and without regard to whether
they are personally known to McEvoy, Jeffrey or others in the company.

Employing no salesmen as yet, the Employing no salesmen as yet, the unorthodox selling plan also envisions the selling of film in the manner of taking and filling orders by the mail-order route. In that respect it is again unique and should it work out the cost of distribution would be virtually reduced to postage stamps, shipping of films, accessories, and whatever home office sales overhead, plus possibly some thecking, that is involved.

Over his signature McEvov is get-

checking, that is involved.

Over his signature, McEvoy is getting out form letters to 1,000 different indie accounts detailing the plan and asking for their reaction, with Select prepared to begin negotiations in accordance with the radical policy on any picture that it has available. In substance, the exhibs receiving the form communication, will be told that an average rental will be agreed upon as a basis for an engagement, either in percentage or flat houses, but that the payoff will be up or down in proportion to the gross shown.

Believing that the average exhib Believing that the average exhib is fundamentally honest and that the psychology very likely will be that if the distrib comes to him under Queensbury rules of fairness the exhib may be relied upon, in turn Select will leave it to the account to furnish the proper figures as a basis for deals and also on the payoff.

Loew's Weekly Folds. List Films in Dailies

Loew's theatres in the metropolitan (N. Y.) area suspends publication of Loew's Weekly, a four-page house organ which is said to have reached a peak circulation of 1.200.000, distributed through the mail and as a giveaway, with the issue of July 18. Listings of film bookings in the circuit's theatres thereafter will be given in the daily newspapers. Cost of the advertising will, be \$4,000 weekly.

House organ has been subject.

or the advertising will, be \$4,000 weekly. House organ has been published for 21 years and in that time has contained hundreds of thumb-nail biographies of film and vaudeville performers, in addition to studio production notes, and advance stories on pictures and policies.

Loew's home office reports that in recent months telephone inquiries running into thousands daily indicate; a demand for newspaper, directory' style of advertising will better serve the public than the giveaway sheet.

Cisco's Ghost Returns

Cisco's Ghost Returns
Hollywood, July 16,
Ghost of the Cisco' Kid' halted a
month ago by the illness of Cesar
Romero, goes back into production
Aug. 1. By that time Romero is expected to be able to work.
Otto Brower, presently directing
'Youth Will Be Served' on the 20thFox lot, will resume his old job on
Cisco.'

JACOBS' ASSIGNMENT

Milliam Jacobs handles the production reins on 'Good Men Don't Marry,' which starts Monday (22) at Warners.

Noel Smith directs.

'Syracuse' Triple Preem Plans Set in Syracuse

Syracuse, July 16.
Plans for the triple premiere

Syracuse, July 16.
Plans for the triple premiere of
The Boys from Syracuse, the
Jules Levey-made version of the
Rodgers-Hart musical, at three
RKO-Schine houses here. Keith's,
Eekel and Paramount, Thursday
(18) have been completed.
Graham McNamee will' serve as
m.c., introducing the notables expected to attend the three theatres
following a street parade. Gus W,
Lampe, Schine division manager,
lists Joe Penner, Richard Rodgers
and Lorenz Hart, Bud Abbott and
Lou-Costello, Charle's Coburn, Harry
Joe Brown, Eric Blore, Constance
Moore, Peggy Moran and Levey, as
probably being on hand.
Lampe is still trying to get Alan
Jones, starred in the film, to make
a personal. Jones was a student in
the local College of Fine Arts until
he quit in 1927 to go to Hollywood.

Milwaukee's Censor Threat as Result Of 'Primrose Path'

Milwaukee, July 16,
Drastic censorship is feared by
motion picture interests as result of
a new ordinance introduced in the
common council Monday (15) by
Alderman John Kalupa, who, with
other city fathers, has been in frequent conference with Mayor Carl
F, Zeidler on the matter ever since
the chief executive berated the
present censorship board for giving its O.K. to 'Primrose Path,' still
being shown in the subsequent run
houses.

being shown in the subsequent run houses.

New ordinance calls for a paid commission of three members to supplant the present 10-member censor board, funds to be obtained by a \$2 charge for each film previewed. Under the proposed ordinance, the new censors would be given power to ban showings completely or to delete any parts of pictures deemed objectionable. It also would be empowered to limit some showings to adults only. Plan is said to be modeled somewhat after methods now employed Chicago and in Detroit.

While 'Primrose Path' was shown

now employed Chicago and if Detroit.

While Primrose Path' was shown with the censor board's approval, a number of Catholic clergymen achealed to Mayor Zeidler, who said the picture should not have been permitted here. He consulted the city attorney and found the old board's powers were extremely limited as they were empowered only to advise theatre men that it deemed certain pictures or scenes unfit for showing. Hence the new ordinance now under consideration.

Beauty Contest Winds Up 'Ziegfeld Girl' Bally, N.Y.

"Ziegfeld Girl' Bally, N.Y.

Beauty contest to pick the Ziegfeld Girl of 1940' was staged at Loew's State, N. Y., Monday (15) night as advance promotion for the Metro picture now in production. The Ziegfeld Girl. Ten prizes totaling 8600 were awarded the winners, top being \$225.

About 40 gals participated. They were weeded out of about 1,400 who entered the competition through Loew's houses in Brooklyn, Queens, the Bronx, Manhattan, Jersey City, Newark, North Bergen, New Rochelle, Mit. Vernon and Yonkers during the past six weeks. Oscar Doob, head of Loew's pub-ad department, handled the competish.

Adopting the preview' policy occasionally used by its Broadway competition, Loew's State tonight (Wednesday) will offer a double feature in addition to its stage show. It will show Edison, the Man,' which is slated to open tomorrow, in addition to Typhoon, past week's feature.

U's 'Back St.' Remake

Hollywood, July 16. Universal will remake Back Street with Joan Fontaine, borrowed from Selznick-International, in the lead. Robert Stevenson will direct from a revised scenario by the late George O'Neill.

Cameras start in August.

The Din Goes On

Los Angeles, July 16.

Los Angeles, July 18.

Advertising sound trucks, usedchiefly by film houses and politiclans, will continue to roam the
streets of Los Angeles, under a
decision by the U. S. Supreme
Court. Verdict overrules an ordinance recently adopted by the
city council.

There are 30 trucks currently
in operation, and more to come
as the political campaign warms
up.

Drive-Ins' Boon To Invalids Via **Motor Comfort**

Milwaukee, July 16.
Wisconsin's first Drive-In theatre, recently opened and apparently clicking, is proving a source of pleasure of scores of Milwaukeeans who haven't seen a picture in years. They are invalids and cripples, who up to now have been the shut-in class.

up to now have been the shut-in class.

Now, comfortably propped up and protected from jostling crowds in the cars of families or friends, they are finding enjoyment in the outdoor pictures, which, although second runs, are brand new to them.

Canton's Drive-In
Canton, O., July 16.
The Bluebird auto theatre, first of its type in the immediate Canton district, opened Friday night (12).
E. A. Ballou of Columbus is manager and proprietor. Accommodate 200 cars, two shows nightly.

Drive-In B.O. OK
Detroit, July 16.
Getting a heavy play of business
here, which has brought the annuncement of a new addition for next sesson, both the East and West
Side Drive-In theatres; have upped
their prices from 35 to 40c.

WB'S LOBBY LIBRARIES TO PLUG COMING FILMS

Pittsburgh, July 16.
With WB lineup for coming season made up almost exclusively of best-sellers and hit plays, Joe Feldman, advertising chief for circuit in this territory, has hit upon a novel means of publicizing coming attractions for Warner theatres this district. He's establishing circulating libraries in the lobby of every one of WB's more than '60 houses, with shelves stocked with books and printed dramas which studic owns and from which pictures will be made this season.

There's be no charge for borrowing, only a time limit of two weeks, with every customer eligible for membership. Paper-back editions will be used to cit down losses on non-returns, but Feldman doesn't expect many. He tried out the same stunt at the Penn a year for several weeks preceding engagement of Wuthering Reights' there, Had a stock of 150 books which were loaned out to more than 2,000 readers, and at the finish only two were missing.

Libraries will get started immediately and remain until film adaptations have been exhausted, with books or plays being removed only after picture from which it's been made has been shown at that particular house.

Double Lingo Cavalier

Hollywood, July 18.
First production by International Pictures is Gypsy Cavalier, a Cinecolor film English and Spanish, due to roll July 29 for Monogram release.

release.

Alexis Thurn-Taxis, president of the outfit, directs. Gilbert Roland plays the top role.

FAN MAILER OUT

Hollywood, July 16.
Fan mail department at Paramount, organized 14 years ago, goes out of existence this week as result of the studio's latest economy wave.

wave.

Marion Brooks Ritchie, who organized the department, remains with a skeleton staff.

AND SALES SA

Pekris' 4 Houses to Greenwald; Other Theatre and Exchange News

Cleveland, July 16.

Max Greenwald, Paramount salesman covering Akron territory, going out on his own as indie theatre operator in Elyria, O., bought leases and equipment of four houses from John Pekris—the Capitol, Rivoli, Lincoln and Rialto—in deal reputed to involve around \$350,000. Charles Powers taking over his Akron field.

Harry Ebets, formerly with Cincinnati's National Screen Service, appointed assistant booker in Pars Cleveland exchange by George Elmo, new branch manager. Succeeds Bill Brooks, transferred to Pittsburgh to become booking manager there.

Carl Scheuch jumping from Big Feature Rights Co. here to RKO exchange to handle sales in river terri-

change to name tory.

Chief news at Metro exchange is engagement of Dorsey Brown, head booker, to marry Lucille Spencer Aug. 4 in Cleveland.

Fulton, Pitt, tu Reopen
Fulton. Shea-Hyde house closed
since last of May, will reopen Aug.
In with Jules Levey's U picture, Boys
From Syracuse.' It comes in on
Fulton's Split of company's product
with rival, next-door Alvin. Fulton
House and the syracuse.' It comes in on
Fulton's Split of company's product
with rival, next-door Alvin. Fulton
House and the syracuse and the syracuse.' It comes in on
Fulton's Split of company's product
with rival, next-door Alvin. Fulton
House and the syracuse and the syracuse
Farade but that's been shoved back.
Livelle during the summer, but this
has been its longest period of darkness, direct result, according to circuit's chiefs, of product shortage.
William Satori, of U sales force
here, promoted to special mid-east
district rep under Dave Miller, with
headquarters in Cleveland. Upping of
Satori, who has covered Wess
follows by few weeks advancement
of his boss. Jules Lapidus, to N. Y.
as eastern district chief. Peter Dabe,
Lapidus' successor here, has picked
J. Fater, formerly with U's Buffalo
branch, to replace Satori.
Charles Mergen, chief booker inFar office, promoted to exchange's
syptome on post varged Executive
managership of Cleveland branch,
for the system of the company of the
hopheum Clarion, Fa., named L.
His general booker and exploitation
manager. Garbarino was formerly
associated with Clarion's Garby thestre, which was named, after him.
Of late he's been managing a house
in Beaver Falls, Pa.

Industry and friends will stage a
Good-Wil Stage Party at Conneaut
Levin, House and exploitation
manager. Garbarino was formerly
associated with Clarion's Garby thestre, which was named, after him.
Of late he's been managing a house
in Beaver Falls, Pa.

Industry and friends will stage a
Good-Wil Stage Party at Conneaut
Levin, House and the production
Bob Lynch, both of whom bus desing meral booker and exploitation
manager. Garbarino was formerly
associated with Clarion's Garby thestre, which will also get an additional 200 seats.

Transfer of Vernon theatre

Lofgren's New Job
Lincoln, Neb., July 16.
M. E. Lofgren, formerly with the
Nebraska (J. H. Cooper), Lincoln,
has gone with Central States, as city
manager in York, Neb. Town has
three theatres, two of them closed at
present. Main one is the Sun. He
replaced Carl Rose, moved to Chariton. Ia.

Formal opening of the

Lincoln, Neb., July 16.

M. E. Lofgren, formerly, with the f Nebraska (J. H. Cooper). Lincoln, has gone with Central States, as city manager in York, Neb. Town has three theatres, two of them closed at present. Main one is the Sun.—He replaced Carl Rose, moved to Charion, Ia.

Formal opening of the New Empress, Fremont, Neb., was made (8) by M. E. McClain, district manager of the propose of the New Empress, Fremont, Neb., was made (8) by M. E. McClain, district manager of the propose of the New Empress, Fremont, Neb., was made (8) by M. E. McClain, district manager of 20th-Fox advertising and three months of reprodeling, all work of the propose of the formal bow. George of the formal bow. George of the formal bow. George of the formal bow with the sakes of the old house which burned film company's department, excepting equipment.

last winter, will be opened Friday

(19). Lyman Borin, who married Betty Ballenger, Nebraska cashier in March, being sued by her for di-vorce. He's the Nebraska assistant manager.

Brandt's N. Y. Changes Again

New York theatre, Brandt operation on Broadway near 43d street,
has given up as a newsreel theatre,
has given up as a newsreel theatre,
taperimented with earlier to the plus
newsreel clips a couple of weeks ago,
and subsequently has gone subsequent-run duals.
New York opened as a newsreeler
several months ago, modernistic
theatre being erected in location formerly occupied by Cohan legit house,
theatre being erected in location formerly occupied by Cohan legit house,
later becoming dual grind. Policy
never caught on. Broadway already
had the Embassy and Trans-lux as
newsreel operations.

had the Embassy and Trans-lux as newsreel operations.

Fried's 12th Anni
Philadelphia, July 16.
Harry Fried, Main Line exhib, is celebrating the 12th anniversary of the Anthony Wayne, Wayne, Pa., by setting aside tomorrow's (Wednesday) receipts for the American Red Cross.
Henry Friedman, operator of the Lansdowne, mourning the loss of his new car.

David Supewitz plans modernization of the Girard. Spot was widely-known in 20s as the North, Philly Charles of the Columbia steeds, deference to mother of manager Eddie Gabriel, who died last Monday, Stanley Given joins the ad sales staff of the Columbia exchange.

The Studio's Dick Mayer is hieng off to the Poconos for short rest.
Gracing the beach at Avalon are Warner's two publicists, Al Zimbalist and Milt Young.
Warner's two publicists, Al Zimbalist and Milt Young.
Warner's Priedman of the Lansdown gained plenty of good-will running a benefit for the widow of the fire chief of the borough. Raised nearly \$700.

Cinema Arts closed for summer.
Globe, Vineland, N. J., only operating weekend for balance of the summer.

Cinema Arts closed for summer. Globe, Vineland, N. J., only operating weekend for balance of the summer.

Houses in Tamaqua, Mahanoy City, Shamokin and Mount Carmel operated by the Victoria Amus. Co. shifted from continuous showing to matinee and evening policy.

Sam Tannenbaum, owner of the Palace, Atlantic City, has taken over the Ideal here.

Showmen's Club getting its new headquarters shape for gala opening.

Resener's French Pie.

San Francisco. July 16.

Herbert Rosener has taken over Pacific Coast distribution rights to. The Baker's Wife, French film. Flick currently in hird week at Clay and will continue indef.

When Paramount exchauge moves back to its permanent location at 201 Golden Gate on Sept. 1, remodeled offices will include film row's swankiest screening room, an ultra 50-seat theatre. Paramount will coupy the top floor, having been on the spot for 19 years. Upon completion of 380,000 renovating job by Lourie & Co., owners, the ground floor of the building will be filled by Metro, Alsts, currently neighbor of Metro, and the spot for 19 to 19 to

operation.

N. C. Chain's Shifts
Charlotte, N. C., July 16.
Several changes in personnel of
North Carolina Theatres, Inc.: Roy
Smart, in charge of the Charlotte
district of the company, advances to
head of booking and buying department, Harry Hardy succeeding
him in charge of Charlotte district.
Neil McGill, manager of the Imperial, succeeds Emil Bernstecker
sammager of the Carolina, and
Bernstecker assumes charge of the
company's eastern district with di
right of the Carolina, and
Bernstecker assumes charge of the
sammager of the Imperial, IR. Dewanner Stallings come have from Lenoir, where he managed a fleatre.

Fyle to Minneanolis



BY ACCLAMATION!

Heeding the tremendous public clamor...

MARYLAND is rolling up those holdovers! New
York's Roxy just reports a 2nd week for the summer's biggest money-hit after first three days
smash "Kentucky" records! And so goes the nation
... as reports come in from 67 other pre-releases!



ay Minimizes Nazi Picture Threat To U.S. Companies in So. America; **Par Official Cites Native Competition**

It will be a long time before Nazi m productions filtrate into South merica on sufficient scale to prode strong opposition to American ctures, according to John L. Day. Paramounts manager in South merica, who sailed Friday (12) idnight for his headquarters in Rio Lawrence. Metro's European manager, was delayed in reacting New York yesterday (Tuesda Janeiro.)

TALLS LAWRENCE

STALLS LAWRENCE

Ludyig Lawrence. Metro's European manager, was delayed in reaching new York yesterday Tuesday in Softment in Young as scheduled because of bad flying weather. His Atlantic clipper plane was slated to arrive in the morning bit as scheduled because of bad flying weather. His Atlantic clipper plane was slated to arrive in the morning bit was called back to Horta Azores. Clipper, carrying Lawrence left Lisbert of the Paris, was even highly reptical of any immediate strides this direction. He indicated that rench productions currently are on the downbeat in Latin-America. Lawrence is coming over to report to remain the productions currently are on the downbeat in Latin-America. Lawrence is coming over to report to remain the productions currently are on the downbeat in Latin-America. He was a state to arrive in the morning but was called back to Horta Azores. Clipper, carrying Lawrence left Lisbert of the market, nature that the morning to the productions currently are on the downbeat in Latin-America. He was the market, nature that the productions currently are on the downbeat in Latin-America.

Arthur Loew, head of Metro's to reign department, regarding conditions in Europe. He is accompanied by Mrs. Lawrence and his son.

Arthur Eleid, N. Y. office representative in Europe and No. 2 man on the continent is due in some time this week via boat.

French Pix Seen

Roall-American department of the morning of the continent is due in some time this week via boat.

Roall-American department of the morning of the continent is due in some time this week via boat.

Roall-American department of the morning of the continent is due in some time the continent is

Native Competition.

Day said the strides taken in alin-America by hative producers rovide the greatest opposition contoning U. S. distributors, particurity in Brazil. However, he feels at stronger American product and fee fact that many American distributions will ship only the ace product: 2. South America in the forthcoming season will enable them to hold heir markets.

Patrons in South America have

Patrons in South America have secone such ardent boosters for american pictures that, it will require only the best sort of screen are from competitors to cut into the Jr. S. business, Day stated.

American films have managed to each their present popularity even tespite the fact that titles are super-prosed on the pictures, he stated. Dubbing has proved unsatisfactory in most Latin-American countries because they have not been acceptable to native audiences. There is the additional factor that it costs the additional factor that it costs. able to native audiences. There is the additional factor that it costs \$10,000 to \$12,000 to dub a single fea-

Day came to New York severa weeks ago for huddles with John W Hicks, Jr., Par's foreign chief.

Peru, Paraguay OK
Washington, July 16,
American films dominate the market in Peru and Paraguay by a wide
margin, according to the U.S. Department of Commerce motion picture division, which recently compiled statistics under the supervision
of Nathan D. Golden, chief of the
bureau. In neither country is competition felt from German productions.

In Peru and conditions

tions.

In Peru and on a lesser scale in Paraguay the French-made film offered stiff opposition during 1939, but the improvement of Argentine pictures offered the chief competition to U.S. distribs.

Fear New Exhibitor Tax In England May Spread To All Entertainments

London, July 16.

New entertainment tax on films, expected to yield nearly \$40,000,000 annually, may ultimately spread to other entertainments. Film tariff applies to all cinema theatre seats costing 5c or more. Previously, all admissions up to 12c were untaxed. As presently outlined, film enter-tainment tax will be virtually doubled

Outcome of taxation of lower-bracketed theatre tickets is that ad-missions will be increased.

Replaced in U.S.

Foreign-language film distributors in the U.S. handling French productions report an adequate supply of comparatively new French-made features in this country but are inclined to view the 1940-41 season pessimistically. They believe the future of the foreign language picture market in U.S. may depend on Latin-American productions. More than ever before the Latin-mades will be shown in American theatres in the forthcoming season, they aver.

fore the Latin-mades will be shown in American theatres in the forth-coming season, they aver.

There are about 25 unreleased French-made features in the U. S., all produced within the last two years. Many distribs claim that the quality is about the same as in recent years. However, the almost-complete production stoppage in France due to the war would be responsible for the void of French films in the immediate future. A concurrent pickup in Spanish-language pix is seen.

Indie foreign-language pix distributors claim they are still receiving British-mades although the number has recently decreased.

Majority of the distribs describe the present season as typical of a dull summer period.

20TH-FOX SHIFTS

Lomba Due in N. Y. from Venezuels Acting Mgr. Post

E. F. Lomba, 20th-Fox foreign department's homeoffice rep, who has been acting as manager in Vene-zuela, arrived in N. Y. last week

zuela, arrived in N. Y. last week, following the appointment of Edward Cohen as manager in that country. Cohen formerly was manager in Ecuador. K. B. Knust, formerly with 20th-Fox office in Panama, has been moved up to become manager in Ecuador.

D. B. Lederman, company's manager in the Philippines, came into New York last week on furlough. He arrived on the Coast late last month. Del Goodman, company's manager in the Far East, is slated to arrive on the Coast from China July 25, but won't come on to the home-office until later.

Film Tastes Know No Boundaries in Cevlon. Says Visiting Exhibitor

San Francisco, July 16. With possible exception of Mickey Rooney, whose style has 'em baffled, ticket-buyers of Cevlon go for just about the same stars and pictures Replaced in U.S.

By Latin Product

Gardiner, native operator, who paused in San Francisco just before Clippering to Hongkong. Enroute from Rotary convention in Havana, Gardiner said twin-bill headaches were unknown in his territory, his 14 houses being strictly single-bill. Using an average of 208 selected pix product and supplements it with best native-mades. Only other outside eliminatively new French-made fearer in this country but are inclined cyluloid used is an occasional British year year. that capture the fancy of U.S. au-

In addition to his 14 showcases operated under handle of Ceylon Theatres, Ltd., Colombo (capital of Ceylon) exhib has 12 portable tent cinemas known as Imperial Traveling Talkies playing month stands in the hinterlands at low admish.

the hinterlands at low admish.

Native product, he said, is improving, with approximately 200 features per year coming out of half a dozen Hindu studios. Of this about 75 are in Eindustani, 35 in Tamil and the balance in Marati, Telugu Punjabi and other dialects. These 200 films have potential audience of 350,000,000 people. Field for Hindu pictures outside India is nil, exhib stated. A few play Trinidad and the Fiji Islands, and several have been exported to London as curiosities, playing the Academy there.

Average first-run playing time in

Average first-run playing time in Colombo is one week, few films stretching a second. U. S. flicks are shown as delivered with no translations.

Aussie Vaude Eyes Radio to Fill **Dearth of Talent From Overseas**

Melbourne, June 28.

Searcity of overseas' talent is forcing vaude scouts to looksee the radio field for homebrew acts. Radio copped plenty of locals when vaude had plenty of imported fare on hand, but now it's a different story, brought about by war conditions and governmental edict that imported players must leave earnings in this zone for the duration of hostitities. Among radioers presently playing, for Tivoli Theatres are Mal Vercoe, Jim Gerald. Rhythm Girls, Lou Toppano, Peggy Brooks, Colin Crane, Hawaiian Club Stars, Mrs. Olmes and Mrs. Hentwhistle, Ack Kellaway, Imported talent on same bill includes Bob Parrish, Stale Bros, and Pearl, C. Ray Smith and Rudy and Latosca.

Pix for Kids Only

Mexico City, July 16.

Organization of a pic company for the exclusive production of children's films has been started by a group of businessmen of Orizaba, Vera Cruz, industrial center.

Child players only are to be employed. The enterprise is expected of get going about Sept. 15.

Sydney Signs Radioers
Sydney, June 28.

Local radioers booked for the Twoli circuit in this spot next month to bolster a few U. S. acts include Jack Davey, Kitty Bluest, Uncle Toms Gang, Rhythm Boys, Al Tomas and Tier and Agar. U. S. acts presently spotted here are August, Gilbert Bros, Van Strattens, Barbara Blane.

Twoli creuit in this spot next month to bolster a few U. S. acts include Jack Davey, Kitty Bluest, Uncle Toms Gang, Rhythm Boys, Al Tomas and Tier and Agar. U. S. acts presently spotted here are August and Land Control of the Twoli circuit in this spot next month to bolster a few U. S. acts include Jack Davey, Kitty Bluest, Uncle Toms Gang, Rhythm Boys, Al Tomas and Tier and Agar. U. S. acts presently spotted here are August and Land Control of the Jack Davey, Kitty Bluest, Uncle Toms Gang, Rhythm Boys, Al Tomas and Tier and Agar. U. S. acts presently spotted here are August and Land Control of the Jack Davey Kitty Bluest, Uncle Toms Gang, Rhythm Boys, Al Tomas and Tier and Agar. U. S. acts presently spotted here are August and Land Control of the Land C

British Exhibs May Pledge Theatres As Shelters to Refugees

London, July 2.

Although not yet definitely established, Cinema Exhibitors Assn, has indicated many of its membership will turn over their theatres for use as refuges to folk rendered homeless through air raids on Britain. Theatres in those areas designated as within safety zone will cooperate in the scheme.

A suggestion in one northern area is that duplicate keys to the cinemas be lodged with police headquarters, to expedite the succor scheme in event of sudden emergency.

Aussie Exhibs Warn American Pix Vs. 'Threatened' Product Cut, Point Up Market's Increased Importance

METRO. PAR INVOLVED WITH BRITISH CENSORS

London, July 16.

Three U.S. pictures have run into Three U.S. pictures have run into censorial difficulty here recently. British censors ordered alterations in Waterloo Bridge' (M-G) so that no tinge of prostitution appears in yarn. Censors also ordered Paramount to change the title of Those Were the Days' to 'Good Old School Days' because a British film had used the former tag.

No mention of God was permitted in 'Susan and God,' Metro winding up by calling it 'The Gay Mrs. Trexel' for distribution to British

Holds Pic Tastes In Great Britain Altered by War

By MORI KRUSHEN

By MORI KRUSHEN

Montreal, July 16.

Shadow of war which has been hanging over England prior to and during the present conflict has altered tastes of moviegoers to extent that certain types of first-rate American films which would, under normal circumstances ring up heavy grosses, have either flopped or registered only in spots in the British Isles.' So says Roland Gillett, who arrived from England about three weeks ago, in charge of production of 49th Parallel for which exteriors are being shot in Canada for Ortus Films, London.

Gillett. referred specifically to films of the 'social significance' type but also placed some other films of the sombre kind, among the biggest grossers last year in U. S. but not in England, in the same category. As in the U. S., Britain is at present in no mood for dramas depicting the seamy side of life, no matter how artistically done.

Theatregoers in Great Britain, according to Gillett, are by an overwhelming majority swinging to the rescales according to reaches a lesson. Is, according to reaches a lesson. Is, according to response

tertainment rather than the story which points a moral or teaches a lesson is, according to response checked at picture houses, the standard by which the bo. must be measured and almost any kind of film, British or American, which fulfills the primary essentials of entertainment is assured of profitable play dates.

tainment is assured of profitable play dates.
Gillett is not keen on the purely propagandized type of film. He believes that films made in the Dominions or in England should reflect something of the way of life in the British Commonwealth of Nations but should primarily be made with an eye to entertainment values. Fans in the provinces in England are still faithful to the recognized. old-time English stars, according-to-Gillett, and picture business continues despite war activities.

Expedition from England, consisting of technical crew and performers, will remain here for the next three months shooting exteriors in every province of the Dominion from Nova Scotia to British Columbia. Two units, one in the east and the other in the west, are now working with instructions out of the Montreal office.

Elisabeth Berger, Lesle Howard.

Elisabeth Bergner Leslie Howard

A suggestion in one northern area is that duplicate keys to the cinema; be lodged with police headquarters, to expedite the succor scheme in event of sudden emergency.

SUIT OVER 'SERENADE'

A Athur Ziehm, Inc., filed suit Moneday (15), in N. Y., supreme court against Leo Films, Inc., seeking an injunction to prevent distribution by the defendant of the French film. Serenade. starring Lilian Harvey. Plaintiff claims to have acquired exclusive distribution rights in the U. S., from the producers, Societies Upon completion of shooting, in September the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to make the interior september the expedition will return to England to mak

Intimation that U. S. producers intend to cut down on product to Australia, following 50% coin freeze, plus added burden of exhibs' 25% right of rejection of U. S. pix and higher landing charges, is already creating headaches to those exhibs U. S. product can maintain theatre operation here successfully.

Not so long ago the Film Council of Australia, comprised of powerful exhib interests, pleaded with the government via its economic adviser, Sir Ernest Fisk, not to impose any restrictions on the impor-tation of U. S. pix. The plea was granted, but, as was fully expected, the government, following huddles with the Motion Picture. Dis-tribs Assn., made the 50% freeze measure operative immediately.

measure operative immediately.

Irksome as this freeze may be to U. S. producers, nevertheless, with fading European markets, Aussie exhibs believe that this territory will soon be the most important to the U. S. outside of its own domestic sphere, and that any product cut would prove harmful to the producers in the long run, especially as the freeze measure was brought about solely because of war conditions.

Suspicious of Move

Suspicious of Move
Many exhibs see in the product
cut a move to force the government of New South Wales to exit
the 25% right of rejection and an
attempt to increase rentals to offset
frozen coin. It's learned that the
Motion Picture Exhibs' Assn. is
watching the situation very closely,
and that any such moves would be
brought before the government immediately.
Those exhibs. disbarring politics.

mediately.

Those exhibs, disbarring politics, are of the opinion that favorable trading conditions can be continued with U. S. pic interests on a square-deal footing, and that Aussie screens are just as important to the U. S. as U. S. product is to the exhibs, and that, if handled correctly by sincere execs, the position covering both rejection and freeze could be reviewed to present a more equal distribution than that presently operating.

Forced Change

Exhibs foresee, should U. S. pro-

Exhibs foresee, should U. S. producers limit product, a forced change in the Aussie entertainment field, with a wider bid made to introduce homebrew talent, plus more extensive use of orchestras and musicals in place of U. S. 'B' pix. Public desire presently is for dual bills, but exhibs declare that the public could be educated in time to accept single features with quality stage shows, and that in the long run the losers.

Australia has approximately 1.560

losers.

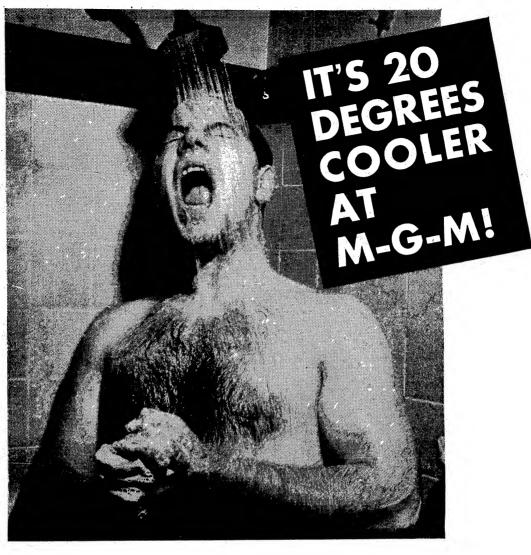
Australia has approximately 1.560 pic theatres dependent mainly on U. S. product, and representing an investment of about \$120,000,000, It's indicated that some 5,000,000 people attend films every week. Since it takes quite a goodly amount of fare to keep this total of theatres going, especially in recent times, the 25% right of rejection is seldom taken full advantage of. A quick get-together on a play-the-bill' both ways angle is seen by major-exhibs as the best safeguard to stop product headaches.

An added curb being considered

An added curb being considered by the government is taxing U. S. pix on earnings instead of footage, as presently.

as pleasing.

Politicos are said to be highly in favor of new arrangement after securing inside figures on earnings gotten with U. S. product around this territory.



LISTEN to that guy yodel!

SURE he's an M-G-M exhibitor!

HE'S got hair on his chest!

MAYBE he doesn't sing so pretty,

BUT he sings

LOUD!

"NEW Moon" is one reason—
"ANDY Hardy Meets Deb"
IS another reason!
THE customers are delighted to see
JEANETTE MacDonald and
NELSON Eddy together again,
AND the combination of
MICKEY Rooney and Judy Garland
IS sure-fire!

MICKEY Rooney and Judy Garland
IS sure-fire!
HOLD-OVER business!
SO watch your bookings please!
KEEP on singing Mr. Showman—
YOU'RE doing your share to bring
COMFORT and relaxation
TO the public!

(continued from first column)

IT helps keep America SANE and sensible. M-G-M is singing too! "PRIDE and Prejudice" is another **SWEETHEART** * GREER Garson, Laurence Olivier ARE great in it. "BOOM Town" exceeds THE rosiest hopes. Terrific! GABLE, Tracy, Colbert, Lamarr-WHAT a cast! ALL summer long we've got **GREAT** entertainments for YOUR eager public. **AND** what a Fall line-up! ISN'T it just plain common sense **TO** get set with M-G-M FOR 1940-41 and enjoy **THAT** happy feeling!

Boys From Syracuse

Boys From Syracuse

(WITH SONGS)

Universal release of Mayfair (Jules Levey) production, Features Alan Jones, Martha Ruye, Joe Ponner, Rosemary Late, Mowhard Carlotte, Mayfair (Jules Levey) Leves of the Mayfair (Jules Previn, dancer, Dave Gould camera, Joe Valentine; editor, Million Carruth, Proviewed in the Proposition, Martine, 1984 (Martine) Leves of the Mayfair (Martine) Leves of the Martine, Martine

MIND.	The state of the s
Antipholus of Ephesus	Allan Jones
Antipholus of Syracus	eAllan Jones
Tarce	Martha Raye
Dromio of Ephesus	Joe Penner
Dromlo of Syracuse	Joe Penner
Phyllis	Rosemary Lane
Duke of Ephesus	.Charles Butterworth
Adriana	Irene Hervey
Angelo	Alan Mowbray
Plnch	Eric Blore
Aegeon	Samuel S. Hinds

As a former film salesmanager, Jules Levey makes an excellent producer. His proximity for many years to the exhibition field has apparently given him a strong insight into what audiences want. And he has tossed every bit of his knowledge into this maiden effort in production, a supergagged film version of George 3-30 bott as star uncess from the years of the production of the whole idea.

Levey has been particularly lavish in his casting. Without exception

relaster part of the nim audicated with relish the out-and-out screwiness of the whole idea.

Levey has been particularly lavish in his casting. Without exception, even down to relatively minor roles has provided mercularly ninor roles. The provided mercularly contained to the parts. Martha Raye and Joe Penner are particularly outstanding in the comedy leads. Penner, away from the stereotyped wanna buy a duck? characterization, makes a droll slave. Miss Raye, provided with the swell Rodgers and Hart tunes, gets good opportunity to use her pipes as well as exhibit her broad comedy style. Charles Butter-worth and Eric Blore, in lesser roles with the swell role of the swelles his way through the top characterization. Ir nen Hervey and Rosemary Lane are the vis-a-vises to Jones in the dual role he portrays.

Story hasn't been greatly changed from the stage version, but rather

characterization. Irene Hervey and Rosemary Lane are the vis-a-vises to Jones in the dual role he portrays. Story hasn't been greatly changed from the stage version, but rather has been more widdly gagged up, as naturally permitted by the greater cope of the screen. Four of the tunes have been retained and two new ones have been provided by R&H to sub for three that were dropped. Who there has defended to the control of the tunes have been retained and two words and the Greeks Had Now Ord for It, a specialty for Martha Raye, is the other. Both are equal to the originals. Well-remembered This Can't Be Love Because I Feel So Well' is done by Rosemary Lane, while others from the show are Falling in Love with Love. Sing for Your Supper' and 'He and She. Absent are 'Oh, Diogenes,' which Wynn, Murray did on the stage; Longest Day of the Year Has the Shortest Night of the Year and 'You. Have Warbling is strong all the way through tunes coming in rapid succession. Apparently trying to keep the film moving rapidly, however, most of them are limited to a couple of choruses. In one instance, two numbers are run together, 'Sing for Your Supper' and 'He and She. More generous helping, of all the songs could well be used, particularly Miss Raye's. Humorous bit of trickiness, resulting from the role of trickiness,

nimiser in the reprise with which the film finales, while Penner and Miss Raye do a trio which includes two Penners. A new done everything possible to durther the basically Indicated to during the following services of modernisms surround the toga-clad populace of ancient Greece. It gives plenty of opportunity for gags, and none is missed, even to the checkered chariot, with a meter. Stone 'newspapers' announce that Ephesus Biltzkriegs Syracuse, while the gladiators union picks and a property of the gladiators union picks and a property of the gladiators union picks and a property of the gladiators union picks and a present part of the gladiators union picks and a present part of the gladiators union picks and a speech humorously a la Mussolini.

Tale concerns twin brothers and their twin slaves. One brother and his slave as bables. One brother and his slave as bables. One with the doesn't know he was born. Whis father, Samuel Hinds, seeking him, comes to Ephesus and is caught by a law of his son—unbeknownst to the son—that all Syracusans must be son—that all Syracusans must be son—that all Syracusans must be supported to the son of the pick of the pick exists and the resultant mixup of the pick of the p

in the production was dropped if this is tory was going to be used, as they hardly would have fitted. Alan Mowhard and Eric Blore, tailors to royalty, keep getting mixed up in the plot, as does Butterworth as the Duke who supposedly is ruler of Ephesus, but takes orders from Jones. (If is understood there will definitely not be a commend showing man of the tabe of the commend of the commend of the commend of the commendation of the stage version were dumped or evaded in deterence to Will Hays (that's probably what happened to 'The Longest Day of the Year'. Haysians appear to have been singularly lenient on one or two other minor points: Miss Raye's discovery, for instance, that the twin slave of the night before was not the one who was her hus-Production is as generous as the band

band.

Production is as generous as the casting nothing being ducked in elaborateness of either sets or costumes. And there's even a lengthy sequence for the horse-oppy fans, with everyone chasing each other in charlots. *Boys from Syracuse' can hardly miss the money class. Herb.

South of Pago Pago

Thied Artists rolease of Edward Small production; Ede C. Kendro, associate production; Ede C. Kendro, associate program of the C. Kendro,

Bucko LarsonVictor McLarlen KehaneJon Hall
KehaneJon Hall
Malla Olympe Bradna Lindsay Gene Lockhart
Lindsay
Williams Douglas Dumbrille
Foster Francis Ford
Grimes
Ferro Abner Biberman
Chief
Luna Rudy Bobles
HonoRobert Stone
Laulau

The tale of greedy white men sailing to unchartered Islands in the South Seas seeking riches in pearls conscripting native divers for deep water pearl-diving, has been un-reeled many times before. But Edward Small injects plenty of action excitement and romance in South of Pago-Pago' to freshen up the story making it a good adventure picture that will score well in the regular runs. Pictorial setting, and backgrounds add much to entertainment

grounds add much to entertainment values.

Victor McLaglen skippers a large sailing schooner to the isle where natives for years have repulsed invasions of white men avaricious for pearl-wealth, plying gullible natives with shoddy dresses, novelties and liquor, McLaglen sends divers into deep water with fatal results. Join Hall, son of native chief, puts taboo deep water with fatal results. Join Hall, son of native chief, puts taboo at honly-tonk hostess in a Singapore dive, Frances Farmer, after Hall's affections. Pair fall in love, and marry according to native ritual. McLaglen keeps after the divers, finally resorting to guns which develops a wild attack on the ship. Miss Farmer dies peacefully during battle. The dead crew sails away to happen the ship of the dead crew sails away to happen the ship of the dead of the ship with the bride Olympe Bradans a native bride Olympe Bradans a native bride Olympe Bradans a fast-tempoof the last the most of the property of the ship of

tive bride Olympe Bradna,
What story might lack in originality it makes up in faast-tempoed and the story might lack in originality it makes up in faast-tempoed story although the story although closer cutting of shipboard fight sequences could tighten the climax. Picture includes regulation sequences of beach pearl-divers in action, inland swimming pool, native dancers and funeral procession.
McLaglen dallurations.

procession. McLaglen delivers familiar role of included and greedy skipper; Hall is develop by the delivery that is develop by the state of the stat

prine is McLaglen's aide.
Well-rounded production setting,
with photography excellent, 'Pago' is a commercial attraction for
exhibs at this season. It's due for
good reception as a top attraction in
keys, and good biz-getter for the
family houses. Walt.

THE MAN I MARRIED

Mollywood, July 13.

20th Century-Fox release of Darryl Zanuck production. Features Joan Bennett,
Francis Lederer. Lloyd Noden, Anna Sten.
Oliver R. P. Garrett, based on Jiberty
mas serial, I Married a Nazl. by Occar
Robert Simpson. Previewed at Gruinana.
Chinege. July. 12. '40. Running Ume.
Caroli...'

arol	Joan Bennett
rle Hoffman	Francis Ledercr
enneth Delane	Lloyd Nolan
reda Heinkel	Anna Sten
tenrich Hoffman	Otto Kritger
rau Gerhardt	Maria Ouspenskava
r. Hugo Gerhardt	Lindwlg Stossel
licky	Johnny Russell
lerr Deckart	Llonel Rovce
raveler:	Fredrik Vogeding
tto	Ernst Deutsch
zech	Egon Brecher
onductor	William Kaufman
riehof	Frank Reicher
	577-0

of identity makes plenty of pase for laughs.

It's fairly obvious why Levey's last year's Liberty magazine serial, original idea of using the Ritz Bros. 'I Married a Nazi,' a powerful in-

Miniature Reviews

Boys from Syracuse' (U). First-quality laugh-grabber with excellent cast and tunes.

'South of Page Page' (UA). Good actioner will insure OK b.o. reception in all situations. The Man I Married' (20th).

Film version of 'I Married a Nazi' good for key spots.

'Devil's Island' (WB). Because of being taken off release early in 1939 due to protests, may get

some coin. Poor entertainment.
'Young People' (20th). Shirley Temple's final picture

stars her with Jack Oakie and Charlotte Greenwood. O.k. b.o. 'We Who Are Young' (M-G). Social theme lacking in sufficient entertainment factors. Adult picture for the lower duals.

picture for the lower duals.

'You're Not So Tough' (U).
Dead End Kids and Little Tough
Guys, five all told, in a lightweight meller.

'Millionaires in Prison'
(RKO). Lee Tracy clicks in
farcical meller of prison life;
strong dual support.

'Carolina Monn' (Ren). Gen-

"Carolina Moon" (Rep.). Gene Autry starrer that's more south-ern than western. Mild, but has good enough bo. lure for duals. "Murder in the Night" (FA). Trite English - made gangster-

'West of Abilene' (Col). Charles Starrett western along

the standard pattern.

Tenge Fe En Ti (RKO).

Spanish talker starring Rosita
Moreno OK for Latin-American

market.

dictment of the Hitlerized regimentation of the German people. The film version, titled The Man I Maried, is a powerful dramatic presentation of the Nazi regime in Germany two years ago. It pulls no punches in displaying the ruthless-bess of the Nazis in herding the season of the Nazis in herding the season of the Nazis in herding the property of the season of the season of the season of the property of the pro

totalitarian iorni or government and the living conditions under each.

Story sends American-born Joan Bennett to Europe with her husband, Francis Lederer, on a vacation trip. He immediately comes under the influence of the Nazi party, and Anna Sten, remains in Born mythous the send of the Condition of the Nazi party, and the Anna Sten, remains in Born mythous the Anna Sten, remains in Born mythous the desired to a fantatical stage, Lederer declares he will divorce his wife in Germany under party decrees, and their son must remain with him. Then his aged father steps in to tell Lederer his mother was a Jewess and the child must be allowed to return to America and freedom.

Strongly contrasted with the win-

sand the child must be was, a clewess and the child must be was, a clewess turn to America and freedom to return to America and freedom to the surface of Lederer to the Nair cause, is the opposite effect on his cause, is the opposite effect on his wife who gradually awakens to the suffering imposed on opponents of Hiller's regimentation, and the elimination of individual liberties. There's plenty of anti-Nazl preachment inserted throughout, most vivid is the assimment of Czechs to clean south of the streets. The rabble, with band of tymnan used to tenerate mob frenzy for the speech, is impressionable.

Miss Bennett is excellent as the educated American wife who sees through the schemes of Naziism, and provides much strength to a difficult assignment. Lederer's transition from a happy being to a stern Naziis capably hangled, Lieyd Nolan from a happy being to a stern Naziis capably hangled, Lieyd Nolan from a happy being to a stern Naziis capably hangled, Lieyd Nolan from a happy being to a stern Naziis capably hangled, Lieyd Nolan the political inside of the Nozi machine. Bireify seen, but highlighting with individual performances are Anna Sten, Otto Kruger, Maria Ouspenskay, Ludwig Stossel, Lionel Royce, and Frederik Vogeding.

Despite the dramatic tenor of the story, Irving Pichel has injected cer-

Ouspenskaya. Ludwig Stosset, Lioner Royce and Frederik Vogeding.

Despite the dramatic tenor of the story, Irving Pichel has injected certain lightness at intervals, to turn in a good directorial job. Script by Oliver H. P. Garrett keeps pointed to main purpose of the yarn, and eliminates any inconsequential sequences. Dialog takes several cracks at the Nazis and Hitler. Nolan states. Nothing like laying it on with the shovel when dealing with the Heinies. In bidding farewell to Lederer, Miss Bennett salutes and cracks, Heil, heel! Hitler's nickname of Chiki is brought out a number of times in dialog passages.

Watt.

DEVIL'S ISLAND

Warner Bros, production and release, seatures Borls Karloff, Neddie Harrigan, ames Stephenson, Adia Kumara, Stephenson, Adia Kumara, Andrew Coldews and Raymond Labrock; adaptation, Kenneth Gamet and One Myan; editor, Frank, Magnet photography, George Birnes, At Globe, N. X. Cett, July J., 40. Running time: 38

AIND.	
or. Charles Gaudet	Borls Karlon
failame Lucien	Nedda Harrigan
ot Armond Lucien	James Stephenson
lerre	Adla Kuznetzoff
ollette	Rolla Gourvitch
Bobo	
De Davel	Edward Kenne
Demontre	Robert Warwick
farcal	Pedro de Cordoba
Smill	
ndre	John Harmon
Muio	

This is the picture that brought protest from the French government shortly after it had been placed on release in January, 1939, with result it was withdrawn from circulation throughout the world. At that time Warner Bros, apparently fearing trouble in the French market for its pictures, stopped bookings on it and it was never shown in most of the east, including New York state.

Now that the war has placed a

east, including New York state.

Now that the war has placed a different complexion on things, WB believes it is no longer obligated to keep 'Devil's Island' prints locked up in the exchange vaulls. In view of the fact that it goes out more than a year later than when first available, the picture most likely will gain some boxoffice benefit from the publicity attendant to its withdrawal, much provided the publicity attendant to its withdrawal, much land is clearly it is just another than the Caribbean. The dead of like down in the Caribbean.

A foreword follows the credit titles and refers to the Dreytus case, adding that the film is purely fictional and that the film is purely fictional and that the film is purely fictional not the present. This may have been there originally or it may have been added with a view to taking the curse off France's Alcatraz. Globe, first date for the film in New York, is ballyhooing the famous Devil's Isle as being 1,000 times tougher than Alcatraz, which should be good showmanship.

The story, an original by Antanan.

showmanship.

The story, an original by Anthony Coldewey and Raymond L. Shrock, is of the most obvious character and in some respects, overdrawn. It is not continued to the coldent of th

stances, plots the convict doctor's escape. No love interest figures, the convert doctor's escape. No love interest figures, the convert doctor's escape. The convert development of the story overs his capture and sentence to death, a bit of action that is stymied at the last minute when the minister of colonies comes in to arrest the commandant on charges of corruption. Although the barbarism pictured is no plug for the France that permitted it, the blow is softened somewhat when the minister says that he had heard of the conditions in the penal colony and was on his way there to correct it all. Other films of Devil's Island have been no less an indictment of the tropical prison, and many of them have been made.

Both stantism is the control of the tropical prison, and many of them have been made.

Both stantism is the control of the tropical prison, and many of them have been clearly indicated, however, that he was guilty of breaking the law James Stephenson, as the colonel in charge of the prison, is a little too British. His wife is Nedda Harrigan, only femme in the film. In addition to Edward Keane, oldtimer, the others are of lesser importance and mostly are convicts or guards.

Char.

20th-Fox released to the control of re, Los Angeles, RunShriey Temple
Shriey Temple
Charlotte Greenwood
Arteen Whelan
George Montgomery
Minor Weston
Frank Swann
Frank
Bill Wayne
Harry Tyler
Frank Halton
Billoweri
B udith......... like Shea..... lester Appeby kin. d Willard., nria Liggett.... rs. Stinchfield... Moderator
Doorman
Station Master
Stage Manager
Daye
Tommy
Mary Ann
Susie
Jerry Dakin Dlane Flaher ... Bobby Anderson

Providing an exit from contract at 20th-Fox that spanned seven years, 'Young People' establishes the definite spot for continuance of Shirley Temple in pictures through her adolescent and formative years. Not as a star, burdened with carrying a picture on her own, but in the groove of a featured player sharing billing and material with other topnotch artists.

'Young People' makes up in tunefulness and spontaneity what it

fulness and spontaneity what it lacks on the story side. Script plants plenty corn and hokey situations around the New England countryside in unreeling the adventures.

of a vaude feam (Jack Oakle and Charlotte Greenwood) who migrate to the small town to provide their adopted youngster with the proper background for upbringing.

background for upbringing.

Picture is an above average programmer, that will catch many toporbill bookings in the major keys, and show its real bo, strength in the nabes and smaller towns. Nosedive of Shirley as a solo star during the past year might lighten the drawing power of her name on the marquee, but this will be overcome by favorable word-of-mouth from the paying customers.

Story starts out as a typical back-

the paying customers.

Story starts out as a typical back-stage musical comedy, with Oakie, and Miss Greenwood a snappy vaude team that might hold the No. 2 spot on yesteryear vaude shows. Shirley Temple, daughter of a trouping pal, is entrusted to their care as an infant, and becomes part of the sact When savings for a farm in New England pile up, trio turns back to the land, but find the zip of show bit lacking in the conservative village. Rebuffed to the point of leaving for another try at sleeper jumps, a hurricane provides a chance for Oakie to be a hero and change the attitude of the Hirams.

Oakie and Miss Greenwood stand

attitude of the Hirams.
Oakie and Miss Greenwood stand
out prominently as the married
vaude team who accept applause and
adversities without flinching. Despite his avoirdupois, Oakie handles
song-and-dance assignments in lightfooted, style. Miss Greenwood is
ideally, cast as the second member
of the duo, and clicks with a few
of her inlimitable dance steps and
leg hikes to bring back memories.
Miss Temple, relieved of the re-

of the duo, and clicks with a few of her iminitable dance stops and leg hikes to bring back memories.

Miss Temple, relieved of the responsibility of carrying the entire picture on her shoulders, drops neatly into the groove assigned her. Youngster has dark hair (a novelty), sings a few songs with showmanship dare demonstrates several tap dance routines that must be the result of Bill Robinson's tutelage, and marries of the state of the state

WE WHO ARE YOUNG

Metro-Goldwin-Mayer release of Seymout wheen gain production. Start Lann Turner, Grant Mitchell, Henry Armetto, Directed by Harold S. Bucquet, Original screening by Land S. Bucquet, Original screening by Land S. Bucquet, Original screening by Land Commerce, Provinced at Westwood Ulliage, July 10, 40. Running, Lime, 78 MINS.

Westwood Village, July 10, 40. Running, Lime, 78 MINS.

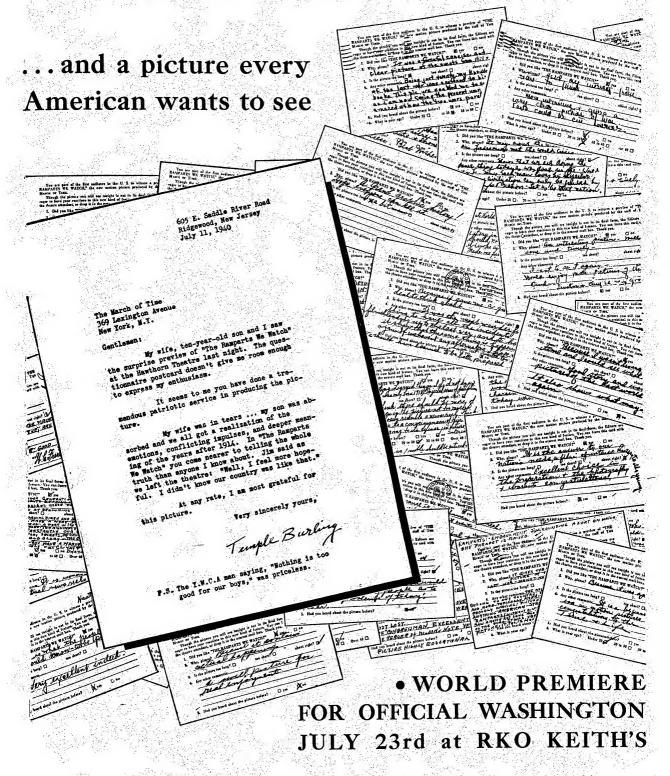
Unan Turner William Brooks. John Shelton C. B. Beamis. Gene Lockhart Commerced Comm

Charence Lan Wolfe, Hal K. Dawson John Butler Land

This is another sociological study of the marriage, frustrations, tribu-lations and fleeting happiness of a young married couple struggling against the odds of New York living

lations and fleeting happiness of a young married couple struggling against the odds of New York living conditions. Following recent remakes of 'Bad Girl' and 'Saturday's Children,' this one succeeds only mildly in putting forth its pretended message of the economic handicaps confronting the newlyweds. Its predecessors told the same story mildly in putting forth its predecessors told the same story more controlling the newlyweds. Its predecessors told the same story more controlling the same story more controlling to the same story mor

A SAGA OF MODERN AMERICA



"THE Ramparts We Watch"

Film Reviews

You're Not So Tough

Universal release of Ken Goldsmith production. Features Nan Grey Billy build be the state of the

Tommy Lincoln	Billy Halor
Ple	Huntz Fiai
String	Gabriel Del
Ane	Bernard Punsley
Randing	Bodby Jordin
Relygtore	Henry, Armette
Mama Posito	Rosina Gall
Grigwold	Eddy Walle:
Collins	Joe King

Reinwold.

Remnants of the Dead End Kids and the Little Tough Guys making up a group of five young squirts, are a very tiresome and boring lot in Ken. Goldsmith's production built around them and a couple of other characters in 'You're Not So Tough. Audiences could probably get along without any more of these brats and their stale antics.

Built ostensibly for the duals or B singles, 'You're Not So Tough' that he was a single state of the stale of the stal

dough, but he turns in the other di-rection, in thanks to the kindly affec-tions shown him.

Rosina Galli, speaking with an Halian accent, gives a fine perform-ance as the elderly lady who thinks her lost baby boy has been restored her. She is forced to overplay the part a bit on occasions, but does a swell bol just the same of the kids, even Halop, and Nan Grey flits in and out, as the action confines itself mainly to the others. She ap-pears lightweight anyway. Henry Armetta likewise hasn't much of an assignment.

Armetta likewise hasn't much of an assignment. Unless the slapping and socking, throwing things and the like, by the tough kids can be construed as funny, the picture has very little comedy relief. An unintended laugh, however, is the way little Halop socks a couple of grownups who look big enough to take on Demosev. Dialog ordinary, much of it in the nutter. groove.

Millionaires in Prison

RKO release of Roward Benedict production. Stars Lee Tracy; Features Linda Hayes, Raymond Walburn, Morgas Con-Wayer, Warm Commission of the Control of the C

ayes
burn
Way
dley
vale
nrds
fovle.
Hall-
lute
brave
a non
kson
lvan
kson

Despite its insibid title and short running time. Millionaires in Prison serves as a likeable vehicle for Lec Tracy in regaining his old stature on the screen. It also furnishes Truman Bradley, stellar radio an nouncer, with his first important role. Both players chip in with such vibrant performances that they make the film seem more important than it really is. Stalwart aid for dualers. Picture is different in that it fails to make prison life gloomy, and der in the Night. Jack La Rue, from

WE WHO ARE YOUNG were with the continued of the continued

port.
Director Ray McCarey does okay in maintaining the needed melodramatic suspense, never overlooking comedy opportunities.

Wear.

CAROLINA MOON

(WITH SONG)
Republic release of William Berke production. Stars Gene Autry; Features Smile Burnette, Directed by Frank McDonald actor by Connel Lee; Camera, William Stars of by Connel Lee; Camera, William Knobles; editor, Tony Martinelli; musical director, Raoid Kraudian; Previewed in Previewed in Previewed in Martinelli (Martinelli), Martinell

Gene	
From	Smlley Burnett
Caroline	June Store:
Patsy	Mary Le
Stanhope	Eddy Walle
Wheeler	Hardie Albrigh
Col. Jefferson	Frank Da
Evangeline	Terry Niber Robert Flsk
Barrett	Robert Fisk
Memmy	Etta McDanle
Billy	
Thompson	Fred Ritte
Foreman	Ralph Sanfor
Jimmle Lewis and	

nempon. Fred Ritter Foreman. Ralph Sanford Foreman. Ralph Sanford Foreman. As usual, Gene Autry can be relied on to lilt lyric in dependable fashion, and 'Carolina Moon,' a western that's more southern than anything else, gives filmdom's No. 1 cowboy star ample opportunity towards that end. To call it a story would be exagger and the story would be s

as well as might be expected from the weak script.

"Carolina Moon. of course, is one of the tunes handled by Autry, while another pop of sturdy proportions is "Say Sis." A Negro contingent, against a plantation background, gets in some entertaining licks in the fill in the control of the course of the course

Murder in the Night (BRITISH-MADE)

Film Alliance release of Asso	clated Brit-
ish (Walter C. Mycroft) produc	tion. Stars
Jack La Rue: fentures Sandra !	
nard Lee: Google Withers, Jan	
Francis Lister. Directed by N	orman Lee.
Original screenplay by F. McG	rew Willia:
camera, Claude Friese-Greene;	
Jarvis. At the Central, N. V.,	dual, week
of July 10, '40. Running time:	60 MINS.
Steve Marco	ack La Rue
Ruby Lane	nara Storme
Roy Barnes	Bernard Lee
Inspector Hammond Ma	rtin. Walker
Nick GreenJa	mes Hayter
Lole Matthews	gie Withers
Myrtle	Drue Levton
LeftyArthu	r : O'Connell
Splke	dmon Ryan
Joe Fre	incis. Lister
Mike	Alf Goddard

Hollywood, adde a small bit of name value to the cast, but the film's no many the cast, but the film's no many the cast of the

nize it?

Added to the triteness of the story is bad acting. Miss Storme gets the particular palm in this regard, enunciating her lines like a fugitive from a dramatic school. La Rue has also done better, while none of the minor character parts does anything to pull the film out either. Production and photography medicore.

Put it down to the blitzkrieg, perhaps.

WEST OF ABILENE (WITH SONGS)

Columbia production and release. Stare Charles Starret: Actures Marjorite Cooley Rajor College Cooley Coole Charles Starrett
Marjorle Cooley
Rruce Bennett
William Pawley
Don Beddoe Tom Garfield..... Judith Burnside, Frank Garfield... Cirist Matson...

Forsyth...... Blll Burnside. Matson William Fawley
Problem St. Comments
Forrest Taylor
William A Kellogg
Bob Nolan
Francis Walker
Francis Walker
Francis Walker
Fadde Laughton
y. Yestor Pegg
and Sons of the Ploneers

Same story, same slar, same characters, same locale, different title. That's the formula for 'West of Abilene.' Columbia's made scores of westerns on the same pattern. It's not: a design, to make four-star pictures, but then again it's tried and trusty and insures the limited success the standard Columbia bootsand saddlers achieve. This is no exception.

and-saddlers achieve. This is no exception. It ill do.
Ten-galloned Charles Starrett and his pals have staked themselves claims west of Ablene. Scoundred representings company back saddee, is trying to push them off. William Pawley is his accomplice. Hero Starrett forces Beddee to scram, kills Pawley, and the settlers, back on their land, are happy once more. Bruce Bennett, as Starrett's brother, and Marjorie Cooley provide a minor heart theme.

Cast well-experienced at this

cast well-experienced at this sort of thing and runs through it easily. All except Miss Cooley, But mebbe, then, western sweethearts, just don't need to have s.a. or much meat on them either. That's probably for the cows.

Sons of the Pioneers provide music to the accompaniment of barking guns. The pressbook says so. Troupe, much used by Columbia, is the standout part of the film. Its harmony on the plainsmen ditties is excellent. Bob. Nolan provides the tunes.

TENGO FE EN TI

(I Believe in You')

(AMERICAN-MADE)

(With Songs)

RKO release of Victorin (Me) Shauer production. Start Rosita Moreno: features production. Start Rosita Moreno: features production. Start Rosita Moreno: features as recensive by Reinhartt and Carmen Brown; songs by Shueer, Mas Moreno and Brown; songs by Shueer, Mas Moreno and Brown; songs by Shueer, Mas Moreno and Green McGuler. Ferelewed: In Projection. Room. N. Y. July 11. 1940, Anna Tahor. Boalta Moreno Maria, Ratyani. Rosita Moreno Maria, Ratyani. Rosita Moreno Maria, Ratyani. Franco Fuglia.

Leon. Leon.

Leon. Leon.

Deprice Burkani. France Puglia

(In Spanish, No English Titles)

Mel Shauer, for many years with
Paramount, part of the time as an

Santial State of the time as an

All the state of the state of the state of the

debut as a Spanish-language producer with Tengo Fe En Ti. Which

the company will distribute in

Latin-America. Film was made on

the Educational lot. Hollywood

and stars Shauer's wife, Rosita

Moreno, one of the best known legit

and screen players south of the

border. It has no subtities.

Film's not exactly an innovation

for the state of the state of the state

Will Rolland in Mexico and one he

made in New York.

Picture tells a sentimental little

story contrived by the director, John

Reinhardt, in rollaboration with Car
men Brown. It's a simple tale

simply told by the ancient device of

having one of the chief characters

talk in the first person directly to

the audience ellows of the chief characters

talk in the first person directly to

the audience ellows of the chief characters

It works out rather well, maintain

ing a nice pace despite the talk,

which is kept short.

It's the tale of a ballet teacher,

Franco Puglia, relater of the story,

who is in love with a woman who

breaks his heart by deserting the ballet of which he has made her a star. When she dies, Puglia takes her six-year-old daughter and begins the process all over again of making her a ballet prima. Miss Moreno takes the roles of both the mother and the daughter when she is grown up. The gal and her teacher go to follate of the she was a standard where she took See winds up with a film contract and a director, Jose Crespo, as her husband, however, Again the old man's heart is broken, but, after a scene in which he is about to shoot Crespo, is convinced the world has progressed and he must accept the new order of things. Small cast is highly pleasable the must accept the new order of things, Small cast is highly pleasable the period of ason for her popularity. Not strictly a looker, she's nifty in the ballet work and in pop dancing and warbling. Puglia, in the sympathetic role, also meshes well. Comedy is handled by Romualdo Tirado, as Miss Moreno's conniving and perpetually-broke agent.

"Macarare wond. "Cradle Song" (Cancion de Cuna"). They're something of a family affair, music having been written by Miss Moreno and Shauer. Paco Moreno, a relative, did the words. Both are okay.

Production, on the usual standard for such flims, is rather good, about \$00,000 being the total findlywood and some montage stuff, included. In addition, looking to the exploitation of the picture in the sa advertising from Lux to Sargent locks. These outfits worked in plugs for everything from Lux to Sargent locks. These outfits cooperate in turn by plugging the picture in the sa advertising from Lux to Sargent locks. These outfits worked in plugs for everything from Lux to Sargent locks. These outfits appears on the way of taking care of the sponsor. It's not offensive, just amusing on U. S. standards, Herb.

3% SALES TAX **CROPS UP IN** ILLINOIS

Chicago, July 16. United Theatre Owners of Illinois recently organized by both indie and circuit theatres in downstate Illi-nois for mutual cooperation, is readying to combat a threatened legislative attack. Particularly ominous on the horizon is a reported readiness of the legislature to impose a new 3% sales tax on gross theatre receipts.

theatre receipts.

Illinois has had a 3% sales tax for several years now, but the theatres have not been included in this due to the fact that they have been paying other types of taxes. But now the legislature is considering bringing the theatres under the 3% obligation.

William Crouch, executive secretary, and Edward G. Zorn, UTOI president, are readying a series of meetings to be held throughout the state to invoke exhibitor resistance against this proposed tax.

Par's European Newsreel Chief Back Via Clipper

Advance of Nazi forces in France was so swift that the final American newsreel, made on June 10, never was printed in France because the army laboratories had moved ahead and never were contacted again. This is the way Lewis E. Buddy, Para mount newsreel's European chief, who arrived in N. Y. last week by Clipper plane from Lisbon described

Clipper plane from Lisbon described the situation. Buddy is in this country awaiting further orders. All other U.S. newsreels have ceased functioning Europe temporarily until conditions become stabilized.

Buddy remained in Paris until the Germans were 20 miles away, and then followed the equipment and crews forwarded to Tours. French army cinematograph section had gone to Tours and it was necessary to keep contact with this military section because all films midst be censored for import to U.S. By the time full operations were established at Tours, the Nazis were past Paris and the next move was to Bordeaux. Buddy got out of this French port the day the center of the city was heavily bombed but escaped before actual blasting.

MION & MURRAY **BUILD 3 NEW NABES**

Atlanta, July 16.

Mion & Murray, operators of Rialto, downtown indie, are completing trio of de luxe, 750-seat nabe houses in Decatur, Atlanta suburb and county seat of neighboring DeKalb county; Little Five Points and East Point, pair of growing community centers. Openings are planned with-in next 60 days. Donovan Hassler, of Charlotte, N. C., formerly with Columbia Pictures, will manage one

Lucas & Jenkins, Inc., Georgia's biggest chain operator, has dedicated a new theatre, the Bradley, in Co-lumbus.

lumbus.

Roxy, formerly the Georgia, under L. & J banner, now operated by Robert Meyer hotel interests, is dark, undergoing complete facelitting. Roxy went straight films after warm weather set in, but during winter it's vaudfilmer. James H. McKoy is manager. manager.

Butterfield's Latest
Detroit, July 16.
Ready for occupancy on Oct. 1; a
new theatre for the W. S. Butterfield Theatres, Inc., is under construction in South Lansing, Mich.
Will be air-conditioned 900-seater
with parking lot attached.

College Town's list Cinema
Pittsburgh, July 16.
Nearby college (Westminster)
town of New Wilmington, Pa., will
get its first film house shortly. Property lease has already been signed
and plans are being prepared for
a modern spot by Herman Erdeky,
of Pittsburgh. House will be a 400seater.
Erdeky up until a plane

seater.

Erdeky up until a short time ago was making plans to remodel the old Ridenour at Rockwood in Somerset County, which had been used for many years, but dropped these preparations in favor of the New Wilmington project.

Sparks' Third
Copper, Texas, July 16.
Henry Sparks, operator of two
houses here, building, a third which
he plans to open in August.

Cole and Dennis' Houses
Stamford, Texas, July 16.
With plans being formulated here
by several other exhibitors L. C.
Dennis opened the State here Monday (15). G. A. Cole, Dennis and
several others planned to open motion picture houses in this city.
Dennis has his house in a building
which he owns and which was remodeled for this venture, having no
previous theatrical experience.
He's a w.k. local business man.

Lynch's Miami Beacher
Paramount, whose houses in the
Miami sector are operated by S. A.
Lynch, will call its new theatre at
Miami Beach, due to open Dec. 15,
the Beach. Par now has three there,
the Colony, Community and Sheridan. A larger number is in Miami
noner.

can. A larger minute.

The proper of construction and maintenance at the Par h.o. left last night (Tues) for Miami to check in on construction progress. He personally designed the house which, according to plans, will be latest in the way of modernistic construction. Seating capacity 1,600. Cost around \$250,000.

Only opposition to Par at Miami Beach is Wometeo's singleton.

15th in Terre Haute

15th in Terre Haute
Terre Haute, Ind., July 16.
Opening of the new Best this
week marks the 15th house in operation here. Mrs. Mable Best
Wood, local business woman, has the
new 400-seat theatre.

time full operations were established at Tours, the Nazis were past Paris of equipment at Bordeaux, according and the next move was to Bordeaux. Buddy got out of this French port the day the center of the city was heavily bombed but escaped before actual blasting.

Buddy said Fred Lange, Paramount European manager, was in Barcelona when he quit Lisbon. Reginald Armour, RKO's European chief, has Buddy went on to Madrid and then taken an apartment in Lisbon, het of Lisbon where he waited his turn said. French assistants for Paramount newsreel were left in charge

Balk at Consent

such assent, unless particular exceptions were included pertaining to their future business policies. OK on Other Aspects

theatre-owning majors in any massent, unless particular excepts were included pertaining to ir future business policies.

OK on Other Aspects
In questions of joining with other endants in subscribing to an intry arbitration setup for adjusting the relation setup for adjusting the particular exception of trade practice complaints, three independents were willing so a 'ong with the others. Since beginning of the conferences, wever, they have withstood preserve to join in the plan by which echooking and blinds elling is to abolished and a new order of ablished as an industry practice, it is the contention of Columbia Universal that neither their proction nor distribution organizans is geared to make or sell films. On questions of joining with other defendants in subscribing to an in-dustry arbitration setup for adjust-

ment of trade practice complaints, the three independents' were willing to go a'ng with the others. Since the beginning of the conferences, however, they have withstood pressure to join in the plan by which blockbooking and blind selling is to be abolished and a new order of selling, following trade showings, established as ap industry practice. It is the contention of Columbia and Universal that neither their production nor distribution organizations is geared to make or sell films by the five-group method. Success of such a plan, they declare, lies in spacing heavier budgeted pictures throughout the year so that at least 'A' film is available with each group of five. Both companies also assert that their present policies are fair and equitable, permitting selective contracts in many situations where they have found it profitable to permit an exhibitor to make a choice of figns for first runs, releasing the balance of the program for subsequent houses.

When consent decree conferences were resumed last Wednesday (10) a Government attorney voiced dissatisfaction with the progress of the work. In the general discussion which followed, he further intimated to the film company group that any agreement reached by the negotiators would be subject to review and approval by certain independent exhibitors who have heretofore occupied the position of complaining witnesses in the anti-trust action. This declaration led to emphatic objection by the film company attorneys. Paul D. Williams, special sistant attorney general, withdrew from the meeting, although other Government coursel remained. It is said that Williams, who is the trial lawyer, communicated by telephone with Thurman Arnold in Washington and, result of the conversation, Arnold came to New York on Friday to review the situation.

Reports that Arnold would ask the court to resume trial proceedings on Monday (15) were dispelled when the trial proceeding on their to ask for further adjournment arrived. J. Stephen Doyle, an Arnold assistant, asked Judge Goddard f

or their talk, the motion for adjournment was granted.

There is persistent report at the Federal Court Bldg, that the program for the consent decree will be put to final test during the current

Studios' Relief

Continued from page 2

and Walter Wanger and Hal Roach at their independent quarters.
Employees of film exchanges, theatres and supply houses held a similar meeting under the chairmanship of Charles P. Skouras, listening in on relayed message from the studio drive headquarters.
Meanwhile the Warner Club, sponsored by Harry M., Jack and Albert Warner, is financing the transfer of more than 2,000 children from England to, the United States. The refugees are sons and daughters of Warner memployees in the United Kingdom. The Warner club has a membership of 25,000.

Old Gold's Fast Coin Pickup for Red Cross

Pickup for Red Cross
Spot pickup of coin for the Red
Cross, projected on last Friday's
(12) broadcast of the Don AmecheOld Gold show in an innovational
tieup with 10,000 Western Union offices throughout the country, raised
\$4,018 for war relief within 20 minutes. Red Cross workers were
spotted in all WU offices and on a
signal from Irene Rich, who sounded
the appeal, donations were gathered
in by phone call. Before the program signed off WU wired in the
beneficences from all points.
Red Cross officials are hopeful of
picking up another \$50,000 as a result of the Old Gold appeal. Sponsor dispensed with all commercials,
except the intro, in favor of the
mercy campaign.

Philly's Miss-Out
Philadelphia, July 16.
The drive by the Philly film industry to raise \$1,500 for an ambulance for the British Red Cross has feareded.

floppoled.

One anonymous donor among the filmites put up \$500 if the balance could be raised by others in the industry. After nearly two weeks less flan \$200 more was raised and the original \$500 was returned.

Reason given for the failure of the drive was that most of the men in the industry had already contributed heavily to the American Red Cross.

Nix Nazi Pix

Continued from page 3_

fcers prior to the actual invasion of those two countries. Just how they affected viewers at that time has been told by American scribes who were in Norway at the time. Originally much of the same material is reported to have been of-fered American newsreels but none would touch it because the Germans insisted that the U. S. reel editors could not alter the sound track or could not alter the sound track or coil so as to switch the general import of the pictures.

Idea behind these invasion films, in the opinion of those who saw the subjects, is to impress audiences on the invincibility and force of the Nazi military machine. Subject is so edited that casualties on both sides are ignored as the Hilter war machine steadily grinds forward.

Same picture is reported to have been forwarded to exhibitors in Balkan countries free more than amonth ago, ahead of latest warlike movements in that region.

Such a propaganda picture, described as technically well done by those who viewed it; is possible via the German government because the Nazi army is, so organized that each division has a motion picture and still unit, according to newsreel men familiar with this setup.

Frisco Nabes. Averaging 30c, Plan 35c Gate

San Francisco July 16 General upping of b.o. prices is n the horizon for San Francisco with actual step in that direction said with actual step in that direction said contingent upon expected fall busi-ness upturn. First runs are pretty well satisfied with current down-town level of 40c, but nabes as-sertedly aren't doing so well with 30c tap. Strong pressure from nabes and exchanges is being exerted to nudge first-stringers up to higher level, with district houses themselves expected to make simultaneous advance to 35c.

even, with district nouses themselves expected to make simultaneous advance to 35c.

Despite agitation in this direction, S. F. is one of the healthiest spots in the nation, in opinion of George Ballentine of Fox, prominent on film row here. Ballentine points out that there isn't a 10c run in town and seats selling at 20 or 25c are limited. He looks for a general hike to 50c this winter, however, with heavy allocation of U. S. funds to defense industries in this area as a stimulus. Only exception to the 40c rate is United Artists (Cohen), already asking 50c.

Exchangeite admits deluxers would think twice before moving up, with nabes able to offer two A pictures plus giveaways for 30c. For this reason, district jump of a nickel undoubtedly would occur in unison. There has already been discussion as to whether the new nick should be 50c including or plus tax, if and when it happens.

Film row boosters of upped gates also point out that if public wants to see a picture it'll be on hand, regardless of price, location or other considerations. Sidelight, so far as nabes are concerned, is fact that no side-street house can claim to have a district of its own. City is so compact that districts overlap, and bulk of residents are equadistant from two or more houses. Whose district they are in depends which way they turn from the front door.

Defense Tax

Continued from page 7_

such high-minded devotion to the good of all will not be left un-answered.

Cutting to Dodge Tax Switches Clearance

Switches Clearance
Detroit, July 16.
A swift nipping of the move to reduce theatre admissions here to escape the new Federal defense taxes is being made through the local exchanges. The problem came up when two more nabes followed the first in cutting their admissions 5c to get out from under the tax collections.
The exchanges countered by indicating that this would mean later availabilities on pictures for all the houses dropping under the usual 25c admission in the nabes. Latesthouses to cut their scale were the West and the Harmony which followed the President.

STORY BUYS

STORY BUYS

Hollywood, July 16.

RKO bought Bartlett Cornack's yarn, How's Your Map?

Metro acquired screen rights to Bolivar, the Passionate Worrior.

Producers Corp. of America purchased 'The Good Life,' novel by Clara Clemens Gabrilowitsch.

Warners purchased 'Affectionately Yours,' by Fanya Foss and Allen Leslie.

Leslie.

Home Town,' by Lester Friedman, for production at Monogram.

Bernard Schubert acquired screen rights to Isadora Duncan's auto-biography, 'My Life,' from Majestic Pictures.

'Dark Is the Night,' by Jay Drattler, bought by Columbia.

Century Pictures acquired 'Trading Post,' a novel by Milton Krims.

TITLE CHANGES

Hollywood, July 16.

'March of Crime' became The Secret Seven' at Columbia.

'Knute Rockne- All American' is release tag on 'The Story of Knute Rockne' at Warners.

'Hit Parade' became, 'Tie Hit Parade of 1941' at Republic.

hanks for the memory,

Despite the Torrid Weather of Mid-July in St. Louis-Despite the All Star Baseball Game— Despite the Tremendous Competition Afforded by the Municipal Opera-You and your Crew of Comics Have Given Us

ONE OF THE ALL TIME RECORD-BREAKING WEEKS IN THE HISTORY OF THE FOX THEATRE, ST. LOUIS!

Attendance Figures Chalked Up By You Firmly Place You Alongside KAY KYSER and AL PEARCE —Two Other Well-Known Gents!

Thanks, too,

for the Grand Co-operation you and JERRY COLONNA gave so graciously to our staff!

Congratulations! Gratefully

FANCHON & MARCO SAINT LOUIS

SINCE YOU OPENED YOUR PERSONAL AP-PEARANCE HERE WE HAVE BEEN DELUGED WITH REQUESTS FROM OUR PATRONS FOR RE-ENGAGEMENTS OF MANY OF YOUR PICTURES!



4 WEEKS

JUNE 23RD - JULY 26TH

OLA GALLI medienne

lity, dienne has fortified herself with a canny change of pace songalog. She can play the nd the mass joints with equal wreadly change of pace stand the mass joints with equal ent.

Variety—Issue July 3, 1940

or. Mgt.; HATTIF

Per. Mgt.; HATTIE ALTOFF C. R. A., Ltd.

Opposes Upped Rentals

abitior experience, virtually will run assailed from the floor, but no resolution or special from the floor, but no resolution on the subject made its appearance. Secretary Ashe had anounced proposed action on a buy-district setup, also promises to take a hand. The presidency, to be falled by E. L. Peaslee, Stillwater, Minn, exhibitor, moved up from vice-president, will be more of a honorary position than anything else, and will be mon-salaried.

Choice of Strom over Ben Ashe.

Choice of Strom over Ben Ashe.

be non-salaried.

Choice of Strom over Ben Ashe, who was lauded by Abram F, Myers in a telegram to the convention and who was the candidate of. Bennie Berger, Stoffes business partner and side-kick, represents a victory for the insurgent anti-administration crowd among the Northwest independents, some of whom were anti-Steffes and who favor economical operation of the organization, low membership dues, less dabling in national affairs and not such close, ties with national Allied States.

ties with national Allied States.

Many exhibitors in the territory had charged that Berger would dominate Ashe and that the Steffes policies would be continued. The fact that Ashe owns a theatre also was used to defeat him, the prevalent sentiment favoring the selection of a person without any theatre affiliation whatsoever.

David Gillman, local exhibitor, charged the board with choosing an unqualified person, declared it was child's play and asserted the governors had gone from the top to the bottom.

16 mm. Resolution

hottom.

Another resolution called showing of 16 mm pictures in open lots, vacant buildings, taverns and night clubs as free shows highly serious and menacing to exhibitors. The organization went on record to do all within its power to halt the distribution of these films.

The organization heard double features denounced as the industry's worst meance, but President Peaslee pointed out that some of the members were using a dual policy and no effort was made to put-over any resolution covering the matter. The Paramount circuit was blamed for the existence of the twin bills in the comparatively few situations where they now are utilized. A committee will call on John J. Friedl, the chain's general manager, to induce him to abolish them or, tailing in this endeavor to obtain an assurance that he will not expand the policy. Percentage also was Duis in the comparatively few situations where they now are utilized. A fight will have to be waged to A committee will call on John J defeat a daylight savings proposal Friedl, the chain's general manager, it is induce him to abolish them or, falling in this, endeavor to obtain an assurance that he will not expand the policy. Percentage also was

THE WIND

advanced prices, at least until '41.
For Reservations Call Cl. 6-4642
Air-Conditioned

State Times Starts Thur., July II

"NEW MOON" Metro-Goldwyn-Mayer Pict

PARAMOUNT

orothy Lamour

In Person Teddy Powell anny Youngms Diosa Costello

Jeanette acDONALD

Bob Hope Paulette Goddard

ASTOR 2 may 2.

ALL SEATS RESERVED
Twice Daily 2:15, 8:15 p. m.

"EDISON THE MAN" In Person
Russ Morgan & Or
George Beatty
Ethel Shutta

Capito

ORRIN

TUCKER

EDDY

ers' strike and the organization of a film buying group, within the or-ganization the campaign to force down picture prices. However, these matters were not even brought up. His suggested move to bring pressure on Congress to impose a defense tax on bowling also was drouped. dropped.

dropped.

Universal was censured specifically in a resolution for withdrawing a Durbin and a Dunne picture from the 1939-40 contracts. Attention was called to the 10c nights in some situations and one of the exhibitors claimed they are as bad as double features. Complaint was voiced against features running less than an hour.

Frank 'Getting Along'

W. R. Frank, owner of one of the ferritory's largest independent cir-cuits, declared his company had been territory's largest independent circuits, declared his company had been getting along without one of the most important major products this year and that other exhibitors could do likewise. He admitted, however, that "it hurts." Film salesmen are the best high-pressure salesmen in any line, but exhibitors want their own throats cut and 90% of them buy because they're afraid of the film companies, according to Frank. A telegram from Abram F. Myers, national Allied States' general counsel, who was unable to be present, predicted that 'great reforms in the motion picture will be ushered in by next fall—a new deal with fair trade practices administered by impartial administrators.' Dewey Johnson, former congressman, told the body that the Neely bill is sure to pass.

Initial returns of a Gallup poll taken for George J. Schaefer reveal that the public wants comedy and action pictures and not war films, Richey announced.

The body has been divided into the preparations, each with a governor.

nuchey announced.

The body has been divided into nine regions—each with a governor. These regions will hold meetings soon and every effort will be made to enlist every exhibitor in the territory in the organization, President Peaslee said.

New York Theatres -

Oil Boom Shifts Illinois Population, Hurts Exhibs

St. Louis, July 16.

The southern Illinois oil booms, plus the depression, has resulted in a shifting of populations in small fowns in the coal belt and causing headaches to many exhibs who are standing helplessly by and watching their critiques emigrate to the oil standing helplessly by and watching their customers emigrate to the oil communities. At Herrin, Ill., in the bituminous coal belts where, before black gold was discovered, it was prosperous enough to book name hands almost weekly when this burg passed 'em up. preliminary reports of the recent census show a decline of nonulation.

of the recent census show a decline of population.

On the other hand an increase of 1,181 is reported at Chester which now boasts 5,103 taxpayers. Carter-ville's population jumped from 2,806 to 7,879; Carbondale from 7,282 to 8,561; Murphysbore from 3,182 to 8,913; Sparta from 3,394 to 3,665, and Pinckenville from 3,036 to 3,145. The latter towns are in the area where gushers are being brought in with frequent regularity.

gushers are being brought in with frequent regularity.

Local film distributors that serve this territory believe their books will be balanced by the decreases and increases but offer no suggestions to the local exhibs who are steadily losing trade. While there has been no oil boom in eastern or southern Missouri it is reported geologists are working in territory near St. Louis and another oil boom would be no surprise as the Illinois fields are less than 75 miles distant.

RKO Policy

Continued from page 5

ducers they (the producers) to furnish the necessary coin in turning out the pictures. These and subsequent deals along such lines would ultimately fill the company's requirements so that it could embark on a career as a distributing-theatre operating company in line with reports in that direction.

Unique

Not only is RKO unique so far as its present production setup is concerned, but it also stands alone in the industry in the light of the varied and large interests which make up the factions governing it. Some of these factions do not agree with each other, it is claimed, and on the board are numerous individuals who are not seasoned showmen.

Factions with a say-so. RKO include Radio Corp. of America, the Rockefellers, Radio City and the Ruscefellers, Radio City and the Ruscefellers, Radio Corp., the M. J. Meehan interests, Lehman Bros., the Orpheum unit represented by Raymond Bill, who owns Sales Management magazine; and March of Time, whose Henry R. Luce is a large RKO stockholder. The company is sprinkled with men who have come into RKO through these banking or other connections. Some occupy important key positions.

Norman-Krasna is huddling at RKO's home-office with George J. Schaefer on the unit film he and Frank Ross are planning, The Devil and Miss Jones, which will have Jean Arthur and Charles Coburn in the cast. Male lead and director still being dickered for.

to see us. She was to have started on a film for Paramount here but she tells me that they're holding it up to 'see what happens.'

up to see what nappens.

Generally the feeling is that we're
in for a hell of a bad time but that
we shall be victorious. Everybody
is ready to make any kind of sacri-

Judge not the play before the play is done
Her plot has many changes; everyday
Speaks a new scene; the LAST
ACT crowns the play.
It's the LAST battle which punts. IIt's unts.1

counts.]
Come the three corners of the world in arms.
And we shall shock them.
Naught shall make as rue,
If England to herself do rest,
but true.

Anyway that's the way I feel about it all and it takes a lot to get me poetic!

Kindest and best to all friends in New York and we shall be glad of the prayers of all those who haven't forgotten to pray, whether in church or synagogue.

Charles B. Cochran.

'Tote Own Booze'

Continued from page 1

that day.

As far Liquor Board has gone

can't have inusic or entertainment that day.

As far Liquor Board has gone with its investigations, it seems that local police enforcing local ordinances will have to keep the places in order. A faint ray of hope (for the Board) dawned when someone found some old state laws applying to minors, but just what the liquor controllers can do under these laws hasn't yet been determined.

With licensed places putting up plenty of holler, it's altogether possible that next year's session of the State Legislature will be asked to amend the Liquor Control Act to give the state supervision of BY.O.L establishments. Liquor Board is fearful that more places may take up the idea of operating without licenses to avoid state regulations and prosecution for Infractions.

Wiscaeres said places minus a booze license would starve to death. But they reckoned without the kids, Wiscaeres said places minus a booze license would starve to death. But they reckoned without the kids, who have been giving a big play to the spots where they can bring in a \$1 bottle of gin and dance all night for the price of a bottle of soda and a bucket of ice.

Lohr, Trammell

Continued from page 3.

Pix Breed Crix

Continued from page 3

lease of such picture the secret has

lease of such picture the secret has leaked.

The play, he says, is least dangerous of the three, whereas the best-seller is capable of laying a breeding ground for a national critics school among film audiences, which will be added and abetted by the other two. He indoress the theory that this story trend may wreck wide havoc with the film boxoffice unless drastically curtailed.

curtailed.

He calls attention to the advertised claims of practically every major company that the bulk, or heavy section of their coming output. Iffed from the best-seller shelves of popular fiction and bi-

shelves of popular fiction and biography.

This means, he contends, that every reader becomes a critic, a stern, self-appointed know-it-all who goes to the theatre not to be entertained, but to be convinced or disillusioned on the abilities of the film moguls to make fiction on the screen bigger and better and more convincing than fiction on paper.

H'wood On Novel Binge

H'wood On Novel Binge
Our informant levels an accusing
finger at Gone With the Wind' as
signal contributor to Hollywood's
posturing to the novel. Because 'Gone'
clicked, along with a few others, the
industry has gone head over heels
for the novel as a guarance of exploitation and turnstile spinning.
In its enthusiasm, the industry forgets that the vastly talked-about.
Anthony Adverse' cut a lean return
to the makers; that the stage hit,
'Abe Lincoln in Illinois,' was a dismal flop on the screen.
On the other hand, he points out
that any number of pictures concocted from material written expressly for the screen have grabbed
a major share of boxoffice jingle as
well as critical approval and
Academy Oscars.
These Items notwithstanding.

a major share of boxoffice jingle as well as critical approval and Academy Oscars.

These items notwithstanding, what this spokesman is concerned with mainly is what this novel-buying spree is capable of doing to the picture-going public. He contends that it is making the national audience hypercritical.

Because of the trend, he warns film patron is going to the warns film patron is going to the theatre with a chip on his shoulder. He's read a book, and by jimmniy, if this picture based on it isn't as good as the book he's going to be sore.

Because of that reasoning, the picture had not only better be absorbing, exciting or amusing as the book, but more so. Furthermore, we're told, if one significant thing changed, one character altered, our how audience 'critic' is going to be burned. He's going to side with the soing to be interested in the casting, to—and beforehand. He has his own theories on how said novel is to be cast. And it's going to spoil his entertainment and his opinion of the theatre' if somebody in charge has taken 'liberties.'

Chances are 10 in a dozen that, so, far as the readers are concerned, the producer is licked at the start. These customers aren't going to like the adaptation even if it's good. And they're going to tell their friends so. The bigger the book sale, the hofter the criticism will be.

There's No Pleasing Them

If the picture happens to smock-him between the cyes, regardless.

"GHOST And His Ore BREAKERS" Bonnie Bake Midnite Screen Shows RADIO MUSIC HALL "ALL THIS AND HEAVEN TOO"



Second Week! Olivia DeHAVILLAND Jeffrey LYNN in "MY LOVE CAME BACK" IN PERSON
RUDY VALLEE
US CONNECTION Alr-Conditioned STRAND Brondway

OPPOSE CANDY VENDING

Hollywood, July 18.

Fox-West Coast is running into opposition on candy-selling machines in the Wilshire theatre, Beverly Hills.

Building owners charge it is a violation of the lease.

MANY ACCOUNTS SWITCH

Long Distance Trucks to Advertise N.Y.C. AGENCIES

Biow agency is working on a show of institutional character for the merican Trucking Association. It's to plug the distance hauling usiness. Network will be recommended. Account was added to the Biow list last week.

Cincy Reds on Crosley Shortwaver; Very Popular With South Americans

Cincinnati, July 16.

According to letters reaching Crosley headquarters daily from Mexico, Cuba and all South America republics, 50,000-watt WLWO, which has been operating experimentally on high frequency the past three months, is making itself heard and appreciated over other-foreign stations, chiefly German, that have been directing propaganda that way. Additional response from listeners in Alaska attest the fact that the same beam encircles the Fact Will likely authorize permanent individual programming for WLWO in the immediate future.

Jim Shouse engaged Henley C. Hill, a native of Brazil, to do special announcements in Portuguese, and Aristides Nodarse, of Cuba, to do the Spanish interpretating on WLWO airings. The station carries most of WLW's regular programs, night and day, and also broadcasts of the Cincy Reds' baseball games originating on WSAI. Latter were included in the daily schedule after test broadcasts proved that South Americans are interested in baseball to a surprising degree.

Half-hourly station breaks are announced alternately in Spanish and Portuguese. Both Hill and Nodarse do from one to two news broadcasts daily in those languages. When notables from the lower countries visit Cincy, they are interviewed on WLWO by either Hill or Nodarse. Latest of these was Wednesday (10). Nodarse chatted in Spanish with Caroline Segrera, who sang the lead in Tosca' with the Cincinnati Summer Opera Company that hight. Sunday night broadcasts of the opera, fed by WLW to NBC, are also carried by WLW to NBC, are also carried by WLW to NBC, are also

PLEASURE PIER PUTS ITS WFPG ON RADIO

Atlantic City, July 16.
WFPG, owned and operated by
Frank Gravatt's Steel Fier, will go
on the air Saturday night (20). Announcement came as surprise here,
since no advance notice has been
made. Harry Zoog is in charge.
This is only station in U. S. that has
its tower over the ocean.
Other station here, WBAB, owned
by A. C. Press-Union Newspapers.

Bringing Michel Ferry To Montreal From London

Montreal, July 16.

Michel Ferry, European commentator for Station CKAC, is being brought back to Montreal from London to handle French-language commentary for station here. Ferry covered the battle front in Flanders and at Dunkirk in course of his duties.

Was formerly stationed in Paris and later switched to London.

Comtois Leaves Federal

George Comtois has resigned as radio director for the Federal agency. He was with the firm for three years and last handled the Sinclair tieup with CBS' early evening world news roundup.

Betty Jean Hainey, child actress in 'All This, and Heaven Too,' film, now permanently in Stanco was series, 'Career of Alice Blair,' which McCann-Erickson records in Holly-

'LOCAL PAPERS COPY'

That's the Clue to Mutual Inter-views of Democrats

Chicago, July 16.

Mutual following the local
papers please copy idea in interviewing delegates to the Democratic
convention now in session here.
Lester Gottlieb as far as possible is
picking delegates from towns where
Mutual has affiliates.

Spencer Allen quizzes them on a
Parade of Delegates' from the
Stevens Hotel. Chicago, July 16.

III. Women's Symphony On CBS for Libby-Owens; Price Is \$6,000 Weekly

Chicago, July 16. Chicago, July 18.

One of the biggest radio program deals set in this territory will put the Illinois Women's Symphony or-testra with Izler Solomon conducting on a coast-to-coast Columbia wire starting September 29 for the Libby-Owens-Ford Glass Co. Placed through the U. S. Advertising agency of Toledo, the Women's Symphony will ride each Sunday at 44-40 p.m. Central time from a public broadcast in the Civic theatre.

Price is reported at \$6000, weekly

cast in the Civic theatre.
Price is reported at \$6,000 weekly for the Symphony plus special vocal guesters. Understood that U. S. Advertising is arranging tie-ups on the show with all musical colleges, schools in addition to close cooperation with women's clubs and arts clubs throughout the nation.

It marks the first radio venture for the L-O-F firm which had been cooking for a suitable air show for many years. Deal was set through the Columbia office in Detroit and the Columbia Artists bureau.

Doc Pratt Joins Rose At Walker-Downing Agency

Pittsburgh, July 16.
Russell (Doc) Pratt, for many years connected with station KDKA, has been hired by Walker-Downing agency here as a special radio merchandising representative. Pratt originally came here from Chicago and has written, produced and starred in a number of commercial shows locally, in addition to a flock of sustainers. Understood he'll build programs for special clients. Bill Rose remains in charge of Walker-Downing outfit's radio department, with Pratt scheduled to work in close association with him. He'll take up his new duties Aug. 1. Pittsburgh, July 16.

Tucker-Baker Renewal

Bonnie Baker and Orrin Tucker have been renewed by Lucky Strike for their second 13-weeks on the Hit

for their second 13-weeks on the Hit Parade (CBS). Rest of the personnel remains as is, namely Barry Wood; Bea Wain and Mark Warnow.

Steve Willis to WJNO

Providence, July 16.
Stephen P. Willis, manager of Station WPRO, who on Aug. 21 will take over a similar post on Station WJNO, Palm Beach, Fla., was given a farewell dinner by members of the staff. Monday (15).
Civic and business leaders of the city attended.

J. Walter Thompson Among Hardest Hit - Loses Fleischmann Yeast -Naptha Walks on Young & Rubicam Due to Lever Brothers Link

OTHER CHANGES

Casualties in account loses or te

Casualties in account loses or territory reductions were abnormally heavy in the New York agency field last week. J. Walter Thompson was the hardest hit. Not only did Emerson Drug go to Benton & Bowles but Standard Brands took away the Fleischmann Yeast account and gave it to a Park avenue agency, whose name is being kept shrouded for a few more days. The Fleischmann shift will involve 'I Love a Mystery,' which is slated to resume the NBC-blue this fall.

Fels Soap has broken away from Young & Rubicam and the incident is believed to be tied up with the reported designation of Y&R by Lever Bros. the agency for its new Swan Soap, an intent competitor of Ivory (Procter & Gamble). General Baking has taken part of the 'Bond bread account from B.B.D. & O. and given it to Ivey & Ellington, of Philadelphia. The assignment takes in the Pennsylvania and Maryland districts. The baking combine recently underwent a change in major stock ownership, officers and directors.

Benton & Bowles has been appointed the new agency for Columbia Phonograph Corp. Ward Wheelock previously had the account.

JOE AINLEY SETS UP OWN PROGRAM FIRM

Chicago, July 16.

Joe Ainley, setting up his own production organization, continues as supervisor of the First Nighter programs which he had been handling for Campana as radio chief of the Aubrey, Moore & Wallace agency.

Now listed as the Joseph Ainley company, organization will also handle production and writing on Story of Mary Marlin and Stepmother, with other shows slated to be added and offered in the autumn. Ainley has brought in Charles Penman as assistant.

Renfro Valley' From WLW For Dixie as 'Boat' Sub

Chicago, July 16.

Freeman Keyes is making a new set of program and time arrangements for some Brown & Williamson tobacco products. On August 5, Keyes and his Russell M. Seeds agency will shift the 'Show Boat' show for Avalon cigarettes from NBC-Blue to NBC-Red and will ride 8:30-9 pm. central time with a repeat for the coast on 11 o'clock.

Show will not be fed to the south, however, with the NBC-red stations in the south to get a new show tagged 'Renfro Valley Folks' which will originate at WLW, Cincinnati and will be in the interests of Big Ben smoking lobacco.

Walter O'Keefe Appeals

Walter O'Keefe is taking an appeal from the unfavorable verdict he got in his \$54,000 damage suit against Young & Rubicam. A N.Y. supreme court justice had several weeks ago held that the agency was not liable for an alleged overlapping portion of the O'Keefe contract when the Packfard show folded in 1937.

The Appellate division, first department, is where this issue will now be argued. Walter O'Keefe is taking an appea

Makes Frisco's KSFO a 'Farm Station': **Dellar Exploits Area's Leading Biz**

AL NELSON'S AT HOME

It's a Salad Affair—Blase Frisco Takes Note.

San Francisco, July 16. NBC's Al Nelson hosted 200 gro NBC's Al Nelson hosted 200 gro-cery men, home economics experts and the press with turkey and trim-mings in his executive offices (11) in behalf of Wesson Oil, 'Hawthorne House' and food broadcasts in gen-eral. With Gladys Cronkhite, web's home-ec director, greeting the guests, members of 'Hawthorne House' cast entertained. Quarter-hour chunk of the proceedings was aired via KFO.'

aired via KPO.

Center of attraction was a salad bar set up by Chef George Mardikian of the Omar Khayyam restaurants, in line with the account's current campaign on salads, as explained by firm's division chief, John Dawson, guest of honor. Lavishness of feed—including Armenian pastries and rice baked in grape leaves—and fact that network boss risked his own private carpet for the shindig garnered comment even in blase Trisco.

McKee & Albright's New Business Dept.

McKee & Albright agency of Philadelphia will shortly open New York new business department in

York new business department in charge of Herbert Korholz. Latter recently opened the agency's first office in Hollywood, out of which the Rudy Vallee Sealtest program, is produced by Vic Knight (until Ed Gardner takes over).

Korholz will open the new biz section in mid-August upon his returnform a vacation which he will spend training jumpers for merchant J. C. Penny and Sidney J. Weinberg, of Goldman Sachs. Latter is the owner of the famous jumper Brüce, named for Jim Bruce, a v.p. of National Dairy, a McKee & Albright account.

Vague Kenora, Ontario, Station Puzzles Radioites

Canada's number one mystery sta-tion is easily CKCA, Kenora, Ont. Opened about a year and a half or two years ago, this set-up has been a complete daze to local station and agency officials with nobody appear-ing to have a complete and straight story.

agency officials with nobody appearing to have a complete and straight story.

At the time of its opening, CKCA was jointly owned by Starrett Airways and Gray's hotel, with the Hon-Peter Heenan, Ontario Minister of Lands and Forests, filling in in an obscure manner somewhere in the dimbackground, although no direct mention was made of the fact at the time. Jerry Bourke, old-timer of Canadian radio, was brought in to manage the station from Winnipeg. Shortly after that Bourke disappeared from the scene to be replaced by George Titus, old-time newspaper and radio man, also brought in from Winnipeg. Also imported at the time was Clinton Godwin, formerly of CKX, Brandon, to handle the announcing chores. Then Titus reappeared in Winnipeg and it was reported. Godwin had taken over running the station as a one-man show. This week Godwin vanished to reappear with CKPR. Fort William, and it is reported Bourke is back in again as manager. The station started out with a large size staff and no prospects of any commercial revenue. Just where this staff has gone is another mysery, but it is known the station, is now running as a one-man show. Studios built in the Kenrica hotel have been closed within the last few weeks with entire operation being conducted from the transmitter plant.

Gracie Barrie set for a guester on Rudy Vallee's Scaltest show Aug. 25.

NELSON'S AT HOME

Saha Attait—Blase Frisco
Takes Note:

San Francisco, July 16.

San Francisco, July 16.

San Francisco, July 16.

San Francisco, July 16.

KSFO, San Francisco, July 16.

KSFO, San Francisco, July 16.

KSFO, San Francisco, July 16.

San Francisco, July 16.

San Francisco, July 16.

KSFO, San Francisco, July 16.

KSFO san Francisco, July 18.

Fob 1 by who brought the fatted with the sum power land the patient is doing well according the bound the patient is doing with the fatted with the langul pet known power land the patient is doing well according the bound of the patient is doing well according the bound of the patient is doing well according the bound of the patient is doing well according the bound of the patie

martial music on their day break stanza.

Second major program innovation was establishment of Your California series. Special events crew, headed by R. W. Dumm, son of W. I., has been outfitted with pack transmitters and a portable recording outfit. Every week the boys visit some unusual or out of the way spot and record commentary, with sound effects, on the ground. Show runs 15 minutes but they cut as many discs as they feel like, later in studio re-recording the, best portions and editing final show to the allotted quarter hour. Same stunt being used for covering luncheon speakers. Complete program is cut, then during, edition, hemming and hawing and dull passages are eliminated. Played back during the evening, speaker gets to hear himself and often is amazed how well he sounds—thanks to the technical crew, working after fashion of film cutters.

Roving recorders lost a \$90 mike

Roving recorders lost a \$90 mike when one of the boys tried to air his reactions from an aquaplane—and landed in the drink.

WRVA FOLLOWS KSTP IN MUSIC SETTLEMENT

CBS pickups were reinstated Thursday (11) following the ironing out of the disagreement between WRVA, Richmond, Va., and the local union. CBS bands had been off the air 10 days all told.

NBC returned broadcasting of band remotes two days earlier (9), after 11 days of substitutions. That situation was smoothed after KSTP, Minneapolis-St. Paul and the musicians local there got together and wiped out disagreements.

Spa May Use Radio

Spa wasy Use Kadlo
Chicago, July 16.
Goodkind, Joice & Morgan agency
here has gotten the Mudlavia
Springs account, and is understood
readying a midwest ether coverage
set-up for the Indiana spa.

Wholesome—Like An NBC Page Boy'

The Stage Directions for 'No Program Tonight' Very Colorful-It's Experimental Drama

By ROBERT J. LANDRY

The torch of 'experimental radio's a low but perpetual flame that burns in rehearsal studios at odd hours, especially in summer. It was burning for example, in 3-C at NBC saturday atternoon (13) as albert N. Williams and John La Toucheabetted by a swarm of he-actors and she-actors, prepared to horadeast that evening one program in the series known as The Listener's Playhouse.

house.'

As the group 3-C romanced with and maybe made, radio progress the RCA building was nearly empty. The neat innumerable rows of studios and offices were locked, deserted and chaste for the weekend. The NBC salesmen were away golfing, swimming, yachting, rhumbaing, or otherwise contacting commercial clients. The men with the brass helmets were temporarily out of sight, gone off to contemplate the demanding character of farewelling and welcoming NBC presidents. But 3-C they were puttering around with radio history.

Writer-Directors

Writer-Directors

Writer-Directors

In the past season or so NBC has watered and spaded and weeded and moved about for better sunlight those sustainers which were not to be mere time-fillers but bids for prestige. In 'The Listener's Playhouse' the plan calls for the creation by NBC of three writer-directors who, alternating once everythird week, will concentrate on experimental radio works. The three are Williams, La Touche and Ronald MacDougall. Of these La Touche in untrained in direction for the moment, so he stood last Saturday afternoon behind Williams at the pushbutton microphone to familiarize thressly with experimental ways of bringing out the creative interpretive spirit in he-actors and sheactors. actors

actors.

Williams has a droll approach to
his performers. He talks to them
through the loudspeaker in terms of
bright images. To Ian McAllister,
doubling momentarily as a belliam
williams suggested. Read that line Williams suggested: 'Read that line more wholesomely—like an NBC page boy.' McAllister needed no further direction. The sound effects man was encouraged to give a little more comph to the bird whistle effect. 'Like a drunken nightingale,' was the suggestion.

When a babble-of-voices effect called for the full company to hum 'Stars and Stripes Forever,' author La Touche broke in to urge one of the girls not to render the patriotic enthem 'so satirically.'

The script was running short, so some lines were improvised at a couple of points by the actors. 'Okay,' said LaTouche, 'but I'm not

going to share my royalties."

Radio actor native humor tends to find its magnetic pole in the daytime serial. Some of the suggested lines would have been very funny either on NBC or in Vantery, but certain cracks are just between us girls. If you know what we mean, and we think you do.

No Ghosts in Closet

No Ghosts in Closet
Although Williams kept emphasizing that there should be no waste
of 'good AFRA time,' the spirit of
rehearsal of an 'experimental'
program is quite different from the
relatively grim behavior at many
commercial rehearsals where the fun
is frequently spoiled by the presence
behind glass of the man who is paying for the program.

ing for the program.

LaTouche's contribution to experimentation bore the title: "No Program Tonight; or The Director's Dilemma." In it a radio leading man balted suddenly in the midst of a flowery speech and announced. I can't do it. I just can't do it! This man was, inevitably, Dwight Weist. Who but he would be—on a single guess—playing the part of a radio hero? The name of Dwight Weist shows up in radio cast credits, like

tradition in the standard ways of

tradition in the standard ways of broadcasting.

The director, impersonated by Norman Lloyd, rushed into the scene in paute, tried to restore discipline, to halt the actor's revolt against his nauseous lines. You're an actor, not a critic, he shouted. The actor responded his larynx had simply refused to proceed. It had taken enough punishment.

Appealing first to the engineer and then to the sound man to say something, the director was informed that they can speak only through the gadgetry of their professions. The engineer showed what he can do to a voice, although lacking one limes of the procession of the conductor than the standard productor. Tom Bennett), and panelman are all puttering around with echoes and filers, ups, fades, and vibrates. (Ed Whittaker, who ordinarily services Phil Spitalny's Hour of Charm for General: Electric, has this engineering assignment).

Phil Spitalny's Hour of Charm for General Electric, has this engineering assignment).

LaTouche has chosen sudden aberration among radio actors as a springboard for some remarks on the prevailing contusion of modern men. Who are they? What are they?. Who are they? What are things, doing these things? It sign gested a phrase which the French use—deja vu—which implies an ertie sense of having been in the same circumstances before, a feeling of detached unreality, halting the tide of present consciousness. Or course it may be asked: who listens to programs of this nature? To what extent are their messages intelligible or effective? What is their significance as additions to radio technique; to the opening up of new, more striking ways of saying things on the air? Will such sustaining experiments eventually influence and improve radio production generally?

F.O.B. Rollywood

F.O.B. Hollywood

In the past there has been a certain amount of radio program experimentation. Much of it at CBS. Some of it at NBC and elsewhere. A conspicuous result has been that several radio author-directors have gotten jobs in Hollywood film studios. Which does not seem of overwhelming importance to the progress of radio itself.

What the experimentalists induitably need is a method of getting recognition within the broadcasting industry. Meantime the experimental fame, while low, burns steadily in the rehearsal studios at odd hours. In the past there has been a cer-

'INFO, PLEASE' **NEARLY SOLD**

'Information, Please' was reported yesterday (Tuesday) as on the verge of being sold either to Campbell Soup or to Lord & Thomas for one of the latter's, accounts.

of the latter's, accounts.
'Information's' present contract
with Canada Dry expires the first
week in November. Dan Golenpaul,
owner of the show, has been asking
\$8,500 a week, as compared to the
\$6,500 Canada Dry offered him on a
renewal contract for a straight two

Robert Brown Returns To WBBM, Dawson Aides

Chicago, July 16. Robert Brown Robert Brown has returned to Chicago and takes over once more as program chief of WBBM-Columbia. Brown was on the Coast suping the Wrigley Gateway to Hollywood and Gene Autry shows.

Stu Dawson, who had been filling in continues as Brown's aide and

assistant

VICK USING 158 STATIONS

Vick will use 158 stations for its campaigns on Vatronal, Vaporub and Vick's Cough Drops this fall. Contracts are going out this week from Morse International, agency on the account, though the campaigns are not dated to start until Sept. 15. With about \$400,000 involved in time, and talent costs, the Vick campaigns for the coming season aren't basically any different from what they were last season. Most of them will use news, market baskets, women in the news programs, musical clocks and hillbilly formulas.

Only area that is still open on the Vick bookings in the westcoast. The setup will be either the Pacific red or the CBS Pacific link. The dickering in this instance includes the program. Vick's station list nationally is somewhat more extensive that it was last season.

WNBH ENGINEERS TO JOBS BY MOTORBOAT

New Bedford, Mass., July 16.
WNBH, 250-watter, owned by E.
Anthony, & Sons, local newspaper
publishers, began construction last
week on new transmitter to be located on Crow Island, Fairhaven, in
New Bedford harbor. When, completed in late fall, engineering staff
will have to motorboat it from mainland.

Also has application in for FM transmitter, but no site selected yet.

Capehart's New Biz

Ft. Wayne, July 16. Packard Manufacturing Co., with Packard Manufacturing Co., with temporary offices the Cal-Wayne building. Ft. Wayne, Ind., has been organized by Homer E. Capehart, former local manufac-turer who founded the Capehart Corporation, for large-scale manu-facture of phonographs, automatic musical instruments, and accessories. Capehart plans to locate the factory in Ft. Wayne if a favorable site on be found.

in Ft. Wayne if a favorable site en be found.

Designing and engineering of the musical instruments for home and business, establishments is now in progress (at the O.K. Machine Co., Inc., this city). Sample instruments and accessories are being made, as well as tools and dies. The company has obtained a number of patents on its devices.

Capehart organized the Capehart Corporation in Ft. Wayne in February, 1928, and operated it until 1932. He later became a director and first vice-president of the Rudolph-Wurlitzer Co.

Helen Nugent, WKRC's Old-Fash-ioned Girl, sings the role of Mer-cedes in 'Carmen' this week with the Cincinnati Opera Company at the Zoo

Gerald Cock of BBC Slashes Red Tape

Stations Get Speedy Okay on BBC Rebroadcasts 34 Longwavers Use London Stuff

Who but he would be-on a single guess—playing the part of a radio hero? The name of Dwight Weist shows up in radio cast credits like Frank and Anne Hümmert in author credits. In fact, putting Weist into his particular role almost sounded like satire on the satirists.

The sudden stoppage of the continuity paralyzed Olive Deering, the through the properties of the contenting that the show must go on. She was, answered the leading man, a slave to convention, not so the script which was, consciously, an aftack upon too much convention, too much.

mediate permission' to start rebroadmediate permission to start rebroad-castins. Agreements, are only, tem-porary, it was explained, since in normal times all rebroadcasts of BBC programs are arranged under agreements with CBS, NBC and Mu-

tual.

Rebroadcasts are limited to news and to talks by leading British broadcasters, it was further pointed out. Approximately 34 U. S. stations at present are carrying the programs. not counting a regular arrangement with the MBS web for rebroadcasts of certain news programs.

•••• From the Production Centres

Hal James, spot radio program manager for Compton Agency, speint weekend in Toronto and Montreal to oversee Procter & Gamble French and English programs handled by Compton Agency ... Mary Louise Anglin, radio program buyer for Compton Agency, left last week for a two week cruise to the West Indies.

Ed Gardner got the McKee & Allbright producer assignment on the Rudy Vallee-Sealtest show, starting Aug. 1. He will even perform, with his 'Archie' character replacing Maxie Rosenbloom. It's on a week to week basis ... Sandy Barnett, producer of the Lux Theatre series for J. Walter Thompson, was in New York last week on a home office visit.... Dorothy Mallinson makes the second production 'man' on CBS' staff. For merly a director with the Gardner agency in Chicago, she's pinch-hitting for Orrie Hancock, who's on vacash, on 'Grand Central Station,' 'Life Can Be Beautiful' and Campbell's 'Short Shore Stories'...Herbert Jacobson is doubling from World Broadcasting System p.a. to television production at NBC. Did a program last Tuesday (9) which ranged from Carveth Wells to Korean, Hawaiian, Mexican and whatnot folk terpsy...Tom Buchanan's missus, nee Josephine Sampers, the melodist of the current time, 'Six O'Clock,' which Mills Music, Inc., is publishing. Irving Ciesard did the words... Cornwell Jackson, of the Hollywood talent agency of Berg-Allenberg, in New York last week with business aforethought. Charles Motta, who formerly directed Italo-American programs for the Reiss agency, has Joined Forjoe & Co., station reps. He'll specialize in the small language market... Bert Squire is now with the J. W. Pepper agency as radio director... New Yorkers aren't as fond of roller skating as they are of ice skating, the Rockefellers discovered when the ice rink in Radio City, on the Plaza, which was converted during the spring to roller skating, had to be converted again, back to a resturant, as formerly... Roller skating may be tried again to the fall when the weather gets cool, but, in any event, the ice will go back in during the winter. Ice skating, while not highly profitable to Radio City, is figured as good promotion and exploitation. Be Beautiful' and Campbell's 'Short Shore Stories'... Herbert Jacobson

notion and exponential.

Columbia: The People's Platform will originate outside U. S. mainland this week (20), the point being Havana on the eve of opening of the conference of Pan-American governments.

Harry Von Zell is again announcing 'We, the People' after several weeks on the Coast with Fred Allen show. Mary Lewis draws byline for tashion news on Transradio Press morning broadcasts over Mutual.... Ted Husing is now questioning the sports experts on 'Choose Sides, CBS sustainer. Program has been shifted from a Sunday to a weekday night spot... Henry McLeniore, sports writer of United Press, was the original quizzer.

IN HOLLYWOOD .

It's still all to the merry on the Al Pearce show despite substitution of The Merry Macs with Helen Carroll for Marie Greene and Her Merry Men. Macs deal is for '13 weeks with options, indicating they may have, sung their last for Fred Allen... Irving Reis found material in the recent Red Cross colosal for a yarn and sold it to Bill Robson for the Ameche-Trevor spot on Old Gold. It had to do with that phony (later made good donation of \$5,000 from Minni which sent Irene Rich to the Florida; city for the pickup. Reis used it as the basis of a palooka offering the coil nee tup with a picture star. Platters have gone out to agencies featuring Rosemary De Camp and Elliott Lewis in 'Voices in the Crowd, new dramatic series auditioned at KNX. Van Newkirk, Don Lee program chief, will prof if at University of Southern California in the fall on radio technic... Tony Stanford basking in the sun for a few weeks. Ashmead Scott's Blondie series for Camels moved into its second year... Gale Page prefers radio and bountiful repasts to films and form-fitting salads, hereafter she plys her art strictly for the kilocycles. Dietary restrictions imposed by the studio proved too wearing on her health.... Meredith Willson drew his first picture scoring job, Charles Chaplin's forthcoming satire on dictators... Les Mawhinney, time news editor at KNX, now with Burriadge Butter, station and Arizona Farmer at Phoenix... Al Pearce added to his holdings by buying up 10,000 acres of stock country up north... Hal Bock of NBC and Hal Block, gag writer, with Burra and Allen, more confused than ever now that they both toiling at Radio City.

Allen, more confused than ever now that they both toiling at Radio City.

Jack Sayers checks off the CBS publicity staff (20) to take over head publicity duties on the Coast for Young & Rubicam. He succeeds Bill Stuart, who is being held east by the agency. ... Knox Manning will sound off in Frank Capra's opus, 'Meel John Doe'. He will play himself, a radio commentator... Radio gang is getting quite a bang out of the antics of a mild name in the biz who let go a lusty squawk when she espied her phiz in a drug store window at the bottom of an art display. Her manager demanded top position or else. Wipdow dresser chose the 'or else'... NBC gave Charles Holland, Negr. tenor, a half hour program of his own slong the Coast. Protege of David Brockman, he was unknown before piping up on the recent Red Cross show. .. Carlton Morse resting up for a month from his producing-writing labors on 'One Man's Family'. He'll pass the sabbatical at his summer home on the northern peninsula. .. Fulton Lewis, Jr., did one broadcast from KHJ while here surveying the aviation industry... Bob Garred again dishing up the news on KNX for Menneus ... Sandy Barnett, Lux director, east on vacation, and discussions at J. Walter Thompson on next fall's setup. George Welles and Harry Kerr, scripters, lolling for eight weeks at Lake Tahoe. .. Bernie. Smith, KFI-KECA press head, making his first call on New York. Bud Edwards, production manager, going along to do the pointing. ... NBC gang gave the Annandale course in Pasadena a rough going-over. John Swallow made a hole-in-one—one hour.

IN SAN FRANCISCO

IN SAN FRANCISCO

How to do a man-on-the-street show and take a vacation at the same time was revealed by Scott, Weakley, KROW production manager, who didn't want to shatter an unbroken five-year record. He recorded 10 side-walk pickups ahead of time...he sails his boot, Little £il, up the Sacramento river...Join Potter, newscater on KROW, has turned film secnarist, scripting a documentary which he'll use this fall in school and clib lectures...KSFO has grabbed off permanent and exclusive line to Mark Hopkins, formerly held by Mutual-KFRC. Gives Columbia both the Mark and the Palace, two of the three top hotel pickups. Web's head quarters in latter hostelry...Line Dellar has also broken out with rash of 83 painted displays...Judy Deane, Will Aubrey, Ira Blue. Cliff Engle and Patricia Lynn of NBC and Frank Cope and Raph Brunton of KJBS-KQW already on list for participation in Radio Day (19) at Sallinas Rodeo...Pacific Greybound donates bus which leaves at 8:30 a.m., talent will appear at Kiwanis luncheon before attending rodeo and again at dinner following...of record will be private cocktail party hosted by rodeo officials...troupe due back home at midnight, according to Crew Capitaln Kay Barr...Sit, Francis Drake hotel, which set precedent by dropping cover charge, and 'maugurating 50c luncheons, does something else new to this area by taking spot announcements on NBC to advertise the fact...placement of commercials includes station break himmediately ahead of regular Tuesday and Friday evenling NBC toand pickups, and participation in Ann Holden's women's program....Gladys Cronishite, NBC home-ee director, hosted 250 guests (11) at salad bar in web's executive offices,...Marie Houlahan, CBS press rep, vacationing.

PRECAUTIONS ON LINGUA

Heartens Canadian Broadcasters

Conservative Senate Leader Provides Powerful Voice Where Least Expected

Montreal, July 16. Broadcasters throughout Canada were almost stunned with surprise by the unexpected defence of a 'free radio made in Parliament by Con-servative Senate leader Rt. Hon Arthur Meighen last week. Last thing that stations looked for was championship of their cause from

this quarter.
Criticism of Covernment policy enent news services, however, was made by Schator Meighen along broad national lines rather than with relief of any particular group, business or section of the country in mind.

mind.

Meighen stated he had information that the Government intends to see that no independent news agencies get access to the radio in Canada, with even the CBC to be restricted in this respect. He said, further, that he had good reason to believe that all news will henceforth be put out by the Canadian press four times daily after being edited by Government officials.

Said the Rt. Hon. Mr. Meighen: 'If we keep on the way we are going the propaganda under the despotism of Germany will not be any more thoroughly controlled than it is here.

thoroughly controlled than it is nere-What is going to be the result of taking control of everything that goes over the radio—that is to say, using that one agency, C.P.) an agency that sits down-side by side with the Government every day and, indeed, draws large sums of money from it?

'It just means that nothing will go ver the radio which is not exactly blored to suit the administration.'

colored to suit the administration. Meighen expressed alarm and treme skepticism about the Government's statement about the struggle to get 'accurate information to the people.' Meighen warned to watch out whenever a 'statement like that is made. Said he: The struggle is just the opposite. Everything that goes over the radio in that way will be 'controlled and supervised and edited by the Government.'

The Senate leader warned that

edited by the Government."
The Senate leader warned that after censorship of radio censorship of the press would inevitably follow. He added that while there is today a measure of censorship with strict regard to war news there is also a lot more censorship.

'When you control everything that is said over the radio,' declared Meighen, and following that edit the press, the liberties left are not very much wogth preserving.'

The Meighen view on radio cen-

much worth preserving."

The Meighen view on radio censorship has long been held by some newspaper publishers in Canada who have repeatedly warned fellow members of Canadian publishing ascitations to stop egging the Government onto radio. Tolerant, more far-sighted publishers have always Jeared their campaign against radio might eventually boomerang with severe restrictions on freedom of the press.

severe restrictions on treedom of the press.

Broadcasters have tried by all means to get majority Canadian publishers to take the long view, but without success.

The statement made by Meighen in the House of Commons about the Government's proposed use of Canadian Press is at variance with whatbroadcasters were led to believe following their meeting with Transport Minister. Howe last week. Station men were inclined to be optimistic about the news situation then, with understanding that Government unight relent and permit sponsored newscasts to continue.

Franzier Hunt's Clicko

Frazier Hunt did two sustaining sessions on NBC recently as a news commentator and was hired for Kremi's newscast on Mutual as a result. McCann-Erickson is agency. He subs for Gab Heatter who is resting.

They Should Know

Fort Worth, July 16. KFJZ has found a local spon-sor for its daily broadcasts of Crime and Death Takes No Holi-Crime and Death Takes No Holi-day. Program is a safety broad-cast and besides pointers on safety, the names of victims of traffic accidents are read on the broadcast while a 'death bell' tolls.

tolis:

Bankroller for three broadcasts per week on KFJZ will be
the American Auto Salvage Codealers in wrecked and secondhand automobiles.

BUCK OFFERS TO ATTEND N.A.B.

Gene Buck has written Neville Miller, president of the National Assn. of Broadcasters, offering to attend the NAB. convention in San Francisco, August 5, and face the broadcasters to reply from the plat-form to any question on music-radio relationships. He hasn't had a reply as yet.

as yet.

Buck is going to Frisco next week for the annual shindig of The Bohemians and would stay on until the N.A.B. conclave.

SARATOGA SEASON'S RADIO ADVERTISING

RADIO ADVERTISING

Schenectady, N. Y. July 16.
Radio end of Saratoga track advertising, handled for fourth consecutive year by Leighton & Nelson, will bring 12. stations alto use, mainly for dramatized announcements. The number of spot plugs, ranges from 26 to several hundred, while a morning musical clock will unwind over WOKO, Albany, Stations in the setup are: WCY, Schenectady: WTRY, Troy: WSYR and WFBL, Syracuse; WIBX, Utica, WHEC, Rochester: WOKO and WABY, Albany; WDRC, Hartford; WAAB, Boston: WBRK, Pittsfield, WNBX, Springfield, Vt.

WGY, first transmitter employed to plug August racing season at the Spa, was not included last year, due to an odd NBC rule. WTRY was not in operation then. WBRK is another newcomer for Spa hookup. Other media, such as newspapers, class magazines, etc., will be utilized too. Broadcasting from the track will be on the larges! scale in history. The three major networks, NBC, CBS and Mutual, are making plans for regular pickups. Originally therewere twice-weekly broadcasts via Mutual and later CBS. Local stations may come in daily basis. Saratoga Association expects largest attendance in history, due to installation of pari-mutuels and reduction of admission.

New Blurbs on KYW

Philadelphia, July 16.
KYW disclosed the following new spot announcement business.
F. G. Vogt & Co., meals.
W. H. Constock Co., Morristown, N. X. liniment.
American Chicle Co., Long Island

City, gum.

Brown & Williamson (Wing cigar ettes), New York.

ettes), New York.

Manhattan Soap Co.
Quaker Oals Co., Chicago.
Phileo Distributors,
Commonwealth of Pennsylvania
(highway safety program).

N.A.B. SEEKS TO DISCOUNT GRIEF

Some Foreign Language Sta tions Inclined To See Trade Association Borrowing Trouble,' But Broadcasters Act to Show Good Faith In Washington

JULY 25 CONFAB

The National Association of Broadcasters has called a meeting to take
place next Thursday, July 25, at the
Ritz Tower hotel in New York City
for the purpose of organizing an exchange of, ideas among and about
foreign language radio stations. The
N.A.B. position that forewarned
is forearmed and that while there is
no particular 'problem' the general
delicacy inherent in the use of alien
tongues' during war time tension is
reason enough for holding a meeting.
Some foreign language station
operators in the New York area were
inclined Monday (15) to think the
N.A.B. might be borrowing trouble
and unnecessarily focussing attention
on linguals. The foreign market is
profitable and the stations carrying
any considerable volume thereof
would be embarrassed and pained to
lose it. These broadcasters are also
inclined to resent stations that make
a big dramatic gesture of barring
foreign language programs when
they really haven't got enough to
make any difference.

50 Linguals

About 50 American stations carry

50 Linguals

make any difference.

50 Linguals

About 50 American stations carry a fair amount of foreign language programs. Italian and German are the predominant tongues spoken. This cuts straight across America's democratic prejudice against the European dictatorships. (Polish is fairly common on midwestern stations. Scattered Yiddish, Greek, Spanish and Portuguese are sectionally noted.)

Translators are widely employed by multi-language stations to check manuscripts to keep out objectionable programs. However, the theoretical danger of the foreign language announcer ad libbing without any-body in the studio being capable of checking the script has reportedly given persons in Washington goos pimples. It is distinctly a Washington mispired confab that the NAB. has called. Not that the Federal Communications Commission has taken or necessarily will take, any position against linguals. Most of the broad-casters are extrenely careful at present.

casters are extremely careful at present.

There have been no recent examples of propaganda trouble although some three or four years ago there were disturbing developments on Long Island and Ohio stations and some revelations of that time are now being recalled. The Nazis have in the past shipped over radio diges ostensibly consisting of innocent Wagnerian music but sometimes there were pro-Nazi remarks that bobbed up at different points in the unspinning.

S. F. Unperturbed

S. F. Unperturbed
San Franceco, July 18.
War jitters have had little effect
on foreign-language broadcasts here,
according, to survey of stations deriving major chunk of revenue from
multi-lingual shows. Bay area carries heaviest sked of such programs
in the west. Three to five hours daily
are devoted to Italian-language
shows by three statious, all heavily
sponsored.

nutti-lingual shows. Bay area carry multi-lingual shows by these statious, all should show by three statious, all should shows by three statious, all should show by three statious, all should should be should be supported to the should be should

Neville Miller, James Fly Disagree On Best Way to Integrate Radio With National Defense Problen

Radio's Oldest Salesman?

Milwaukee, July 16.
Ben Wolff, star salesman of WEMP, who is: called by C. J. (Chuck) Lamphier, station manager, the oldest salesman with the youngest ideas in radio, will celebrate his 73rd birthday anniversary on Aug. 4.
Station staff has chartered a steamship for a gala moonlight excursion on Lake Michigan as a complimentary tribute to the veteran time seller.

WEBS SENDING BIG MOB TO N.A.B.

Columbia will have a slightly bigger delegation than NBC at the National Association of Broadcasters convention in San Francisco the week of Aug. 4. The trek will be pretty well scattered, with some flying and others going by train. Miles Trammell, NBC's new prez, has to remain New York for the NBC board meeting of Friday, Aug. 2, so that he will have to take a sleeper plane the following night (3).
CBS contingent will consist of Edward Klauber. Meff Runyon, Herb Akerberg, Don Thornburgh, Joe Ream, Ed Cohan, Johnny Karol, Harry Butcher, Gilson Grey, Jap Gude, Steve Fuld, Kelly Smith, Howard Meighan, Jack Van Volkenburg, Megle Jones, Earl' Gammons, A. E. Joscelyn, Harold Fellows, and A. D. Willard, Jr.
NBCites will comprise of Trammell, Edgar-Kobak, William Hedges, A. L. Ashby, Frank Russell, Don Gitman, Sidney Strotz, O. B. Hanson, John Norton, Sheldon Hickox, Kolin Hager, Vernon Preble, Lloyd-Yoder and Kenneth Berkeley.

Hager, Vernon Preble, Lloyd Yoder and Kenneth Berkeley.

Jennings Seeks Program For New Drene Budget

Chicago, July 16.

Chicago, July 16.

Kastor agency here has okayed a 30-minute slot for Procter & Gamble on the NBC-Red, taking 7-7:30 p.m. on Saturdays. Exact starting time not set but likely to begin with time change. Product will be Drene. Robert Jennings, Kastor agency radio chief, is now negotiating for a show for this spot.

WKBN, Youngslown, O., added to those carrying the 'My Son and I' program on CBS for General Foods; and the 'Musical Game' broadcast each Sunday for Phillip Morris.

foreign-languagers opposite big network shows, reasoning they can't compete anyway whereas expatriates would rather hear their own lan-guage than Jack Benny, Seems to

work.
Occupying even more air space

Washington, July 16.
Division of opinion developed ove the weekend as to whether the radi industry should have a representative on the new National Advisor Defense Commission (led by Williar, S. Knudsen) or a separate Govern ment board should be set up to han die communications problems in the hort-of-war emergency. Opposin camps are headed by Neville Millers president of the National Association of Broadcasters, who advocate adding a communications expert to the existing defense board, and Chairman James L. Fly, who is plug sing for a Communications Defense Committee—which he is already setting up.

Committee—whiten he is arready, setting up.
Prospects for a squabble are seenting the fug-o-war which is developing over who is going to take over the job of guarding radio against the Fifth Column and the Trojan Horse—not to mention the far more seriful to the column to the would result from the U. S. being drawn into the war.

ous problems which would result; from the U.S. being drawn into the war.

A proposed executive order (suggested by Fly) which would include representatives of the State, War and Navy Departments and the FCC is being held up at the White House while rumors are in circulation that opposition has developed against permitting a regulatory agency (the Commist) to intrude upon defense planning. On the other hand, it is argued that appointment of a single individual to the National Advisory, Defense Commission would not be feasible, since no person could cope with all angles of the radio industry (commercial, point-to-point, radio telegraph, telegraph, cable, telephone, etc.).

pnone, etc.).

At his press conference last week,
Fly soothed the industry with a statement that there was no cause for
alarm and reminded broadcasters
that popular sentiment called for the leaving of private operation in private hands so that broadcasting will continue to function as now performed.

continue to function as now performed.

There is no reason in the world,
Fly declared, that broadcasting
should not go on absolutely unimpeded. Any suggestion that there
is any problem there is far-fetched
and quite inaccurate and not fair
to broadcasters.

No intention on the part of the
Government to burden or hainper
the normal operations of the indusitry, short of U. S. participation in
the war, according to the Commish
chairman, and anyway 'our Government isn't qualified to take over
broadcasting.

Even if war should come, Fly predicted, the Government would restrict itself to things which would be
particular, rather than all-embracing,
in character.

MILT SAMUEL 'FLASH' **NOW IN 500 STORES**

San Francisco, July 18.

KPO-KGO Photo Flash, news picture service for window display which Mill Samuel, NBC pas, started a year ago, has now reached the point where It involves 500 retail stores, numerous regional mags and several programs. It was turned out a point-of-sales contact in behalf of food accounts on the two stations. Photo Flash features each week at least four pictures of NBC talent, with these appearing mostly on food commercials, although the connections is not disclosed in the captions. For of attention there's usually a piece of art on the gammy side.

Wrigley Gum a Multiple-Station Buyer of Spots in New York City

Business in New York is holding Rodeos, Resorts, Politics up well. National spot has recorded several small but consecutive gains and the local picture is even better Wrigley Gum has jumped on the band-wagon of national advertisers using multiple stations in N. Y., and is spreading announcements on several outlets. In the local column, WMCA led the way with a 12% gain while the others either held their own or showed slight increases.

own or showed slight increases.

Postal Telegraph offices in the metropolitan area are displaying posters plugging WHN's. Cinderella, the gal who chatters between platters on a late evening request hour. Posters show femme m.c. before a WHN mike, and urge readers to send requests to her—via Postal, of course.

WNEW: Vanti Pa-Pi-A, through Erwin, Wasey, 52-week renewal of 'Make Believe Ballroom,' quarter-hour strip across the board. Wrigley Gum, through Vanderbie & Rubens,

Make Believe Ballroom, quarterhour strip across the board Wrights Gum, through Vanderbie & Rubens, 8 announcements weekly, 52 weeks. Bathasweet Corp, through Kiesewetter, three quarter-hours weekly, 52 weeks, Make Believe Ballroom. Sudbury Labs., through Mason I. Ham, announcements. What's More, they're getting 'em. KOL. Bax'er shoes, announcements weekly, 52 weeks, Make Believe Ballroom. Sudbury Labs., through Mason I. Ham, announcements. WHIN: Waldorf Clothing, through Rosen-Edison, station breaks. Key Freparations, through Taylor Associates, six quarter-hours weekly, 52 weeks. William Wrigley, Jr., Co. through Frash Mason Lems, 36 announcements weekly, 52 weeks. WMCA: I. J. Fox, through Lew Kashuk, 60 announcements weekly, 52 weeks. Egofoam Shampoo, through Bob Wheaton, five-min programs. Lin-Tox Corp. through Helen M. Main, 78 announcements. Sudbury Labs, through Mason L. Ham, 50-word spots. Warren Norge Corp., five quarter-hour newscasts weekly, United Shoe Exchange, through Kinger advertising, 60 announcements weekly, 52 weeks. Famous Homes, through Alvin Samuels, half-hour. Manda Sales Corp., through J. W. Pepper, announcements. Cushments weekly, 52 weeks. Famous Homes, through Alvin Samuels, half-hour. Manda Sales Corp., through J. W. Pepper, announcements. Cushments weekly, 52 weeks. Famous Homes, through Alvin Samuels, half-hour. Manda Sales Corp., through J. W. Pepper, announcements. Cushments weekly, 52 weeks. Famous Homes, through Alvin Samuels, half-hour. Manda Sales Corp., through J. W. Pepper, announcements. Cushments weekly, 52 weeks. Famous Homes, through Mason L. Ham. 1999. The Market Ma

OFFICE

All Boosting Seattle: National Spot Up 4.5%

Stattion managers hereabouts are purring at constantly rising local business which, at the moment, is helped by big chunks of coin from politicos, summer resorts and nearby rodeos. When summer hit Seattle last year the heavy spenders pulled off completely. This year if they lay off programs they keep the dialers aware of their product with a flock of announcements. F. G. Mullen, northwest manager for Ruthrauff & Ryan, reports his agency's local accounts will increase radio budgets as high as 25% the coming season.

season.

With the local situation well in hand, managers are shooting for

racts from national advertisers.
What's more, they're getting 'em.
KOL: Baxter shoes, announcerents. Renton Rodeo, two half-hour
shows. Nordstrom shoes, announcements.

Network	Local	National	Total
Units	Units	Spot Units	Units
3.985	10,719	1,272	15,97€
4,220	10,404	1,217	14.841
-5.5%	+3%	+4.5°	+0.9%

	13 com	ared to July	.0
Network	Local	National	Total
Units	Units	Spot Units	Units
705	9,416	15,816	25,937
705	9,190	15,802	25,697
3m	+2.4%	+0.09%	+1%

Write, Wire or Phone YOUR NEAREST VARIETY

To Reserve Space in the 1940-41

> ARIETY **RADIO** DIRECTORY

NEW YORK 154 West 46th St. BRyant 9-8153

CHICAGO 54 W. Randolph St. Central 4401

HOLLYWOOD 1708 No. Vine St. Hollywood 1141

EIGHT-WEEK TREND OF STATION BUSINESS

(For All Markets Regularly Reported by 'Variety')

Week NATIONAL SI	OT Units by Thousands
May 25	18. A. A
June 1	62.0 61.1
June 8	62.1
June 22	62.6
June 29	62.1
July 6	61.2
July 13	61.9

Week LOCAL	Units by Thousands
May 25	91.1
June 1	91.6
June 8	89.5
June 15	89.1
June 22	89.9
June 29	90.3
July 6	89.3
July 13	89.9

Week NETWORK	Units by Thousands
May 25	95.1 94.4
June 8	93.3
June 15	93.6
June 29	94.6 90.0
July 6 ———	92.6
July 13	90.5

Week Ending TOTALS	Units by Thousands
May 25	248.0
June 1	248.2
June 8	244.0
June 15	244.8
June 22	247.2
June 29	242.5
July 6	243.2
July 13	242.4

SPOT SPURTS 9.4%

Baltimore Not Badly Off in the Sum

Baltimore, July 16.
Still quiet and uneventful here.
Some action shown in slight upturn
in national spot count but continued
slipping noted for other classifications. WCBM ted in with army recrutting service, giving a halt hour
weekly to various service bands for
concerts wrapped around enlistment
plug.

plug. WFBR: Superflex Heater, three announcements a week through Mc-Cann-Erickson (Cleveland).

Network	Local	National	Total
Units	Units	Spot Units	Units
7,190	4,793	2,489	14,472
7,345	4,978	2,275	14,598
-2%	-3.8%	+9.4%	-0.8%

WKRC'S SINGING SAM E. T.'S HELPS CINCY

Cincinnati, July 16.

Time sales took a step forward last week, slight drop in network units being overbalanced by local and national spot additions. Biggest newcomer was WKRC's acquisition of the Singin' Sam series of transcriptions for 15-minute periods Monday through Friday for Coca-Cola. Placed by the Chester C. Moreland agency, local. This order supplements the sponsor's, baseball, quiz series of quarter-hour shots, Monday through Saturday, conducted by the station's Mike Hunnicutt and George Sutherland. The Mutual affiliate also took on five five-minute spots for the Northwestern Yeast Co. on Maca yeast, through the Hays-MacTarland agency, Chicago. They're on the woman's hour, Monday through Friday, and five announcements on the same program for the Geier Mattress Co., handled by the Julian Behr agency, Cincy.
WSA1 linked with NBC's airings of Bob Crosby's Thursday night 30-minute stanza for Camel cigarettes; renewed the 15-minute nights-a-week Sandlot Sports series by Sam Agney, of the Crosley staff, through the McCord agency, Chicago: added six announcements weekly for the B. C. Remedy. Co., through International Radio Sales; and a new series of spot announcements for Rollman & Sons Co., department store.

July 13 compared to July 6

Network Local National Tetal

July 13 compared to July 6

John Karel, research counsel for CBS, in Cleveland to address luncheon gathering yesterday (Tuesday) of 60 local agency men being partied

Armament Money Good for L. A.; Lew Weiss Sees Sharp Fall Spurt

Salute to—' (For Cash) Runs Up KRNT Tally

Des Moines, July 16.

Large local gain helped by KRNT's series of 'Salutes' to towns in Cowles Stations' trading area. 'Salute to---' Stations' trading area. 'Salute to-'

is paid for by the merchants in the town feted.

WHO: Armour & Co., through Lord & Thomas, 156 quarter-hour discs. North American Accident Insurance Co., through Franklin Bruck, 39 10-min. newscasts. Manhattan. Soap Co., through Franklin Bruck, 39 10-min. newscasts. Procter & Gamble (Camay), through Pedlar & Ryan, 260 quarter-hour ET's. Franklin Gounty Coal Co., through Franklip Brown, 13 quarter-hour newscasts. Hollywood Candy Co., through Blair MacPhail, 26 half-min. spots. Haskin Bros., through Presba, Fellers & Presba, two quarter-hours weekly. Bud & His Buddies; also three 10-min. programs weekly from KMA, Shenandoah. Little Crow Milling Co., through Rogers & Smith, 156 quarter-hour programs.

July 13 compared to July 6

Network	Local	National	
			Total
Units	Units	Spot Units	Units
6,820	2,571	4,302	13,693
6,760	2,319	4.225	13,,304
+0.8%	+10.9%	+1.8% , KSO, WHO	+2.9%

Panama Pacific Line Uses Blurbs on KFRC, Frisco

Blurbs on KFRC, Frisco
San Francisco, July 16.
Quiet week on San Francisco's
radio front saw all three categories
sag somewhat, marking the end of
network units' long and steadyclimb. KSFO's 'News Quiz' from
Orpheum theatre finally began its
Holsum sponsorship (12); and Al
Nelson of NBC threw a Salad Bar
party in his offices for Wessen Oil
account (11).
KFRC: Panama Pacific Lines,
frough J. Walter Thompson, 30 announcements. Langendorf United
Bakeries, through Leon Livingston,
45 announcements.

Bakeries, through Leon Livingston, 45 announcements.

KPO: Sir Francis Drake Hotel, participation in Fashion Window and Through Woman's Eyes. Panama Pacific Lines, through J. Wail ter Thompson, announcements. Roller Derby renewed announcements for one month.

July	13 com	pared to Jul	y 6
Network	Local	National	Total
Units	Units	Spot Units	Units
8,530	4,121	2.085	14.736
9,240	4,263	2.187	15.690
-7.6%	-3.3%	-4.6%	-6%

Fact that the categorical units are not showing sharper fluctuations is hailed as a good omen in this fre-quency belt. Were such a table set up at this time last year there would up at this time last year there would have been alarming differentials. Contributing to the even tenor of the comparisons are several factors, more importantly the defense program which is assuming massive proportions along these latitudes. Seasonal products generally go budget-spreeing in the warm months, which leaves the loss of big network accounts.

Substantial increases

which leaves the loss of big network accounts.

Substantial increases are noted at Don Lee headquarters (KHJ) where Lewis Allen Weiss is predicting a sharp upswing with the coming of cooler weather. Standard Oil is moving its symphony and school programs to the chain after 13 years on NBC, and Ovaltine will be back with Little Orphan Annie Adohr Creamery returning with its Golden Hour of Music and many others are getting in their fall reservations. Station will get its share of the politico largesse, which will soon be ladled out large doses.

KNX: Seven Up Bottling, through Glasser agency, 208 daytime signals, 52 nighttime signals. Langendor Bakeries, through Leon Livingston, 20, time signals. Beckman Furshrough Glasser, 12 time signals.

KFI: Forest Lawn Memorial Park, through Dan B. Miner, 26 participations in 'Art Baker's Notebook'. McMahon Furniture, through Ad Carpenter agency, 48 quarter-hour broadcasts by Fleetwood Lawton, commentator. Maryland Pharmaceutical, through Joseph Katz, 131 one-min, transcriptions.

KECA: McMahon Furniture, through Ad Carpenter, 48 quarter-hour chrough Ad Carpenter, 48 quarter-hour property of the control of

min-itranscriptions.

RECA: McMahon Furniture,
through Ad Carpenter, 48 quarterhour commentator programs by
Fleetwood Lawton, Gold State Frizz,
through Warren Fehlman, 39 quarter-hour programs, The Word Hunters'.

KFWB: Hollywood Turf Club, through Milton Weinberg, 80 one-min, spots. City of Hermosa Beach, through Dick Connor, five half-hour programs. L. A. Civic Council, 28 quarter-hour programs.

Network	Local	National	Total
Units	Units	Spot Units	Units
10,643	12,217	1.761	24.621
10,872	11,914	1.814	24,600
-2%	+2.5%	-2.9%	0.09%
(Included KMPC, KN	: KECA	KFI, KFWE	

Leighton & Nelson, Schenectady agency partners, on first vacation since formed. Nelson to Cape Cod, Winslow (Tiny) Leighton, in Wis-

T SET-MAKE BURNS UP A

CISLER OF WGRC FILES PROTEST

Thinks Radio Manufacturers Unfairly Neglect Broad-- Calls It Base of casting -Their Prosperity-He Attended Philco Meeting, Uninvited, And Got Plenty Incensed

WRITES N. A. B.

By GEORGE WIEDERHOLD

By GEORGE WIEDERHOLD

Louisville, July 16.

Apropos Variety's Bureau of Missing Business, in which have been discussed various types of business which were not using radio, such as department stores, etc., and attempting to analyze just why and wherefore the various and sundry lines were not represented to any great extent among those sponsoring radio programs, S. A. Cisler, general manager of WGRC, New Albany-Louisville, has become concerned by the comparative absence of radio receiving set advertising on radio stations. Recently a local radio distributor (Phileo) scheduled a sales in this area. Cisler attended the condat, uninvited, and burned up plenty. During the course of the meeting, he observed that factory reps wenting great detail on the methods of merchandising, advertising, etc., displaying layouts and mats to be used in the campaign, and putting strong emphasis on local newspapers in pushing the line. Nothing about radio. Yet, argues Cisler, each radio listener is a potential purchaser of a replacement set.

Works Both Ways

Works Both Ways

Works Both Ways

Cisler resolved that he would run
some spot announcements, designed
to be of service to radio set owners.
His thought was that, if the disstributors and dealers could not be
helped by radio advertising, then by
he same reasoning, they could not
be harmed by a simple announcement, which might help the listener
and set owner to select the radio reciver best adapted to his needs. He
therefore formulated the following
announcement, but before running it,
wrote all local distributors calling
attention to the announcement which
he intended to run. The letter of
transmittal follows:

Gentlemen:

Gentlemen:
Enclosed is a copy of an announcement WGRC is ready to put

on the air.

I would appreciate any suggestions you may have from your own merchandising standpoint as to both the letter and the announcement.

merciandissing standpoint as to both the letter and the announcement. We are setting up an office of Tailoi information to pass out suggestions to listeners puzzled over what radio to buy. We do not feel that there has been the degree of coperation between the manufacturers and the broadcasting industry that is warranted, and many sets on the market are quite unsuited for suitsfactory service and have no provision for the new frequency modulation system which will be in use shortly. WGRC if applying for one of these stations as soon as the opportunity is allowed by the FCC rules and repulations.

Please and sequing your reaction to the general situation.

Cordially. S. A. CISLER, General Manager.

The announcement referred to in the foregoing letter follows: Attention, listeners. Before you buy ANY SO-CALLED NEW RADIO

buy ANY SO-CALLED NEW RADIO
SET for 1941 consider these points:

1. Has it an attachment for frequency modulation? This new
method of broadcasting will bee, in
Louisville soon. Don't buy any radio
without this facility. Sets without it
will be obsolete next year with the
advent of frequency modulation.

2. Avoid buying very small-sets
with poor quality of reproduction.
Good reproduction involves a good

loudspeaker of sufficient size and an amplifier of good quality.

3. Don't buy a radio on price of cabinet.

cabinet.

4. When in doubt about any radio please call the chief engineer of WGRC. He will be glad to advise you what sets are good buys and which ones are not.

WGRC SELLS NO RADIO SETS. We are only interested in seeing that every listener gets full value and buys a set that will not become obsolete in a year.

buys a set that win no second societ in a year.

New developments in radio are coming along. Be careful of sensational advertising. Check the facts.

Call WGRC or write The information is free.

Immediately upon receipt of the letter and copy of the announcement, reps of local distributors called on Cisler and asked him to withhold

airing the radio set stuff, saying it would be disastrous to their business. However, Cisler was unable to see eye-to-eye with them on that point, and proceeded to write a letter to Arthur Stringer, NA.B., Washington, D. C., asking his opinion and filing an official expression of disastisfaction. That's where the matter now rests.

Max Marcin Whodunits Replace Biow 'Rhymo'

Philip Morris is replacing its Rhymo game on CBS Sunday nights (8:30-9) with a series by Max Marcin tagged 'Crime Doctor.' First of the whodunits will be aired Aug. A. Listeners will participate in the guessing, with \$50 paid for the best letter. Biow Co. is the agency.

South Americans Like Film Gossip;

Johnson Wax Shortwaves It on NBC

WBZ Four Join Heidt

The Smarties, WBZ quariet, heard since last fall, on the Jordan Marsh Hour, have left that station to join Horace Heidt's Pot o' Gold Show in Detroit. From there they continue with Heidt to Chicago and thence to the Coast where they will appear in a picture with the Heidt band.

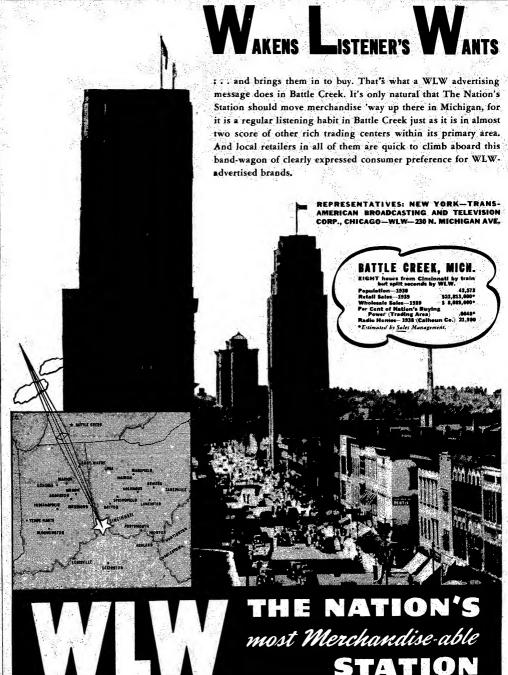
The quartet members are Donna Wood, George Jackson, Eddie Jones and Jim O'Brien.

Hollywood, July 16.

"Speaking of Glamour, Hollywood gossip program of Frances. Scully, who doubles in 'NBC publicity, has been bought by Johnson wax for short-waving to South America. It's first DX sale recorded here, although film colony is supposedly among best themes for Latins.

Scribt is mailed weekly to New.

Script is mailed weekly to New York for translation into Spanish and narration on the beam out of N.Y. to the Latin countries.



26

MEET MR. MEEK'
With Frank Beadlick, Jack Sm
Adelaide Klein, Doris Dudley,
McAllister, John McIntyre
Comedy Serial
38 Mins.

30 Mins, LIFEBUOY (LEVER BROS.) Wodnesday, 7:30 p.m. WABC-CBS, New York (William Esty)

(William Esty)
Much confusion preceded the unveiling of this comic strip, and the initial installment (10) gave evidence of the thing not yet being out of the woods. As it now stands, the script leans; mostly in the direction of low-down, slapstick for its laughs. It's Maggie and Jiggs all over again, but with, latest carbon copy of Bringing Up. Father; going in for such toney gars; as 'Stretch my ears and call me fablic. About the only solid laugh that emerged from the opening, stanzahad to do with an episode in mountain-climbing instruction staged on a roof and the expected finish to this gag situation; the ground.

When 'the program gets straight-

gay stration, the bondown assistance of practical to the ground.

When the program gets straightened out it should develop into acceptable family fare. Particularly, with the kids, if the stress continue to the straightened out it should develop into acceptable family fare. Particularly, with the kids, if the stress continue we straight and the stress of the imagination. The plots and characters, unding from the introductory chapter, will be easily recognizable to even the lowest stratum of listener. In the family of the henpecked Moriner Meek there's a brother-in-law (Jack Smart), parasitic, wisecracking and coddled by Meek's shrewish wife (Adelaide Klein). Peggy, the daughter. (Doris Dudley), is sympathetic to the old man. Meek has, arony (Ian McAllister) who likes to fish, and for the pompous guy with the silkhat there's the father of Peggy's boy friend, as played by John McIntyre. None of the performances is especially inspired, and hat's in keeping with the theme, set of characters and general scripting. Demand and the director, Do Bernard and skilful job with the materials at hand.

Those concerned with the series and no little difficulty wetting set on

scriator, paradoxically has done a skilful job with the materials at hand.

Those concerned with the series had no little difficulty getting set on the title of the show and the first name of the central character. Among the latter proposed but abandoned was Eustice and Algernon. As for the title it had been previously announced first as 'The Adventures' of the title that have been previously announced first as 'The Adventures' continued the series and then as 'The Life of the start when the series and then as 'The Life of the start when the series and then as 'The Life of the series and then as 'The Life of the series and then as 'The Life of the series and the other being 'Blondie' (Camel).

"Meet Mr. Meek' doubles on the plug from Lifebuoy soap to Lifebuoy shaving cream, with Dan Seymour as the salesman at the mike. The soap copy emphasizes the B.O., extra-refreshing and hot weather angle, while for the shaving cream the Esty agency borrows a bit of palaver from its Camel copy, snamely, you get a zing and a lift' from using the product. Something different during the

The Gent Play 30 Mins. Sustaining Monday, 9:30 p.m. WABC-CBS, New York

WABC-CBS, New York
Following CBS' Summer Forecast
Number one. The, Raymond Paige
Battle of Music, a switch to Hollywood brought in the second halt
hour, a bit of acting packaged under
the proposed label, 'The American
Theatre.' It is the sales slant of this
offering that the series, if and when
sponsored, would draw upon American literature relating to the development of the 'way of life the
pioneers founded and we must now
defend' (to loosely quote a preperformance curtain speech by
March). Enterson Hough's Covered
Wagon'. Owen Wister's 'The Virginian,' James Cooper's 'The Deerslayer,' are among the pencilled-in
works.

James Houseman adapted and di-

works.

James Houseman adapted and directed The Gentleman from Indiana
of Booth Tarkington's list. It unrolled satisfactorily, but was pretty
routine plot for radio at this late
for characterization was in
the crooked politician
against the crooked politician
against G. Robinson does it better.

Edward G. Robinson does it better. Considered as run-of-mill radio drama, the sample was professional. It would probably get its due share of listeners, the number swollen by the name talent. But as a case of getting to the grassroots of midwestern Americanism, it made the passes rather than achieved the substance.

With Pat Barrett, Cliff Soubler, Fran Allison Comedy 3 B. J. REYNOLDS Saterday, 19 p.m. WEAF-NBC, New York.

'Station E-Z-R-A' (Esty) is now sponsored by R. J. Reynolds. Superficially, it's an odd choice for the furtherance of Camel sales, but postibly reflects a plan to pick up off-the-path listeners. Pat Barrett (from Chicago) continues to operate the mythical 'powerful little five-water down in Rosedale. It's a quaint notion, this good-natured spoofing of a hick radio station and has in the past produced some good chuckles.

past produced some good chuckles.
First program on the NBC red Saturday (13) at 10 p.m. was spotty,
notably the burlesque quiz biz.
With the Hebe dialect angle also
close to the danger line, although it
was vague enough to perhaps escape.
Land.

soap plug is the background voice that tolls off the temperature re ports of various cities throughout the country. It's the only original touch throughout the 30 minutes. Odec.

FREDRIC MARCH-FLORENCE BATTLE OF MUSIC With Raymond Paige orchestra, Al-The Gentleman from Indiana' Play Spalding, Frankie Hyers, Joe Venutl, Fredda Gibsen, Gordon 30 Mins.

Gifford Novelly 30 Mins Sustaining Monday, 9 p.m. WABC-CBS, New York

WABC-OBS, New York

This was number one in the summer Forecast' series which the Columbia program departent its resenting as abundant of the tending as a columbia program departent is resenting as abundant of the tending as a columbia of the tending as a columbia of the columbia of the

the 14 programs comprising Forecast.

While the jazz versus opera sort of thing, has been exploited in vaudeville and elsewhere in the past. he Palge version is bright and lively and a modern commodity. This is largely due to the basic conception being smart and the production tiefl. George Faulkner has provided a splendid script, socky in clarity and punctuated throughout with polite comedy touches. He and George Zachary, who directed, showed themselves a tidy team—there were no loose ends, a remarkable accomplishment for an audition performance.

The surprise of the program is

loose ends. a remarkable accomplishment for an audition performance.

The surprise of the program is Albert Spalding, a virtuoso on the violin, who is the advocate of the classical viewpoint. He has a pleasant voice and reads lines with surprising felicity. Paige got excited about him when Spalding was heard some time ago on 'Information, Please.' It was good showmanship and the content hall solo to be followed, challenge style, by hot cat-guided the content hall solo to be followed, challenge style, by hot cat-guided the content hall solo to be followed, challenge style, by hot cat-guided the content hall solo to be followed, challenge style, by hot cat-guided the content hall solo to be followed, challenge style, by hot cat-guided content hall solo to be followed, the swingeroos were defended by Frankle Hyers, a fugitive from 52d street, and so described.

The patter of the highbrow against the patter of the highbrow against the color of the foreign the fine music stuff, then the melody-destroyers. A tenor, Gordon Chifford, he Fredda Clibson is the torcher. Here again the contrasts make for amusement.

All in all, it adds up as good radio-

All in all, it adds up as good radio spoofing, an orchestra show with a production formula that is practical and essentially no tax on comprehension.

Land.

Follow-Up Comment

G. W. Johnstone, radio director of Democratic National Committee, in a CBS interview with Announcer James Fleming, from Chicago Stadium, said there had been 'tre-mendous improvements in technique' of broadcasting a national political convention since he worked the 1924 Democratic conclave in old Madison Square Garden. Johnstone state that on the convention but the first air-covered —was to 'publicize' Graham McNamee and to 'teed him copy on color, etc.' Johnstone remarked that Fleming, as a radio man, would appreciate the unusual situation in which 'we found ourselves.' Started with a budget for 10 days,' and wound up by it being 'knocked silly,' due to convention running three weeks.

weeks.

Percy Faith, as guest conductor of the Carnation Milk Company's Contented Program over the NBC-Red, druned in an impressive musical period in the lash style he developed. The style he developed the style he developed the style he developed to the lash style he developed the style he develo

Louis Armstrong, on We. The People, told a touchingly human story of receiving a battered, old cornet as a Christmas present when he was a boy in a New Orleans or the season of the sea

Edmund Taylor, CBS' Paris-that-was correspondent, has arrived in the United Stales, and he told about it most absorbingly in one of the regular Columbia news round-ups last week. The collapse of France, due to the weakening of morale and confusion and defeatism, was con-firmed. He thought the morale in England was stimulating and hearten-ing by contrast, but hoped the Ger-mans did not stage the raid during tea time.

'HIRE A HALL'
With Lee Grant Orchestra
Money-Raising Novelty
Sustaining
Monday, 7 p.m.
WMCA, New York

WMCA, New York
WMCA, broadcasts this one from
the auditorium at the Johns-Manville
building on the New York World's
Fair grounds. Time is sold to singers and others (in fact, theoretically
to allcomers) at the rate of \$3
minute, 50c extra for each additional
man of the Lee Grant orchestra used
for accompaniment. The donations
go to the Red Cross.
Here is an excellent production
idea (a twist on stunts which WJSV.
Washington, and other local stations
have used), but the initial presentation was marred throughout by the
lack of class. It was not carried
through with the necessary smartensurement of the stations
have used), but the initial presentation was marred throughout by the
lack of class. It was not carried
through with the necessary smartensurement of all Elsa Sheleds, each
from and giving a plug to a night
club. Allen Prescott too, seemed to
be a guest mc. for the plug. It was
audience participation on a basis of
pre-arrangement. Or sounded that
way, which is equivalent to the fact.
The program was noisy. No other
word can characterize the blare of
the Lee Grant get-together. It was
especially bad routining to announce
the program, give hint of its
nature, then launch into an interminably prolonged bit of unmonitored, unmendodious jive. Older people
to some extent would be automaticThe limitated by the fusic.
The limitated by the fusic of being
heard on the air. Doubitful if the
buying of extra musicians will mean
much. And it may confuse. The program will be as good or as bad-asthe way it's run, and it was run in
slovenly fashion during the first try.
That Lewis Brown, president of
Johns-Manville in interpolated
talk, three times referred to WMAC
need not be taken too seriously, except that it seemed typical of the
lack of quality production supervision. The cheapness of the night
club tieups practically tarnished the
whole sturt, the failure

'LABOR COURT' LABOR COURT
With Samuel Zack
Arbitration
60 Mins.—Local
Sustaining
Tuesday, 9 p.m.
WMCA, New York

WMCA, New York

The one-time Good Will Court of A. L. Alexander who has since had a program called A. L. Alexander? Arbitration on WHN) and the more recent Good Will Hour of John J. Anthony have fostered, at Donald Flamms station, a conviction that J. Anthony have fostered, at Donald Flamms station, a conviction that J. Anthony have fostered, at Donald Flamms station, a conviction that J. Anthony have fostered, at Donald Flamms and J. Anthony have fostered, at Donald Flamms and J. Anthony have fostered, at J. Anthony have fostered, at J. Anthony have fostered, and J. Anthony have fostered for the motion and problems of ignorant and undering one of the state of the motions and problems of ignorant and undering one of the state of the Into this ams, for example). It's still a good idea. Land, It's own in the stance of the talking, the argument of the manner of the case rather than get at the fairness or justice was far more prominent during the hour than the asserted, but undemonstrated, wisdom of the arbitrators (Zack plus though Announcer Bill Wood and Jim Pool of the press' department have each delivered an airable opus. Not a workshop half-hour, spot is purely a release for pent-up scripts. It they'll pass at all. Show caught when the pression of the arbitrators (Zack plus though Announcer Bill Wood and Jim Pool of the press' department have each delivered an airable opus. Not a workshop half-hour, spot is purely a release for pent-up scripts. It they'll pass at all. Show caught workshop half-hour, spot is purely a release for pent-up scripts. It they'll pass at all. Show caught week for the decision of the arbitrators (Zack plus though All of the foregoing comment may be beside the point, which is to provide a cheap form of natural controlled and sophisticated secretary merged somewhat involved.

Same show is used as break-in for neophyte talent, hopefuls being austicated secretary merged somewhat involved.

Same show is used as break-in for neophyte talent, hopefuls being austicated secretary merged somewhat involved.

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Same show is used as break-in for neophyte talent, hopefuls being austicated secretary merged somewhat involved.

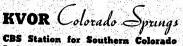
Same show is used as break-in for neophyte talent, hopefuls being austication of the arbitrators (Zack plus the agreement when when moral proposition of the arbitrators (Zack plus the agreement when when moral proposition of the arbitrators (Zack plus the agreement when the submitted on the fairness or justice sagreement

NOW! WHILE VACATIONISTS ADD \$15,000,000 TO SOUTHERN COLORADO'S PURCHASING POWER



• Penetration ... coverage from within the rich Colorado Springs and Southern Colorado market ... now available to CBS advertisers using the Mountain Group at the

unprecedented low cost of \$50 per evening hour less discounts earned. Daytime rates are even lower! For details of this amazing buy, ask CBS or The Katz Agency, Inc.



THE OKLAHOMA PUBLISHING CO. THE OKLAHOMAN AND TIMES
THE PARMER-STOCKMAN & WKY, OKLAHOMA CITY & KLZ, DENVER
(Affiliated Management) REPRESENTED BY THE KATE AGENCY, INC.

YOURS-ON A SILVER PLATTER THE MARKET WITH more money TO SPEND

Year in and year out, the prosperous WTIC market ranks with the nation's best. The latest figures show this grand market more than ever at the top of the heap today.

Last year, for instance, the 420,895 families in our primary area alone had—and spent— 84.3% more money per family for consumption goods than the national average.* Their per family purchases even topped the remainder of better-than-average New England by 10.9%!**

Here's a market that can and will buy your product—lots of it. WTIC gives you this big, convenient, billion-dollar market literally on a silver platter!

> *National Resources Committee **Printers' Ink Market Explorations



Inside Stuff—Radio

Lucky Strike Hit Parade (CBS) of last Saturday night (13) was the first to make use of the revised system for surveying the data upon which the ratings are based. Greater weight is now being given to best sellers, as compiled from jobbed and retailer soutces, and none at all to requests of band leaders. Lord & Thomas, agency on the account, reported that an enalysis of the differences produced by the new system as compared to the old showed the juxtaposition was actually negligible. What would have been No. 4 became No. 3, while Nos. 5, 6 and 7, under the new method, became the Nos. 7, 6 and 5 tunes.

When Lum and Abner and Andy Devine failed to appear on the Roma Wine quiz and interview show over 38 Mutual stations from S. F. Fair (6) assembled and air fans were told it was because they had been forced to make extra appearances in the California Coliseum where they were doing a four-day stand. What really happened is that although guest sho had been announced a week before and confirmed in writing, comics didn't realize until last minute type of product sponsoring the half-hour stanza. Boys reportedly balked on grounds affiliation with the mellow beverage might not be so sweetly accepted by their followings.

Dr. James Rowland Angell, educational counsellor of NBC at 25G's per annum, is, according to a recent biographical sketch of him mailed to the press, honorary member of The Order of the Past Participle, an exclusive company of one-time college and university presidents who continue to function actively after retirement. Angell formerly headed Yale University.

Life mag in its July 15 issue gives WLS, Chicago, plenty of attention by way of an article and picture. Its all captioned, Hayseed Humon and Showmanship Makes WLS Leading Farm Station. Photos include Uncle Ezra, star of the Barn Dance. flaunel nightshirt, Staff Preacher Dr. John Holland baptizing a baby over the air and a square dance on the station's Home Talent Barn Dance!

Mrs. Wendell Willkie was induced to go on KLZ-KVOR for an interview last Thursday (11) from the Broadmoor hotel, Colorado Springs, after the Republican candidate's wife had consistently turned down mike appearances in the east. Wauhillau Lahay, who handles the Woman's Angle program for the stations, did the inducing and interviewing.

Tor Hollonquist, of Stockholm, Sweden, is a new aide of Dr. Frank Stanton at CBS. Statistical chap spent three years in U. S. originally on a Swedish government grant, dividing this time between a magazine, a research house and a university. Before returning to Sweden some time ago he arranged to return and join CBS.

NBC has the jump on CBS in the release of the results of a listener survey on all counties as obtained through a mail check. Columbia has been working on one of its own for some time, buit it won't have the thing ready for release until September. CBS claims that before launching the study it did a lot of preliminary testing.

WCCO, Minneapolis, has to date pulled over 44,000 requests for a joke book that the Northrup King seed and feed account offered during its 7 am. 'Almanae of the Air'. With each request for the gag and limerick folio has come either a Northrup King label or sales slip.

VICTOR ASKS DISMISSAL

Stockholder Suit Alleges 1928-32 Stock Manipulation

Stock bolder Suit Alleges 1928-32

Stock Manipulation.

The Victor Talking Machine Co. applied to the N. Y. supreme court monday (15) to dismiss a stock-holder suit against it, General Electric, Westinghouse Electric, NBC, RCA, and 30 officers and directors of RCA. Action which seeks hundreds of millions of dollars in damages, charges waste and mismanagement; and is being brought by 12 minority stockholders of RCA. Victor is included the second cause of action. It is charged that General Electric, Western Electric and RCA in 1928 decided to purchase the stock of Victor, and RCA effected the sale for \$22,500,000. Prior to the sale, it is alleged the directors of these companies traded in Victor's stock greatly inflating its market value. After investing \$9,500,000 in Victor, it was decided to re-sell the company's stock which was done in 1932 for \$32,000,000. Shortly, thereafter the stock was greatly written down and the three purchasers thus had the assets of Victor for several years without paying anything for them, it is charged. An accounting is sought.

The request for a dismissal is based on the fact that Victor was dissolved in 1934, that the company is not located in N. Y. state, thus precluding supreme court jurisdiction, and that no relief is sought against it.

Wichita Falls Gets G.A.

Wichita Falls Gets G.A.

Wichita Falls, Tex. July 16.

Station WKFT, here, was given the go-ahead signal by the Federal Communications Commission to install a new transmitter, a directional antenna, and increase power from 250 watts night, one kw. day to one kw. night and five kw. day.

Station operates on 620 kilocycles, unlimited time.

WNOX, Knoxville, has launched a WNOX, Knoxville, has launched a new educational WNOX Summer School, on a daily schedule with Kenneth E. Huddleston as the director. University of Tennessee and several Government agencies are cooperating.

Radio Daffodils

San Francisco—So that Dave Young, KHJ, Los Angeles, aunouncer, could attend the San Francisco exposition Don Lee shifted a commercial, Dr. John Hiss Clinics, to this area. KFRC ran a line to a local clinic, with Young carrying on his interviews with patients while the doc did the bone twisting. The program, 30 minutes of patter in which patients describe their aches and subsequent gratitude, was for the occasion given a state-wide release.

Duluth—WEBC's staff announcer, DeAlton Neher, while covering the Goodman Wonder Shows, took a dare and rode a midget auto around the wall of a almost perpendicular motordrome with a lion seated beside him. He kept broadcasting throughout the ride.

Amarillo, Texas—The light atop the KGNC antenna mast has been named the Don McNeil (Breakfast Club m.c.) Beacon by John Ballard and citi-zens of this community. Beacon was dedicated by shooting off a shotgun shell loaded with bacon and toast.

Miami—As part of exploitation campaign launched by WKAT to celebrate affiliation with NBC blue Monday (15), 50 New York and Chicago ad execs were dispatched white cages containing live blue kittens, with attached card reading, The KAT goes blue.

Kittens cost \$10 apiece and were dyed blue with non-injurious chemical.

Lincoln.—Kenneth Golden, former KOIL radio singer, has been feuding with the undertakers of Nebraska of which profession he is now a member. They object to him singing free when requested to do so by relatives of the deceased. This is unethical says the trade association. Is it more ethical, answered the former radiotie, to charge the family \$10 for a singer but only give \$2.50 to the singer?"

Judge ruled in favor of Golden.

New Bedford, Mass.—Maybe it's his front name that gets em. Maybe it's just the trend of the times. Francisco Olivera, who conducts the Portuguese Hour locally, got two fan letters this week, both addressed: Dictator, Portuguese Hour, Station WNBH.

Test: Are You Awake?

Tuscola, Ill., July 16.

Tuscola, III., July 10.

WDZ is testing a five to six a.m. program, which it started several weeks ago, to find out whether the period has commercial possibilities. The device is inexpensive giveaways: such as artists picture, with the appeal direct mostly to listeners in the more distant areas.

more distant areas.

The pre-dawn hour is filled with hillbilly entertainment, popular music and news.

OLD WBZ TRANSMITTER AS AN FCC MONITOR

Boston, July 16.

Boston, July 16.

WBZ. now back in the hands of
its original manager, Westinghouse,
will open its new 50,000-watt transmitter in Hull, Mass., July 27.

After the new station has been
put in operation the present transmitter in Millis, Mass., will be taken
over by the FCC for use as a monitoring post.

\mathbf{WBBM} **CHICAGO** 50,000 WATTS

FIRST in advertising in Chicago for eight straight years



For more information about FBBM, one of the sixteen CBS 50,000 watt stations, inquire of Radio Sales: New York, Detroit, St. Louis, Charlotte, N.C., San Francisco, Los Angelei

MIDWESTERN KEY STATION OF THE COLUMBIA BROADCASTING SYSTEM

Payroll Traffic

Boston—Eddie Lee, WEEI singer brought into WBBM-Columbia here and emcee, joined WBZ staff Monday, as new promotion man. Formerly He will handle an early morning stint called 'Breakfast in Bedlam.'

Kay Ivers, local night club singer, is also a new WBZ staffer, being heard thrice weekly.

Salt Lake City—Gene Halliday is added to the KSL Production staff —formerly of sales staff, same sta-tion.

Trey, N. Y.—Cecil Walker is now handling publicity as well as some announcing for WTRY. Andy Kinbacker continues as news editor.

Toledo, O.—Anita Carvalho, formerly with WTOL, Toledo, becomes director of women's programs at WOOD, Grand Rapids, Mich., after Aug. 10.

WOOD, Grand Rapids, Mich. acc. Aug. 10.

Carl Nelson, has been named chief announcer at WTOL. Bernard Young has been added to the announcing staff.

Chicago—Stanley Levey, formerly with sales on WIND, Gary-Chicago, added to local sales staff of WBBM, Chicago.

Chlcago-King Parks has been



means business in Baltimore

Wichita, Kan. — Vic Rugh, announcer formerly with KMOX, St. Louis, joined KFBI as sportscaster.

Utica, N. Y.—Michael Carlo, for-merly writer and announcer for Leighton & Nelson, Schenectady agency, is now with WIBX.

San Antonio.—KABC staff has Beatrize Berry and Hardy Harvey in sales staff. Harvey comes from KB(T, Big Springs, Texas.

Miami-Phil Harris, former KYW Philadelphia, sports gabber, pinch-hitting for vacationing Jack Kofoed on WIOD's Pabst newscast.

Boston — Stephen J. Manookian steps into public relations job at WORL, replacing Marjorie Spriggs who went to the WBZ and WBZA press department.

Lethbridge, Aita.—Fred McDowell of CJOC, has left for British Columbia to become Okanagan representa-tive for General Foods.

-Tom A. Hudson joined WMCA announcing staff. Formerly chief announcer of KFJZ, Ft. Worth, and introduced Elliott Roosevelt on the latter's programs.

Pittsburgh—Two vacancies created recently on WWSW announcers' staff have been filled by a couple of new-comers to radio, Robert Cochrane, of Stubenville, O., and Roger McGovern, of Pittsburgh. They are replacing Bob Merryman, who shifted to a berth at KDKA last week, and Ollie O'Toole, recently signed by Horace Heidt to double as a mimic in latter's stage show and as a spieler on his 'Pot o' Gold' program.

Denver.—Hugh B. Terry, manager of KVOR, Colorado Springs, to KLZ as commercial manager; Derby Sproul, program manager KDKA, to Sproul, program manager KDKA, to KLZ as production manager; Wau-billau, LaHay, formerly of WHB and KVOR, back to KLZ as continuity editor; Mark Screiber, sports announcer, and Earl Ferguson, added to KLZ sales staff, Henry B. Thorpe, formerly on KOIN, a new newscaster on KLZ, and added to the new staff at KLZ is W. M. Harrison, Jr., whose dad is managing editor of the Daly Oklahoman-Times, Oklahoma City.

New York—Marjorie Duhan joined WOR program department as secretary to Mitchell Benson. While at the Yale Drama school, she was a scripter for WICC, New Haven. She replaces Lucille Brophy. Latter is wife of Ranald MacDougall, NBC staff writer.

Temporary announcers added to the staff for the summer at WOR include Robert Colby, formerly a junior announcer at NBC, and Frank

Dunne, formerly at WJRD, Tusca-

Sait Lake City—Edward McCal-lum, formerly manager of KYA, San, Francisco, and more recently man-ager of the Salt Lake City Branch of KLO (Ogden), is now with KUTA, this city.

Milwaukee—Conrad Rice, former manager of station WJMC at Rice Lake, Wis., now at WEMP as news-

Vancouver—Two more have been added to the staff of the Canadian Broadcasting Corp., at its Vancouver offices. Jack Peach, formerly staff announcer at CBR and also connected with dramatic work, has been appointed director of special events for B. C. division. William J. Herbert, former announcer, has been penciled in to handle news broadcasts and also publicity. also publicity.

San Antonio-New faces at KABC nclude Bill Brazil and Travis Cainclude Bill Brazil and Travis Ca-veniss behind the microphones; June Hagen in the continuity department; Mary Blair in the Traffic department and Wyman, Ramsey in the Sales de-partment.

Philadeiphia—B. A. McDonald, former member of WFIL sales staff, was appointed to KYW sales force last week by Griffith B. Thompson, sales manager. He succeeds Jack De-Russy, transferred to NBC's New York office. Mort Lawrence is relief announcer

Mort Lawrence is relief announced at WFIL during vacation period.

Arnold Nygren has been appointed permanent chief engineer at WFIL. He has been acting chief since the resignation of Frank V. Becker six months ago.

months ago.

Louisville — New additions to WGRC, New Albany-Louisville staff are Gene Ferguson, salesman and m.c. for an early morning participation show. Ferguson comes to the station from a sales post at WCSC. Charleston, S. C. Addition to the announcing staff is John Conrad, formerly with WSAI.

D. E. Kendrick has appointed I. Heaton as manager of his WINN, new station atop the Tyler Hotel, Wayne Hatchett, engineer, has returned to Kansas City, and William Lowery has taken, over full operating duties. Morland Murphy has been made production manager of the station, and W. C. Sedgwick, formerly with WGRC, is new on the announcing staff. ing staff.

Cincinnati—David G. Taft, son of the owner of WKRC, has joined the station's sales promotion staff. His brother, Hulbert, Jr., is the general

ULMER'S TYLER STATION OFF

Washington, July 16.
KGKB, Tyler, Texas, was muted last week when the Federal Communications Commission tentatively munications Commission tentatively affirmed its revocation order against the transmitter. One of seven Texas stations under 'control' of Rev. James G. Ulmer, former Texas minister, the tortuous financial dealings of KGKB were unscrambled last April when Commissioner George Henry Payne and George Porter, assistant FCC general counsel, held hearings on the station's alleged misdoings on the home grounds.

station's alleged misdoings on the home grounds.

In a 16-page proposed finding. Commish concluded that Ulmer had 'falsely reported. from time to time' the ownership of 256 shares of capital or voting stock in the East Texas Broadcasting Co., licensee, or KCKB, as belonging to Mrs. Minnie B. Ulmer. his wife. Actually, it was stated, Ulmer controlled and exercised voting rights in 1,000 shares of the papers—even though it was stated that 256 shares were 'voted personally' by Mrs. Ulmer.

'It should be noted here, however, that Ulmer's alleged 'errors,' insofar as they indicate that Mrs. Ulmer owned, and voted certain shares of stock, were consistently made,' the FCC pointed out. 'Such consistency does not denote carelessness on Ulmer's part, but indicates rather that he exercised caution to conceal vital facts from this Commission.'

Seattle delegation to Vancouver, B. C. Pacific Coast Advertising Club Association last week: Tubby' Quilliam and Archie Morton, KIRO; Pete Lyman, Hugh Feltis, Birt Fisher and Florence Morrell of KOMO-KJR.

Hamilton, Ohio, Station Is Sorta Mysterious

Hamilton, O., July 16.
Articles of incorporation filed by local attorneys last week in behalf of Butler Broadcasting Co., first clue of radio station to be established here.

here.
Oscar Kronenberg, who came here
from New York to look after details of incorporation, left town in
a cloud of reticence and local attorneys maintain Sphinx-like attitude.

TRADE COMMISH SIZES **UP RADIO COMMERCIALS**

Washington, July 18.

Further data on the investigation of radio, newspaper and magazine advertising conducted by the Radio and Periodical Division of the Federal Trade Commission were released Monday (15), to show that 22.2% of 15,390 radio continuities broadcast by nation-wide networks, examined during the first six months of 1939, were marked and referred for further investigation. An earlier release (April 13) analyzed the situation by percentages, without giving total quantity of doghoused radio ads, magazine ads and newspaper ballyhoo.

In all, 334,532 commercial radio continuities were ogled by the Trade Commission during the first half of 1939, it was stated this week. Medium-powered regional stations-airing 150,192 of the programs pected by FTC sleuths—got off with the remarkedly low percentage of 3.3 on programs held for further investigation.

Jack Stewart's Contract

Kansas City, July 16.

Jack Stewart, general manager of station KCMO, has a new pact to continue for five years in his present capacity. Deal was negotiated with Tom L. Evans, station president, and Lester E. Cox, vice-president, It had been in negotiation since June 1, but was completed last week. Since Aug. 1, 1939, when he joined the station, Stewart has been working under a month to month rangement.

rangement.

ing under a month to month rangement. With the announcement of Stewart's contract Clarence Brazeal, business manager, stated that the closing of the KCMO fiscal year May 31 showed an increase of 41% in volume of business over the previous year, Increase was garnered in 10 months since Aug. 1. In first six months of 1940 station has written \$140,000 worth of business against \$79.000 total volume for 1939. Month of May, 1939, was also the largest months biz in the history of the station.

Before joining KCMO Stewart was sales director of WFIL, Philadelphia, from 1935 to 1939.

Wilder WTRY Is Growing

Troy, N. Y., July 16.
WTRY, which Harry A. Wilder put
on the air April 15 as Troy's first
commercial station, has jumped the
number of accounts from 10 at start about 80

Increase has been steady during radio's off season and pace will probably be accelerated with coming of the fall.

CAPE COD GAIS GET A TIME **EXTENSION**

Washington, July 16. Washington, July 16.

Debut of two women radio station operators—Helen W. MacLellan and Harriett. M. Alleman, of Osterville, Mass., was postponed last week when modification of construction permit was granted by the Federal Communications Commission. Instead of the July 1 opening, the Cape Codders will be permitted to hold up the proceedings until Oct. 1.

Novelty of a transmitter—WOCB.

up the proceedings until Oct. 1.

Novelty of a transmitter—WOCB—under complete petticoat-rule has not been crossed off the books, Comish declared. The ladies are merely being given an extension of time; which to make preparations for their big moment. Station, operating on 1210 kc, with 250 watts, will be located at Yarmouth, on the Cape.



· Founded in 1922, CKAC-Amer ica's ploneer French transmitter treal and the Province of Quebec where 70% of the population speaks French.

 A pathfinder in this UNIQUE bilingual region for 18 years, CKAC has more listeners and sells more time, goods and services than any other station in its listening area.

· Follow the leader-reach the RICHEST single market in Canada thru CKAC.
"Only One of Its Kind in America"

MONTREA

"Canada's Busiest Station"

A CBS Affiliate

U. S. Rep.: JOS. H. McGILLVRA



Something NEW! 250 WATTS - 1290 K. C.

- ON THE AIR
- ★ 24-hour Associated Press News Service . 18 newscasts per day.
- ★ Only Jacksonville station with affiliated newspaper...shows and artists will be publicizeddaily in the JACKSONVILLE JOURNAL.
- * WIHP's 1290 Kilocycles is a regional WJHP's 1290 Knocycles is a regional frequency (giving better coverage)—and is located on the dial between the other two Jacksonville stations.



DORMAN, Manager, 225 West 39th St., NEW YORK CITY
- DETROIT - ATLANTA - PHILADELPHIA CHICAGO

er consum water

WFIL, PHILLY. HAS UNIQUE

Philadelphia, July 16.

Philadelphia, July 16.
when new frequencies become effective and many householders will be compelled to have their radio sets everhauled, Station WFIL on Friday (12) closed a deal with the Philadelphia Radio Service Men's Association, whereby the 275 members of the group are to plug WFIL exclusively while contacting their customers. In return the station will give the 'repair men' gratis advertising via the air and other media.

The agreement stipulates that wFIL provides: ing via the air
The agreeme
WFIL provides:

WFIL provides:

1. One weekly program (15 to 30 minutes) with station to pay for time, talent, production, etc.

2. Free publicity to clubs, organizations state.

zations, etc.
3. Advertising on trolleys and 3. Advertising of the bases (cuffo).
4. Billboard advertising (cuffo).
5. Use of PRSMA insignia in all direct mail advertising.
6. Special broadcasts and talent.
7. Aid in PRSMA promotions and other tising.

advertising.
In return the PRSMA is to:
1. Use WFIL window displays in shops.

Showcase cards plugging WFIL events.

WFIL inserts in mail advertising.
4. WFIL folders to be left at home

ustomers. Use of WFIL on all push-button

ets on display.

6. Call special attention to WFIL

6. Call special attention to Will-frequency to all customers.
Originally the National Associa-tion of Broadcasters had tried to get a collective agreement, between the service men and the stations, but WEIL insisted on an exclusive ar-

COAST NEGRO PLAYERS IN RED CROSS B'DCAST

Hollywood, July 16.
Combined talents of Negro per-formers were concentrated in an hour broadcast from KFWB last Sat-

jormers were concentrated in an jour broadcast from KFWB last Saturday night (13) to accelerate donations to the Red Cross. Manning Ostroff, production head of the station, handled the show.

Lineup of players included Bill Robinson, Clarence Muse, Ruby Elzy, Louise Beavers, Peters Sisters, Hatie Noel, Dandridge Sisters, Cordell Hickman, Charles Holland, Alfred Grant, Eddie Thomson, War Perkins, Willie-Best, Frank Withers, Ivan Browning, Libby Taylor, Ben Carter, Four Toppers, Plantation Singers, Four Dreamers, Herb Jeffries, Tommle Moore, Lil Randolph, Rhythmettes, Paul White, Mantan Moore, Monte Hawley, Joe Crawford, Four Hot Shots, Lew Payton, Jeni LeGon, Bertha Powell, Billy McClain, Shelon Brooks, Sr., Jessie Cryor, Jimmy Asendio, George Gardner's choir, Dudley Dickerson. Troy Brown. Jr. ton Brooks, Sr., Jessie Cryor, Jimmy Asendio, George Gardner's choir, Dudley Dickerson, Troy Brown, Jr., Bud Harris, Art Tatum, Fred Skin-ner, Marcus Hall, Gilbert Allen choir, Harvey Brooks, Paullyn Gar-ner and the orchestras of Eddie Davis, C. L. Burke and Ernest Whit-man.

Hedlund Players Doubling

Hartford, July 16.

Three members of the Guy Hedlund players at WTIC have graduated into berths at WNBC, Hartford-New Britain. They are Floyd Pattee, announcer; Ed Begley, announcer; and Ralph Klein, continuity. Latter replaces Jack Sullivan who has left for the Coast. Former two were members of the replaces Jack Stillivan who has lett for the Coast. Former two were members of the acting company at WTIC. Klein authored and acted. All still remain with Hedlund. Arthur Bergstrum; formerly with WSPR at Springfield, Mass., has Joined the staff as mikeman for the summer.

Hulbert Taft Starts Early

Cincinnati, July 16.

Hulbert Taft, Jr., general manager of WKRC, Mutual affiliate, leaves July 22 for the NAB convention. He will drive to Denver and fly from there to San Francisco,

On the return trip he will be joined in the Colorado capital by Mrs. T.

Fall River Sale Pends

Fall River, Mass., July 16. Staff at 1,000-wat WSAR, Fall River, is reported littery, pending FCC approval of license transfer to Fall River Herald-News. Paper put down binder May 10, expects word from Washington shortly. No con-firmation of the period of the period of the period of the formation of the period of the peri firmation on purchase price, but re-ported to be \$135,000.

Herald-News, only newspaper in city, is owned by Kelly-Smith Co., newspaper reps also handling some national spot accounts for radio.

Kansas City—Louis MacAdams has joined KCMO salestaff in charge of local sales under Jack Stewart.

MacAdams is out of St. Louis there he managed his own adverwhere he man

Papers Play Down Stunt Because of Sponsorship

New Bedford, Mass., July 16. In tieup with Red Sox and Bees baseball broadcasts out of Boston over Colonial network, Atlantic re-fining is running baseball schools for kids in cities and towns on broadcast circuit. Stuffy McInnis, famous old first-sacker, and Jack Coombs, former star pitcher for the Athletics, conducted diamond classes at public parks here all last week.

parks nere all last week.

Local newspapers nixed suggested feature stories on old-timers and mentions of school because of 'commercial ties.' The papers, Standard-Times and Mercury, also own and operate the radio station, WNBH, which carries the Atlantic baseball broadeast. broadcasts.

Broadcasts Anti-Defeatism Show Every Day at CFCF, Montreal

Montreal, July 16. Inspirational program to aid the war effort, written and delivered by yames A. Shaw, manager of Can-adian Marconi station CFCP, will be spotted across the board starting this week. Its a 15-minute stanza en-titled Thought Barrage, intended to combat defeatism by enlisting audi-ence support in concentrating on eventual British victory.

Cumulative psychic effect designed to inspire confidence among listeners as to outcome of the war. Talk will-be limited to five minutes with musi-

cal cushions of similar length pre-ceding and following the 'Thought Barrage'.

Shaw is a World War vet with legit background.

Rosenman's Promotion

Philadelphia, July 16.

Alex Rosenman, member of WCAU's sales crew for the past 15 years, has been upped to commercial manager of the station. Bob Latham has been named to fill vacancy left by Rosenman's promotion.



Pick the VITAL Spots!

Hang your Sales-Picture where it will get a REAL AUDIENCE!

Don't take our word for it. Proof is in performance. And one example of the way these 15 vital stations perform for advertisers

A clothier in Troy, New York, recently used WGY to help "up" his sales. Result—men from 238 communities throughout WGY's vast territory traveled to Troy for clothing. The man's business

was quadrupled! Profit for advertisers is the reason these 15 vital-to-sales spots have been used by advertisers more extensively this year than ever before.

Completely represented by NBC, these stations offer you a ready-made spending audience—one you can reach at low cost! One, or all, of these stations are available to you.

NATIONAL BROADCASTING COMPANY

A Radio Corporation of America Service



SENATORIAL COURTESY TAKEN CARE OF, COLIN EMERGES OKAY ON STOCK QUIZ

Committee Listens to Lengthy Explanation of Paley Group's Buy-Back of Paramount Interest in CBS Web Peppers Monopoly Report

Washington, July 16.

Repeated complaints about 'errors of fact and unwarranted interferences' in the Federal Communications Commission's chain-monopoly report put Commissioner Thad H. Brown, plus the two other investigating committeemen and their staff acies, directly on the spot Wednesday (10). Protests came from Ralph S. Colin, general counsel, and John J. Burns, special attorney, of CBS' at the third Senate Interstate Commerce Committee hearing on Brown's tiness for another seven-year term on the regulatory body.

Appearing on the stand to explain the CBS-Paramount stock transactions in 1929 and 1922, Colin at once was placed on the defensive because

tions in 1929 and 1932, Colin at once was placed on the defensive because of his denunciation of Senator Charles W. Tobey of New Hampshire, leader of the attack on Brown, but later got in the committee's good graces and contributed materially to embarrassing the veteran Commissioner. In the end, he had apparently convinced the solons there was nothing wrong to the CBS repurchase transaction by which network insiders netted handsome profits and cast serious doubts on the veracity of the chain-monopoly findings.

acity of the chain-monopoly findings.

Colin's Complete Retraction.

Before he got through, Colin made a complete retraction of previous CBS accusations that Tobey had maliciously sought to hurt CBS and William S. Paley in condemning the Paramount deal at an earlier hearing. At the beginning, after Tobey had read at length from the FCC document and reviewed Colin's statement. the network lawer stood document and reviewed Colin's state-ment, the network lawyer stood firmly behind his press statement that the New Hampshire senator showed 'ignorance' of true facts or was 'deliberately' trying to harm the chain and Paley. When other net-work observers realized the lawyer

BALTIMORE ON THE NBC RED NETWORK Music for

ELLERY OUEEN

Composed and Conducted

LYN MURRAY

Mgt. COLUMBIA ARTISTS, Inc.

was jeopardizing valuable good-will and inturiating other lawmakers, Colin eventually was advised to apologize.

apologize.

The Colin statement was rapped as unfair and 'unjustified' by Senators Burton K. Wheeler, committee chairman; Clyde Reed and Wallace White. Tobey showed deep resentment, declaring the CBS exec was seeking to blast the committee's, as well as his own, reputation. Harsh words were nullified by the closing scenewhen Colin explained for the record that based on facts developed during last week's session, he was 'wholly last week's session, he was 'wholly willing to withdraw any statement charging malice' which prompted Tobey's criticism of CBS.

Tobey's criticism of CBS.

Both Colin and Burns put into the Senate 'archives specific complaints about the handiwork of the chain-monopoly investigators. Colin was placed under oath, because Tobey explained some of the testimony might prove of great importance during subsequent proceedings, but Burns testified from the sidelines without ever taking the witness chair. chair.

Principal Complaints

Principal Complaints were directed at the PCC committee's findings that Columbia, spent \$1,163,000 out of its capital to buy back a tiny proportion of its stock, that the re-purchase impaired' the financial soundness of the company, and that Paley profited unethically, if not illegally.

While Colin and Burns insisted the

unethically, if not illegally.

While Colin and Burns insisted the operations were simple and direct, solons had some difficulty in following the movement of the CBS and Par paper. Tobey, for instance, was puzzled by explanations that the deal was where 'everybody made money' and once remarked that the values on the CBS stock were a figment of the imagination. Wheeler also appeared bewildered for a time, though he observed after length have been some bad judgment but he couldn't see any criminal action occurred.

been some bad judgment but he couldn't see any criminal action occurred.

The 'simple and pure' transaction as explained by Colin resulted in profits to some of the CBS insiders because the network under Paley's management had turned the corner while Par stock fell with the stock market crash. Going back to 1929, he explained that Paramount felt television was in the offing and it should enter the feld, especially since one of its competitors (RKO) had a tie-up (with NBC). Accordingly, Par approached CBS and after tengthy, negotiations 17 network stockholders agreed to sell. The stock was divided into two classes of equal size, with each of the 17 proprietors selling all of its A shares to the film company. The whole purpose of having A and B types, Colin commented, was to enable Par to elect half of the directors.

While acting collectively, the CBS insiders sold to Paramount in their individual capacities, and the corporation was not a party to the deal at the outset, he emphasized. The consideration was similar to that which Par gave in other purchases,

at the outset, he emphasized. The consideration was similar to that which Par gave in other purchases, chiefly for theatre properties, with the base price \$5,000,000. To Tobey's remark that the value

DON'T MISS PALMOLIVE'S

"HILLTOP HOUSE",

BESS JOHNSON

By Adelaide Marston

Dedicated to the women of America. The story of a woman who must choose between love and the career of raising other women's children.

WABC-CBS-10:30-10:45 A.M. E.D.S.T. 78 Stations Coast-to-Coast

Direction BENTON & BOWLES, Inc. Management ED WOLF, RKO BUILDING, New York

was artificial, Colin noted that in 1928 CBS was still losing money but under Paley's command seemed to be practically on solid ground, A of 10 times the earnings was not out of line, he argued. At the time, Par stock was around \$72, he added

added.
The film company said it would suse 58,823 shares in payment for the CBS paper, promising that if in two years (by September, 1931) Columbia had earned \$2,000,000 it would buy back its own stock at \$85. Conditions were fulfilled, with Par paper going down to a very low level about \$10 share, Colin remarked, and the CBS holders decided to exercise their rights. They did not then, however, hold all of the 58,000 shares, two of the starters having unloaded, and the remaining 15 accounted for only 47,484 Partickets.

tickets.

The Columbia group put its paper back to Paramount around March I, 1932, the deal representing a little over \$4,000,000, committee was told. But the film company, not desiring to deplete its own cash position, decided to sell some assets of its own. These assets were the 63,250 shares of CBS A stock.

No Market Price

No Market Price

There was no market price for Columbia paper, Colin agreed, although he personally had bought some at a price he couldn't recall. Repurchase negotiations, he explained, resulted in a tri-partite agreement, to which the network as a corporation was a party. This agreement was that a price of \$5,200,000 was fixed on Parshalf interest in Columbia, equivalent to \$62,21 per share. Of the 63,250 pieces which the film company held, the network bought \$14,156 for its own treasury at a total of \$1,163,860. The 15 CBS holders still having Parstock bought with their own funds the remaining 49,094 shares for \$4,036,017.

Entirely independently, the 15 Co-

Entirely independently, the 15 Co-lumbia investors sold half of the Entirely independently, the 15 Columbia investors sold half of the
stock they got from Par to a syndicate headed by Brown Bros, Harriman at \$82.21, the same price which,
Par got, he explained. This was
cited as a fair 'test of value,' answering implications that the price was
unduly inflated. Tobey inquired,
however, whether it is not a reasonable hypothesis that the bankers
paid that price because the holders
advised the syndicate that the company was willing to hand over that
amount. Colin could not agree, observing he never had seen any transaction between two people that
would convince a third party and
adding that CBS had earned \$18.50
a share the prior year. The \$82.21
was 'a very conservative valuation,'
he contended, and the stock which
the company bought is today three
times the figure-paid.

NA CBS SWEETER. times the figure paid.

No CBS Sufferers

times the figure paid.

No CBS Sufferers

None of the CBS stockholders—
even those not taking part in the reeven those not taking part in the reeven those acal—suffered, Colin said.
In answer to FCC committee compaints, he pointed out that every
owner's stock was one-ninth more
valuable, because 11% of the total
was put in the company treasury
and earnings therefore did not have
to be distributed as widely. During
discussion of values, Colin said Columbia's book value now is about
\$7.92, while the stock is selling for
\$7.92, while the stock pain the stock
book value of around \$7.50, he observed.

Questions about the degree to
which CBS worth hinges on licenses,
were raised by Senator Matthew M.
Neely, Colin said he could not maintain that the equity would be destroyed if the FCC refused to grant
licenses, but the stock value certainly would be reduced. He remarked the net holds only eight
operating permits and 'we might
operating permits on the stock
holders.

After this account by Colin, Chairman Wheeler seld one of the stockholders.

After this account by Colin, Chairman Wheeler said one of the issues before the Senate group is whether before the Senate group is whether Brown was to some degree respon-sible for giving Congress and the public an inaccurate report. He said he could not any reason why the commissioner's nomination

Sidewalk Repartee

San Francisco, July 16.

Sidewalk interviews are becoming more of an adventure every day—ask Mel Venter, whose hair is streaked with gray. KFRC quizzer asked femme What do the letters G.O.P. stand for? and she quipped back 'Gone Out Permanenty' while Mel shriveled. On same show question 'Who said 'Nothing is certain but death and taxes?' drew this stinger; 'Roosevelt.'

On another show, woman remarked she had just bought 10 dresses. 'What would a woman want with 10 dresses?' retorted. Mel. Dame never batted an eye as she answers 'Ten hats.' San Francisco, July 16.

should be rejected because he failed should be rejected because he failed to prevent renewal of CBS station licenses but that if statements in the chain-monopoly report are 'entirely wrong' there is a grave question 'whether he is fit to act as commissioner'.

Colin Charges Errors

sioner. Celin Charges Errors

In what was almost a paragraphby-paragraph analysis of phases of
the chain-monopoly report. Colin
charged numerous errors, while
Brown, questioned frequently by
Tobey and others what reply he
could make, stuck to his guns, in
most instances. The CBS attorney
said the repurchase deal' was not a
private transaction, denied that six
of 10 directors were beneficiaries'
of a deal in which corporate funds
were used, emphasized the money
for repurchase came from the surplus account, not out of capital, so
there was no impairment of the corporation; termed it 'immaterial' that
12 minority owners did not take part
in the Par transaction; and pointed
out that there were 14, not 12, who
owned none of the Paramount paper.

If the officers took money from

out that there were 14, not 12, who owned none of the Paramount paper. If the officers took money from the treasury to put over a deal that benefited them personally, such operations would be "traudulent," Wheeler observed. Tobey commented he had described the operation—as heinous, Colin agreed such condemnation probably would be deserved if the deal had occurred in the way the Commish probers reported, but he insisted the FCC group was wholly in error. Some of the cash came out of the individuals pockets and some from the company exchequer, the stock bought with corporate cash went back into the treasury, he declared.

Criticism of the FCC trio was

Criticism of the FCC trio was uttered by Senator Wheeler. He said if Colin's explanation is correct there have been gross misstatements in the chain-monopoly report, adding that 'there have been too many that 'there have loose statements.'

Paley's Million Explained

Paley's Million Explained

The way Paley made his \$1,000,000 profit was legitimate and easily
comprehended, Colin argued,
Wheeler was a little dubious, though
Colin contended the profit came
simply from the fact that he bought
into CBS in 1928 when it was running in the red and sold some of it
three and a half years later when
it was a good earner. The committee chairman remarked that by
buying the paper back from CBS,
Paley did something different
from holding the paper while it
gained in value. He said the thing
that shocked me is the idea he used
company money' in making that
profit.

profit.

Brown's inability to answer several questions about the statements in the report irked Tobey. After Dequincy Sutton, Commish economist, had supplied a number of facts, the New Hampshire solon asked sharply, 'Don't you know what's in it?' The harassed Commish member pointed out the summary of evidence was produced by the staff and if it

FCC STAFF IN WAR TENSION **INCREASE**

Washington, July 16. Lastex walls, to take care of warboom employees, are being readied the Federal Communications Commission, it was stated last week. Because of the close watch which is Because of the close watch which is going to be maintained on communication channels and the additional checking on 'unauthorized and illegal' radio messages expected under the prevailing war tension, several hundred new workers are going to be put on the payroll, it is reported. These will include about 400 engineers and approximately 100 additional employees in other branches. All will be plucked from Civil Setvice, according to the current rumor,

misled him it also misled the two

misled him it also misled the two other committee members.

Warning that he intends to file a detailed brief, Burns protested the FCC trio had lumped figures about CBS and NBC in a way that distorted facts. Also, he yelped, the probers reached conclusions that cannot be justified by the evidence. The special counsel informed the Senate group he hopes to demonstrate the report. 'unreliability as a guide for action by the Commission.'

a guide for action by the Commission."

The two network attorneys naturally quarreled with the PCC committee's conclusions about network options on station time and the unfairness of exclusivity clauses. They admitted some of the facts but replied the Commish looked at only one side of the question. If stations are willing to sign up with webs, there must be compensating benefits from the relations which were disregarded or overlooked by the probers.

Another going-over for Brown is due after the recess and the Democratic convention. Tobey also announced he expects FCC Chairman James L. Fly on hand to throw light on various aspects of Commish activities and short-comings, commenting he by no means is finished quizzing the President's nominee and there are many other Issues he intends to explore.



Audiences of Philadelphia Network Stations 3:15-3:30 P.M., Men. thru Fri.-4 Me. Avg.

WFIL KYW WCAU

19.0% 22.1% 8.2%

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CLIFFORD

JACK HYLTON'S SHOW PALLADIUM THEATRE

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AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS NEW YORK CITY



July 15th, 1940

The Society has decided to publish the story of ASCAP for the information of the vast army of music lovers and music users inside and outside the entertainment field. TO ALL OUR MEMBERS:

The story will cover the "who, what, why, when and where" of ASCAP, and all the names, dates, facts and places. It will tell the story of the inspiration which brought about its creation. It will also contain complete information about its plans, purposes and policies; and the achievements of its personalities. It will also outline the many fields in which our music renders service, together with the details of that service, past, present and future.

We hope to make it a comprehensive "Who's Who" of our members; a factual and authoritative source of information; and a ready reference for the innumerable individuals; and and a ready reference and business organizations which are incultural, educational and business organizations which are terested in music in America.

We are bringing it out as part of the celebration of our 25th ANNIVERSARY. We have selected VARIETY as the publishing medium, because of its wide coverage in the entertainment and

No writer member will be required to place any advertisement, as the Society has already arranged to take ample space to set forth the achievements of its writer members. newspaper fields.

VARIETY Will tell this story of "Who's Who in Music," by ASCAP, in their issue published Wednesday, July 31st.

Yours very sincerely,

AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS

GENE BUCK President

ASCAP EDITION VARIETY-JULY 31.

Gershwiniana With Quiz Wiz Pianist A 22,000 Capacity Lewisohn Socko

More than 22,000 persons jammed Lewisohn Stadium, N. Y., Saturday (13) night to hear the third of the yearly memorial programs of George Gershwin music. The record crowd, with eclipsed the attendance marks set earlier in the season by Lily Pons and Kirsten Flagstaid turned out not only to hear a recital of the works of America's greatest composer of symphonic jazz, but also to see and hear Oscar, Levant as piano soloist. Quizzed into best seller and a b.b. sockeroo, it was Levant who scored.

A routine reading of 'An American in Paris' by the Philharmonic Symphony Orchestra, directed by Alexander Smallens, opened the program. This was followed by the prings in the second one. Its plaintive down-south quality is typically Gershwin. Liberal use of tom-toms is made in the final prelude, which was done in a sort of off-the-cuff grypsy style blended with a tempo di can-can.

Levant's interpretation of the familiar 'Piano Concerto in F followed. He played it sympathetically and from memory, largely in the style of Jesus Maria Sanromas seven-sides recording for Victor with the Boston Pops orchestra. Unfortunately, this version doesn't have the verve impaired to the same number by Roy Bargy and Paul Whitemans orchestra in a Decca recording of four sides, orchestrated by Ferde Grote.

Cuban Overture' opened the second half. It's a somewhat dated

Ote.

Cuban Overture opened the secd half. It's a somewhat dated
ece, being based largely on rhumba rhythm, whereas American ears are more attuned currently to conga and other Latin-American tempos which have gained prominence here more

ther Latin-American tempos which have gained prominence here more recently.

Ann Brown and Todd Duncan, backed by the Eva Jessyc choir, gave the program a decided lift with excerpts from Porgy and Bess. Dun. was forced to do encores of Too. Plenty of Nuthin' and 'It Ain't Necessarily So,' and Miss Brown sang 'Summertime' and 'Since My Man Is Dead' to solid appla use. Judging by the obvious enjoyment withhich the entire audience greeted each of the six selections from Porgy and Bess' which were offered, the public ready for a revival of Gershwin's opera in the jazz idiom. Again playing from memory, Levant put plenty of fre into 'Rhapsody in Blue,' bringing the two-and-a-half-hour recital to a close with a near-ovation. He took several major liberties with the original score in his solo spots; contributing interesting, if not spectacular, improvisations. The accompanient was ragged, especially the opening solo passages by clarinet and trumpet.

Levant had planned to leave for Hollywood on Friday (12), but delayed his trip when the concert was postponed two days because of rain.

Pennsylvania With MCA

Pennsylvania hotel, New York will shift back to Music Corp. of America bands after the current Jimmy Dorsey crew exits July 31, at least for the next few outfils. Everett Hongland, who was located at the Waldort-Astoria hotel, N. Y. last winter, follows Dorsey Aug. 1. He in turn, will be talled by Russ Morgan, who comes in Aug. 8.

Morgan, who comes in Aug. 8.
Hogland will be the first MCA band there since last summer when Tommy Dorsey stayed the summer, He was followed by Artie Shaw, Will Osborne, Glenn Miller and J. Dorsey: all General Amusement bands. Woody Herman opens the nearby New Yorker hotel the same evening as Morgan starts at the Penn. Morgan recently shifted to MCA management from Consolidated Radio Artists.

Sonny James orchestra was ripped of all its instruments last orchestra stripped of all its Instruments last week at the Roseland Ballroom, New York, where it's located. Crew left the horns, etc., on the stand oversight. When they came to pick 'emp the next day and play a one-gighter the instruments were among the missing. Thursday is usually a hight off at the Roseland during which, the band on tap as a rule picks up a single night stand. They were not insured.

Carlos Molina is breaking up his Latin-American band (12), with three exceptions, at the conclusion of his current engagement at the Chase Club and then will trek to New York to recruit another outfit. Those who will be the nucleus of the new ganization are Alfonso Reyes, Puerto Rican finger drummer. Ram on Gutirry, Guatemiana föddler, and William Rodriquez, Puerto Rican drummer. The blowoff came last week when Molina learned that most of the tooters had agreed to join Bobby Ramos, a warbler who sang with Molina's gang for 14 weeks at the Chicago Colony Club, and the Chicago Cheatre. Previously Ramos was at LaConga in New York and with Henry King's band. He left Molina during the Chicago theatre engagement.

Tempest started when Molina failed to keep an engagement at the Chase Club and the boys feared they might be involved in the \$25,000 breach of contract suit slapped on Molina by the Chase Hotel, Inc. Ramos, according to Molina, suggested the boys Join him and incorporate. They mulled the matter over at great length and came here recently with Molina. Two days lator, Molina says. Ramos followed and resumed his overtures. Molina saw which way the wind was blowing and last week beat the lads to the punch by announcing the outil would be disbanded.

Some had a change of heart and wanted to remain but Molina toldern that Reyes, Guttry, and Rodriguez were the only ones he wanted for his, new band. This left the tooters with nothing to do than fulfill their obligations to Ramos who is reported to be in Chicago awaiting them. All of the boys agreed however, to remain with Molina until the Chase Club engagement ends. Molina takes some blame for the explosion asserting that he had been too good to the boys by giving 'em more dough than their contracts called for when he had a prosperous engagement, playing giving with them and remembering every one at Christmas. when he had a prosperous engage-ment, playing golf with them and remembering every one at Christ-

Some of the boys who will depart had, been with him from seven to nine years. The outfit is made up of two Puerto Ricans, one Guate-malan, one Cuban, one Frenchman and seven American born.

Band Bookings

Sammy Kaye, July 19, week, Lyric theatre, Indianapolis; 26—Aug. 1, Missouri theatre, St. Louis; 2-8, Oriental theatre, Chicago; 9-15, Or-pheum theatre, Omaha; 16-22, Orplieum T., Minneapolis; 23-29, Riverside T., Milwaukee; Sept. 6-12, Earl T., Washington, D. C.; 20-26, Buffalo T., Buffalo; 27-Oct. 3, Hipp T., Balto. Gene Krupa, Aug. 23, week, East-good Gardens, Detroit.

Newt Perry, July 20, week, Old Orchard, Me.; July 28, Fitch Band-wagon program, New York; Aug 3, Savannah Beach, Savannah, Ga.

Louis Prima, July 26, Apollo theatre, N. Y.

Van Alexander, July 24, Toten Pole B. Auburndale, Mass. Jack Denny, July 27, indef, San Maceo, Galveston, Tex. Guy Lombardo, July 25, Kinball's, Lynnfield, Mass., 26, Old Orchard.

Count Basie, Aug. 9, week, State-Lake theatre, Washington, D. C.

Life, Time Spreads on Tex. Playboy Band Booking; Story in Last 'Variety'

According to the files of the American Federation of Musicians the date Jimmy Dorsey's band is to play at Houston, Texas, July 22 for \$5,800 inclusive of transportation, is the highest figure ever paid a band for one-night date. It's also supposed to be the longest jump for such a stand.

to be the longest jump for such a stand.

Previous highs were \$5,000 paid two years in a row to Hal Kemp to play private parties in Washington, D. C. for a society woman and the same amount for Benny Goodman at a similar date in New York.

Jimmy Gardiner, youngster for whom the party is being given, originally suggested the idea of Dorsey coming to Texas to play the date while he was in New York couple months ago, but it was an off- and on proposition for some time due to the cost. When the final wire, agreeing to the deal, arrived okaying the thing both Dorsey and Billy Burton, his manager, nearly collapsed of surprise.

manager,
prise.

Life Mag and Time are running
spreads on the shindig after reading
last week's Vantary item on it. Life
is asscritedly sending a photographer
to Texas with the band for its Life
Goes to a Party weekly spread.

Armstrong at Par, N.Y.C., Opposite Kirk at State

Upposite AIR at State Unusual bookings will put two colored bands in opposition to another in Broadway theatre this month, both booked by the same manager: Louis Armstrong group locates at the New York Paramount next Wednesday (24) and the next day Andy Kirk starts a stand at Loew's State. It's Kirk's first B'way theatre date.

date.

Both are booked by Joe Glaser.

Both bands recently completed stands at the Cotton Club, also on Broadway but now closed. Kirk had followed Armstrong there.

Danny Pole replaced Art Beck on sax with Jack Teagarden band. Outfit at Sea Girt Inn, Sea Girt, N. J.

Bands at the Boxoffice

(Presented herewith, as a weekly tabulation, is the estimated cover charge business being done by name bands in various New York hotels, Dinner business (7-10 P.M.) not rated. Figures after name of hotel give room capacity and cover charge. Larger amount designates weekend and holiday price.)

	Rand Hotel Weeks Past Covers Played Weeks On Date	
ŀ	Charlie BarnetLincoln (225; 50c-\$1)	
	Larry Clinton* New Yorker (400: 75c-\$1.50) 10 1,900 15,400	
l	Jimmy Dorsey., Pennsylvania (500; 75c-\$1.50) 14 1,550 22,550	
Į	Tommy Dorsey* Astor (900; 75c-\$1)	
	Ray Kinney* Lexington (300; 75c-\$1.50) 9 900 12,475	ì
	Alvino Ray Biltmore (300; \$1-\$1.50) 3 475 2,350	٠

* Asterisks indicate a supporting floor show, although the band is the major draw.

Inside Stuff-Music

Downbeat magazine, musicians' fan publication, has been restrained from circulating its July 15 issue unless it blacks out part of the illustration on its cover. Injunction was obtained by the General Amusement Corp. from Justice Felix Bevenga in the N. Y. supreme court Monday (15). Because the mag readily agreed to co-operate Thomas Rockwell, GAC prez, has dropped his supplementary libel suit, asking \$500,000 damages. Restraining order also applies to Mickey Livingston, New York distrib of the magazine. Mag's publisher has agreed to call in all newstand copies through its distributing centers and substitute another cover. Illustration which stirred Rockwell to action had a nude blorde, beautiful but dumb, seated in a chair while an agent sought to induce a band leader to give her a job as a singer. Legend on the agent's door read: Rommy Sockwell, president, General Abusement Corp, and the gagline in the cartoon had the agent exclaiming to the leader, 'But, Benny, we can teach her to sing.'

Ruth Lowe, writer of the current new pop click, Til Never Smile Again, published by Tommy Dorsey's Sun Music Co., is a former pianist in Ina Ray Hutton's all-girl combo. Tune itself is supposed to have been written after the death of her husband last year. He was Harold Cohen, a Chicago contact man for Bregman-Vocco-Conn. She currently has another number, a novelty, called 'Funny Little Pedro,' also being published by Sun.

Sun.

Dorsey first got wind of 'Smile' last September when he flew his band to Toronto, her home town, to play the Canadian Exposition. One of his men obtained an off-the-air recording of the thing as arranged by Percy Faith, Toronto bandleader, and Dorsey subsequently obtained the publishing rights. It has created a stir.

Abe Olman got a new deal from Fred Forster, the Chicago music publisher, on 'Oh Johnny', which was originally a 10c song in those Woolworth days of the pre-problibition era. Now as a 25c number, Olman and the late Ed Rose's estate (a brother) shared a standard 1½c royalty. Johnny' sold some 500,000 sheets and over 1,000,000 discs, touched off, ocurse, by the Orrin Tucker-Bonnie Balter disk. As result, Olman has become a great 'rewival' songsmith, Bing Crosby has just recorded (Decca) his Waiting for Ships That Never Come In' (also Forster) and Olman is recoursing to his own affiliated catalog, Feist, for 'Underneath the Sheltering Falms,' which he thinks will fit in well with the current tropical-nitery vogue.

Some confusion was occasioned among reviewers at the third annual Gershwin Memorial concert Saturday (13) at Lewisohn Stadium when press passes issued for Wednesday (11), originally scheduled date of the affair, were refused at the gates. Recital was delayed two days by rain and, while holdover tickets were okay, press tabs were taboo. Stadium's press department, when queried, said orders had been left at all gates to admit newsmen; however, they were given the brush-off both inside and outside the stadium. Publicists admitted, though, that press passes for one date aren't honored at a later time, even though for a show which has been held off a few days. Regular bo, tickets, though, are honored later.

Tommy Dorsey, his vocalist Frank Sinatra and quartet, the Pied Pipers, will make an unprecedented guest appearance on the Lucky Strike Hit Parade this Saturday (20) to play and sing Dorsey's hit tune, 'Til Never Smile Again'. Quartet and Sinatra figure importantly in Dorsey's arrangement of the tune 'and his 16-bar trombone solo as background also figures prominently. Leader owns Sun Music Co., which publishes the number, Broadcast is the first on which the tune rates Parade attention. Ruth Lowe, the Toronto writer of the ditty, appeared on 'We the People' broadcast last night (Tuesday) to relate how she came to write it. Bea Wain, Hit Parade singer, also guested on the broadcast to sing the melody.

Apparently the best way to get a job as band vocalist is to catch a leader at home with his pipe and slippers, if any of 'em have such things. Anyhow that's how Dee Keating, the new girl vocalist with Al Donahue, collared the job. She started with the band last week.

Girl lives in Maiverne, L. I., and had never before sung with a band. She grabbed Donahue at his home in Manhasset, L. I., one evening several weeks ago on the band's night off, let him listen to a record she had made of her voice, and got the job. Donahue had been experimenting with several girls since Paula Kelly left the group.

Paul Whiteman states that he's dickering with a couple of commercials and while he's committed to the idea of restricting himself to radio work he naturally would make first call on his veteran bandsmen, alumni of his basic organization. He pays them better and has every intention to recall them to his orchestra whenever anything crystallizes itself. Meantime he's hibernating at his Stockton, N. J., farm, very weary from many years one-nightering and knocking around the world, on dance, concert and theatre tours.

From the same Italian source, Edizioni S. A. Melodie, from whence stemmed The Woodpecker's Song, Robbins now has The Ferryboat Song, a complete switch on its original title, 'La Piccinina,' which means 'Little Girl'. Harold Adamson, who lyricized 'Woodpecker' from the original Italian, dittoed on 'Piccinina' and Robbins Music is giving it a sea-going plug by tieing in with the moonlight excursion boats, the ferries, etc. Lou Itolden's Decca recording had much to do with giving it impetus, being another in the cycle of coin-machine created numbers.

With the Dancing Campus playing worthwhile bands at the N. Y. World's Fair, and with Mike Todd now having a radio wire at his spot, the song-pluggers now make the Fair as an exploitation spot.

Harold I. Thorp picked up 100 shares of Decca Records common in May, according to latest report of Securities & Exchange Commission, and now holds 400 pieces of the platter concern's paper.

New 'ASCAP Notes' house organ made its first appearance this week, edited by A. P. Waxman, the Society's recently appointed public relations counsellor.

Cash Called Healing Ointment

Abe Olman and Harry Link Are Abeles' Choices to Run Metro Firms For BMI, But Link Not Pleased

Operation setup of the MetroRobbins group, as and when a BMI
deal is consummated, would call for
Abe Olman, present managing director of all three firms—Robbins;
Feist and Miller—to head the business
end, and Harry Link, general professional manager of Feist, to ditto on
the professional end. Such are the
intentions of J. T. Abeles, Metro
lawyer who is handling the negotiations.

Jack Robbins who created the "the
big three (of which Metro- owns
51% control) is now reported dickering for a "little three' combo, if and
when a BMI deal happens.

Link is reported to have expressed
himself that although he has a very
advantageous contract his allegiance
is to anything pertaining to ASCAP,
publishing company.

ASCAP'S 1st PRESS SESSION

ASCAP Cools Down Publishers On LASTS NEARLY 4 SEC Requirements a Delaying That Complaint to FCC About CBS; Still Burning at Web's Tactics

employees union has under consideration a proposal that some dras tic move be made against CBS for the network's alleged 'discrimina ine in the airing of songs belong-ing to ASCAP members. Profes-sional men urging that their union go so far as take the matter up with William Green, president of the American Federation of Labor, from whom they hold a char-ter. The suggestion advanced is that Green be asked to use his offices in bringing the situation to the proper

bringing the situation to the proper authorities in Washington.

The members feel that their jobs are being seriously jeopardized by Columbia's alleged actics of forcing ASCAP numbers of CBS sustaining programs, usually at the last minute, and substituting for them tunes published by Broadest Music, Inc., in which the network along with many other's in the broadeasting industry has a stock interest. Leaders within the contactment's union take the position that as long. CBS has a licensing agreement with their employers the network has no legal or moral right to hamstring them or their jobs.

One form of retailation suggested

to hamstring them or their jobs.

One form of retailation suggested last week by some professional men was the elimination of WABC, CBS' New York keep, as a major station in the compilation of network plugs, with WOR, Mutual outlet, substituted. So far the recommendation has made little headway. It has been suggested by the leaders of the union that the contacters wait a while longer to see how far CBS earries: its campaign, and if the situation becomes intolerable, then make the switch.

No. Washington Trip

No Washington Trip

No Washington Trip

Threat of a group of publishers early last week to bring their grievances before the Federal Communications Commission became dissipated when ASCAP let it be known in an indirect way that any such move would not be expedient. Publishers later agreed that CBS was engaging in these heckling tactes with them in the hope that the ASCAPites would be stung into taking some action which might rebound to their own distavor. There will be no retailatory moves on the part of the publishers. If the contact employees union wants to do something, it will have to be on its tact employees' union wants to do something, it will have to be on its own account and not with the co-operation of the publishers.

LOWER BRIDGE TOLLS AS CONCERT LURE

Buffalo, July 16. Franco Autori and Buffalo Philharmonic will take a crack at altresco symphony starting tomorrow (Wednesday). Will move to state park at Grand Island, tossing in all sorts of inducements to get the hearpers

Patrons taking season strip of six tickets will get lowered bridge tolls. Music lovers can take a dip in Ni-agara river before the concert. Beer and pretzels will be hawked. Du-cats at 50c for reserved seats, 25c otherwise.

Fred Williamson Quits

Fred Williamson, Frederick Bros. band dept. exec, resigned from that organization last week. No reason or the move.

He has no definite plans.

E. B. MARKS IN TALKS WITH BMI

E.B. Marks is making a strong effort to work out a deal with Broadcast Music, Inc., for the licensing of the small performing rights of his catalog. The takeover Marks has in mind is similar to the arrangement now prevailing between BMI and M. M. Cole, of Chicago. Marks has not renewed his agreement with the American Society of Composers. Authors and Publishers, with which he has been in consistent dispute over the availability rating given his catalog. Pub of this dispute has the questions raised about Marks' small rights claims to many works in his list.

list.

Sidney Kaye, CBS counsel and BMI v. p., has been in frequent conversations with Marks about the latter's offer of wholesale assignment of his rights on an agency basis. Cole's assignment is for 10 years; \$20,000, a year for the first three years and \$70,000 a year for the successive seven years. This contract is cancellable, providing Cole, formerly affiliated with the Society of European Stage Authors and Composers, has received as much as \$25,000 from BMI.

KAMMENS CLAIM LIFT BY MARKS, RCA, ET AL

Jack and Joseph Kammen, doing business as J & J Kammen Music Co., filed suit Friday (12) in the N. Y. federal court against Edward N. Y. federal court against Edward B. Marks Music Corp., Gregory Stone, Lester O'Keefe, and the RCA Manufacturing Co.; Inc., claiming the infringement of their song, 'Beige-lach, Koift, Ezigelach, written by Joseph Kemmen in 1929, in the defendants' 'Who'll Buy My Bubliokhi.' or 'The Pretzel Vendor's Song.' Marks published and the other two authored 'Bublichki.

authored Bublichki.'
It is asserted that RCA was given
the right to make recordings of the
plaintiffs' song, which it did. The
defendant's song was also recorded,
and is assertedly an intringement.
An injunction, accounting of profits,
and damages is sought.

Dailey Booked Ahead

Patrons taking season strip of six tickets will get lowered bridge tolls. Music lovers can take a dip in Nissara river before the concert. Beer and pretzels will be hawked. Ducats at 50c for reserved seats, 25c otherwise.

Paley Insists on Rest

For Ailing Wallerstein
Edward Wallerstein, president of the Columbia Phonograph Corp. whose health declined badly following a severe heart attack, has been ordered by William S. Paley to take a long vacation. Despite his rundown condition Wallerstein had insisted on maintain my regular office hours.

Paley Insists on Rest

Frank Dalley's Meadowbrook, Cedar Grove, N. J., is set for musical fare, with a few exceptions, into the beginning of 1941. Tommy and Jimmy Dorsey will both do return shots. Former is set for Oct. 8 for four weeks. Jimmy for Nov. 19 for six Al Donahue is current, but will be replaced tomorrow night (Chursday) by Cab Calloway. Benny Goodman was originally set for five weeks beginning Sept. 3, but whether or not the date will be filled in the fill with the property of Goodmans and the property of Goodmans and the property of Goodmans and the property of Goodmans are for five property of Goodmans and the property of Goodmans and

HRS. IN NEW YORK

Billy Rose and Irving Caesar Fling Some Sharp Ques-tions Whereupon the Interior of Long-Closed Organization Gets Impromptu Unveiling-Buck Sees Dept. of Justice as Cat's-Paw for Radio

VERY FRANK

What Gene Buck, president of the American Society of Composers, Authors and Publishers, stated broke a quarter-of-a-century precedent in ASCAP annals—that of a press conference—turned out Monday (15) in New York City to be a heated and frank discussion of the music business' current imbroglio with the broadcasters. Childed by Irving Caesar, one of the four on the 'radic committee' of ASCAP, now concerned with negotiations with the stations, for 'not being the fighting. Gene Buck that I know; for manifesting a height of understanding, the ASCAP president then went into the background of the Society's differences with the National Assn. of Broadcasters.

As result, what was to have been a

Broadcasters.

As result, what was to have been a casual let's-meet-and-get-acquainted cocktailery on Monday afternoon (15), started at 3:30 in the afternoon and was at its peak after 7 p.m., despite Buck and John G. Paine, ASCAP general manager, fearing they were taxing the newspapermen's time and patience.

However, as the coen-forum dis-

however, as the open-forum dis-cussions progressed Buck, Paine, Caesar, Billy Rose, Gerald Griffin, inquisitive newshawks and others developed an informal, round-table palaver on what were the issues in-

volved.

Buck keynoted the idea that ASCAP was an open-door; that there was no smoke-screen attached to it; that the radio, music and other newspaper columnists and reporters present would undoubtedly be getting lots of press stuff from the broadcasters on what's what, and that he thus wanted them to see for themselves what ASCAP stood for The Society's board room was the meeting place.

Goaded by Caesar and Rose to

meeting place.
Goaded by Caesar and Rose to open up, Buck went into the Arizona arrest and constant legislative attacks; Paine reviewed what ASCAP wanted for its music; how much more and why; how the alleged 5% of the commercial billings had only averaged 2%%; that ASCAP feels

Factor in BMI-Metro Dicker: Deal, If Any, After Frisco Meet?

Magro to Carl Fischer

John Magro has joined Carl Fischer nc., as advertising and publicity

manager.

He was formerly with Mills Music,

PRESENT BM **DEAL RECALLS '32 SUIT**

Interesting bit of background connected with the deal now pending between the Metro interests and Broadcast Music, Inc., for the former's music catalogs is the suit which Metro filed against the American Society of Composers, Authors and Publishers in the N. Y. supreme court in August, 1932. The suit, which never was tried, charged ASCAP with being a monopoly and a 'music trust' and asked for an accounting of the Society's income and royalty distributions. It also petitioned for a reclassification of the Robbins Music Corp., the lone catalog which Metro controlled at the time.

The action, which was handled by

log which Metro controlled at the time.

The action, which was handled by Julian T. Abeles, who initiated the present deal with BMI, was described at the time as having a two-fold purpose. Metro wanted to make sure that the Society wouldn't again reduce the Robbins firm's rating. Also Metro, as a major theatre operator, was interested materially in the seat licensing terms of the new contract then under discussions. The producer's latter interests far surpassed those as a publisher and the court action, it was figured at the time, would serve as an implied double protection.

The Robbins firm had been demoted from Class A to Class C, but the catalog was restored to its former status in ASCAP some time before the suit was filed. Later the Robbins firm obtained representation on the ASCAP board of directors.

BOBBY MELLIN'S TITLE

Bobby Mellin now holds the title of general manager at Mercer & Morris.

Joe Santly is professional manager.

Dept. of Justice Queries Pubs

Asks Seven Questions, Including Info on Any

Previous Complaints Against ASCAP

U. S. Department of Justice's latest itom if it has been a member of investigation of the American Society of Composers, Authors, and Publishers has reached the questionnaire stage. Mimeographed copies of such a detailed inquiry was received last week by publishers that are, and are not, members of ASCAP. ASCAP investigator was apparently a mistake and due to the investigator use of a dated dustry list. Number of the firms polled had in the meantime either become members or been merged with companies in the ASCAP and what was the result. Among the information that the

with companies in the ASCAP and what was the result.

6. Whether on applying for membership the publisher was told what his qualifications would have to be.

7. Whether writers and composers societies.

2. What was the firm's classification with other performing rights to the companies of the c

Board of directors of Broadcast Music, Inc., yesterday morning (Tuesday) entered into what was forecast as an all-day session on the matter of purchasing the Metro-Robbins catalogs and other questions pertaining to the broadcasting's activities in the music business. Slated for reading and discussion was the contract draft covering the purchase of the catalogs. Also the legal problems surrounding the deal, and the methods of financing the Metro proposition.

A member of the BMI board delared last week that there probably won't be any commitments made for the Metro catalogs until after the convention of the National Association of Broadcasers in San Francisco the week of Aug. 4. He explained that it would be necessary for BMI to apply to the Securities Exchange Commission for enlargement of its stock issue. BMI might have to wait, he said, for 30 days after it files the papers.

BMI's present stock issue is limited to \$1,500,000. The contracts which BMI has with its pledges expires next April and in order to take care of the Metro buy it would be necessary to secure this same membership or pledgees for another three years. On the other hand the Metro deal could be consummated if CBS and NBC elected to put up the cash between themselves and look for reimbursement to Inture contributions of BMI stockholders, when and if the refinancing of BMI materializes.

ASCAP. Hears From 145 American Society of Composers,

ASCAP Hears From 145 ASCAP. Hears From 145
American Society of Composers,
Authors and Publishers had up to
Monday (15) heard from 145 stations
to which it submitted new contracts
several weeks ago. Of these 48 were
described by ASCAP as network affliates. Meanwhile ASCAP has felt
out various major commercials about
the idea of entering into direct contracts for the exclusive use of the
ASCAP repertoire in the event no
new licensing agreements have bear
signatured with CBS and NBC by
Jan. 1, 1941.

\$100 Loan In 1934 Base Of \$6,000,000 Action Against ASCAP In N. Y.

Suit for \$5,000,000 damages' was verseled Monday (15), in the N. Y. supreme court against the American Society of Authors and Composers, and Southern Music Publishing Co, Inc. Action was brought by Perry Bradford as surviving director and stockholder of Perry Bradford, Inc., and as assignee of Ethel Bradford, doing business as Bradford Music Publishing Co., as assignee of Gus Horsley and Ethel Balkom, doing business as the Acme Music Publishing Co., and as assignee of Gus Horsley and Ethel Balkom, doing business as the Acme Music Publishing Co., and as assignee of Gus Horsley and Its Thompson, as the Blues Music Co. Action was revealed by the filing of a demand for a bill of particulars by the plaintiff.
Bradford charges that on Feb. 13, 1934, he was loaned \$100 by Southern Music to be repaid in, 60 days. For security, Bradford gave Southern 39 songs, and granted it the rights to collect royalties on the songs. Later on but after the 60 days period, Bradford claims to have offered the \$100 and asked the return of his music but the defendant refused, he claims. On this charge, \$1,000,000 is sought. The second cause of action against

On this charge, \$1,000,000 is sought. The second cause of action against ASCAP claims the Society collected royalties from the 39 compositions, and \$2,000,000 is asked. Lastly it is charged that ASCAP and Southern entered a conspiracy to decrive the plaintiff of his right to the songs. On this charge, \$3,000,000 is asked.

Adelle Norella and Nino Nanni have been added as vocalists with Joe Frasetta's WIP house band Joe Fra (Philly).

Night Club Reviews

RENDEZVOUS, S.F

San Francisco, July 16.

'Easy for Zee Zee,' presented by Earl Cohen, Jr., and Richard Wilbur. Features Art Rivera and Nama Delaport. Cast: Robert Ballagh, Susan Clark, Vick Varnelle, Velnac Coe, Gudy. Miller, Rupert Drum. Lou Dunbar, Francis Scott, Ruth Scoller. Teddy Amsterdam.

Dunbar, Francis Scott, Rutin Sabnier Teddy Amsterdam.

When "Easy For Zee Zee first emerged from the French at the old Green Street theatre some years ago, it hung up a record for the town by lasting, 62 weeks, reviving later for 10 more. It also garnered beaucoup publicity, but those affiliated with original venture recall that actually the show's torrid rep was due more to escapades of certain cast members the state of the state

Beach Italian ouarter less than a mile from the mow dark Green Street theater seemed here on small stage, and the street of the

me of as zee zee's mind. Ruperi of the same role in the godfather, did the same role in the godfather, did the same role in the godfather, did the same role in the godfather, and say the say of the

Lou Breese crew does a second transcription for New York World Fair exploitation on radio stations all over the country. First was 'Come to the Fair.'



MILLION DOLLAR PIER ATLANTIC CITY WEEK JULY 28

Direction GENERAL AMUSEMENT CORP.

JIMMIE LUNCEFORD

JULY 18 COLLEGE INN SHERMAN HOTEL This Week and Next Week

Mgt. HAROLD OXLEY East 49th St., New York

CLUB BALL PHILLY

Philadelphia, July 8. Entlacephia, July 8.
La Comparso Dancers (6), Dixie
Dunbar and Rhythmaires (4),
Johnny and George, Allen Fielding
Orch (8) Don Renaldo Trio; no
cover, \$1 minimum.

The brothers Kalliner have dropped the idea of shuttering their seven-week-old spot for the summer and are vieing for the stay-at-home trade with a show that makes up in class what it lacks in quantity.

with a show that makes up in class what it lacks in quantity.

Headlining is Dixie Dunbar and her Four (male) Rhythmaires. The tiny terper and her four male backer uppers have a smooth dancing routine. Offering runs through the enter-hoofing, gamut, from old-time soft-shoe to the conga.

Johnny and George move over from the Kaliners' Rathskeller and are socko with their boogie woogie. Particularly in the click department are their Harlemes-Viddish song mixtures on Bel Mir' and 'Ut da Zay'. During their encores (there, were three at show caught) they do 'St. Louis Blues' I Love Life I Lead and 'Can't Give Anything But Love.' The Comparso Dancers, sextet of

and Can't Give Arbring But Love.

And Can't Give Arbring But Love.

Cules Contact Cont

Biz at show caught Friday (5) mid-night was good. Shal.

LEOPOLD STOKOWSKI LEADS STREET CONCERT

Atlantic City, July 16. For the first time in his career, Leo pold Stokowski conducted his orchestra on a city street under the light of a street lamp. The occasion was a surprise serenade Wednesday was a surprise serenade Wednesday night (10) in front of Mayor Tom Taggart's home to express 'our gratitude for being entertained, here during their rehearsal period and for the free rooms and board in the best hotels."

Stokie maneuvered his pale hands gracefully to conduct the youngsters through the Manhattan Beach March. 'El Capitan March and 'Semper Fidelis.'

Without any direction from Stokie at all, the youngsters later gave a rendition of 'Hail, Hail the Gang's All Here.'

In the middle of the first march, Mayor Taggart appeared on the bal-cony in his lounging robe and slippers, later coming down on the street with an empty six-shooter and gold-plated city detective badge which he presented to the maestro.

After the seronade, the youngsters climbed aboard the Police Department's 'Black Maria' which took them and their instruments home.

Tickets for the debut concert to be given by the All-American Youth Orchestra here Sunday night (21) went on sale last Thursday (11) and the committee reported they were being bought 'amazingly fast.'

Speaking of the orchestra's upcoming South American tour, Stokie said 'We shall play American music there, and by that I mean United States music.'

Betty Cook With KDKA Group Pittsburgh, July 16.

Pittsburgh, July 16.
Fresh out of Roanoke College, Virginia, where she got her degree just
a month ago, Betty Cook, without
any previous experience, has been
added to artists staff at KDKA and
spotted for the summer as featured
vocalist on Maurice Spitalny's beersponsored Tap Time program.
She's a lytic colorature and its

sponsored Tap I ime program.

She's a lytic coloratura and is pinch-hitting on the show for Mary Martha Briney, who has gone to Stockbridge, Mass, for a summer of study at Serge Koussevitzky's Berkshire music center.

John Kirby's small combo and Maxine Sullivan, Kirby's wife, set for stand at Ritz-Carlton, Boston, opening Aug. 5. Val Ernle or Terry Shand will alternate. First date to-gether for Kirby and Miss Sullivan since Onyx Club, N. Y., last year.

ASCAP's Press

Continued from page 33

7½% of commercial chain billings equitable, and all the rest.
Rose, as a successful showman, said he was present first and last as a songwriter, just as were present writers like Richard Rodgers, Arthur Schwärtz, Oley Speaks, Deems Taylor, Vaughn de Leath, Charlie Tobias, et al. lor, Vaught bias, et al.

How Melon Is Cut

How Melon Is Cut

Buck and Paine took the bull by
the horns and anticipated any NAB
crack by stating that their salaries
weren't higher than any, responsible executive could command in any
other fields; that 15-18% constitutes
ASCAP overhead operating expense,
and that the rest is split up between
writers and publishers, with a slice
also to the foreign affiliates. The
modus operandi of the melon-cutting
was detailed.

Buck mentioned that for 16 wears

modus operandi of the melon-cutting was detailed.

Buck mentioned that for 16 years he didn't get a dime from the Society; then he was voted a \$25,000 annual stipend as its paid president and that over a year ago he was given \$50,000 a year. That Nathan Burkan until 1928 didn't get a dime; that the late theatrical and copyright attorney, as counselor for the late Victor Herbert, one of the Society's founders, worked unselfship and incessantly for the songwriters future welfare; that in '28 he was voted a 'measty \$5,000 annual retainer, which meant little to the already influential barrister.

These and much behind-the-scenes stuff was frankly aired in a surprising unveiling of ASCAP interior.

Some Chiding

Some Chiding
Caesar scored, Ed. Klauber and
CBS' attitude for not treating
with the music men in a fair and
equitable manner. Rose, on the
other hand, chided ASCAP for not with the music men in a fair, and equitable manner. Rose, on the other hand, chided ASCAP for not pursuing peaceful parleys to negotiate a contract, with the broadcasters and was assured that every effort had been made and would be made. Rose said this was the first time he was ever in the ASCAP board room, in all his veteran career as a songwriter, but stated that he was undoubtedly keynoting many another songwriter that if Broadcast Music, Inc. buys the Robbins, Feist and. Miller catalogs—wherein he has quite a few good songs, some written with pretty good guy whose initials are Vincent Youmans and the like—that he would, struct his attorney, Arthur Garfield Hays, to start suit pronto; that BMI undoubtedly was buying 'a flock of lawstilts from us songwriters who have certain very definite property rights in our past, creations, etc.

The general essence was that radio commercially thrived on the usage of popular and other well-established mu sic. Rose observed, Where would Mr. George Washington Hill's Lucky Strike Hif Parade be without our music. He doesn't for a moment think he can 'renew with the broadcasters for time and hink he can have a topflight radio program based on stuff in the public domain and the few copyrights from BMI, plus new material supplied BMI from songwriters they found somewhere under rocks. If they're any good they belong to ASCAP.

About the D. of J.

The newsmen, towards the end,

they're any good they belong to ASCAP.

About the D. of J.

The newsmen, towards the end, got quite inquisitive about the Department of Justice's suit of five years ago, and the renewed legal attack. Buck and Paine reviewed that for them; made light of it more or less; Buck observed that it 'wa's a curious coincidence that now, as five years ago when also a new deal was being negotiated, the authorities were 'suddenly steamed up' into probing ASCAP. Now when we have this new 10-year negotiation in process, again comes legal harassment, just as it has through about half of the 48 states in the union, all through state legislatures, all at the expense of the taxpayers, while we've been compelled to defend with private funds.

Paine mentioned the broadcasters' per piece' payoff ideas, and Buck stressed that 65,000,000 radio performances of ASCAP music last year made the Society the nost practical copyright clearing house for music rights.

Buck reiterated his gratitude for

copyright clearing house for music rights.

Buck reiterated his graftude for the bress turnout, stressed that this wasn't in the nature of appropriate conference; there were no prepared statements; that only the first issue of a new weekly, house-organ, ASCAP Notes, to better tell the story, was available; that he didn't want to use the newspaperinen for any sounding boar?; that, as he hoped, they would intergate him, which they did freely and quite minutely. minutely.

15 Best Sheet Music Sellers

(Week ending July 13, 1940)

Playmates		Santly
Make-Believe Is	land	Miller
I'll Never Smile	Again	Sun
Breeze and I		Marks
God Bless Amer	rica	Berlin
Sierra Sue	ويتنجون فيوسيني وينه	Shapiro
Imagination		ABC
*Where Was I? ("Til We Meet Again'),	
*Blue Lovebird ('Lillian Russell')	Feist
I Can't Love Yo	u Anymore	.,.,Olman
	t With a Memory Tonigh	
Woodpecker Son	g	Robbins
When the Swalle	ows Come Back	
Devil May Care		Witmark

*Filmusical

Network Plugs, 8 A.M. to 1 A.M.

Following is a totalization of the combined plugs of current times on NBC (WEAF and WJZ) and CBS (WABC) computed for the week from Monday through Sunday (July 8-14). Total represents accumulated performances on the two major networks from 8 a.m. to 1 a.m. Symbol • denotes film song, † stage musicals, all others are pop. Parenthetic numeral after the title indicates how many weeks the song has shown up in these

(3일프로그램 : 14 H.	MILLIAN .	GRANI
TITLE	PUBLISHER	TOTAL
I'm Nobody's Baby (5) Andy Hardy Meets Deb. I'm Stepping Out with a Memory Tonight (5),	· · · · Feist	4
I'm Stepping Out with a Memory Tonight (5),	Robbins .	3
Devil May Care (7)	Witmaule	
I'll Never Smile Again (5) Imagination (14)	Sun	2
Imagination (14)	ABC	1111111
Breeze and I (11)	Marks	9
Yours Is My Heart (11) +Land of Smiles	Harms	
When Swallows Come Back Canistrano (3)	Titit man mle	
I Can't Resist You (8). You Can't Brush Me Off (7) +Louisiana Purchase	Ager	
You Can't Brush Me Off (7) +Louisiana Purchase	Berlin	
I Can't Love You Any More (11)	Olman	
Madame La Zonga (5)	BVC	4
Make Relieve Island (12)	Millor	100
I Can't Love You Any More (11). Madame La Zonga (5). Make-Believe Island (12). All This, and Heaven Too (4). *ATHT.	Pomiels	1 1
You're Lonely I'm Lonely (9). +Louisiana Purchi Meret the Sun Halfway (10) - '11 I Had My Way. Where Was !? (15) 'Til We Meet Again. Blue Lovebird (9) Lillian Russell. April Playde Fiddle (3) '11 I Had My Way.	Remick	1
Most the Cup Welfman (10). #16 T Mad Mr. West	se., Berrin	
Where Was 12 (15) *Til Wa Meet Again	Dominist.	
Plus I overhind (0) *Tillian Dugget	Rennek	1
April Digged Fields (2) STAT trad Box Way	Candle	
Mr. Mandaulana (4) II I nau My Way	Santiv	1
Mr. Meadowlark (4) Hear My Song Violetta (8) Danny Boy (12) We Could Make Such Beautiful Music (2)	Wercer	1
near My Song Violetta (8)	Crawiord	1
Mrs. Cauld Make Cook Described Marie (2)	American	1
We Could Make Such Beautiful Music (2)	BM1	
Fable of Rose (3)	Harms	I
Occided for Borney (9) American Jubilee	Chappell	I
Orchids for Remembrance (2)	Willer	
Please Take Letter Miss Brown (2)	Paramount	1 1
Polka Dots and Moonbeams (3)	Berlin	1
Blueberry Hill (1)	<u> </u>	1
It's a Lovely Day Tomorrow (1) Louisiana Purch	aseBerlin	1
Tonight (9)		. , I
On a Simmery Summery Day (1)		1
		-

On The Upbeat

World's Fair, New York, running an amateur band and instrumentalist contest Sept. 6-7. Harry James, Jimmy Dorsey, Tommy Dorsey, Jack Teagarden, and Carl Kress will judge various individuals and groups

Ted Straeter booked for August at Piping Rock Club, Saratoga, N. Y., opening July 29. Zito Rhumba group also set.

Shep Fields may replace Frankie Masters at Taft hotel, New York, Sept. 15. First date in N. Y. for Fields in some time if set.

Maurice Spitalny into Bill Green's, Pittsburgh, July 29 for two weeks, replacing Jack McLean outift. Spi-talny will be followed Aug. 12 by Everett Hoagland, a return engagement for latter.

Johnny Long picked up a new sax player, Cy Woistman, in Pittsburgh last week. Woistman once had a dance orch of his own there.

Lani McIntire and his Aloha Islanders opened limited run at Wil-lows, Pittsburgh, Friday (12), suc-ceeding Clyde Knight crew.

Jim, Kennedy, former personal manager for Everett Hoagland, now managing the ballroom at Kenny-wood Park, Pittsburgh.

Tommy Carlyn band opened a West View Park, Pittsburgh, Mon-day (15) for two-week stay,

Bobbie Nichelson is back slapping bass with Harold Austin orch at Crystal Beach, Ont., ballroom.

Mart Kenney and His Western Gentlemen, now at the Banff Springs Hotel, Banff, are now heard over the Canadian network Sundays, Wednes-

days and Fridays. Sunday programs are carried over the NBC as an exchange feature.

Benny Pollack has made a couple of changes in his orchestra person-nel. James McIntosh takes over on second trumpet, replacing Bud Le-coulie, and Bill McMain replaces Joe Harris on trombone:

Jan Garber's engagement at the Casa Manana, Culver City, Cal., ex-tended four weeks.

Skinnay Ennis and his orchestra

Coleman Hawkins band remaing all summer at Savoy Ballroom, New York, Opened July 4.

Count Basic band broke opening day record of Regal theatre, Chicago.

Georgie Auld led Charlie Barnet's band at Brighton Beach, L. I., for a day last week. Barnet was ill. Auld recently left Jan Savitt's band.

Billy Burton, Jimmy Dorsey manager, ill for week with bronchial influenza. Recovering.

Tommy Dorsey band beat out the Jimmy Dorsey outfit in the last inn-ing at softball in Central Park, N. Y., last week, 12-10. Both leaders played

Raymond Scott copped trumpeter Johnny Owens from Charles Barnet Scott currently on first one-nighters.

Frank Burke, ex-personal rep for aul Whiteman, in public relations in Minneapolis.

Jimmy Applegate's orch in eighth summer season at Clyde's, Mountain-home, Pa.

Donlin's Pennsylvanians playing terrace ballroom of Pocona Manor Inn, Pocono Manor, Pa.

Rose Refuses to Pay Abe Lyman: Petrillo Gives Him Until Sept. 2

After a stormy session in James Petrillo's office at the American Metation of Musicians' N.Y. head-arters, attended also by retired resy Joseph N. Weber, the Aberman vs. Billy Rose salary dispute selft unsettled. Rose, who had a selft unsettled. Rose, who had are the 10G in settlement of Lymans \$28,000 contract, and offered 5000 instead.
Petrillo said that rather than

set the flood contract, and offered \$600 instead.

Petrillo said that rather than send is to the International, they were il coming to New York Sept. 2 and aless the matter was privately adjusted in the interim that body made and the set of the interiment of the i

grounds.

He played and paid four weeks and is owed 20—"run of the Fair, which is a 24-week season—at \$1,400.

Rose stated he had sold the place to Nicky Blair and others. Latter was Rose's general factotum and the lade' was questioned by the musicans' union officials.

dans' union officials.

Petrillo took Rose to task when he said he was a 'big user of music' by observing that when he (Rose) wanted to cut his Aquacade band tom 22 men to 15, the union insisted an 50, but compromised on 30. 'And if I'd been in town,' said Petrillo. 'I'd have made you use '50 men in that big Aquacade.' An 'alleged \$1,100 differential to Noble Sissle for rehearsal time at Rose's Diamond. Horseshoe also was brought up. It must be settled this week, or else. st be settled this week, or else

and Petrillo.

Rose is alleged to have cracked shout a gun to my head, and Lyman openly voiced that before Petrillo and the others, whereupon the showmen stated he referred to Lyman, not the union.

VLADIMIR GOLSCHMANN BECOMING A YANKEE

St. Louis, July 16.

St. Louis, July 16.

Vladimir Golschmann, baton waver for the St. Louis symph orchestra, has taken out his first U. S. citizenship papers and expects to obtain his final papers here, his adopted home. A native of France, Golschmann has been coming to the U. S. for the past 10 years, entering on a visitors' In order to prevent may mixup since Germany has taken over his native country Golschmann went to Canada recently and had the American Consul at Windsor obtain his quota number from the French government. This required four days.

Fearing his entry to the U. S. might be delayed by immigration suthorities letters were prepared by Mayor Dickmann, Alexander Fraser, chairman of the symph exc. board, and the State Social Security Commission but they were not necessary as the U. S. Consul approved his visa. Golschmann, now visiting in the east, will return next fall for his 10th consecutive year as conductor of the local symph.

MRS. KRAMER'S NOTION

May Acquire Suburban Spot to Supplement Hotels

Mrs. Maria Kramer, owner of the Rdison and Lincoln hotels. New York, is mulling the thought of building or buying Westchester or northern New Jersey spot for name bands, similar to the current Meadow-brook at Cedar Grove, N. J. Durling the past several weeks she has been circulating through those sections looking over sites.

She's a band fan, personally super-

user circulating through those sections looking over sites.

She's a band fan, personally supervising the selection of bands for work in her spots. Charlie Barnet at the Lincoln and Gray Gordon at the Edison are current.

Bomb Rips Dance Hall

Cleveland, July 16.
Some 300 dancers missed being blown up by only 15 minutes when a time-bomb placed under Chippewa Lake Park's ballroom exploded last week, causing \$5,000 worth of damage. Luckily, it went off after the dance hall had closed at midnight, not injuring anybody. Explosion buckled and fore big holes through the dance floor, destroying a lavatory in which it apparently had been hidden, and badly, damaged a grocery store and barber shop on the ground floor. ground floor.

Parker Beach, park owner, could furnish no motive for the mysterious bombing.

THEATRE DATES **GAIN LUSTRE** FOR BANDS

Theatre dates are the aim of road traveling bands this year more than ever before due to the instability of the one-night trail. Jam toward picking off full week theatre dates is based on the minimum of headaches encountered, while the single day stands this season are full of tem. With cold weather and rainly commitments way off their feed, bands this hot stretch are telling each other of the number of theatres, they have booked, not the length of single day stands in the bag.

Most bands would rather play

Most bands would rather play theatres snyhow but a tough siretch such the current one the dayantage emphasized. One nighters require a jump every day, packing up, riding, losing sleep, making for heavy wear and tear themen, and pyramiding expenses. Transportation is an important item in band operation. Theatres, on the other hand, require a move once a week. Too, the booking office-commission slice is only 10% for theatres where the grab is 20% for one-nighters. Means a band has to gross more each week to wind up with the same net that theatre date brings. And according to bookers, it's hard to get proportionately more one-night money for a band worth a certain amount in theatres, in order to net them the same amount no matter which field is played.

Example of heavy leaning toward theatre stands is the Sammy Kaye band which is on the road for 20 weeks this summer prior to returning to the Commodore hotel, New York, in the fall. Of the 20 stanzas Kaye is playing 16 weeks of theatres.

Name Bands for First Time at Cal. State Fair

Sacramento, Cal., July 16.
For the first time since its inception, the State Fair, running for 11 days from Aug. 30, will have name bands as the chief lure. Fox Case, CBS special eventer in Hollywood, as chairman of the attractions committee, has booked through Music Corp. Kay Kyser, Orrin Tucker and Horace Heidt, who will appear in that order. Bandmen, who have broadcasts during their stand here will remote them from special auditorium on the fairgrounds.
Other talent booked includes Rufe Davis. The Danwills, Howard Nichols, and a chonus of precision steppers. Don Forbes Richfield Reporter of radio, emcess the entertainment features. Sacramento, Cal., July 16.

Raymond Scott to Chi

Goodman Goes Waltz

Benny Goodman band, bound ers deluxe, has recorded its first waltz. Tune one called 'Nostalgia.'

It was written by Robert Stoltz, the Viennese writer of Two Hearts in Three-Quarter

Goodman Retains Nucleus For Later Reorganization: Others Mull Shaw Offer

Disposition of the manpower of the Benny Goodman band, which broke up after the completion of a stand at Catalina Island, Calif., Sun-(14) because Goodman was forced into Mayo Clinic, Rochester, Minn., for treatment for sciatica, will probably see part of it shifting to Artie Shaw. Latter is reported as Artie Shaw. Latter is reported as having offered places in the new popular band he's building to five of Goodman's men. Johnny Guarraniez, piano; Jerry Jerome, tenor sax; Vernon Brown, trombone, Nick Fatool, drums; and Les Robinson, alto sax, are those said to be shifting to Shaw. Robinson was part of the original Shaw band which the latter walked out on at the Pennsylvania hotel, New York last Fall. Goodman enfered Mayo Saturday (13). He left his band Tuesday (9).
Final breakup of the Goodman

tered Mayo Saturday (13). He left his band Tuesday (9). Final breakup of the Goodman outfit was the second attempt he made to disband it. Several weeks ago the sciatica that had been bothering him for months drove him to give the group notice, but it was later rescinded when the ailment eased. According to his present plans, Goodman will definitely be back in the band business by Sept. I, if the treatment he undergoes at Rochester and a subsequent rest help him to attain any semblance of physical normalcy. In order to make it easy to rebuild, several of his key men and Helen Forrest, his vocalist, are being kept or salary through the layoff. Toots Mondello, ace alto saxist and Ziggy Elman, trumpet are returning to New York. Elman was originally scheduled to lead the band during Goodman's enforced absence, but the plan was abandoned when no response could be roused in buyers. Republic picture, 'Hit Parade,' for, which Goodman had been signed is already in the works.

already in the works.

offect to Pinchhii
Hollywood, July 16.
Three band leaders volunteered to act as guest conductors for Benny Goodman's band at Catalina while the king swinger is at the Mayo clinic at Rochester. Minn, for diagnosis and treatment of a sciatica ailment. Carl Hoff led off, followed by Kay Kyser and Artie Shaw. Latter took the last two days of the island stand, Kyser took along his vocalist, Ginny Simms.
Republic is holding up its super filmusical. Hit Parade of 1940; pending definite word of Goodman's condition. Conlingency contract calls for cancellation of the band in the event Goodman is not in shape to report by Aug. 11. Band is on four weeks vacation. Alternates for the Goodman spot in 'Hit Parade' are Bob Crosby, who'll be at Catalina in August, and possibly Glenn Miller.

DANCE SHED NOBODY LIKED NOW AN ARMORY

Buffalo, July 16.

Big, steel-arched Brondway Auditorium, more realistically termed the barn, which has echoed to the barn, which has echoed to the jeep, will echo soon to feet marching. Spot, is to be converted into base for anti-aircraft unit.

All the name bands have played there, though some of them unwillingly. Old-style, barnlike terior was no perfect sounding shell, and what went into the pa, system usually came out hash. Revidential section also has drawn away from area in recent years leaving it largely in undesirable neighborhood for dance, fans.

Floor, soon to rumble to gun and-searchlight batteries, was partly stone, of which even the most avid shagger wearied. Everyone is heaving a sigh of relief in turning it over to the National Gurd.

Raymond Scott to Chi
Chicago, July 16.

Raymond Scott orchestra has been set for the Panther Room (College Inn) of the Shermain hotel starting on Ang. 2 and running through to Labor Day.
Placed through Columbia Artists, this will be initial nitery or personal appearance for Scott Chicago or envire s.

Relic of Speakeasy Era Survives To Become Top Song for Robbins

Orrin Tucker One-Niters

Orrin Tucker orchestra starts its first string of one-night dates in the cast, since the 'Oh Johnny' episode, shortly after completing its current three-week stay at New York Paramount. Band will take a short vacation then tee off the singles at Hershey Park, Hershey, Pa., July 31. Follow with Lakewood Park, Mahanoy City, Pa.; Aug. 1; week at Hipp theatre, Balto, 2-8.

As yet tentative are stands at Pottstown, Pa. Aug. 9; Steel Pier, Atlantic City, 11; Carrolltown, Pa. 12, and Fernwood Park, Wilkes-Barre, Pa. July 13. Harry Moss, of MCA, set 'em. Orrin Tucker orchestra starts

ARTIE SHAW **MUST PAY GAC COMMISH**

eration of Musicians prez, has ruled that Artie Shaw must live up to his contract with the General Amuse

contract with the General Amuse-ment Corp. and clear all his bookings through that organization. Order requires Shaw to pay GAC commissions on all dance, theatre and radio dates for the next two years. General Amusement complained to Petrillo after Shaw was booked on the Burns and Allen program (NBC-Spam) by the William Morris office. Shaw was being booked by GAC when he walked out of his contract with the Pennsylvania hotel, N. Y., last year.

Sammy Kaye one nighter at Pitts-field, Mass., recently will serve to illustrate a: spread on the single stand end of the band biz being run by Pic Mag. Latter shipped a pho-tographer with the crew to record all the points including from bus ride to the date through prepara-tions, actual hop, packing, etc.

'Maybe,' being plugged as the No. song by Jack Robbins, date, back to 1923 and the speakeasy era when it became known among table singers as the buck song, due to its sure-firedness as a dollar tip getter. Alla Flynn and Frank Madden, entertainers at Elkine's hideaway in New ers at Elkine's hideaway in New York's Fordham section, wrote it. They were sort of Van-and-Schenck team and they printed up their Maybe' song privately, selling copies to other singing waiters and entertainers for anything from \$1 to \$5. It was a surefire torcher for the bar trade, somehow, and, the entertainers eventually started bootleging it, not paying Flynn and Madden any fee. In 1935 Riallo Music Co. printed it and sold 10,000 copies in one year. In 1938 Dick Robertson on Decca waxed it and it sold well via the colin-machines. This determined Robbins to give it areal vide. Flynn one day was asked what he

mineu noppins to give it a real ride.

Flynn one day was asked what he made on the song by one entertainer who figured up that the buck song's! tips over a period of three years had meant some \$3,000 or \$4,000 income. The songwriters then decided to publish it.

HOUSE BAND CASTS DOUBTS ON TOURERS

Milwaukee, July 16.

Steve Swedish and his orchestra, now in their third season as house band at the Modernistic Ballroom at State Fair park, have been attracting the dance fans in such numbers, that management is wondering if its policy of bringing in a name band one day a week isn't. a waste of money. Except for Dick Jurgens and Russ Morgan, the local outfit has brought in bigger net returns than visiting celebrities.

Already booked, however, for the near future are Lawrence Welk, Wayne King, Leonard Keller and Tony Martin.

Swedish has the knack of switching his technique to roatch that of the guest band, at will, and dancers say his copies are so true that they cannot tell from ear which they are listening to.

hE Went Chazy

. trying to pick a program of hits, until he found the safest way was to select songs THE ROBBINS WAY, - proven the most consistent publisher of hits.



I'M STEPPING OUT WITH A MEMORY TO-NIGHT

By the writers of "Music Maestro, Please"

YOU THINK OF EV'RYTHING From Billy Rose's "NEW AQUACABE" of the N.Y. World's Fair 1940

THE WOODPECKER SONG

A Record Breaking Hit Of The Year

MAYBE

Now being recorded for Immediate Release

FERRY-BOAT SERENADE

By the writers of "The Woodpecker Song"

ROBBINS MUSIC CORPORATION 799 Seventh Ave., New York MURRAY BAKER, Gen. Prof. Mgr. LEO TALENT, Prof. Mgr.

Philly Nitery Op Appeals Ruling **On Payment of Compensation Taxes**

Philadelphia, July 16. Frank Palumbo, operator of a club in Little Italy and two spots in sea-shore resorts, filed an appeal Friday (12) with the Unemployment Com-pensation Board of Review seeking

VAUDEVILLE

pensation Board of Review seeking to reverse the board's ruling that makes night club operators liable for the payment of unemployment compensation taxes for musicians. Palumbo, through his attorney, Charles Solit, declared that the board's ruling which made payment mandatory on musicians other than so-called 'name bands' was unconstitutional. In addition, Palumbo contended musicians were contracted for given period through their leader, and therefore the latter should be responsible for the tax payment.

for given period through their leader and therefore the latter should be responsible for the tax payment.

Stephen Stahlnecker, chairman of the bbard, promised an early hearing and decision because the ruling important to virtually all local nitery owners, who already in hot water due to non-payment of Federal Social Security taxes.

Originally the State Unemployment Compensation Board ruled that bandleaders were liable for the unemployment texes. Then last October, three musicians who worked at Palumbo's Philly spot—Bobby Morro, Morris Grossman and Ray DeLaurentis—appealed and the board upheld them, reversing its trying to upset that ruling.

Under the board's present interpretation of the law, only name bandleaders, who guarantee salaries to musicians, whether they work or not, are liable for tax levies.

Meanwhile, Federal Internal Revenue agents were getting ready to spread their campaign for the collection of social security levies against niteries following their raid on the Anchorage last Tuesday (2). The spot was taken over by a Federal-Gourt receiver, for failure to paymore than \$3,000 in Federal taxes. Federal Judge Harry E. Kalodner ordered the receiver, B. Joseph Kelly, to continue its operation to determine whether it could be run at a profit. On Wednesday (10) Kelly reported that a week's trial had shown a \$250 loss and Judge Kalodner ordered the spot shuttered to conserve its assets pending reorganization.

Kelly said that newspaper stories about the Internal Revenue raid had

to conserve its assets pending reorganization.

Kelly said that newspaper stories about the Internal Revenue raid had hurt 'immeasurably'. In addition, he said, patrons could not telephone to check on whether it was open because phone service had been cut off because of non-payment of bills.

Diosa Costello Delayed

Diosa Costello, starred at La Conga. (N. Y.) nitery past two seasons,
arrived from a Cuban vacation on
Monday (15) after being stalled
there due to wartime shipping suspensions. She was to have been back
sooner in time to open at Loew's
State, N. Y., this week,
Beverly Roberts subbed.

Double Loss?

Philadelphia, July 18.
B. Joseph Kelly, receiver testifying in Federal Court anent the closing of the swanky Anchorage, said the total receipts for July 3 were \$1.

The patron, Kelly revealed, was himself.
'I bought a couple of drinks for a reporter,' he said.

BURLEY AWAITS LA GUARDIA TALK

Concerted action of New York's burlesque theatre operators, the International Alliance of Theatrical Stage Employes and the Brother Artists Assn. to get the city administration to remove its ban on the word 'burlesque' is presently waiting for an audience with Mayor La Guardia. A get-together of the various factions was first held a couple of weeks ago at the Astor hotel, N. Y.
Theatre ons maintain that inability.

N. Y.

Theatre ops maintain that inability to use the word burlesque has considerably hurt business; stagehands and burley performers are siding with them in the hopes that a revival of the tag will mean more playing time and therefore more employment.

Burlesque as a reserved.

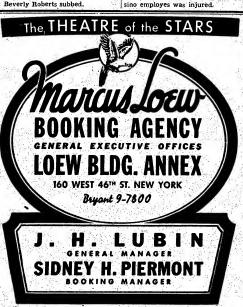
ment.
Butlesgue as a marquee lure was banned a few years ago by License Commissioner Paul Moss, following numerous complaints and a couple of raids on smutty shows. Since then the butlesgue shows have chiefly been called 'Follies,' which the theatre ops claim is an inadequate description of the entertainment and not understood by out-of-towners.

Ruby Newman's Nitery Clipped \$1,700 by Thugs

Boston, July 16.

Magnolia Casino, operated by Ruby Newman, bandleader, was held up yesterday morning (Monday) and employes were forced by four bandlis to hand over about \$1,700 in receipts. Another \$100 was taken from the persons of the 18 employes roused out of bed by the thugs: Ruby Newman was not personally involved, since he has a summer cottage a short distance away from the Casino.

The bandits made a getaway by shooting their way through a police barricade on the road out of Magnolia, near here. None of the Casino employes was injured.



TA BENEFIT POLICY **REMAINS UNSETTLED**

There's been no final action as yet but it's evident that the American but it's evident that the American Guild of Variety Artists and the American Guild of Musical Artists are still seeking revision of the present Theatre Authority setup. Last plan these two unions sponsored, which was nixed by other af-filiates in the Associated Actors and Artistes of America setup, would have placed formulation of the benefit policy strictly in the hands of a Four A's committee, with the TA board merely handling disbursements of the charity coin collected from such shows.

Hoyt Haddock AGV's executive

Hoyt Haddock, AGWA's executive secretary, is auxious to achieve TA revision in order to stop the Tree show racket. He claims TA passes too many of this type of gratis performance by actors. AGMA is of a like opinion.

a like opinion.
Upholding TA is Equity. Screen
Actors Guild and the American
Federation of Radio Artists. A committee of all the Four A's affiliates
is still trying to arrive at a formula
acceptable to all.

ADAMS REOPENS NEW'K VAUDER

A. A. Adams, who went for over \$350,000 order to kill off the vaudeville opposition from Eddie Sherman and Sam Stiefel in Newark, N. J., last year, reopens the Adams (formerly the Shubert) in that town as a vaudfilmer Aug. 30. This was the house which Sherman-Stiefel operated in opposition to Adams' Paramount, and, ironically, Adams has engaged Sherman to book the house.

has engaged Sherman to book the house.
Formerly, A & B. Dow did all the vaude booking for Adams in Newark. Sherman cuts another notch in the score versus the Dows when he resumes booking the Majestic, Paterson, N. J., Labor Day week. Dows took this house from hir last spring. In last year's vaude battle in Newark, featured by Adams' Paramount pitting name bands plus pictures against what was then the Shubert, also operating with name orchs, but sans pictures, the Sherman-Stiefel combo dropped around \$20,000. They finally withdrew and, in order to forestall a similar situation in the future. Adams bought the house, refurbished it and reopened it under his own management. It didn't work out, however, and he finally closed it, his ledgers showing more than \$350,000 on the debit side for the experience.

The battle reached its peak when

1000 on the debit side for the experience.
The battle reached its peak when Artie Shaw played the Paramount against Benny Goodman, at the Shubert, in a battle of swing. Goodman was then the top bo, band and Shaw was challenging him for it; Shaw subsuequently became the No. 1 band. He since has been replaced by Glenn Miller.

Sammy Sofferin Back At New Detroit Stand

Detroit, July 16.
Police and the State Liquor Control Commission here fail to see eye to eye on the return of Sammy Sorferin, whose swank Powatan chab was closed Feb. 1, to the business. He has just bought the Wonder Bar in downtown Detroit with the sanction of the usually tough state commission. He opened last night (Monday).

tion of the usually tough state commission. He opened last night (Monday).

His former spot, one of the oldest niteries in Detroit, was closed on charges that gambling was permitted and that liquor was sold after the 2 a.m. deadline.

In giving the Powatan's operator another chance, Orin A. DeMass, chairman of the liquor control, said, 'I'm interested in correction, not crucifixion.' Deputy Police Superintendent William J. Heidt refused to ok. the liquor permit. After the state board, with the higher authority, gave the okay, Police Commissioner Frank D. Eaman said, 'I don't know where this fellow Sofferin gets all his prestige.'

Bill Jordan opens his Bar of Mu-sic in Los Angeles today (Wed.).

Bert Wheeler pulled out of Earl Carroll's Hollywood revue on the Coast and opens at Loew's State, New York, July 25.

Balto Local Show Set

Baltimore, July 16.
Annual local show, "Stardust Revue, produced by the Hippodromin conjunction with the Baltimore News-Post, will be presented July 26, with run of two weeks a possi-

bility.

Staged by H. Ted Routson, of the Hipp staff, with dances by John Lonergan, brought in for the stint, layout will feature eight local acts, a line of 20 and six showgirfs seelected from surrounding communities to appear in a flash finale. Current edition will be sixth bi-annual effort in date. effort to date

Philly EMA Deal With **AGVA Permits Agents** To Take Up to 33\frac{1}{3}\%

Philadelphia, July 16.

Agents here will receive commissions ranging from 10 to 33 1/3%, under an agreement worked out Friday (12) between committees representing the Entertainment Managers Assn. and the American Guild of Variety Artists. The question of commissions was the major hitch that was holding up the signing of the AGVA franchise by the agents. Tom Kelly, AGVA bir agent, had demanded that agents' fees be limited to 10%, while the latter pointed out that their State licenses allowed commissions ranging up to 30%.

The final agreement was in the nature of a compromise. Agents will be allowed fees of 10% for theatres and for niteries under normal conditions. When securing work entails added time and expense, they will be allowed up to 20%. Commissions for jobs at private clubs and parties will be 334,%

By setting a 10% minimum on commissions, the agents hope to drive out of business chiselers who, ing acts for as low as 50 cents a throw. Philadelphia, July 16.

NEWARK LAW BARS 'MIXING' IN NITERIES

The city council of Newark, N. J., has passed a law aimed to eliminate mixing' in niteries.

Statute makes it a misdemeanor for any employee in a nitery or cafe in Newark to sit at tables with patrons and partake of refreshments. There's nothing in the law, however, to prevent 'em from sitting with guests if they don't drink.

Law the first to bolster the American Guild of Variety Artists' drive to eliminate 'mixing' of performers and chorines with patrons in niteries. All of AGVA's contracts with such spots carry a nix on such extra-curricular work by members.

Nixon First Pittsburgh Nitery to Go AGVA

Pittsburgh, July 16,
Nixon Cate has just signed a
closed shop contract with American
Guild of Variety Artist, first nitery
under the line here. Minimum of
\$60 weekly for principals was set
at Tony Contort's spot, one of
downtown's leading dine-and-dance
places.

Distributions are now going on with several other leading cates, and AGVA officials expect a number of early okays as a result of Nixon's action.

AGVA here, incidentally, is burning up at a couple of promoters who have announced a picnic next month sponsored by local night club entertainers. Union officials have written to newspapers telling them affair is for private gain of a few individuals' and isn't connected in any way with either AGVA or any local group of entertainers.

Expect Racetrack Will Hypo Camden Niteries

Hypo Camden Niteries
Philadelphia, July 16.
Operators of night spots and roadhouses in the outskirts of Camden,
N. J., may experience a boom if
plans for the building of a racetrack
at the airport site go through. Application for permission to build and
operate the track was filed last week
with the New Jersey Racing Commission. It was entered by Jersey
Downs, a corporation which holds
options on the defunct Camden airport and part of an adjoining golf
course.
The project is adjusted.

PA. TELLS MCA IT MUST BE **LICENSED**

Philadelphia, July 16.
Anthony Sharkey, state agent in charge of enforcment of the booking license law, stated Saturday (13) that he had mailed an application for a Pennsylvania license to the Music Corp. of America and expected MCA to sign up shortly. This marked the state's first major blow in its fight to force out-of-state agents to obtain licenses since the law was passed more than three years ago.

Sharkey declared that

years ago.

Sharkey declared that once MCA was licensed he would go after the William Morris agency, General Amus. Corp. and other large New York offices. He warned that he would force cancellation of their acts here unless they paid the \$100 ii-cense fee.

cense fee.

A week ago Sharkey claimed he had forced withdrawal of Dixie Dunbar from the bill at the Club Bali because she was booked by MCA despite the fact her contract had a week to run. It was the first action of this kind taken by the State in its licensing drive.

Three New York agents bowed.

Three New York agents have al-ready signed up, Sharkey said. They are Elmer Day, Al Norton and Frank Wirth.

Sharkey discounted reports that a former Attorney General had de-clared the booking license law un-constitutional because it interfered with interstate commerce.

with interstate commerce.

I have an opinion from Deputy State Attorney General M. Louise Rutherford which states the law is definite on the point that every employment agency doing business in this state must be licensed, Sharkeysaid. If these offices are contractors and not employment agencies, as some of them claim, they must be registered in Harrisburg as such. It's significant that no booking office is so registered, he added.

Saranac Lake By Happy Benway

By Happy Benway

Saranac Lake, July 16.

Snapshots at the Will Rogers: Joy
Navarre, singer, shot in from Boston for an o.o.; Rose Clark, ditto; Bill
Chase and Dick Moore are one year
older; cars representing 17 states
were checked at the Rogers during
the holiday; every time Eddie Dowd
has a slight setback he writes a new
song—this time it's 'I'd Give in
World to Call You Mine; Spanish-American war vels are convening
here; Iris Grabrilles and Irene Bennett are out of bed for meals; Eddie
(Carlton Boys) Ross here for x-ray
routine and fishing; John ('Mickey')
Shea visited by his sister, Letty
Kelly; Harry Newcomb bed-sding
his frau; Harrold Rodner and Herman Levine mitting and o.o'ing th
gang; Elenore Perrina got okay for
all meals out of bed.

Carleen Knight, Dolly Davidson
and Rose Clark, ex-Rogersites,
came in for checkups and left with
okays.

Jack Hirsch, who alternates be-

and Ruse Clark, ex-regersurcame in for checkups and left with
okays.

Jack Hirsch, who alternates between Boston niteries and the Actors
Colony, here, has applied via Canada
for a job as ambulance driver.
England,
Tom Campbell, Philadelphia boy
who was connected with the Sena
Amusement Corp., a new arrival.

A nifty gesture is the many boys
and girls at the Rogers taking time
out to make different articles for the
American Red Cross.

A. B. ("Tony") Anderson, manager
of Pontiac theatre here, was reelected Commodore of the Saranae
Lake Boat and Waterways Club.

Write to those who are ill.

Best Coffee in England **QUALITY INN**

Leicester Square

WALTER (Dare) WAHL **BILLY ROSE'S** 'FRISCO AQUACADE

AGVA'S NAT'L CLOSED SH

AGVA'S CRISIS

American Guild of Variety Artists, set up last summer as a reform union in place of the disenfranchised American Federation of Actors, is in itself now in need of urgent reforms if it is to survive. It's rife with factionalism within the New York local, particularly the executive council, and a continuance of this for much longer will definitely doom the vaude-nitery performers' organization.

Much of the charges being flung back and forth by the proand anti-administration factions can't be proven, but are still ugly enough to jeopardize continuance of the union. They can only lead to complete loss of confidence by the rank and file in both the present leaders and those who are trying to get in the

Both sides in the bickering maintain they have only the interests of AGVA at heart. It's their patriotism to the cause, they say, that's driving them to demand certain reforms.

If this is so, then their patriotism can take a constructive track that would further and save the union. Both sides can end the battle by leaving the battlefield.

In other words, the 'patriotic' executive council and all of the paid officials of the N. Y. local should welcome a 'recall' vote. This is possible under the union's constitution if one of the council so petitions.

AGVA's birth was under fire and in haste. Since that first emergency election the members should have had plenty time think, and it's up to the members, to try and achieve the necessary purge by voting out the current factionalism and elect-

The membership might go further. By electing more representative performers, than are now on the board, to decide the policies of the union. This will take plenty of pressure, inasmuch as vaude actors have always been disinclined to help themselves, but it's worth the try.

There's no question that the present bickering is scuttling a union over which nearly every performer in every branch of the show business was ready to go on strike last September. Many name performers at that time gave their time and effort to win the battle against the stagehands. Since then, however, they be dropped out of the picture and let AGVA shift for

It's time some of these names again took an interest in AGVA—a working interest—if they don't want to see last summer's experience go completely to waste.

Occasional Pit Shows New Idea At Mich., Det.

Paramount and the United Detroit Theatres, headed for Par by Earl J. Hudson, will continue to book stage shows now and then, but not as a regular diet for the Michigan, De-troit. Next show will be headed by Gene Rrupa, Andrews Sisters and Red Skelton, July 26.

Red Skelton, July 28.
Policy will be remodeled after that in force at the Par, N. Y., with the whole show to be played on the pit platform. Bob Weitman, managing director of the N. Y. Par who devised the so-called pit-band policy, is going to Detroit today (Wed) at the request of the h. o. to lay plans for its installation. He will be back Saturday (200) Saturday (20).

Michigan, Detroit, recently played Bob Hope.

Fabiani Drops Ice Show Idea for Philly Rink

VIRTUALLY OK IT

First Time Such Prestige Accorded a Vaudeville-Talent Union-Runs Until Sept. 1, 1943 - 5% Booking Fee

TENTATIVE ACCORD

The American Guild of Variety Artists is well on the way towards gaining closed shops in virtually all gaining closed shops in virtually all of the country's vaude houses, it entative agreement having been reached Friday (12) with all of the major circuits and some of the most important indies. With little exception, the deal permits a status quo of the present operation of vauddlim houses, including retention of the 5% booking fee, but will give AGVA the prestige of gaining contracts that no other vaudeville-talent union has ever been able to achieve. I'll run slightly more than three years—until Sept. 1, 1943.

There's only one possible hitch in the contract as presently set up, this being the union's minimum daily pay for theatres playing stage shows less, than a full week. AGVA is asking a minimum of \$10 net per performer for each day and theatre operators have pointed out that this would make the etage shows in such cheaply-operated houses to expensive. Majority of houses playing such bills now pay only \$100 for the complete show, which includes a profit to the booker and stager.

One-Show Concession of the country's vaude houses, a

complete show, which includes a profit to the booker and stager.

One-Show Concession

AGVA, however, has offered one concession to those theatres playing shows only one night a week, setting the minimum pay at \$7.50 per performer. These houses have been in the habit of paying \$5 tops.

Otherwise, the deal sets minimum weekly salaries of \$80 net for principals, \$50 for assistants, \$40 for chorus and \$30 for supernumeraries, which is a fancy name for audience stoges. These minimums are predicated on a 30-show week for those getting the minimums. Maximum-show week in the key houses is set at 36, with the performers getting the minimum wages receiving prorata pay for all extra shows up to 36. Theatres get a major break in the deal, however, by the clause which per orata pay begins. In the nabe theatres, though, this is cut to 30 performances.

It's pointed out by circuit bookers that key houses rarely play more than 36 shows a week, and that nabes seldom go over 30-show sked. These buyers also point out that act's salaries are rarely, less than \$60 per performer, which means that the

salaries are rarely less than \$60 per performer, which means that the major theatres will be put to little

major meatres will be put to fitte extra cost.

AGVA apparently gave plenty ground in order to get a deal. Originally, the union demanded elimination of the 5% booking fee and a 28-

snow week.

Agreement as it now stands was drawn up by Hoyt Haddock, executive secretary, and Henry Jaffe, counsel, of AGVA, and a committee counsel, of AGVA, and a committee of bookers including Sidney Piermont, Loew's; Barry Mayer, Warner Bros.; Harry Kalcheim, Faramount, and Bill Howard, RKO. It's being sent to all of the major circuit heads and indie theatre operators for final perusal before signing.

Oomph Revue on Tour

Los Angeles, July 16.
Twelve-week tour of the 'All Girl
Oomph and Glamour Revuel currently at the Paramount theatre
here, is being booked by Fanchon
& Marco. Trip takes in San Francisco, Portland, Seattle and other Pa-

MAJOR CIRCUITS Intense Factionalism Marks Meeting Of N.Y. AGVA; Quorum Fails to Show **Up; Communist Charges Renewed**

No Bargain

Discussing a singer who was personaling department store, as a come-on, in connection with a commercial merchandising tieup, a patron is sup-posed to have asked the floor-

walker:
Where is Joe Tenor performing—in the basement?
No. lady,' the floorwalker supposedly replied, 'he's not in the basement; that singer's no bargain!'

AGVA Demand For Leon-Eddie Rating Increase Pending

American Guild of Variety Artists' demands on Leon & Eddie's, New York nitery, to reclassify it as an 'A'spot and rajes salaries to \$60 minimum for principlas and \$40 for chorines, are now in abeyance until Hoyt Haddock, AGVA's executive secretary, returns from the Coast. He left Monday (5) and will be gone two to three weeks.

Counsel for Leon & Eddie's, Moses Pollakofi, last week sent Haddock as tinging letter, accusing AGVA of unfair tacties by putting pickets in front of L. & E. 'although negotiations were going on at the time between Haddock and, the nitery's operators. This, was the night of June 28 and Haddock alm is that a mistake was made. He says he called the pickets off a half-hour after they started to parade, but Leon & Eddie's elelings had already been hurt.

In view of this, Polakoff, advised Haddock that he was rescinding an arbitration agreement which had been signed while the strike was in effect. Henry Jaffe, attorney for AGVA, informed Polakoff, however, that the agreement had been signed by both sides and would have to be mutually abrogated. This AGVA is unwilling to do.

Haddock is later reported to have placated Eddie Davis and Leon Enken, the spot's owners. Latter are now applying to Local 802 of the mown polyping to Local 802 of the musicians union also makes a change. Otherwise, the matter will go to arbitration.

Xavier Cugat Set With 'Syracuse' At N. Y. Par

The Paramount, N. Y., has signed the Xavier Cugat band to come in July 31 with Boys From Syracuse (U), on which a deal was made a week ago with Jules Levey, its pro-

week ago with Jules Levey, its producer. Band and picture are in for two weeks, with option for a third with Cugat. Control figure on the fifm has been set to determine a holdover beyond a fortnight. Par goes three weeks with its current show, 'Ghost Breakers' and Oring Tucker-Bonnie 'Baker, closing Tuesday (23). Untamed and Louis Armstrong, plus Ethel Walers, have been set for one week, starting the next day,

Par has obtained Allen Lance

cisco, Fortland, Seattle and other Faring Coast towns.

Show consists of the Rita Rio all
Par has obtained Allan Jones
femme band, Marion Martin, Lya
Lys, Flo Ash and Sylvia and Clemints.

The show with Cugat, plus Ray
ents.

The first anniversary membership meeting of the New York local of the American Guild of Variety Artists, held at the Edison hotel Sunday (14), drew only 35 members of the union, which was only about half of the quorum required by the constitution. Therefore, it was unofficial to all intents and purposes. Instead, it turned into a verbal melee of, charges and counter-charges, most of which hinged on the alleged Communistic elements on the local's board and in paid positions.

binged on the alleged Communistic elements on the local's board and in paid positions.

Dick Barclay and Ben Haskell, both members of the board, flung most of the charges. Barclay named Hoyt S. Haddock, national executive secretary; Jean Muir, who was exes for a time previous to Haddock's appointment; Phil Irving, exec sec of the N. Y. local; Charles Arno, Thelma Flowers, Hazel Scott, Michael Lewis, Bob Reinhardt, local board members, Ken Howard, national representative now in charge of the Los Angeles local, and most of the N. Y. diffice staff as Communists, fellow travelers or sympathizers. When Miss Scott asked Barclay why he named her, he said it was because she had helped upset the reinstatement of Arthur Shledis, organizer, who was originally dismissed two weeks ago, by casting her, vote with the board group he claims is Red oripink and Haddock-dominated.

The intense factionalism the N. Y. local has been brewing for several weeks now and boiled over at the Sunday meeting. Haddock asked Barclay point blank:

"You don't want me in this job, do you?" And Barclay replied:
"No—because you are incompetent and spending money like a drunken sailor.' Haddock then asked Barclay (Continued on page 39)

COAST AGENTS TEPID TO ANY ARA HOOKUP

Hollywood, July 16.

I. Robert Broder, Artists Representatives Assn. counsel, is returning east, abandoning for the time being his plans of affiliation of the Coast agents with ARA.

Bookers here showed lack of in-terest, but Broder will keep alive the move by mail contacts, etc.

Tom Patricola Wins Verdict Against 'Jr.'

Canio Muliero, nitery and burley terper, agreed before Justice Felix Benvenga in N. Y. supreme court Monday (15) to cease using the name Tom Patricola, Jr. Action followed the filing of a complaint by Tom Patricola, who declared he had no offspring and had warned Muliero against continued of his name. Michael Owens, Muliero's agent, also stend the court stimulation. signed the court stipulation.

signed the court stipulation.
Mullero produced for the judge a copy of a magazine put out by the Ned Wayburn School for Dancing in 1930, in which there was a picture of him receiving a medal from Patricola for his adeptnes at imitating the vet dancer.

Femme Impersonation Unit Tops Det. Runs

Detroit, July 16.
A femme impersonation show has
e longest night club run here.

the longest night club run here.
Currently celebrating his 30th straight week at the Frontenac Del LeRoy, who sings, dances and costumes the revues put on by Karyl Norman. Show has come through the winter season and is still running strong, with three others also rounding out seven months in the downtown spot, Francis David, Gene LeMonte and Bobby Dell.

Philadelphia, July 16.
Ray Fabiani has dropped the idea of presenting an ice show at his newly-constructed open air rink. Fabiani had been dickering for 'Ice-capades' and several other skating toupes, but was unable to agree on terms. His rink is on the site of the old Phillies ball park.
The 'Icecapades' unit has been rehearsing at the local Arena preparatory to opening July 19 at the Convention Hall in Atlantic City.

Glenn C. Burt, once the head Keith booker in Chicago, is now do-ing promotion work for the Planters hotel in that city.

When a booker, Burt's 12-week route was one of the best-paying playing stretches out of the windy

BURT DOING PROMOTION

Former Chief Keith Booker in Chi Doing Hotel Work

HORACE HEIDT SUES TO RESTRAIN LE AHN SIS.

Horace Heidt, orchestra leader, filed suit Saturday (13) in N. Y. supreme court against Virginia, Miriam, Jean, Maree and Helen Mohr. Ahn, the first four being singers, the last their mother; the Beachcomber Restaurant, Inc., Monte Proser, Walter Batchelor and J. M. Goddard seeking injunction to restrai the N. Y. nitery from employing the singers.

N. Y nitery from employing the singers.

Heidd claims an exclusive five-year contract with the Ahns (professionally Le Ahn Sisters) enlered into Oct. 13, 1939. He asserts the singer shave been his band. Sept., 1939, and continued until June 26, 1940, at which time they entered into a four-week contract with Froser to appear at the Beachcomber, making their first appearance there on July 2. Heidd asserts that during the past year he spent \$10,457 on the singers in salaries, voice lessons, clothes, etc. all of which will be lost unless the court upholds his exclusive contract with them. No damages are sought. Batchelor and Goddard, along with Proser, are among the Beachcomber's management.

Dandridge Sisters opened at the Sphinx Club Hollywood, with Tommy Reilly as m.c.

Johnny Perkins-Roy Bruder's DeLuxe **Bowling Alley Will Worry Many B.O.s**

R. SAM X. HURST

St. Louis, July 16.

By SAM X. HURST

St. Louis, July 16.

The ultra-ultra in recreational spots, a \$200,000 enterprise, was launched last week on the main stem in East St. Louis, across the Mississiph, by Johnny Perkins, for mer m.c., and Roy Bruder for Chimister, and the street of the last stem in East St. Louis, across the manager of the way the place has been jammed indicates picture houses are in for more bo. headches. Located down the street from the Majestic, the B&K-operated deluxer, the Perkins-Bruder center, tagged the Playdium, is easily stealing the play.

Even the dice houses that abound in this caller market, and railroad center of 85,001, that go and center of 85,001, that go are center of the Playdium. Showmen who have given the spot the o.o. pronounce it the last word. With its 20 streamlined Brunswick-Centennial bowling alleys, cocktail lounge, an ornate barten of the spot stream in the spot show and a side of the spot show the spot show and a story for the spot show and a side of the spot show as a spot show and a side of the spot show and show and show the spot show and show and

the unusual sight of the stage up and behind it. The bar is long enough that four or five dispensers of refreshments are on their tootsies all the time.

The lighting system is of the indirect type, and immediately behind the bar is the cocktail lounge. Bar leads to a corridor and the bowling alleys which are a veyopenessible from the lounge through a large window which keeps out the noise.

The alleys, on double floating foundation, run across what was formerly the orchestra of the theatre. The room is 128x128 feet, and the domed ceiling composed of inlaid wood to deaden the sound is 18 feet high. Acoustics also take up thenoise. More than 300 modern and upholstered seats, larger than those foundation, the first in a bowling alley in the country of the seat of the seat of the seat of the things. More than 300 modern and upholstered seats, larger than those of the seat of the seat

and a public address system is also in guit from the frost of the alleys and a public address system is also installed. Bar-Stage Shew.

Additionally Perkins is dishing out a six unit show, on the trick stage, five times nightly. Currently the csts, booked through the William Morris agency, consist of Julie Pallitre, pianist, for four years on WGN, Chicago; Betty Nord and Hazel Scott, songhirds; the Ragtime Cowboy, Rillbilly; Rosia and Baymond sing-side stages of the stage of the stage is a succession of the stage is a succession of the stage is cleared he's but possessing an amazingly good baritone voice. When Perkins isn't singing in the show he mc.'s it, and when the stage is cleared he's around the entire house duking the customers and trying to seast cocktail lounge. Perkins has overlooked no bet to popularize the spot. He's made a tieup with WTMV, the only radio station in East St. Louis, and broadcasts his own 15-min. program nightly. Then he naves celebs that are passing through this neck of the woods and exploits the seast cockton he had Bob Hope, Jerry Colonia, Ben-Pollack, Ace Brigode and his Virginians, Anson Weeks and Leo Durccher, manager of the Brooklyn Dodgers.

Salturday (20) Perkins will umpire a bowling match between members of the Dodgers captained by Joe Medvick, former Cardinal Hy-chase, as a bowling match between members of the Dodgers captained by Joe Medvick, former Cardinal Hy-chase, as a bowling match between members of the Dodgers says and the stage is the place could accommodate no more spenders assert it will out-gross the Majestic by \$3,000 on the week. The place has so man a stractions in the town that it is going to get a lot of stronger from this side of the big drink after the local closing hour. There are no juke-boxes or radios in the Playdium and the only music is

that on the stage in the barroom, it looks like this type of spot is going to spread like wildfire throughout the country and the talker houses will have to install bowling alleys in their foyers to retain the trade.

GOLDEN GATE, S. F.

San Francisco, July 10.
Whitey Roberts, Count Berni Vici
Comedie Francaise' unit, Bronya,
Gordon's Racketeers, Christy and
Gould, Ted Waldman and Susie, The
Marcos, Andre Gilbrie, Maurine
Crowle, Betty Wells, Charlotte Allgren, Lenore. O'Neil; 'Curtain Call'
(RKO).

Crowle. Betty Wells. Charlotte Ahlgren. Lenore O'Neil; 'Curtain Call' (RKO).

Count Berni Vici's 'Comedie Francaise' unit is supplemented here by Whitey Roberts, a combination which jells nicely, although Roberts got off to a cool start at the first show. Audience was almost hostite to his plate juggling and jitterbug imitations they couldn't get enough of him. In addition to being a sock act, there's something about the way he does it that brings back nostalgic memories—he's as much at home on the boards as though we actually had vaudeville.

O'Ber Specialties playing in front of the county of the county of the county and addition to being a sock act, there's something about the way he does it that brings back nostalgic memories—he's as much at home on the boards as though we actually had vaudeville.

O'Ber Specialties playing in front of the county of the county and a control of the county and a harmonica, drew most attention here for mouth-organ solo without using his hands. The Marcos do hand-to-hand stuff, male half balancing his patterner on one arm and and the county and study and the stage and scantily costumed ladies converging from all sides, is still using two platform levels with stairways, scrims, flying moons and silver-coated human statues. Color-scheming, between lights and drapes, achieve something akin to the business foot backtage crew, but saide from a temporarily dead mike and one or two missed cues, opening went, off satisfactorily. Troupe of dozen lasses participates in devil, storm and other symbolic numbers, with Bronya doing an astral sequence in a veil and little else, putting the Goden Gale in competition with the count's unit, peep-show in lobby offers 10-inch undraped half-caste girj from Ball'—for free.

Main floor three-quarters filled at opening.

TOWER, K. C.

Kansas City, July 13.

Barr and Estes, Three Toppers, Bud Hughes and Pals, Lester Hard-ing, Barry Watts, House Line, Herb Six House Orch, Grand Ole Opry (Rep).

STRAND, N. Y.

Rudy Vallee & Connecticut Yan-kees, Gentlemen Songsters (4), Readinger Turis, Ames and Arna, Bob, Neller; My Love Came Back, reviewed in Varikty, June 26.

For his first Broadway personal in a year or nore Rudy Vallee has put together an able unit. Though it lacks a really solid punch, it's pleasant and smoothly entertaining, well-rounded, and contains many laughs. However, good many of the heartises laughs when caught seemed to be private ones between Vallee and ventro Bob. Nelley: In combo with My Love Came Back, business here should be fast on the 50-minute or some of his better known tumes, ones he has long been doing, as novelties, like "Lydia, the Tatooed Lady, through pops to his curtain-dropper melley of his ketser known tumes, ones he has long been doing, as novelties, like "Lydia, the Tatooed Lady, through pops to his curtain-dropper melley of his testers and more nostalgia among Vallee radio from the heads the latter as numbers with which he was identified from the heads the latter as numbers with which he was identified from Kansas City. 'Lonesome and Blue.' Stein Song.' Betty Co-Ed.' Dancing with Tears, theme My Time, among others, winding up with 'Vagabond Lover.' Clicks easily. Gentlemen Songsters background him later on one number, the Yale Whifenpoof writing.

Vallee handles himself neaty. Band behind him is no more that beyie of arrangements his Yankees have used for years, which outmodes it when compared to modern dance bands. No comparison is demanded, however, this bunch being in only for accompaniment and built to fit Vallee's singing. Whether not they're the original Yankees isn't commented on.

Readinger twins, burlesquers of ballo, are fall the turns, by Vallee. They're worthy of his plaudits, serving up something different and interesting. Vallee's sendoff isn't clear re the act's aim, but in work it seems to add up to a polished, well-rehearsed takeoff on ballet routines, done in conventional dancing slippers. It's smart sight stuff, the pair's unison movements being well migh perfect. Second piece is afmiliar but none the less effective. Pair go about betting each other ald over the rostrum and encounter little trouble setting themselve

his corny gags about Niles, Mich, and when they laugh at that stuft the audince must be full of cousins. Jay and Lou Seiler have been around for years with their novel dancing, but these well of cousins. Jay and Lou Seiler have been around for years with their novel dancing, but these well of the seiler have added some new material, particularly a comedy fencing number. It didn't impress this reviewer much, but this mob screamed for more. Evelyn Farney is a pleasant, and interesting solo dance item early in the show. Slie's tapster with appearance and style. Can play anwhere, and would be particularly at home in a good nite spot with her clean-cut work.

Savitt smartly have gotten out of hand and prolonged the show unnecessarily, but Savitt kept the upper-hand at all times, show always moving at a snappy pace.

Savitt's band itself turned in a good musical session for the swing addicts. It remains a strong band, not quite as satisfactory on a stage as a dance aggregation that will savit the stop singers. Allen DeWitt for some straight ballash handled in a rather sloppy manuer, and Bon-Bon, colored, with fine diction and a real flair for clipped vocalizing.

APOLLO, N. Y.

Jelli Smith, Spoons Brown, John Mason, John Vigal, Vivian Harris, Long and Short, Dolty McCormick, Shelmerdene, Burnham, Harris and Scott, House Line (12), Sunset Royal Band with Frozien Slewart, Women Without Names' (Par)

Scott, House Line (12), Sameet Royal Band with Frozien Steuart, Women Without Names (Par)

This Harlem home of hot harmony deviates from the standard this session only in length of time the show runs. With an appreciative audience for the considerable cynedy in the bill, the presentation and encores make it something of a marathon. It requires the something of a marathon in the source of the considerable cynedy in the bill, the presentation and three quarters, much too long.

Despite some almost inexcusably bad booking, the show is strong. There doesn't seem to be any reason, however, for having two such similar acts as Long and Short and Burnham, Harris and Scott. First consists of two boys who terp and harmonizes econd consists of the boys who the second consists of the boys who have any second consists of the boys who have any second consists of the part of the boys who have any second consists of the part of the par

Bud Hughes and Pals, Leater Harding, Barry Watts, House Line, Herby.

Mid-July figured a ripe time to take customers minds off the heat and trace material to the control of the heat and trace with the mean has taken matters into his own generous hands. While the show's running time is shortened to 40 minutes, the production is height-standard.

Three line numbers, opening, closing and midway, are out of the ordinary and, combined with a mountain siderably. Opnere to 11 winter wonderland is done in ski suits with scheding ski shoes, and finals of showers, mid-show to Winter Wonderland is done in ski suits with scheding ski shoes, and finals to shoe be balancing. Stunt of anchors also pole balancing. Stunt of anchors also pole balancing. Stunt of anchors with them silk handicerchief maters with the same silk handicerchief maters with the same silk handicerchief maters also matcher makes also been found to say and them balancing both partners alop another makes also been found to say and the both partners alop another makes also been found to say and the both partners alop another makes also been found to say and the both partners alop another makes also been found to say and the both partners alop another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along another makes along the same silk handicerchief maters along the same silk handicerchief maters along another makes along the same silk handicerchief maters alo

ROXY, N. Y.

Ben Yost's New Yorkers (8) Jeanne Brideson, Whitey's South-erners (6), Franklyn D'Amore (2), Gae Foster Girls, Faul Ash House Orch, Maryland (20th), reviewed in Vanters, July 3.

Stage production this week swift-moving, brief and strictly a prolog arrangement for the feature. Colonial southern mansion, costuming, colored southerners (indyhoppers) and whole motit build towards Maryland, Stage bill runs exactly 35 minutes plus several and stage of the several of Grenda Joyce, which of the pic, at show caught.

Gae Foster girls do two slick, times, with finale merely reprise-elaborate ballroom background just taking place of the southern manse Group tees off, with half in rowdy plantation steps as other half appears garbed in stately garden dresses. Howelf is clicke, Following this closely, Foster troupe returns wearing exaggerated hoposkirt stransforms burch into long skirts transforms burch in the stransform of the s

EARLE, WASH.

Washington, July 14.
Eight New Yorkers, Betty Bruce,
Jeanne Lanier, Sixteen Gae Foster
Girls: 'All This, And Heaven Too'
(WB).

Jeanne Lanier, Sixteen Gae Foster Girls; 'All This, And Heaven Too' (WB).

After discarding plans for road-showing 'All This's a straight pic, house whipped up-pint-sized, streamined revue, held down to 20 mitutes flat, as running mate. Stage doings are all pop, but have plenty class in talent and presentation, making nifty complement to pic. It's all singing and hoofing, without even a chattered introduction. In order to keep total layout down to average the complete of th

STATE, N. Y.

Teddy Powell band with Ruth Guylord and Jimmy Blair, Toy and Wing, Beverly Roberts, Henny Youngman, Paul Sydell and Spotty, Helen Reynolds Co.; Typhoon (Par).

youngman, Paul Sydell and Spotty, Helen Reynolds Co; Typhoon' (Part).

Thirrsday (11) night's house was way off, especially in the mezzanine: Torrent of rain affected all theatres in the show district, but the final stage bill usually is a draw and before then the downfall had absted. Henny Youngman was supposed to pep up the customers. But he didn't Mc. got spradic siggles but what he tried spots and siggles but what he tried rather flat no much needs new materal or it may be that his said to spood elsewhere. Youngman night do more yocalizing for he has, pipes adaptable to the microphone. But the lad isn't taking advantage of it. His fiddle bit was his best liked contribution, but a gag about Teddy Powell and his band finale with an extended routine that helps the performance considerably. Composer, who was formerly guitarist for Abe Lyman, recently had his crew at the Famous Door, a 52nd steet (N. Y.) night spot that couldn't pay off. So, Powell is playing dates.

ciew at the Famous Door, a 52nd street (N Y) night spot that couldn't pay off. So, Powell is playing dates.

The Powell bunch is long on brasses and framed for jitterbugs. A standout in the act is Ruth Gaylord, a songstress whose 'Stars' number clicked. Another is Jimmy Blair hardly also songstress whose 'Stars' number clicked. Another is Jimmy Blair hardly also songstress whose 'Stars' number clicked. Another is Jimmy Blair hardly also songstress whose 'Stars' number clicked. Another is Jimmy Blair hardly and songstress and the test of the control of the control of the clicking that gong around' is an animated hooding routine and although they're like a ballroom team, are essentially tap dancers. Very good too. Bunny Shawker, at the traps has an inning and scores.

Beverly Roberts is in the traps has an inning and scores.

Beverly Roberts is ling the control of persons of the control of the c

this week out wiss knowers replaced classily.

Paul Sydell and his two fox terriers were given a big response. Billing calls for Spotty but both dogs are about on a par with their aerobaties and balancing on their master's hand. Act always was unusual and still is. Helen Reynolds skating act, which opens, is the fastest roller exhibition extant. Six girls, working in twos, threes and fours, are plenty dazzling. Thee,

LYRIC, INDPLS.

Indianapolis, July 12.

Variety Hit Parade' with Reynolds and White, Milt Douglas with Priscilla, Singing Marines with Blanche Bradley, DeVal, Merle and Dee, Chilton and Thomas, Stx Hoffmans; Manhattan Heartbeat' (20th).

clever as is his partner, but hadly in need of new stuff. The six Hoffmans bring the show to a flashy and fast his mind the study of th

HIPP, BALTO.

Baltimore, July 14.
Bob Chester Orch (13) with bolores O'Neill and Al Stuart, Una coper, Beatrice Houell, Dennis ay, Lone Wolf Meets Lady' Dolores Cooper, Beau Lone

Cooper, Bentrice Howell, Dennis Day, Lone Wolf Meets Lady (Cob).

Nice layout this, with Bob Chester and orch attracting the youthful music fans and Dennis Day the more mature diat twisters, familiar with his stint on the Jack Benny show. It's an all-musical setup but highly pleasing in presentation with interpolated specialties nicely spotted for contrast.

Of the bands presented here eently, Chester, shows the most produce of the product of the produ

radium-lit. derbies and canes, joins in for a bit of elowining, okay pacechanger.

Closing niche is allotted to Day, who whacks out most pleasingly in legit style Over and Over Again.

Till Never Smile Again' and an Irish Life of the standard of the legit style over and over Again.

Till Never Smile Again' and an Irish Life of the standard over Again, and an Irish life of the standard of the legit of the standard of the legit of t

Eradley, DeVal, Merie and Dee, Chilton and Thomas, Six Hoffmans, Manhattan Heartbeat' (20th).

Variety Hit Parade, which is doing a week's stand at the Lyric in between Ben Bernie and Sammy Kaye, is a straight vaude show with emphasis on dancing, music and Justice and J

name radio bands and the customers today. (Friday) appeared to relish the fare.

Rida Rio's all-girl orch, comprising 12 talented musicians, is featured and works all the way through, providing plenty of diversion. Leader affects tight-fitting, flesh-exposing gowns and is a quivering mite of humanity. Many of the girls are called upon for individual efforts while Miss Rio does more than her share of warting and dancing, including a lot of shimmy, stuff.

Marion Martin, platinum blonde from flickers, is introduced for a bit on by-play with Stroud and them shimmed to be studied as the studied of the studied and them to be studied as the studied and them to be studied as the studied as the

Stroud is paying a return visit to the Paramount and most of his con-tribution consists of patter with the various acts and his usual brand of low comedy.

low comedy.

House is trying an innovation of holding 'Chost Breukers' for third week and bringing in 'Queen of the Mob' as top feature. Business above average for opening-day matinee.

Edum.

ORIENTAL, CHI

Chicago, July 13.

Andy Kirk Orch (15) with Mary
Lou William, Alma Turner, Pha
Terrell, Anise and Aland, Buck and
Bubbles, June Richniond, Stepin
Fetchit; 'Island of Doomed Men'
(Col.),

Here is a bang-up colored show, with a load of entertainment and an abundance of talent. The customers were pouring in here opening day. abundance of talent. The customers were pouring in here opening day. Kirk orchestra is standout, being one of the few colored groups that can sweet music as well as swing if. Turns in some ear-soothing melodies and then rocks the rafters when it turns on the heat. An all-around new musical aggregation with a couple of powerful individual performers. Mary Lou Williams figures as a novelty, being ferme planist with the band, but she scores on her owners with the band, but she scores on her owners with the band, but she scores on her owners with the band, but she scores on her work of the swing guitarist and the personality drummer. Kirk himself does a neat job of directing the orchestra and the handling of the show.

With such a surefire musical background, the acts have all the best of it. Alma Turner comes through first with a good little, swingeroo dancing session. The sureful property is the sureful property is the sureful property of the sureful property is the sureful property in the sureful property is the sureful pro

cores.

Anise and Aland, good-looking ballroom team, turn in a nitty set of fast and colorful routines. Farther down on the show is June Richmond with some wha-wha warbling. Gives this audience a full measure of Harlem tempo with her tonsils and this mob entered into the spirit of the rhytlin, keeping time with their feet and hands.

The union is now operating in the latter, it's for maney ratio old-fashined burlead. But it's diverting after a run of name ratio banks and the customers today. (Friday) appeared to relish the fash and works all the works and works all the works and works all the works are petting an cyclul of feminine in pilchritude, if little in the way of the statements of the setup.

As, V. AGVA Meeting

Continued from page 37

Continued from page 37

Continued from page 37

Later, when Haddock was delivering and expetiting an expetiting an expetiting an expetition, six the executive secretary secusations, the executive secretary secusations and where of times and what it later, the had noted the number of times and what it leads the had noted the number of times. Barclay and Haskell interpolation that the had noted the number of times and what it leads the had noted the number of times and what it leads the had noted the number of times and what it leads the had noted the number of times and what it leads the had noted the number of times and what it leads the thing and the time of the section of the setup.

It also all experience of the section of the exchange of the proposal in the union, the proposal in the union, the latter, it's learned, was a 10% wage slash for mane radio bands and the customers today. (Friday) appeared to relish the fare.

Rita Rio's all-girl orch, comprising and works all the widing the proposal in the union.

ing:

"I'm out of work, but that isn't why I'm disgruntled. I've also been broke and hungry and I'm not ashamed of it."

ashamed of it.

Haskell's charges were slightly less vitriolic than Barclay's. He restricted himself to calling the administration of AGVA undemocratic because it upset Shields' rehiring. He charged that Haddock and Irving got their factions to upset the applecant.

got their factions to upset the apple-cart.

Haddock, at the windup, said in part: If there was proof of these accusations that proof would have been presented. The persons at-tacked can't disprove these accusa-tions, because if you are called a Communist you can't disprove it.

These accusations are made only to poison the minds of other people against someone. Their purpose is to undermine people so that they cannot carry on their work.

Barclar's sole purpose is to break up this organization and not to help the performer.

Being unofficial because of the lack of a quorum, the meeting broke up with no action either way and the factionalism still very much in existence.

up with no action either way and the factionalism still very much in existence.

Shields Reinstated, Re-Fired.

The stage for the hectic Sunday meeting was actually set last Thursday (11), when the N. Y. local's board reinstated Shields, an actor who was let out in the recent economy drive and instead voted to oust Joseph Ehrlich, non-actor organizer. The pio-Shields' faction was then in the majority. By the following day, however, the anti-Shields group had mustered sufficient proxies to hold a majority and they recopend the matter. Shields was re-fired and finished the supporters pointed out that only a member of the previous day's majority, according to AGVA's constitution, could reopen a matter voted upon previously.

Up until yesterday (Tuesday) the Shields-Ehrlich harmater was still very much up in the air, but it was stated that Ehrlich has made known his intentions of resigning. This will be done at a membership meeting of those working at the N. Y. World's Fair this week, Ehrlich having been primarily concerned with organizing the Aquacade troupe. It was stated that Shields will also go—for the sake of harmony.

Haddock telt Monday (15) for the Coast, where he will look into af

of the rhythm, keeping time with their feet and hands.

Back and still a real variety turn are Buck and Bubbles. Turn score are soundingly. They haven't changed the act much, but changes are not necessary because their plane and dance funning remains a vaudeville bright spot.

Stepin Fetchit still has a dull turn basically, his foo-lazy routine failing to rouse any enthusiasm. He man ages to snatch a couple of snickers here and there, but his results here were due mainly to the generally fine audience atmosphere eigendered by the entire show.

Business capacity last show Friday (Gold.

Philadelphia, July 16.
Harry Slatko, who formerly operated the Nixon-Grand and Pearl theatres here, plans to operate the Lincoln theatre for the presentation of colored vaude. The Lincoln has been leased to Morris Wax for the past two years, who kept it dark, preventing anyone from opening it to compete with two negro film houses operated by the Wax interests.

Philly has been without colored aude the Nixon folded last

Jack Gardner heads new show at lanch Goldie's Torch Club, Los Angeles.

●15 YEARS AGO●

(From VARIETY)

The ballyhoo given the Scopes evolution trial in Dayton, Tenn., was terrific. The biggest show on earth was drawing every conceivable type of humanity.

A tax on the public for its radio entertainment was part of a plan by the radio manufacturers, meeting in Atlantic City.

Because of the fatal results at-tributed to the charleston dance, the latter was outlawed in Boston dan-ceries. Fifty were killed in a dancery where the charleston, hoofed away at a mad pace, resulted in the floor collapsing.

Harry Carey turned his hobby of collecting Navajo Indian work and relics into a regular biz. He set up a store at his San Francisquito Valley ranch.

Mae Murray and Robert Z. Leonard, who were divorced, reported reengaged and that they would probably re-marry.

Lewis and Gordon, who had confined themselves to producing non-musical skits, were planning to do several musicals in abbreviated form for vaudeville. The first was to be 'The Gingham Girl,' with Eddie Parks featured.

Charles Dillingham's presentation of the musical adaptation of 'The Fortune Hunter' was to star Marilyn Miller and include Clifton Webb, Joseph Cawthorn, Jack Donahue and Mary Hay, Dillingham decided the title was to be 'Sunny.'

New Act

MARIO and FLORIA Dancing 12 Mins. Ritz Roof, Boston

Iz Mins.

Biller of Roston

Biller of Connor (Floria) the
break-in booking for the ballroom

learn half of this act, and this is the
break-in booking for the ballroom

learn Mario and his new partner,
have been rehearsing for three
months, and if their work here is
any criterion they have a bright future.

Three routines caught were
waitz, tangoned to Make Believe.
In each case Mario's imaginative,
refreshing routining holds attention.
Floria has charm and poise.

Some of the lifts and twirls are
quite breath-taking in their grace
and ballance and Mario's semi-adagio
toss of his partner in a high are
is sure-fire. Steven lates precial
region or interesting soft rhythm
passages in the introductions and
well-schemed backgrounds that add
cest, in a subtle manner, to the daneing moods.

Emil Coleman and orchestra plays

eing moods.

Emil Coleman and orchestra plays
the act here neatly.

Fox.

Variety Bills

THIS WEEK (July 12) **NEXT WEEK (July 19)**

Numerals in connection with bills below indicate opening day of show, whether full or split week

Loew

Paramount

Ted Lester
Bob Hannon
Nina Allen
CHICAGO
Chleago (19)
Gleun Miller Dre

Warner

WASHINGTON Earle (19)

Independent

Missle Mall (18)

An Perice
Andelina B Karson
Bill Marquette
Biyron Stellin
Byron Stellin
G Westunoreland
Karlos Peterson
Boxy (19)

Frankl'n D'Armour
Jonnes Erledson
Gen Foster Gls
Gae Foster Gls
ATLANIEC CHTY
Steel Pier (21)

ATLANIEL Boys

Trials
Hels Reynold Gl
(20)

BALTIMORE
Hippodrome (19)
Local Show
Ginger Dulo
State (18-20)
Jack & Jill Carr
LaMarr & Lopez
Carr Family

(21-24)
Jimmy LackoreIrarker & Freder
Momarto Reyus
CHICAGO
Orlental (12)
Andy Kirk Ore
Buok & Bubbles
Stephr Fetchit
Anyce & Alian
Pho Terrill
Juna Armstrong
CLEVELAND
Falace (19)

CLEVELAND
Falsee (19)
G White's Scandals
FRIKADELPHIA
GRAMMS (20)

Tominy Dorsey Ore Ralph Rotgers Ore Floria Vestoff Coltons Del Rios Hotel Belmont-Plaza

Val Olman Orc.
Zito Orc.
Grace Vaughun
Belmont Ballade
Joe Howard

on Perry Orc
Hotel Biltmore Alvino Rey Oro Al Shelleday King Sis Dick Morgan Skeets Herfurt

Hotel Bossert (Brooklyn) Eddle Lane Ore

Palomo Sam Ray Vera Sanoff Hotel Edisor ray Gordon O otel Essex H

Marlyn Stuars

Hotel Homestead
(Kew Gardens)

Bill Lester Orc.

Nick King.
Paul Anthony
Prof Harwal
Pat Marrow
Lucille Wright

Hotel Lexington Ray McKinney Or Honolulu Maids

Hotel McAlpin J Messner Orc

Riviera
(Ft. Lee, N.J.)
Leo Relsman Ore
Fancho Ore
George Givot
Terry Lawlor
Shea & Raymond
Chandra-Kaly
Chester Hale Gis Hotel New Yorker
Larry Clinton Oro.
Belita
Alfred Trenkler
Nathan Walley
Edith Dustman
Roberts & Farley
Ross MacLisan
Margaret Richmone Ross-Fenton Farms (Asbury Park, N.J.) Eddle Oliver Orc Fernand Canny Orc Danny Kaye Stork Club Stork Club Ernie Holst Ore Ann Kless Hotel Park Central (Cocounitt Grove) Sally Rand

Valya Valentinon Buddy Clarke Orc (Cocktall Lounge Betty Allon Hulen Standish Scatt Powell Charlle Bourne Esterbr'k & Farme

Hotel Pennsylvant Jimmy Dorsoy Ore Ralph Rotgers Ore Helen O'Connell Bob Eberle Buddy Schutz

Hotel St. George (Brouklyn) Zinn Arthur Oro Murici Lane Tommy Taylor Hotel St. Morits

Eddie Varzos Orc. Marcella Hendricks Emile Borco Conzalo & Christine Hotel St Regis

Illutel St Regie
Half Saunders Orc.
Waldowino Rhumba
Morley & Gearheart
Rita: Lupino
Virginia Doff
Henri Doff
Henri Noel
Hotel Tatt
Frankle Masters Or
Hotel Waldorf
Astoria
(Starlight Roof)
Xavier Curat Orc
Mischa Borr Orc
Latry Adder
Georges & Ravies
Georges & Ravies
Josephine Housion
Harricane

Josephine Houston
Hurricane
Eddis Bush Orc.
Facing Bush O

Joe Capello Ore
La Conga
Maya Ore
Ellseo Grenet Ore
Victoria Cordova
Ciro Rimac
Juanita Juarez
Rosita Rios
Chiquita Maria
Aida Alvarez
'Charlie Boy'

Frankie Booth Jackie Stewart Jan Lee Joe La Porte's Or

Ray Heatherton Or Yola Gaill Geo Llloyd 3 Pitchman

Place Elegi

Larue
Eddie Davis Ore
Val Erine Ore
Le Coq Rouge
Nicki Raymond Or
Don Marton Ore
Cecelia Lee
Tisidale 3
Carine

Cher Pares

Ted Levis Orc
Lillian Carmen
Charlie Whittier
Geraldine Ross
Morgan Danc
Events
E

Club Minues
Patsy Mac
George Moore
Vivian Stuart
Pat Perry
Fillmore Shermau
Art Pischers Oro
Del Estes
Colony Club Place Elegante
Ernest Franc Ore
Bill Farroll
Vincant da Costa
Art Tubertini
Tino Donelli
Gene Mary
Joe Ellis Cree
Kay Parsons
Carol Dannison
Consulo Flowerton
Rainbow Grill
Barry Winton Ore
Marlynn & Michael
Rainbow Room

Congress Hotel (Glass Hat Rm) Johnny Banga Oro (Peacock Itm) Joe Vera

Marcla Mara Louise Retty Lou Catherine Harris Jo Ann Carroli Jul Leta Wilma Novak Patsy Shaw

Barbara Donne Sol Jakie Oro Tripoll 3 Sievens Hotel (Continental Ruom) Griff Williams Ore Walter Kink Tony Chob: Oro

PHILADELPHIA

Arcadia
Frank Jule
Stanley Rich
Patsy King
Johnny Carlin Ore

Cadillac Tayers
Eudle Thomas
8 Cadillac Coquette
Hendriques & A.
Bill Gates Orc
Cedurwood Cabin
(Malaga, N. J.)

Pat Procelli Nikki Nikolai Betty Williams Frankle Schluth Walt Temple Ore

Cusano's
Dick Jones
Penelope Raymond
Ginger Lynn
Lou Furland
Rulph Sunner Ore

Raiph Sunner Ore
Di Pinto's
Phil Fistcher
Lloyd Mann
Mary Ann
Phyllis Llove
Margie Mealy
Joe Wayne
Eddle Jaroro Ore

Henri's

Silver Jake (Clemento

Itopkins Matinkelles
Irving Braslow Orc
Frankle Richardson
J & R Martin
Bill Hopkins
Lorrains Chevaller
Dolly Mughn
Ann Barry
Latimer Cinb

Bonnie Staurt Murray Parker 2 Tones Vincent & Lane Phillis Lane Joe Vernon Ore

Camden
Jules Flacco Ore.
Bob Marrill
Leonard Cooke
Christianis
Great Rockeys
Kirk & Lawrence
Sidney
Signor Karmine
Tia

Anchorage Eimer Hoffman Peggy Morgan Clein Williams Or

Club Ball
La Comfarra
Dunny White
Allen Flelding's On
Johnny & George
Don Renaldo Oro

Don Renaldo Oro College Inn Harry McKay Estelle & Fleiding Loretta Walsh Creacent Log Cabin (Gloucester Hgits, N. J.)

N. J.)
Jos Kraft Orc
Julian & C. Ifall
Tom Turner
Marilyn Dale

Silver lake inn

Streets of Paris
Mildred Benson
4 Charms
Mildred Lewis
Virginia Worth
Ann Fagan
Mary Horen
Bee Mahoffy

Pearl Williams

Stork Clib

Marcelia Marchame Edith Brown Raiph Brown Henry Patrick Ore

(Clementon)
George Reed
Motter & Engel
Valentine
Wirthman Twins
Mary Anna
Alice Lucey
M Familiant Ore

Spread Eagle Inn Clem Williams Elmer Hofman Ed Gormsly 20th Century

Venice Grille
Venice Grille
Joe Rellly
Vouice Swingaters
Vickay Lane
Tanya Garth
Barbara & Margie
Klug Sis

Viking Cafe

Weber's Hof Brat Camden

Lunatrix Eddle & Jack Beale & Peggy Flash Lane Geo Bakay Ore

Yacht Club Grace Colling Mary Navis Ore La Vodis Mildred King

PITTSBURGH

Anchorage
Sid Dickier Ore
Arilington Lodge
Date Somers Ore
Betty Smiley
Balconades Don Andrea Warren & Durkin Gloria & Ray Jim Valdaire Don Ramon

Don Ramon Nixon Cafe Al Marsico Ora Bob Cartsr Zaue & Todd Batty McClure Poll Mar Gls Angelo Di Palm Daje Somers Ore Bill Green's
Jack McLean Orc
Don Gilbert
Tom Cunningham Angelo Di Paim
Nut Huine
Nut Huine
Jim Buchanon
Harry Nosoiton
Mike Peytun
Rodgers & Spruce
Joo Kieln
Houey Boy
Buzzin Bees Ora
Orchard Boogle-Woogle Clui Boog Shorman Raggie Dvorak Max Simon

Club Pace Orchard
Jimmy Gambie Orc
Jay Loring
Chuck Miller
Pluss
Howard Becker Or
Mac Harris
Bob Stati Charlie Jennings Or Ruth Henneyman Rodgers & Wayne Bertha Peyton Jimmy Harper

Club Petite Club Petite
Eugene Baird
Sid Green
Cork and Bottle
Frank Shean 3
Hant Henry
(Silver Grill) Ray Englert Max Adkins Ore

Max Aggins Ore

Yacht Club

H. Middleman Ore
Jerry & Thirk
Jackle, Heller
Shirley Heller
Erle Ricard
Lou Bouers
Rddio, Metenife
Paul, Florent, Us

Sky-Vue
Cyril Wolslinan Or
Helon Young
Union Grill

Villa Madelu
Jos Shater Ore
carmellus & Lee
Alfredn & Rosita
Lau Starr
Lois Donir - Hatl
Georie Weber Ore
West View
Tonniy Mike Shamrella
Kenaywood
Kenaywood
Tiny Hill. Ore
Welser Intil
George Welser Ore
Will Asche
Vill Asche
Al Frenont Ore
New Fena
Lenk Orleits Ore
Herb Fritschle Ore
Leialoha

Book-Cadillac Hotel (Book Casino) Lowry Clark Orc (Motor Bar) Vic Abbs Orc Blossom Heath

Blossom Heath
Carrol & Gorman
Anhassadorettes
Deldia & Jareste
Deldia & Jareste
Bowery
Dot Hackey Co
Arden & Ronard
Patsy Marr
Lettel
Gioria Shayne
Doweryettes (12)
Johnny King
Chas Carlisle
Banny Resh Ore
Blue-Lanters

Paim Boach
Bobby Jones
Bobby Jones
McMahon & Adel de
Radio Jesters
4 Rouisttes
Monnie, Draice
Don Pablo Ord Binny Reah Ore
Blue-Lanters
John Platt Co
Freda Lazier
Jack Terry
Glainour Gls (6)
Frank Temple
Lee Walters Ore
Corktown Tavern

Club Royale
Paul Rogini
Dorn Bros. Margle
Terry & Walker
Manhattan Trio
Geo Beruhard Dan
Preston Lambert
Carl Bonner Ore

San Dlege 4 Adorables
Bob King
Wally & Frances
George Presnell
Al Alexander Orc Whittier Hotel (Gold Cup Room) Londonaires

Alpine Village
Otto Churn Ore
Panere & Lella,
Patay La Raine
Clem Belling Dog
Carl Muelle
Midred Smith
Myrou Ryan
Aliway Chub
Troy Singer Ore
Judy Black
College Inn
Norman Brill Ore
Bonnie LaNonne
Eddis Rau
Freddle's Cafe

Bonnie Lavonno
Bodis Rau
Freddie's Cafe
Art. Lackey Ore
Manhal innettes
Manhal innettes
Bddie, Barros
Hotel Carter
Jonnie, S Steele
Hotel Carter
Don Barl Orc
Carinua
Hotel Cleveland
Leighton Noble Or
Chick Floyd
Morel Sterling
Marty Lake Orc
Hotel Mollenden
Henry Cincione O Henry Cincione Or Jack Marshall Caryl Gould
Herhert Taylors
Grace Morgan
Hotel Statler
Oscar Day Ore
Jack & Eddler
Broadway Bille
Rubertino, Roborts
Behs Sherman
Aulens Rice Oro

4

Monneo's Cafe
Ernie Taylor Ore
Muunde Club
Connex & Minner
Benniny Walsh,
Three Idlers
Sid Prussin Ore
Oble Villa
Anatin Wylle Ore
Mickey Katz
Southern Tayorn
Low Allen Or
Ienty Goorge
Thiely-Seven Club
Corole Clupells

NEW YORK CITY WASHINGTON.
State (18) Capitol (19)
Neiss Troups Rythm Rockets
Ethel Shutta George Beatty.
Runs Morgan Ore. Clerto & Tomastite
Runs Morgan Ore.

NEW YORK CITY

BUFFALO Buffalo (19)

NEW YORK CITY
Strand (19).
Rudy Valles Ove
Boli Neller
Annea & Arne
Reddinger 2
Sylvia.
GentlemenSongsters Yost Singars

Al Donahue Orc BALTIMORE

World's Fair

Lucy Monree Paul Hankon Ray Middleton Wynn Murray Aquacade incent Lopez Orc
lleanor Holm
luster Crabbe
axon Sis
rank Libuse
fargot Brander

Campus (20)

Ruby Mercer Carrie Finnell Berry Bros Alberlina Rarch G Pabst Blue Ribbor Gurdens Rob Norris Orc

Bob Norie October Strotte of Paris
Gynoy Russ Lee
Gynoy Russ Lee
Milton Watson
Enin-Beyer
F & J Hubert
White Way Caeline
Rosita Royce
Maharra
Winter Wonderland
B & B Wade
Alex, Hurd
Genevleve & Staniy
Mary Jane Halistd
Genevleve & Staniy
Mary Jane Halistd
Biggieth Wall
Duke & Ston
Zomble
John Kirby Ore

Mork Plant
Ben Doya
Carlos & Carita
Ann Lewis

Zomon
Velero Sis

Cabaret Bills

NEW YORK CITY Armando's Frank Mandella Or Pedrite Orc Eleanor French

Eleanor French
Barney Gallant's
Ann Palmer
Irone Barclay
Nellie Peloy
Carter & Bowle
Virginia Gibson
Dorothy Blaine
Loretta Lane
Freda Sullivan
Russeli & Farfar

Beaclicomber
Sonny Kendis Orc
Chavez Orc
Rumba Octet
LeAhn Sis
Ramon & Renita
El Nanogo

Bill Berteletti's
Don Sylvio Orc
Angelo Orc
Pat Williams
Lynn & Marion
Mary Jane Brown
Billy Cascade
Moya Gifford
Barbar Lamarr

Bill's Gay 90's Charles Strickland Gus Wicke Ethel Gilbert Billy Lorrame Fred Bishop Spike Harrison Harold Willard Harry Donnelly Bernie Grauer Cafe Society Teddy Wilson Ore Hazel Scott
Golden Gafa 4
Albert Ammons
Tees Johnson
Chateau Modern
Maurice Shaw O
Dorothy Tahner
Margaret Scott
Gabriel Develle
Maurice Shaw
Lom Leach
Lom Leach
Jack Messing,
Sam Grassis

Club Curavas Joe Collins Ore Arthur Barnett Rita Renaud Ruth Wintor Chiquita Venezia

Club Gaucho Don Miguel Orc Marie del Carma Nedra Madera Minni

Cuban Casino Consuolo Moreno Los Ojedas Dolores Laurell Don Casanova Diambuil Hoyseahee
Nobie Sitsie Ore
Don McGrane Ore
Don McGrane Ore
Diambe Ring
Olidae Gray
Olidae Gray
Julian Bittinge
Harland Dixon
Harland Dixon
Harland Dixon
Harland Dixon
Horton Spirr
Dave Mallen
Sally Burrell
Ef Chiee
Don Alberto Ore
Autonio, Escuder
Morcades Reyes
Aurelia Celinad
Julia Suares
Julia Suares
Aldo Crieyo
Belen Ortega
Gien, Islauni Caslan Diamond Horsest

Glen Island Casine Bobby Byrns Orc. Moro Morales Orc. Pancho & Dolores owich Villag Casino

Hotel Belvedere

Hotel Brevoort

Nicholas D'Amico Panchite Orc Beverly Roberte Loper & Barrat Village Barn

Hiltmore Bowl
Carol Kin
Gwynne
Varsity 8
Perro & Renne
Georgs Wendt
Rudolf Frini Ore

Cufe La Maze Park Avenuc Boys

Club Ball
Bruz Fletcher
Nelle Lutcher

Richards & Carson Sons Purple Sage Villepigues Raymond Cole Lindy Hoppers Arthur Dayy's Ore Zimmerman's Hungarin Maraulta River Vitta Class Basony Lajos Basony Lone Rardos Ore Arthur Warren Ord Andrini Bros Einine Miller Willis Solar LOS ANGELES

La Conga
Joe Frisco
Chiquita
Paul. Neighbors Or
Phillip Lopez Oro
Paris Inn
Henry Henryson
Howard Blair
Dominic

Seven Seas
Lillian Gibson
Bob Mathews
Miss Avaiou
Johna Bright Ore
Shapes Mukle's
Lewis & Moore
Margie Gergison
Oshina & Lossy
Maxie Rosenhloom
Cullen Richards
Jerry Brandom
J Riley Scott Ore
Somerset House
Harry Rigland
Lou Saulice Ore
Swanne Inn

Nellie Lutcher
Cocuaint Greev
Jana-Ploken
Padule Duglin Orc
Earl - Carroll
Dert Wheeler
Prancis, a Gray
Slato Bros.
Pay Carroll
Present Malloy
Prakson
Bob Williams
Rob Williams
Rob Williams
Bob Williams
Rob Robert
Robert
Robert
Robert
Frakson
F

Riwaro Aguard Manny, Strand Orc Plorenthe Gnrien, Ellinor Troy, NTG & H wood, Rev Dartyl Harpa Orc Eatth Bacon Grace, Hayes Lodge Grave Hayes Sibyl Bown, Jeffrey Gill Nick Cochran Orc. H Cafe Al Graham Orc.

Ambusandor Hüləl (Pump Room) Lou Holden Orc Virginia Hays Bismarck Hotel (Walnut Room) (Wainut Room)
Hadiey Gla
Leonard Keller Ore
Marion Holmes
Collette & Barry

Blackstone Hotel Dale Evans Pick Mansfield Or Bon Air Bon Air Frank Parker Dr Glovanni Gower & Jeanne Stave Evans Edna Sedgylck Dan Sterlings Orc Rose Gis Clyde Lucas Orc

Brevoort Hotel (Crystal Room)

(Crystal Room)
Dorothy Duval
Dorothy Erickson
Dob Billings
Pito Mancini
Bill Blacke
Broadmont
Flo Whitman
Nyra Lou
Sharons Stringer
Whitman Gis
Tonya
Herb Rudolphs O
Ches Parce

Le Ruban Bleu Le Ruluan Blea Rasha & Mirke Paula Laurence Sylvie St Clair Stuart Ross Sylvie St Clair Stuart Ross Laurence & Allen Leon & Eddler Lou Martin Lou Martin Luba Mallina Ranee LaMarr & Jerry Vancet Norman & McKay Mildred Craig Lido Bench Club E Madriguera Ore Betty Hutton Paul & Eva Reyes Old Roumanlan

Club Minue

Celony Club
Carl Raviazza Orc
Owen & Park
Monchila Orc
10 La Pla;
Colosimus
Ada Leonard
Jackson R & Ston
Hartzeilone
The Blendera
The Blendera
Fr Quartoll Orc
Pronaph Gls
Other Blendera

Pronaph Gis
Club Deliga
Billy Mikchell
Cyclone Morgan
Bille Ekekseln
De Alexander
Chippie Hill
6 Jitterbugs
Rhythm Wille
Charier Isom
Partylic Gi.
Rad Saunders
Consysses Holel

Joe Vera

Edgewater Beach
Histel
(Heach Walk)
Horace Heldt Orc
Dick Rogers
Patricia Martin

CHICAGO

Swanne Inn Gladys Bentley Charlie Evans Dudley Dickerson

Topsy's
Anita Andre
Duval & Tregg
Vgo Martinolli
Johnny Mack
Hal Howard Ore
Wilshire Hong
Roinald & Roberta
Gus Arnhelm Ore
Victor Hugo
Matty Maineck Or

Topay's

Dr. Donben Gla
Berb.
885 Chib
Bagga & March
Linda har berg
Milo, Perra Ore
Johnny Honnert
Franke's Casino
Bradshaw & Penton
Tangee
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Florence Schubert
Al Trace Urc
Holly Swanson
Halen Sunner,
Al Velria Orc
E'Algion

Enil DeSalvi Orc Arsene Sierel Isobel de Marco

Hotel La Salle (Blue Front Roos Crusaders Orc Liberty Inn Roberts and Roberts McGow. Marrita Ryan Danielle Don Dunn Jimmie O'Nell Earl Wiley Ore

Jimmie O'Nell
Earl Wiley Ore

Millstones
Sam Haas
Terry Terrell
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How Wray Ove
Morrison Hotel
(Boston Öyster
House)
Marifee Goutheir
Old Heidelberg
Mary McCornic
Heidelberg
Mary McCornic
Heidelberg
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Jolly Franzi Ore
Franzel Ove
Palmer House Palmer House Emplre Room Cary Stone
Ray Nuble Orc.
Poggie & Ygor
Tenner Smith
4 Texas Rumbler
Abbott Dancers.
Phil Dooley Orc.

Sherman Hote (Celtic Cufe) Gene Kerwin Ord Jaros Sis (Panther Room)

(Panther Room, Glein Miller Orc Carl Marx Silver Cloud Jerry, Dunn Betty Hill Mary Jone, Norma, Beat Babette Gis Ray Steiber Ore Elinor Darliels Harel Zalux, 696 Club Billy Carr Marget Faber Gia Rose La Rose Montgomery's

Montgomery's
Vicki Cooper
Jane Mitchell
Donna Lee
Dottle Payton
Paul Molh.
Rah Caswell
Ponn. Fay Oro
Open Door Cafe.
Billy Hays Oro
Mazzone & Albott
Ethel Madder

Joe Wayne
Eddle Jaroro Ore
Embassy
Cliff Hall
Del Norella
Loretta Lane
Marlon Kingsley
Kevergree Cashoe
Kay Allen
Eddle Jacach
Josephine, Leach
King Jaccast
Betty Stone
Kay Lavery
Kings of Swing On
Gay 00's
Chie Williams Ore
Charles Harmon
Earl Rowe
Renet's

Tommy Mills
Billy Daniels
Sonny Ray
Helen Wilson
Lillian Stewar
Marcella Marc

Barl Rowe

Mont's

Andre & Frances

Ray O'lay

Ray O'lay

Ernie McGee

Cinas Verne's O're

(Ha Walton Root)

Vincant Rizeo Ore

Jimmy Biake

Jimmy Biake

Sally La Marr

Patricia Kingeley

Leon & Macen

Giamour Giamour Giamour

Giamour Giamour

Jam Session

Daya Newman

Freddin Aornfeld

Max Spector

Jim Thorp

Hopkine Ratinkelles

Irving Blasiow Ore

Latimer Clab
Michael Travis Ore
Michael Travis Ore
Vinda Sheehan
Kyelyn Lauchala
Josanha Sherer
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Levington Trio.

Lido Ventes
John Joseph Ore
Frank Hall
Carmen Chita
Dillon & Parlow
Margle Smith
Dee Rogers Mittle Rathskeller

Ruth Claydron

4 Musical Notes
Bert St Clair

O'Connor Bross
Ann Hower

Grace Brian

4 Australity

Victor Hugo Ore

Minarted Taweru

Minarted March

Margie March

Minori

Margie March

Minori

M Little Rathskelle

Bob Kirk
Buddy Marine
Thempson's 16 Club
Ray Reynolds
Slave Stutiand Ore
Di Novi Twins
Louise Shannon
Ellen Käye
Pat Thomas
Marsh AlcCurdy

Manoa Inn

Wayne & Kenon
Jack Hutchinson
Lamont & Dolores
Auct While C
Bunip & Dump
Nancy Newell
Frank Cuneo Ore
Edythe Salisde

Nelson Maples Or Chuzzy Ross Chuzzy Ross
(Gey 80's)
Dorothy Nosbitt
Evergreen Gardens
Earl Tate Ore
Jininy Baluwin
Frank Hamilton
Mabel Heroid
Le Vonn Charlotte
Nenlo Walters
Hotel Reservait Old Covered Wage Leo Zollo Ore Palph Eastman Mildred Rogers Pencock Gardens Earl Denny Orc

Purple Derby
Jean Lamar
Johniny & Joan
Irvine
Morty, Burk's Oro
Billy Newsome
Nan Getty
Butty Mealy
Allice Gormley

Red Lien Inn
Ed Chambers Ore
Joe Foulkner
Dot Wilson
Frank Dunont
Billy Burns
Tony Gallagher School House Inn
Jean O'Neill
Buck Calhoun
Niles & Jo-Ann
Billie Les
Jimmle Venuti Or

Gaorge Reed
Gaorge Lucy
Mary Anna
Savoy & Ragina
Mickey Familant O

Rendezvous (Hotel Senator)

Spatola's Susan Lang Hal Hoffer Nino Nauni

Corktown Tavern
Dick Haviland
Kay Howard
Bille Mayshell
Frank Reynolds
Elton & Rila
Jinmy Tamamato
6 Vesicrs
Eddie Bratton Ore ers Bratton Ore

Hund's
Old Timers
Roland LaPrise
London Chop He Pura Reyes Mary Jane Funk Rogers-Stanley Orc

Bobby Bernard
Toppers
Ruth Phillips
Harry Dobbins Ore

Union Grin Art Yugello Frank Natule Mike Sundretto

DETROIT

June Days
Dick Neman
Jackie Deroy
Rose Mayle
Shulle & Kent
Phil Olsen Org Phil Olsen Org Nebiolo's Dick Gale Elton & Rita Elaine Manzi Barl Hayger Org Di Glovanni

Northwood Ina T & L Taft Sally Joy Jean Ritchie Sammy Dibert Ore

Club Royale

CLEVELAND Alpine Village

Lindsay's Sky Club Roy Raysor Pearl DeLucca Judy Preston

Frederick Hollander and Frank Loesser sold three ditties to Univer-sal for Seven Sinners! They are Tve Been in Love Before! 'I Fall Overboard' and 'The Man's in the Navy.'



WILES I

Claims to Have Proof

Mrs. Hazel Huffman, who was an investigator for the Dies Committee, investigating un-Americanism, has suggested an open meeting during which she would disclose information regarding radicials in show business, inclusive of actors and authors. Just what organization is to sponsor the session has not been disclosed, since it is assumed that most groups in the theatre might aim to dodge the responsibility. That Mrs. Huffman knows show business is attested to by showmen with whom she conversed.

She declared that Congressman Lambertson was virtually correct in

She declared that Congressman Lambertson was virtually correct in identifying the seven Equity councillors as being Communistic, but said she did not supply the information. Had she been asked, Mrs. Huffman added, she could have named 10 other Equityites, athough whether they are of the association's council was not stated.

Mrs. Huffman explained that any number who belong to the Communist party do not carry cards identifying themselves as such. She would like the Federal Bureau of Investigation to have representatives at the meeting, although it is believed that this governmental agency is already well supplied with information. Mrs. Huffman has complete files of her work and claims she can back up her statements. That some in Equity are informed of Mrs. Huffman's activities is indicated, it being reported that the association made comblains to Washited, it being reported that the association made complaints to Wash-gton about her.

cated, it being reported that the association made companies to meanington about her.

During the existence of the WPA Federal Theatre Project the investigator scrutinized the background of those 'charge and states most were definitely radicals, including Hallie Flanagan, the national director. Mrs. Flanagan, she says, attended certain courses in Russia, along with others whom she appointed to key positions in FTP. Mrs. Huffman added that Mrs. Flanagan virtually gave her credit for wrecking the WPA, theatre project,' its believed that the Congressional committee which struck out the FTP from the relief bill obtained its information from Mrs. Huffman's records, but some of the legislators made exaggerated statements.

Stagehands Receptive to Sun. Legit; **Managers Now Expect Equity OK**

Once again Sunday performances of legit shows are being sought by the managers. They are using a somewhat different approach. Instead of putting it up to Equity, the stagehands were conferred with and the union's representatives were receptive to the plan, which calls for playing Sundays and dropping Monplaying sungays and dropping Mon-day nights. State law permits this, but the deckhands formerly followed Equity's lead by stipulating double pay, technically nullifying the sta-tute.

First of the new Sunday conferences was held at the League of New York Theatres last week. It was figured that if the stagehands assent, Equity is likely to do likewise, since the actors' leaders recently indicated they favored giving Sundays a thorough my for the period of a full season. It would then be clear whether such performances would make longer engagents possible and, if so, solve one feature of the unemployment problem. Believed, too, that there would be no difficulty from musicians, who, like stagehands, work Sundays in other theatres. other theatres.

other theatres.

The idea of staggering shows on Broadway was discussed during the conference, some attractions playing Sundays and others holding to the usual Monday to Saturday schedule. Showmen are of the opinion that, by staggering the shows, attendance would be more concentrated, rather than scattered, with a general switch of the whole list to be made later if deemed for the best. It is assumed the sell-out hits would reain Saturdays, since there is no attendance problem; Sundays being designed to affect attractions not so strongly in demand. strongly in demand.

If Sundays do eventuate for the coming season, it is the intention of showmen to amend the present law which stipulates 24 hours rest per which stipulates 24 hours rest per week for players appearing on Sundays. The provision is discriminatory, since it does not apply to any other types of attractions other than legit, nor to sports, such as baseball. Legit people not infrequently appear in vaudfilm theatres, not only playing Sunday but going on four or five times during the day. There is no legal limitation in regard to radio appearances either, but for some curious reason those who play such engagements have retused to vote in favor of Sundays when the matter comes up in Equity.

If Sundays come to Broadway and

If Sundays come to Broadway and some attractions play a seven-day week, assuming that the statute will be changed, actors would receive an extra eighth pay for the ninth performance, as in Chicago and other Sunday towns.

Last season, when Sundays looked possible, the stagehands nixed the idea, mostly because peeved at Equity's stand. Change of viewpoint by this union is therefore regarded as a favorable indication that the Sabbath idea will finally be tried.

Hollywood Music Box **Back as Legit Stand**

Hollywood, July 16.
Five-year lease on Hollywood Music Box was taken over by the Hollywood Theatre, Alliance. Site recently was dropped as a remote spot by Columbia Broadcasting.

New contract gives the Alliance two theatres. The Hollywood Playhouse is being used for the second edition of 'Meet the People.'

Only Durante May Stick With 'Grass' For Aug. Reopening

Although there was some doubt about the relighting of 'Keep Off the Gross, which suspended at the Broadhurst, N. Y., recently, the revue is still listed for resumption Aug. 19. A later date may be named, depending on when Jimmy Durante is available, the comic having gone to Hollywood on a picture engagement. A flock of cast replacements is likely and Durante may be the only one of the name players to reappear.

only one of the name players to reappear.

Stated to depart definitely are Ilka Chase, Larry Adler and Virginia O'Brien. Latter was brought east from Meet the People, but was issend her here than in the Hollywood revue. Ray Bolger, who was toplined with the Schnozzle, is in doubt about reappearing in Grass. The show definitely closed so far as contracts were concerned and all players are free to accept other gagements.

nents, ore 'Grass' stopped, ostensibly Before 'Grass' stopped, ostensibly to avoid July duliness, a salary cut was to have applied to the cast. There was internal feeling against Miss Chase and Adler, who refused to slice their pay, and the chorus was so worked up that they sent her left of the stopped of the stopped of the stopped of the stopped of the sales in the stopped of the sales in the stopped out, however.

MILW. STAGEHANDS EASE UP ON LEGIT

Milwaukee, July 16.
Stagehands Union, in effort to encourage legit attractions to play more than three days here, which has been the customary length of a local engagement in recent seasons, has rescinded its rule that members must be paid a full weeks wage for anything over three days work.
Thus, from now

Ask Lee Shubert Quiz In 25G 'Maritza' Suit

Application to examine Lee Shubert before trial was made to the N. Y. supreme court Monday (15) by Wilmer & Vincent in connection with their \$25,000 suit against Shubert Theatres Corp.
Plaintiffs charge breach of an agreement entered into May 5, 1924, whereby they granted the defendant he rights to produce 'Countess Maritza'. It is charged that Shubert sold the film rights to the operetts for \$250,000, of which the plaintiffs were to receive 10%, which has never been paid. The answer is a general denial, and a request for a dismissal.

EQUITY CONFAB TO CONSIDER **'ONE-UNION'**

A special meeting of Equity's council has been called for Friday council has been called for Friday (19) for the purpose of considering the plan for one big union, which would virtually fuse the talent unions affiliated with the Associated Actors & Artists of America. Discussion will take in the report of the committee which digested the 124 page Reis report, said to teem with statistical data.

While a majority of Fourityies.

124 parameter which diseased the with statistical data.

While a majority of Equityites evidently favor the one-union idea a major problem las arisen, for legiters would be required to pay higher dues, regarded as being out of proportion to the benefits which might be received by Equity. The \$18 annual dues would be doubled, according to the outlook for the reorganization of the actor-artist unions management set-up, and the amount may even be higher. While other affiliates have higher dues, especially the Screen Actors Guild where one class of membership pays \$100 yearly, it seems doubtful that Equity's people would vote in the increase for legit.

There's also said to be considerable opposition to the one-union idea from some of those in salaried positions with the various affiliates. They see the merger and naturally curtailed staff as probably putting them out of jobs.

SET BARRYMORE 'CHILDREN' TOUR

Production plans of Richard Aldrich & Richard Myers, who were active last season, are rather in definite at this time, though they are considering several scripts. Only certain activity is to again tour John Barrymore in 'My Dear Children' Show will play a return date in Chicago starting Sept. 2, being booked at the Grand Opera House for four weeks.

'Children' played 35 weeks at the Selwyn im the Loop, last season, engagement being sensational and Chicagoans indulgently taking to the star because of his ad-libbing and the belief that he tippled. While he was visitor to numberless thirst parlors, it was reliably reported that he imbibed the weakest of highballs.

Loop date was interrupted twice when Barrymore. Production plans of Richard Aldrich & Richard Myers, who were

pariors, it was readily reported that he imbibed the weakest of highballs.

Loop, date was interrupted twice when Barrymore was indisposed, and there was a rumpuls when he insisted that Elaine Barrie, his wife be replaced. Doris Dudley stepped into the part, but early in the New York date at the Belasco Miss. Barrie went back into the cast. The switch came after the star was forced abed by nervous exhaustion. Attendance did, not reach expectations thereafter and the run was considerably under anticipations. After the Chicago date, several-midwestern dates drew excellent grosses because of the attendant publicity and may duplicate that showing next season.

Aldrich & Myers' Margin for Erfor' will not go to the road, one company having covered the key stands while the original played. Broadway. Margin, however, is being used by any number of summer stocks.

An ancillary receivership was In(Continued on page 44)

Communist Charges Equity's Worst Blow in History; Repercussions May **Lead to Resignations From Council**

5th Col.,' With Tone. May Resume on B'way

'The Fifth Column' is slated to resume late next month or early Sep-tember, with Franchot Tone again in the leading part. Return date is expected to be limited with a tour to follow. 'Column' was presented by the Theatre Guild at the Alvin, show moving to the Broadhurst when There Shall Be No Night' openate Engagement was curtailed because Tone contracted a throat ailment.

Tone contracted a throat ailment, "Column" was written by Ernest Hemingway, with B. F. Glazer adapting it. Understood that Metro is interested in obtaining the film rights, but no deal has been summated as yet. Glazer is currently on the Metro lot working on the screen version of John Steinbeck's Tortilla Flat."

Mixed Opinions Arise Over Lionel Stander **Quitting Jolson Show**

Detroit, July 16. Lionel Stander left the cast of 'Hold Onto Your Hats' at the end of its two-week opening run at the Cass here. He was replaced by Russ

Ostensible reason given for his leaving the new Al Jolson show was that he had previous picture com-mitments which he had believed were cleared. Instead, it was said, he couldn't duck them and so was due at 20th-Fox for picture work on July 17.

on July 17.

However, also back of the Stander departure was the critical belief that he not only had been miscast, did not have a part suited to the personality he had built up but was just playing a stooge to the rest of the cast. A great share of his role was feeding lines to the other comics. Critics here had noted one peuliarity in the casting of Stander in semi-romantic, semi-straight pole, He figured in a briandle in

cularly in the casting of stander in semi-romantic, semi-straight role. He figured in a triangle in which he, a pretty robust guy, fig-ured as the effete easterner while the slimmer Jack Whiting was the rugged westerner. It just didn't come off.

TRUCK-AND-TRAILER LEGIT THEATRE CO.

Billing themselves the Roadrun-ners, group of Stamford grads is scheduled to set out this week in what's claimed to be the only truck-and-trailer theatre of its kind.

and-trailer theatre of its kind.
Side door of trailer will let down, furnishing 20-toot stage, 15 feet deep, and forming solid end of portable tent housing folding seats. In travel, trailer will double as 'ladies' dormatory. Truck includes compartment housing complete switchboard setup. Balance is devoted to bunks for men, storage for seats and props.

storage for seats and props.

Barnsformers tried out at Los
Gatos and staged initial public performance of Yes, My Darling Daughter' on vacant lot in Palo Alto,
Trouge now ready for the road, hitting such hinterland spots as Carson
City, Fallon, Lovelock, Winnemucca,
Eleo, Twin Falls, Ketchum, Pocatello,
Preston, Logan, Provo, Rock Springs
and Brithm. and Brigham.

Lads and lassies are their own car-Lads and lassies are their own cappenters, electricians and tent-pliches.
J. P. Cahn is president of Roadrumer Productions with others of the troupe of 11 including Fred Clark (who appeared in George Abbott's production of 'What a Life'). George Wood, Virginia Sharpe, Margatet Wood, Tony Cefaratti, Hartry Muheim, Gene Callion and Jack Dawson sectresurer.

son, sec-treasurer.

Repertoire of company embraces:
'Daughter,' 'Christopher Bean,' 'King
Lady,' 'Night Must Fall' and a musical'

Charges of Representative William P. Lambertson, Kansas Republican, naming six members of Equity's council as Communists, seems the worst wallop the actors have taken since the association was formed. Repercussions around Equity attending the denials of those named may be far-reaching and may lead to at least some resignations. That the congressman has no intention of withdrawing his statement, printed in the Congressional Record, is quite evident from his reply to the demand that he furnish proof of the charges and the source of his information.

charges and me source of his information.

It is believed that the charges may definitely affect the standing of some of those allegedly involved, whether substantiated or not. A strongly-worded protest was sent to Lambert, son over the signature of Paul Dullzell, executive secretary-treasurer of Equity, who asked for proof or public retraction. Association's officers, however, feel that the situation is a matter for the council to handle and not themselves individually. It's pointed out that the Communist Party is recognized since its candidates are on election ballots, and that a recent New York supreme court decision ruled that it not libelous to call a person a Communist.

libelous to call a person a Communist.

But the commotion in actorial ranks continues. There are many who have come to the defense of the players involved. Some were members of the Actors Forum, which, over a period of five years, gave Equity's leaders plenty to think about. They declare themselves libraries, not radicals, and take credit for improving the lot of the actors. So many changes in regulations were introduced by the group that the managers became alarmed and have since been seeking cessation of policy changes.

Forum's Reforms

Forum's Reforms

Among the reforms obtained at the instance of the Forum were pay for rehearsals; limitation of rehearsal hours after many seasons of abuse by directors and managers; abuse by directors and managers; cutting the free rehearsal days or probationary period from seven to five days; elimination of the junior minimum pay of \$25 weekly, making a uniform minimum of \$40; and raising chorus pay from \$30 to \$35 weekly. The more experienced members of Equity claimed that managers were 'cheating' by giving juniors jobs in order to keep down the payroll. First a rule kept the managers to a 10% limit of juniors in each cast; later the present regulation was adopted.

It is true that the Forum was dis-

It is true that the Forum was dis-credited on more than one occasion, during association meetings, Group-took it without comment and, when they got the desired objectives, tensibly dissolved, but still claim

(Continued on page 43)

'PINS' PAYS CHORINES \$2,000 IN OLD CLAIMS

Unlooked for claims on behalf of e 'Pins and Needles' chorus.

Unlooked for claims on behalf of the 'Pins and Needlez' chorus, amounting to slightly more than \$2,000, have been paid by Louis Schaeffer, managing director of Labor Stage, which, produced the show, Coin was paid to more than a dozen chorines; most of whom also did bits, One claim was around \$300. There were others who understudied, but did not receive extra pay, while some choristers were paid \$300 weekly instead of the \$35 minimum. Management was unaware of the contract violations and paid off as promised. Schaeffer turned over the books on 'Pins' so that Chorus Equity could check the claims. 'Pins' is playing three weeks stock houses operated by J. J. Leventhal and will also appear in some country show shops. For the summer stock showings show will use stock, jobbing contracts and the rules for such engagement call for lower minimums than for production contracts. Where admission is not more than \$1.10, rate for the chorus is \$25 weekly, and \$30 if the ticket top is more. Same applies to junior imembers. When 'Pins' starts regular bookings new contracts will be required, with the usual minimum. lar bookings new contracts will be required, with the usual minimums applying.

Plays Out of Town

CUPCAKE.

Cinton, Conn., July 15, Comedy in three acts (four acenes) by Comedy in three acts (four acenes) by Penney sets, David Sarvis, Presented by Alexander Kirkland at Clinton playhouse, Clinton, Conn., July 15, '40. 40. Harold Gary
Edward Andrews.
Reynolds Evans
Franz Bendtsen
r Sam. Pert Kellon.
Howard Freeman
John Call
Thelma Schnee res, wife or Cen Belly. Eddle Jigger... Cementer Sam Slagle. Lucky Charlie. Silp Kish Julian Saltonsic

For the first tryout at his luxurious Clinton. Playhouse, Alexander Kirkland tossed a lot of dialog and a lot of actors into the pot and when the concoction simmered down at the final curtain, he had—just an idea. As caught at its opening, play was pretty much of a bore, with only occasional compensating bursts. of comedy breaking through. After a couple of acts, things got to the point where some really good gage went with the past of the point where some really good gage went where some some some some really good gage went where the past good gage good gag

THE SCARLET VIRGIN

edy-drama in three acts (five scenes) amon Cerva and Ray Buttum, pro-by Frederick H. Speare: directed by X King; at Mayan theatre, Los An-July b. 46; \$1.63. top. Callegor Papason, Ed Bender, Jack Ginger Papason, Ed Bender, Jack Ginger Papason, Korman Feusler, Paul Norstrom, Norman Feusler,

Not new to theatre-goers here-abouts is such baited come-on as



CAL-NEVA LODGE WASHOE COUNTY, NEVADA

gt.: WM. KENT 1776 B'way, New York 'daring and sex-sational,' which this comedy-drama is getting. More on the dignified side is the block-letter billing of Betty Compson, long a reigning favorite of the screen when action and not words flickered on the silver sheet. Seemingly an incongruous combination, it may see this piece through to moderate returns on a short haul.

a short haul.

As a showcase for the legit talents of Miss Compson it was not such a happy selection. Still possessing the personable qualities that made her a star of the silent; the at the selection of the selection to the still processary, profamity to show her off to advantage. She struggles with the part of a tough moll running a Shanghai dive, with a little white-slaving on the side, but her appearance belies the character. She is still a glamorous figure and those cheap lines dripping from her lips militate ganist a sincerity of characterization.

Play revolves around the sale of an

militate against a sincerity of characterization.

Play revolves around the sale of an unviolated girt to a lust-mad, phoney Russian aristocrat. Miss Compson and her sidekick in crime, Ginger Pearson, act as go-betweens, but make the mistake of taking in a sleuth, who masquerades as a writer in quest of atmosphere for his tome on night life. When the payoff comes, pseudo-playwright turns the tables and rescues the gal with the tables and of a marine. Virtue triumphs af food of cussing and sortid situations. Piece gets its title from the highlight of the show, when the haron comes to claim his child-bride. Poised on a pedestal with a red scarf wrapped around her trim figure. he tears the scarlet robe from her shoulders, revealing Lois Collier in all her innocence and tipping the title to those who needed such enlightemment.

lightenment.

Producer of the play is, privately, Eugene Rosenberg, one-time with Al Woods and more recently an insurance broker. Show has a low nut and may hang around for a while if the lip service is favorable, There's an audience for this type of theatre if the word once gets around that it's as hot as the advertising. Which it isn't unless things have been done to it since the opening night.

Helm.

Arraign Prof. Rice In Woman's Murder

In Woman's Murder
Oak Bluffs, Mass., July 16.
Special grand jury convenes at
Edgartown tomorrow (17) to consider evidence against R. Huntington
Rice, professor of voice modulation
at Rice School of Spoken Word
charged with murder of Mrs. Clara
P. Smith, 70, Christian Science
reader found murdered in Rice
Summer theatre dormitory June 68
Under Summer theatre of Phidelah
Rice, owner of playhouse here.

A. C. TRYOUTS RECALLED BY DOWLING'S MUSICAL

Atlantic City, July 16.

What is ilkely to be A C's biggest theatrical event of the season will happen Aug. 12 when Eddie Dowling tries out his new mustcomedy. The Little Dog Laughed,' on Garden Pier before taking it to Broadway. The news brought cheer to this town which, like Baltimore, used to be standard tryout town for new shows, but didn't get a single new show for a decade until George White brought his 'Scandal's here last summer.

Standouts in the cast of 75 will include Paul Draper, Phil Loeb and Milli Monti. It will be the latter's first American job. She starred on the continent in 'White Horse Inn'. Plans call for two choruses, a dancing one directed by Chester Hale, and a singing chorus directed by Lehman Engel. Joseph Schrank has dialoged, Harold J. Rome the score.

Met People to S. A.

privately.
Gennaro Papi, of the Met, en route to Rio de Janeiro, where he an insurunder the street of the street

Inside Stuff—Legit

Although the matter was cleared up early in the engagement of 'The Man Who Came to Dinner,' Music Box, N. Y., some patrons still ask whether the character played by Carol Goodner supposed to be an impression of Gertrude Lawrence, which is hardly flattering to the star. Parts played by Monty Woolley and John Hoysradt are easily identified to be Alexander Woollcott and Noel Coward, respectively.

Miss Goodner's 'Lorraine' was not conceived as a counterpart of Miss Lawrence George S. Kaufman, who wrote 'Dinner' with Moss Hart, wrote Miss Lawrence shortly after the show opened and expressed profuse apologies that any such idea got around. Certain, lines in the play were changed to prevent subsequent audiences getting that impression, but evidently the revision did not have the desired effect. 'Lorraine' is described as a composite.

revision did not have the desired effect. "Lorraine' is described as a composite.

Miss Lawrence and cast entrained for the Coast Sunday (14) to open in Los Angeles in 'Skylark' Thursday (18). Her next appearance on Broadway will probably be in 'I Am Listening,' a play with music by Hart, Kurt Weill and Ira Gershwin, which Sam H. Hartis will present. As 'Skylark' is booked for a long route, date of 'Listening' is indefinite. Thursday (11) Miss Lawrence gave a cocktail party at her N. Y. penthouse, marking her recent marriage to Richard S. Aldrich at Cape Cod. She amused the guests by reading a congratulatory telegram from Coward in rhyme and her reply in like form.

One of the newer strawhats in Pennsylvania is obviously trying to make its existence a secret. After spending a nice chunk of coin remodeling an old barn into a fairly attractive playhouse, the backer has consistently refused to shell out a few extra dollars a week for a pa, to let the public know what's going on. Result is that dailies in that city have carried little or nothing on attractions there and drama editors have been deluged with calls asking what's showing, etc. Papers have carried practically nothing on the strawhater, only because they haven't been serviced. Backers claim they can't afford the extra coin and say the director is supposed to handle the publicity himself. Latter says he doesn't have time.

Field work to secure co-ordinated bookings for four attractions, which are to be toured by the National Playgoers Guild, has been assigned to Charles Munster, Paul Morris, M. D. Howe, Arthur Stevens and George Bryant. Hal Olver, who organized NPG, is supervising the work, each field man covering a different section of the country. First season will be upward of 12 weeks, bookings being somewhat elastic.

Words and Music, the new revue to be toured along with three straight plays formerly presented on Broadway, will have Bert Wheeler and Lester Allen heading the cast. The plays are "The Second Man," Missouri Legend' and 'Outward Bound.'

The Ice Man Cometh, newest play completed by Eugene O'Neill, may stem from experience and is possibly biographical in part. As a young man, the author frequented a bar in the Madison Square section of New York, where his father limited his weekly credit. The man behind the mahogany was Louis Bergen, who now conducts his own place West. 45th street, called the Theatre Tavern.

The Man' is the symbol for death. Play treats of derelicts in a saloon, men of former substance hemmed in by circumstances.

L. E. Behymer, one-time advance agent for Olga Nethersole, legit star, visiting from the Coast, it being his first trip east in 11 years. He is and still going strong.

His present activity is in the concert field, representing the NBC and

There are three Mrs. Hammersteins in show circles, all named Dorothy. One is the wife of Arthur, she being the former Dorothy Dalton of silent films. He is a son of Oscar Hammerstein, late opera impresario. The other Dorothys are wed to the latter's grandsons, Theodore (Teddy) and Oscar, II.

Strawhat Reviews

Nude With Pineapple

Osterville, Mass., July 11

Elisabeth Cope
Willard Thompson
Vaughn Baggorly
Mary Green
Dexter Wright
Larry Sothern

Hardel Blesshoot. Stitlenard C. Sultivan D.D.D. Prank Rollinger A Maid. Louise Long D.D.D. Prank Rollinger A Maid. Louise Long D.D.D. Prank Rollinger A Maid. Louise Long D.D.D. Louise Long D.D.D. Prank Rollinger A Maid. Louise Long This novel piece has a topical interest. It deals with a plausible story of an esthetic young married man who finds happiness in a mental-cure institution, away from his cure institution, away in the designed for carriage trade and intelligentsia.

It has, been well-trimmed since produced some time ago on Broadway as Behold This Dreamer, the title of a Fulton Oursler novel. This is Oursler's only bublished play, but novel. The MacGadden didnown to the compart of the work of the compart of the work of the compart of the work of the work

ship with a more interesting dame there.

Outstanding performance is Barrbara Parmley's, as the ex-artists mode whose melanchoid is dispelled by Charley. Williard Thompson does with Insea but he had to be considerable interest. James with from the considerable interest. James Hollinger, as three queer, cultred and sustally wise immates, contribute greatly to the performance.

Edward Sheffield's sets are very satisfactory. Some intelligent lighting aids in setting various moods of the play.

This is the first strawhat contribute.

ing aids in setting various mither play, the play, the first strawhat season of the Theattro of the Fifteen a better of the Fifteen a better of the Fifteen as the play of the theattro of the Fifteen as the play of the community building converted to the uses of the summer thespians; is comfortable and attractive. Fox.

VOTE FOR YOUTH

Southampton, L. J., July 11.
sical revue in two acts (10 scenes), aced and staged by Martin Jones. Book lyrice by Alex Kahn; music by Gootz and Provoka. Scenery by Charles r; costumes by Christine Thompson. Scenery by Charles r; costumes by Christine Thompson. July 16-13, 1905 [31]. Hall, and the control of the control

Description of the state of the

heightened dramatically by a patterchorus in which olf-stage voices echo
the turn-downs she has heard all
day.

McDonald demonstrates his potentialities as a tapster, but is hamdemonstrates his potentialities as a tapster, but is hamshe with the stage of the she will be
work. Dorothy Lloyd goth her personality across despite little opportunity in two small parts.

Easily the standout of the show.
Miss Wyckoff was handicappedopening night by a hoarseness which
affected her low singing tones. She's
had parts in several Shubert musicals and understudied Mitzi Green
in Babes in Arms.' Most of the
others in the cast have had comparsable experience. Ruth Ford was
featured with the Mercury Theatre
and the Barrys were in 'The Great
Matte.

Barrys were in 'The Great
must.'

Tunes with mild commercial possibilities include 'If I had Money.
'As I Live and Breathe and Fingers
in the Cookie Jar.'

Rah and Van Eyck. The latter also
turned out some good background
music for a semi-Apache routine by
the Barrys.

Flanned as another 'New Faces,'
this opus needs a considerable
amount of bobstering in all departments. Sets are tastefully executed,
but scantily furnished. Music is supplied by two unbilled pianists.

Twe programmed sketches were
deleted and one unscheduled skit
was added.

SECOND HELPING

SECOND HELPING

Siamford Conn. July 15.

Monte Protes and Vatter Batchelor present a comedy and Waiter Batchelor present a comedy and the state of the

Jereminh Davis.

Joe Bates.

Jack Hartley

Jack Bates.

Jack Hartley

This sport was one of the first, fi
not the first, Connecticut strawhay

Beatrice Maude. Perhaps, because
of memories of the record-breaking
history of the old Stamford theatre,
which was the country's ace tryout
house, 1910-1925, this town has never
supported summer stock and future
of current venture, backed by Monte
Froser and Walter Batchelor, was

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summer stock and future
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Froser and Walter Batchelor, was

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Four Cheers for Mother

Tour Uncers for Mother
Locust Valley, L. July 10
Comedy in three scie (four expas) by
Pallin Duning and I. G. Litton, Directo
by Randolph Carter, Settings by David
by Randolph Carter, Settings by David
the Setting Setting Setting Setting
And Arthur Hersented by Stevent Claney
and Arthur Hersented by Stevent Claney
tre, Locust Valley, Le. L., for one week
string July 8, 40,
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Co

Four Cheers for Mother is three cheers too many. This is another of those innocuous little plays that flutter about the barnyards.

An erstwhile society matron and her two marriageable daughters (Continued on page 44)

No Crowing by Barnyard Belascos;

Notices Posted by 12 Summer Spots

be bleating around the country spots is not from walling but from panicky rural mans. Business has been so far offi closing notices have already posted in more than a dozen playhouses, with others likely allow. Perhaps there are too y strawhats but few are closed in more than a dozen playhouses, with others likely against, the Keene Summer that has deaded bit other with the season. As an example of what they're to y strawhats but few are closed in more than a dozen playhouses, with others likely against, the Keene Summer that has deaded bit other mange were comparable to other was not a professonal secret that is no important money in the mer sticks, despite big strides in recent years. None of the men affected appears to underdy what is, the matter. Weather been an adverse factor and it is no important money in the lawer been badly affected, ether the warnews is no either. Even attractions were for the been for fellow actors. Latest move is to raise the men for fellow actors. Latest move is to raise the men for fellow actors. Latest move is to raise the political by called the delares that Equity is not dominated to recontrolled by Communists and that may come shortly. Dullzell's letter to the Kansan declares that Equity is not dominated the highly weather that have been in many a year, but they squawk about the highly weather that have been summer that have they against, the Keene Summer theory against the Keene Summer theory against, the Keene Summer theor The bleating around the country stock spots is not from wailing phesed with their subscription lists, which are generally more substanded by the posted in more than a dozen that closing notices have already been posted in more than a dozen barn playhouses, with others likely to follow. Perhaps there are too many strawhats but few are close enough together to interfere if the patronage were comparable to other seasond response.

It's not a professonal secret that there is no important money in the summer sticks, despite big strides made in recent years. None of the summer sticks, despite big strides made in recent years. None of the summer sticks, despite big strides made in recent years. None of the summer sticks, despite big strides there is no important money in the summer sticks, despite big strides made in recent years. None of the summer sticks, despite big strides there is no important money in the summer sticks, despite big strides there is no important money in the summer sticks, despite big strides there is no important money in the summer sticks, despite big strides made in recent years. None of the summer sticks, to summer sticks, to summer sticks, to summer the summer sticks, despite big strides the summer the summer sticks, despite big strides the summer the summer sticks, to summer the summer sticks, to summer the summer sticks, despite big strides the part the summer sticks, despite big strides the summer sticks, despite begate to summer the summer the summer sticks, despite big strides in the summer sticks, despite begate of no-foreign-travel conditions and subscribers signing on the line in increased numbers. On the begate the summer the summer the summ

student of the drama school con-nected with the theatre was mur-dered. House electrician with a prison record was arrested but later released and Huntington Rice, brother of Phildeah Rice, who man-aged the house for years, is charged with the homicide. Result is that attendance dipped to small numbers. [Details in legif section]

aged the house for years, is charged with the homicide. Result is, that attendance dipped to small numbers. Details in legit section.]

First summer stock to stop is the Starlight, Pawling, N. Y., which fared well for the past eight years, but which folded. Saturday (13). It was conducted by Mrs. Maryverne Jones. Af Ridgefield, Conn., operated by Philip Carr, notice to close this week is up and the spot goes dark unless business picks up. County Playhouse, Westport, Conn., which was given much prominence in other summers, may fold, too, business with a star being so disappointing. House, which formerly was operated by the Langners of the Theatre Guild, has been managed by John Haggard and John Cornell. At Mr. Kisco, N. Y., where Richard Skinner holds forth, along with David Tuttle, si postcard appeal to residents her been made, with the comment that unless the theatre supported it will have to go dark. It is about the same at White Plains, also in the extensive county of Westchester, where Julian Olney has the theatre. It is none too good at the Spa, Saratoga Springs, the most roles, figures that the opening of the racing season next month will be a lifesayer.

The Har Okay

a lifesaver.

The Bar Okay
At Suffern, N. Y., where Walter
Armitage is presenting shows, business is plenty good at the new bar
installed, but the shows have been
away off. However, that place is
better off than most others because
there is a bankroll of \$25,000. Conpecticut, stocks admittedly in a weak Armitage is presenting shows, business is plenty good at the new bar installed, but the shows have been sway off. However, that place is better off than most others because there is a bankroll of \$25,000. Connecticut stocks admittedly in a weak state are at Ivoryton, with Milton Stiefel the operator. Stamford, where Nate Beers is struggling, and Clinton, Alexander Kirkland being their troubles with exceptions the manager. In the New England Zone, the hideaways are having their troubles with exceptions claimed, however. In Jersey Ione Hutaine's stock, Jutland, is reported on the ropes.

And yet there are 11 new plays listed as being tried out in the summer places this week and a dozen are carded for nextweek Consequently, it seems that some of the barnyard impresarios still hopeful. One popular stock in Westchester is said to have netted \$25,000 to \$3,000 on an eight-week season in past years. But house has lost \$700 each of the fart two weeks it has operated so far thouse has lost \$700 each of the fart two weeks it has operated so far thouse has lost \$700 each of the fart two weeks it has operated. To some extent, Equity requirements, with the permanents at a minimum of \$40 weekly, may be responsible if there are wholesale foldings. However, the rules were drawn up after members complained of conditions and run-ouls that brought grief to players.

Comedy Has B. O.

Boston, July 16.

This is year for light comedy revivals, few tryouts, plenty of legit stars and no sombre stuff in the Rew bar. Another Language, Language, Indient the three is a bankroll of the draw and adve welve of conditions. And run-ouls that the council man and the brought and the representations and run-ouls that the council of the three are wholesale foldings. However, the rules were appropriate branches of the three are wholesale foldings. However, the rules were appropriate branches of the three are wholesale foldings. However, the rules were appropriate branches of the three are stock in the propriate branches of the three are stock in th

Intimate revue, 'Crazy With the Heat,' is being prepped in New York by Kurt Kasznar, former Viennese producer, to begin a five-week strawhat tour July 29. Special production is being built which Kasznar says will be scrapped after the circuit of the barns to be replaced by a more elaborate setup for a New York opening under a different title in November.

Sheila Barrett is being starred, with a group of young performers in featured roles. They include Betty (Continued on page 44)

(Continued on page 44)

Strawhat Bookings

Claudia Morgan, Ethel Wilson, Edith King, Frederic Tozere, Alan Hewitt, Bram Nossen, The Bat, Princeton, N. J., July 15. Tala Birrell, The Guardsman, Theatre-by-the Sea, Matunuck, R. I., July 14.

Mady Christians, Edward Trevor, No Time for Comedy, Bass Rocks theatre, Gloucester, Mass., July 15. Wyn Cahoon, 'Good News,' Chase Barn Playhouse, Whitefield, N. H.

Barn Flaynouse, whiteheid, N. H., July 15.

Elaine Babecck, 'Lady Windermer's Fan,' Cobweb theatre, Yardley, Penn., July 15.

Ina Claire, 'Biography,' July 15.

Miriam Hopkins, 'The Guardsman,' July 22, Maplewood, N. J.

Grace McTarnhan, 'Personal Appearance,' Keene, N. H., July 15.

Lillian Foster, 'Children of Today,' Lakewood theatre, Skowhegan, Me, July 15.

Constance Collier, Natalie Schafer, Alan Campbell, 'Our Betters,' Bucks

July 15.
Constance Collier, Natalie Schafer, Alan Campbell, 'Our Betters,' Bucks County Playhouse, Pa. July 15.
Arthur Treacher, Phil Ober, G. Albert Smith, The Hottentot,' Spatheatre, Saratoga Springs, N. Y. July 15.
Eric Linden, 'Another Language,' Lake Whalom theatre, Fitchburg, Mass. July 15.
Jack Briggs, The Milky Way,' Maverick theatre, Woodstock, N. Y. July 19.
Jesse Royce Landis, 'Second Helping,' Community Playhouse, Stamford, Conn., July 15.
Beulah Bondi, Percy Kilbride, Curis Cooksey, Marjoric Clarke, Nancy Coleman, George R. Taylor, Philip Huston, Camille Staneska, Mary Hutchinson, Ralph Clanton, Glen Langan, John Burke, Mathilde Baring, Hilda Bruce, James Rawls, Mrs. Wiggs of Cabbage Patch,' Union College, Schenectady, N. Y., July' 16.
Louis Sorin, The Constant Nymph, Red Barn theatre, Loust Valley, L. I., July 15.
Tallulah Bankhead, Colin Keith-

Communists

Protest suggested that legislator obtain the true facts before they rise

Hewitt's Denial

Editor. VARIETY:

Representative Lambertson of Kansas has made two statements in the Congressional Record acin the Congressional Record ac-cusing seven members of the Equity Council first of being Communists, then of being mem-bers of the Theatre Arts Com-mittee fighting tenaciously to align Equity with that organiza-

tion
I am one of the seven so accused. I insist most emphatically that there is no truth in either of his charges against me. I have never had the slightest connection or even sympathy with the Communist party. Nothing I have ever said could possibly be construed to indicate any Frith-Column activity on my part.

Fifth-Column' activity on my part.

I am not now nor have I been nor will I be a member of the Theatre Arts Committee. Since the Equity Council did me the honor of appointing me unanimously to fill an unexpired term, the Theatre Arts Committee, to the best of my recollection, has not even been mentioned at the few meetings of the Council which I have been able to attend.

ched.

As a loyal American, citizen, I shall be happy to testify publicly before any branch of the United States Government to answer and to prove the falsity of any and all charges alleging that I am a Communist or fellow-traveller or a member of TAC, or that I have had any ulterior motives whatsoever in my willingness to serve Equity to the best of my ability.

Alan Hewitt.

B'way B.O. Eases Off Further. But 'Purchase,' 33G, 'Hellz' 21G, Still Big

'Margin' 4G in A. C.

Atlantic City, July 16.
Garden Pier theatre's first Broadway show of things seen. Margin
for Error, grossed spot, Margin
for Error, grossed spot, Margin
4,000-for week ending Sunday (14).
It had been planned to present legit
shows on sk-night, three-matine
basis, but call for tickets changed
plans to include Sunday.
This week, Molly Picon is playing
'Morning Star.' Lex Carlin is managing pier productions.

'MAYTIME' OK 12G IN L'VILLE

Maytime, fourth of a six-week series of summer operatias produced by the Shuberts, ended a successful week Sunday (14) with an added 11) hower and to the fourth of the sunday (14) with an added 11) hower and to the sunday night show was to take care of season and those ticketholders who missed out on the Thursday night showing. Weather was cool throughout the week, but biz held up well, and gross on the week was estimated \$12,000.

Leads were Narvy McCord and

and gross on the week was estimated \$12,000.

Leads were Nancy McCord and Robert Shafer, whose voices were favorable factors in the successive of the control of the contro

'FATHER' GETS \$13,000 IN CHI: JOLSON OPENS

Chicago, July 16.
Grand reopened last night (Monday) with 'Hold On to Your Hats,'
the Al Jolson musical giving his town two legiters in operation.
Ducats sold at the boxoffice for \$5.50, highest in years, and the scalparts were getting much more than the printed price. With the Democratic convention in town, the turnout was brilliant.
Other house is the Blackstone, where 'Life With Father' is riding along in excellent fashion as it approaches its half-year mark in town. Came through with approximately \$13,000 last week in the 1,200-seat theatre, and will likely ride to near-capacity take currently.

Widow', 1st Memphis Operetta, Okay \$6,000

Memphis, July 16.

Memphis Open Air Theatre, local summer musical strawhatter, grossed estimated \$5,000 last week with The Merry Widow, take representing sufficient to the design of the summer of th

book.
This week: Little Jessie James.

Lyceum, Mpls., Sets 10 Shows For '40-41

Minneapolis, July 16.

Leo R. Murray, manager of the
Lyceum, legit roadshow house, announces that 10 shows already have nounces that 10 shows already have been booked for the ensuing season, most in recent years. There are also a number of tentative bookings. Shows set: "Skylark," Sept. 19-21; Too Many Girls," Sept. 24-27; My Dear Children, Oct. 2-5; "Tobacco Road, week of Oct. 27; Little Poxes," Nov. 14-16; Time of Your Life, Dec. 5-7; Philadelphia Story, Dec. 12-14; There Shall Be No Night," Jan. 22; Scond edition of People moves into Playhouse Saturday night to the Company of the C

Estimates for Last Week
Key: C (comedy), D (drama), R
revue), M (musical), F (farce),
(operetta),

O (operetta),

"DuBarry Was a Lady," 46th St.
(32d week) (M-1.375; \$4.40). Business eased off further during second
week in July, but totals not materially under levels of the Fourth
period; \$18,000 for this musical.

period; \$18,000 for this musical.

Heltzapopin,Winter Garden (95th week) (R-1,671; \$3.30). Champ laugh revue running second to Louisiana Purchase; continues its clean-up, which should extend well into new season; quoted around \$21,000.

Ladles in Retirement,Miller (16th week) (D-949; \$3.30). Final four weeks are announced, imported meller then going to the road; has been off, but still betters even break at around \$6,000, with house and show under same management.

Life with Father, Empire (36th week) (C-1,095; \$3.30). Topping the straight play survivors by wide margin; standees not in for all performances, but takings are plenty. The standers of the straight play survivors by wide margin; standees not in for all performances, but takings are plenty. The standers of the straight play survivors by wide margin; standees not in for all performances, but takings are plenty. The standers of the straight play survivors by wide margin; standees not an extended the standers of the stande

but tickets six weeks in auto-vertised.

SUSPENDED MUSICALS

'Higher and Higher,' Shubert; box-office open; will resume Aug. 5.

'Keep Off the Grass,' Broadhurst; relighting now mentioned for late August, possibly September; number of cast changes slated.

JOLSON-KEELER-RAYE 21G IN DET. WINDUP

Detroit, July 16.
For its opening run 'Hold on to Your. Hats' picked up a healthy chunk of cash. The Al Jokson Ruby Keeler-Martha Raye musical, with police twice having to clear the alley behind the theatre of fan jams, picked up an approximate \$47,000 in its two-week opening stanza here.
Last week, before moving on to Chicago, the new show garnered \$21,000 to add to the first week's big \$26,000. The Cass had a \$3.85 top for nights, and matinees were scaled at \$2.75.

\$20,000. Iniphts, and matinees were scaled at \$2.75. Cass stays bright this week with Dariel Fitzkee's Magic in the Air featuring international magicians at a scale of \$1.65 top for nights and \$1.10 for matinees.

'Skylark' in L. A. for 9 Days, People' to S. F.

Los Angeles, July 16. Gertrude Lawrence opens Bilt-more theatre season Thursday (18) with a nine-day run of 'Skylark.' For first time in many months there

will be no advanced-priced premiere.

Meet the Pengle winds up 30 weeks at the Playhouse here Friday

Literati

Sullivan Heads News Guild
The so-called New York bloc won
virtually, a complete triumph in a
bitterly-contested election last Friday (12) at the American Newspaper
Guild convention in Memphis.

Guild convention in Memphis.
Donal Sullivan courthouse
porter for the Boston Globe, defeated Kenneth Crawford. Washington correspondent for PM, by 78%
votes to 69% for the presidency.
Crawford had filled the vacancy.
Crawford had filled the vacancy.
Crawford had filled the vacancy.
Crawford had filled the became
and had stated until the day before
election that he would not be available for reelection. When he became
a reluctant candidate, Harry Martin,
anusements editor of The Memphis
Commercial Appeal and leading contender from the anti-New York
ranks, withdrew in his behalf.
Lateness of this switch and disor-

ranks, withdrew in his behalf.

Lateness of this switch and disorganization among the opposition permitted Gothamites a nearly-clean sweep of the 13 elective offices, only anti-winning being Martin who was-redected an international vice-president and board member by acclamation after the New York-supported candidate from this office from the southern region, Harold Breard, withdrew in a flurry of projection to Martin, a board member the past two years.

Milton Kaufman and Victor Pasche were refelected executive vice-president.

were reelected executive vice-president and secretary-treasurer, spectively defeating Max Ways of Philadelphia and I. L. Kenen of

Philadelphia and I. L. Kenen of Cleveland.
Others elected to the International Executive Board with the top offers and Martin were Agnes Fahy of Newark; Don Pinkston of Sioux City: George Wilson of San Francisco; Ralph Foster of Toronto: Tow Beradi of Chicago, all new members; and Morris Watson of New York and Julius Klyman of St. Louis from the 1939 board.

Julius Klyman of St. Louis from the 1939 board.

The convention was one of the most heated in Guild history.

The Guild auxiliary re-named Mrs. Katherine McGrath of Chicago as its president.

president.

FM Replies to Red Charges

PM last week (12) replied to a
statement allegedly being circulated
in New York newspaper offices that
many on the afternoon tab are Communists or fellow travelers. Tab
printed the pictures of all those stafimembers named in statement and a
story, headed Volunteer Gestapo,
signed by Ralph Ingersoll, editorpublisher, inviting the FBI to 'investigate us.'
Ingersoll accused competitive
newspapers of circulating the statement. He wrote that he wanted
PM's readers to know 'something of
the devious ways in which a new
newspaper is 'met by its competition ... spreading unprincipled
rumors appears to be the 'cheapes
way of combating a newcomer.'
Those named in the statement,
part of which also was printed,
were:
Robert Neville, Carl Randau,

part of which also was printed, were:
Robert Neville, Carl Randau, Tabitha Petran, Richard O. Boyer, Tom O'Connor, Kenneth Stewart, Leane Zugsmith, C. Huntington Hartford, Nathaniel S. Keith, David Ramsey, Millon R. Stern, Gregor Duncan, Leo Huberman, James A. Wechsler, Amos Landman, Maxine Swezy, Joan Thomas, Tom Davin, Tom Tippett, Margaret Bourke, White, John Albert, Leo Hershfield, Louis Kronenberger, Charles Obermeyer, John McManus, Elizabeth Hawes, Marion Bachrach, Henry Horowitz, Maxine Finsterwald and Jules Korchein.

Winchell to Redwoods?

Winchell to Redwoods?

Walter Winchell may follow his wife and two children to the Coast, where they are vacationing the California redwoods near San Francisco and do his column from there, even before going on vacation in August.

Western Newspaper Union's boilerplate deal with King Features for Winchell's column, taking in 150 rural papers on a nominal fee, is a prelude to possibly 400 papers. In addition Winchell now has 150 papers, making his total in excess of 300 media. This information came to him from King Features in answer to the periodic rumors about not being renewed everytime a new walter Winchell may foliow his wite and two children to the Coast, where they are vacationing the California redwoods near San Francisco, and do his column from there, even before going on vacation in August. Western Newspaper Union's boil-cribate deal with King Features in a prefude to possibly 400 papers. In addition Winchell's column, taking in 150 rural papers on a nominal fee, is a prefude to possibly 400 papers. In addition Winchell now has 150 papers, making his total in excess of 300 media. This information came to him from King Features in an even to the periodic rumors about not being renewed everytime a new deal is due. Winchell's present term expires November, 1941.

Minnie Smith lost her \$13,441 suit against Winchell and NBC when N. Y. supreme court. Justice Felix Benvenga toxes dout the action which claimed libel, but granted Miss Smith 10 days to renew.

Plaintiff conducted a rooming house at 601 West 110th street, N. Y., least is x. months to determine to determine the relation which claimed libel, but granted Miss Smith 10 days to renew.

Plaintiff conducted a rooming house at 601 West 110th street, N. Y., least is x. months to determine the read of the cut from 5 to 200.000 weekly.

and claimed Winchell libeled her by declaring that 12 Minnie Smiths were living at the address given above. It is alleged that \$3,41 was lost in rents as result of his broadcast, and numerous calls were received as to the availability of women for levd purposes, and other likely purposes. On this count \$10,000 was sought.

Jack Lait's Color-Roto

Jack Lait's Color-Rote

N. Y. Sunday Mirror will publish
a special Motion Picture edition of
its color-roto magazine section Sept.
I It's a stunt inaugurated by Jack
Lait, editor, who will contribute
special stories along with Damon
Runyon, Jimmie Fidler Kenneth McCaleb, the regular Sunday Mirror
previewer, and others. Idea is to tic
in directly with new film season's
b. o. upbeat.
Sunday Mirror claims the second
largest national circulation, over
1,500,000.

Billy Rose's Autobiog at 40

Billy Rose's Autobiog at 40
A millionaire at 40—that's a highlight of Billy Rose's show biz career,
with Harper's slated to tell it all in
an autobiog for which the showman
has contracted. Stanley Walker,
former New York editor and author
of 'The Night Club Era', 'City Editor' and 'Mrs. Astor's Horse,' will be
the collaborator.

tor and wis Asion's mose, with the collaborator.

The title will be 'Strange and Wonderful' and the book is due to come out in the spring of 1941.

The Nation's Switcheron

The Nation's Switcheros

Notably pacifist in former years,
The Nation mag's switch in policy
to that advocating President Roosevell's extreme defense preparations
and all possible aid to the Allies,
short of war, has been pointed up
with the resignation of Oswald Gararison Villard the liberal mag's
contributing editor.

Villard, who inherited ownership
of the publication from his father,
Henry Villard, the steamship and
railroad magnate, adopted—an extreme pacifist policy editorially during his tenure as editor from 191832. He then sold the publication,
but continued to write for the
weekly.

The publication's present stand is
said to have been adopted by Freda
Kirchwey, current editor and owner,
who bought the weekly a couple of
years ago from Maurice. Wertheim,
Miss Kirchwey in her column
"Escape and Appeasement' recently
defended the mag's policy against
what Villard, in his 'Valedictory' on
another, page, said was the magazine's 'abandonment of steadfast opposition to preparations for war.

Villerd's vehement pacifism, while

zine's 'abandomment of steaddast op-position to preparations for war.' Villard's vehement pacifism, while commonly irreconcilable with his father's millions, stems from his mother, who was the daughter of Lloyd Garrison, the famed abolition-ist and one-of the most extreme pa-cifists of all time.

Moe Annenberg 'Defamation'

The Philadelphia Inquirer is offer-ing \$10,000 reward for information leading to the arrest and conviction of the person or persons responsible for the circulation of postal cards defamatory to M. L. Annenberg, its publisher, recently sentenced to a term of three years for income tax

term of three years for income tax evasion.

The cards, most of them mailed from Trenton, N. J., called attention to an article in the current Liberty-entitled. Wolves of Windy City, written by Edward Doherty, which Annenberg is referred to as one of an 'unholy trio' with William R. Skidmore and William R. Johnson, both asserted Chicago gamblers.

'PM Still in Red'-Ingersoll

whether or not the present levy is too stiff. In this regard he revealed that circulation has held up much better in poorer sections and outside of the city tiself than in carriage-trade areas. News for Living section, detailing what to buy to save money on foodstuffs, has been instrumental in this trend.

Strong circulation outside of New York makes it even less likely than before that the new dally will accept advertising. Ingresoll declared. Advertisers want concentrated circulation, and inasmuch as the out-of-town sales were of the bases on which PM was predicated and which it will make still further efforts to expand, there seems little likelihood of an about-face.

In reply to reports that Benton & Bowles ad agency was 'buying into' the paper, Ingersoll said that both partners the ad agency were among the original stockholders and were merely increasing their holdings. It would have no effect, the pub said, in PM's policy.

pub said, in PM's policy.

LITERATIOBITUARIES

Henry J. Weidenthal, 70, oldest active columnist in Cleveland newspaper circles, died of a heart ailment July 8 in Cleveland after rounding out a half-century in the business. He was with the Cleveland News since 1908 as associate editor and columnist, doing a daily feature tagged Those Days, which recalled nostalgic events of yesteryear. He was a sports writer on the Plain Dealer, later shifting to the Press, where he was sports editor, city editor and managing editor.

editor.

Victor Resewater, 69. former newspaper editor and publisher of The Omaha Bee, died of heart disease in his Philadelphia home last week after an illness of several weeks. He had served as chairman of the Republican National Committee in 1912. He was the son of the late Edward Rosewater, well known Nebraska newspaperman and politician.

politician.

Willis S. Kilmer. 72, sportsman and newspaper publisher, died at his Binghamton, N. Y., estate Friday (12) of pneumonia. Owner and publisher of the Binghamton Press, he owned many well known 'racehorses, including Exterminator and Sun Beau.

James W. Powers, who for years wrote the 'Stage, Screen and Sawdust' column for the Halifax Mail, died in 'Halifax July 9, He was widely' known throughout eastern Canada for his writing on sports and the theatre.

the theatre.

CHATTER

Elliott Nerton, drama editor and critic of the Boston Post, will lecture next season on plays and players. Dick Joseph, N. Y. Post shipnews reporter, on a Caribbean cruise via the Santa Paula sailing Friday (19). Westbrook Pegler being bioged in the Saturday Evening Post in couple of months. Jack Alexander doing the piece.

John Chapman is getting a good Crossley from the newspaper and show bunch around Broadway on his Hollywood stuff, being filed from the Coast for the N. Y. Daily News—Chi Trib syndicate.

Merritt Crawford, for years with film companies and publications as an exec and also a former research authority for the Bell Telephone, Laboratories, has joined Friday, the new liberal mag, as a special motion picture rep.

Todd Wright, financial editor of

new liberal mag, as a special motion picture rep.

Todd Wright, financial editor of N. Y. Daily News, has completed a book, 'How and When to Buy and Sell Securities,' a streamlined analysis of market practice and Wall Street. Bobbs-Merrill Co. will have it off the presses in September

Barrymore Tour Continued from page 41.

No Barnyard Crowing

Gary, Charles biase and Kayan.
Kasznar and Harry Horner are collabing on direction. John La-Touche and Luther Davis are doing the sketches; Eugene Loring, the choreography; Rudi Vil, the score, and Dana Suesse, special numbers. Preem in the strawhats is at Locust Valley; L. L.

Wairus' for B'way
Rye Beach, N. Y., July 16.
A Broadway production is planned
for 'The Wairus and the Carpenter,'
which gels a tryout here at the
Farragut'-Playhouse for a week
starting 'Tuesday (23). Florence
Reed is to be starred in the comedy,
written by Noel Langley, and in the
contemplated New York showing.
Dorothy M. Crane will stage the

Dorothy M. Crane will stage the local production and John Sellers is designing the setting.

Mixing Drama and Fisticuffs

Mixing Drama and Fisticuffs
A novelty in strawhat theatres
will be the Ringside theatre, Long
Beach, L. T., which, opens July 29
under the aegis of Jacob Weiser.
Latter is manager of the 44th St.
theatre, New York.

The Ringside is normally a fight
and wrestling arena, and the operation is to continue as a boxing spot
Friday nights during the sevenweek strawhat season, with the
other six nights devoted to the legit
enterprise. The ring is to be the
stage. Theatre will use no scenery
or curtain.

Opening bill is 'Margin for Errot', with Joseph Dunn and
Sheldon Leonard, to be followed
the next week by Molly Picon and
Joseph Buloff in 'Morning Star'
Pins and Needles' is also scheduled.

Addenda

Addenda
Woodstock, N. Y., July 9.
A tryout of The White Pony, by
Marion Lloyd, will be held Aug 1-4
at the Woodstock, N. Y., Playhouse.
Mae Desmond. Players, Atlantic
City, will give second production
starting tomorrow (Thursday) for
three nights and one matinee on
Ventnor Pier. It will be Sophie
Kerrs' Big Hearted Herbert.' Other
players besides Miss Desmond are
Gloria Durham, Frank Fielder,
Kathryn Silvertone, Priscilla Rockwell, Bert Griscom, Harold Donnelly,
Guy Rowlett. Last week's play was
'Yes, My Darling Daughter.'

Elitch Leads Switch

Elitch Leads Switch
Denver, July 16.
Both leads in the Elitch summer stock have been changed. Donald Cook, lead with the company in 1930, is back, replacing Michael Whalen, who is returning to Hollywood, and Helen Trenholm replaces Sylvia Fields, who returns east. Business, off the first two weeks, snapped up last week with Missouri Legend.'
Current is 'Slight Case of Murder,' with several localites added to the cast.

Strawbat Record

Strawhat Record
Dennis, Mass, July 16.
Muriel Williams set some sort of strawhat record at Cape Playhouse Monday (15) when she made 12th footlight appearance here, playing with Irene Castle in Noel Coward's one-act plays, Furned Oak' and 'The Astonished Heart.'
Miss Williams is wife of Francis R. Hart, Jr., president of Cape Playhouse.

Strawhat Chatter

"The Far-off-Hills,' Lennox Robinson's Irish comedy, is the second
production of the season for the
Peterborough Players, Stearns Farm,
N. H. Starts tonight (17), playing
only Wednesdays through to Saturdays, over a two-week period.
"Children of Today,' new comedy by
Frederic and Fanny Hatton, opened
Monday night (15) at the Lakewood
Players' theatre, Skowhegan, Me,
v Vincent Price and Louise Campbell
are among the cast. Another new
c omedy, "The Hard Way,' by Allen
Boretz, bows at the Lakewood the
y week of July 22.

The Litchfield Hills theatre, Litchdif eld, Conn., is presenting for the first
time, starting last night (Tuesday)
and continuing through Sunday (21),
an anti-conscription play, "No Lack
of Merit,' by and with Randolph
Preston. The Guy Planerton Players, Civic theatre, Portland, Me,."

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ne Smith, who succeeded Zorina, shows 'Spooks,' starting next Tuesthe road company of 'I Married day night, for a week. It's a three-in Angel; Jim Keogan, Ray Mc-lack meller-farce by Robert J. Shermald, Christina Lind, Michael man. Ruth Chatterton has been set for the Labor Day week at the Civic, and Arthur Treacher the week after. Bert Wheeler comes in the last of July.

'GOOD NEWS' OPENS OK IN ST. L. REPEAT

St. Louis, July 16.
'Good News,' which drew 68,000
payees to the Municipal Theatre
Assn's alfresco theatre in 1935, is

payees to the Municipal Theatre
Assn's alfresco theatre in 1935, is
back again for a one-week stand
starting last night (Monday). With
warm weather on tap and cast
studded with five members of the
original company, the piece drew an
opening night mob that grossed an
estimated \$4,500, fine.

Audrey Christie, Will Ahearn,
Don Tomkins, Ralph Sanford and
Al Downing are carrying the lead
roles. Wynn Murray, on leave from
the 'American Jubilee' at the New
York World's Fair for this engagement, is only so so in her vocalizing
chores. Two newcomers who score
in their romantic warbling roles
are Harry Stockwell, who was the
tenor voice of Prince Charming in
'Snow White,' and Sara Ann McCabe.
Customers get a chance to cheer
a localitie as Jimmy Conzelman,
football coach, writer, composer,
pianist, etc., plays the role of the
grirron mentor.
Solo tapsters, include Eunice,
Roley and Nancy Healy, both click
Fifth one-week presentation of
The Chocolate Soldier in 22-year
history of the local open air playhouse ended Sunday (14) with an
estimated take of \$35,000.

Strawhat Reviews

Continued from page 42

Four Cheers For Mother

manage to obtain the keys to a summer mansion belonging to the mother's successful brother, who sails for a rest in the West Indies. Determined to find a husband for the eldest girl, at least, the matron (Lea Penman) poses as a wealthy widow who has taken over the house for the season.

Penman) poses as a wealthy widow who has taken over the house for the season.

The younger daughter (Adele Harrison) is induced to act as the maid; her brother becomes the family chauffeur, and the father, seeking a hideaway from an irate business associate, is transformed into the butler. With this makeshift staff, augmented by a hired cook, the mother is set to ensurer some neighbor's son into the family.

Paula Trueman, who played the Morningside Heights Pavlowa of You Cau't Take It With You, is out standing as the cook. She has face that was made for comedy ad a sound sense of timing, only her than the cook of the complete of the control of the personality. She's a first-rate possibility for pictures.

Miss Penman carried the first act the control but later

Soliany. Solians a sibility for pictures.

Miss Penman carried the first act with a sure touch, but later she, as well as other members of the cast, seems to wander out of character intermittently. Sound effects were off-beat when caught, which may have disconcerted the troupe. Maybe, too, they were over-conscious of the fact that Tyrone Power and Anhabella were in the audience.

Gilb.

BUT NOT DEFINITELY

Cumberland, R. I., July 9.
Comedy in three acts by Pierre Brannind Nellie Burt; presented by Lippitt Plars; staged by Paul Martin; set by Ric rd Burgess; at Lippitt theatre, Cumberd Burgess; at Lippitt theatre, Cumberd Burgess; at Lippitt theatre, and Acules dure, presented by Laphitt Rickand Burgess, at Jabritt thenter, Cumberland, R. I., July 64-1, 40.
Tom Weston, M.D. ... Robert Haymes
Tom John MacKenzie George Richardson
Baton Karl ... Marton Thompson
Baton Karl ... Marton Thompson
Baroness James ... Marton Thompson
Baroness James ... Marton Thompson
Baroness James ... Doon Lee
Officer ... Leon Smith

The state of the s and the second s

Broadway

Al Birks up from Charlotte on a visit. Jules Romains, French novelist, in from Europe.

Visus Romains, French novelist, in from Europee.
Hartwell L. Preston, of Time, to Rio de Janeiro.
Compoer Arthur Schwartz's wife recuperating from operation.
Dava Altman, of Warners' Allana cxchange, giving the Fair the o.o.
Tom Walter spending a week fishing the state of the s

Jim teur, confined to his apearate for teur, confined to his apearate for Herb Berg's wife recuperating from operation for removal of an manager for

Jim (Jinty) Moore, the restaurateur, confined to his spartment with
gout.

Herb Berg's wide recuperating
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tonenews will the latter to th

week.

Karl Hoblitzelle and R. J. O'Don-nell, operators of the Interstate cir-cuit in Texas, due in town in a week or so.

mell, operators of the Interstate circuit in Texas, due in town in a week of the cook again back with 'Skylark'. Jack Potter with show, too, as Gertrude Lawrence's personal representative.

Julien Duvivier, French producer, arrived in N.Y. from Europe. With him are assistants Jacqueline Gault and Mrs. Jean L. Strauss.

Ben Miggins, former European reprint 20th Fox, to the Coast with his work of the Coast with his company of the coast with his work of the coast work of the coast with his wife's folks. Irving Berlin commutes between Broadway and his Catskills retreat, weekending there, where he's work wing on a new Broadway musical.

Monly MacLevy, former Fox theat reexee, now owning 110 reducing parlors, has purchased a single rowing training shell frow boat to you.

Louis Goldstei, Argentine manager for Columbia Pictures, vacation

will remain in New York. She is taking them to the Coast with her later or

taking them to the Coast with her later on.

Birthday party being tossed for Rudy Vallee backstage at the Strand tomorrow (Thursday) night, 10 days before his 39th birthday. Eddie Cantor to play host, with Walter O'Keet, the Howards, Jimmy Durante, Maxie Rosenbloom and about 30 other show biz names present.

Last refugee ships from war zone have brought many topflight war correspondents including Edmond Taylor, CBS; Kenneth Downs, INS; Sted Jones, Life photog; Sonya Tomars, H-Trib, and Harold Denny, NYTimes. Waverly L. Root, Mutal's Paris representative, arrives on the Manhattan tomorrow (Thurs.)

Pittsburgh By Hal Cohen

Louise DeForrest going on tour next season with "Too Many Girls." Band-leader Izzy Cervone off for Canada to make music at the fairs there.

next season with Too Many Girls.

Band-leader Izzy Cervone off for Canada to make music at the fairs.

Zang and Todd back at Nixon Cafe. for their third engagement at down-town nitery.

Vice-prexy Ed Ebberts of musicians local in Shadyside hosp, with infected foot.

Lou Smith in for day of confabs with the film editors, and Col. branch manager Art Levy.

Mike Pevton home after Florida and joining srewballs at Al Mercur's Nut House.

The Lunis There Shall Be Non The Lunis The Luni

ment:
Summer group at Carnegie Tech
drama school opened with 'Close
Harmony' under Douglas McLean's
direction.
Mrs. Edna Fortunes, former wite
of theatre owner Louis Manos, has
won part-time custody of their
seven-year-old son.

Minneapolis

By Les Rees

By Les Rees

Lou Smith, Columbia publicity director, in from Hollywood.

Gene McCarthy here to stage 'Aqua Folise' at Auditorium.

Julius Volk, indie nabe circuit owner, injured in auto accident.

Peck Gomersall, Universal district manager, here for sales' meeting.

Martin Kelly, exploiteet, morning.

Their City, Variety club raised \$3,000 at Calcutta preceding golf tournament.

Young son of A. K. Eyidon, Warner ad sales manager, got Hollywood-struck and ran away from home.

home.
Irving Gillman, Esquire theatre owner, in serious condition at University hospital following second op-

versity hospital following second operation,
Milk Fund under Twin City Variety club sponsorship has distributed 40,000 quarts of milk to needy in six months of 1940 compared to 19,000 all of 1939 and 14,000 in 1938.
Louis Lytton, veteran actor who played Falstaff in 'Merry Wives of Windsor' on Broadway several seasons ago, quit selling newspapers on loop corner to join strawhat group at Old Log theatre, Lake Minnetonka, near here, offering 'Outward Bound' currently.

Westport, Conn.

Australia

By Eric Gorrick

'Gone' (M-G) has fallen off con-

Gone' (M-G) has fallen off considerably in Melbourne.

'Primrose Paki' (IKKO) continues so the Mey's in Sydrey. Is still for laughter fare in pic houses.

War enlistments have created shortage of pic technicians in New Zealand.

Sir Keith Murdoch, Melbourne newspaper mogul, has taken charge of the Department of Information. To wise locals on fifth column activities, 'Confessions of a Nazi Spy' (WB) will be re-shown in every available centre.

National Theatres, with Hoyts and Snider-Dean, erecting a new 1,700-seater in Hobart, Tasmania, with continuous mentions of the mention of the Melbourne. He was featured last year in New York's 'Hot Mikado'. Gilbert-Sullivan season in Sydney for Williamson-Tait still pulling healthy trade. Covent Garden Baltet bows in next month on a repeat. Union Theatres (Victoria) showed a profit of stributed to higher taxation.

agains, \$3,500 pervious, Lower, and the same state of the same state of the same state of the same state of the Victorian Exhibs Assn. during the absence of Jack Graham on active service.

A major petrol company will finance production of a local propagands pic, with process after defended to the same state of the sa

talent and newsreel clips will be used.

Presently over 80 film men have enlisted for service overseas, with tally growing day by day. Those over military age are devoting own time to home defense and other important duties.

In a bistor, the French film trade the sector, the French government has appointed R. Kapfeter to handle the entire output of French studies, and a deal has been completed with Tom O'Brien for a takeney of the Savoy theatres here and Melbourne for a period of 12 months.

Government is dickering with the

Melbourne for a period of 12 months. Government is dickering with the idea of requesting major pic loops to place all excess profits into war bonds. Same idea may be applied to allied trades within the pic industry, with a possible extension to British distrib units now escaping any coin freeze on rentals gotten from the Aussie zone.

any coin freeze on rentals gotten from the Aussie zone.

Censor has not granted an okay in Sydney for Aussie tunaround of Metro's 'Strange Cargo.' Censor frowns upon certain sequences as played by Clark Gable and Joan Crawford, and indications, are that the pic will either be canned, or sent back to Hollywood for a going over to comply with local regulations.

Supreme court unanimously dismissed appeal by Williamson-Tait against verdict granted by district Court in favor of Marjorie Gordon (\$1,000). Elleen Murphy (\$959) and Paul Vernon. (\$300). Players had brought suit against W-T claiming damages for wrongful dismissal during the run of 'Under Your Hat' in this spot.

Stroudsburg, Pa. By John Bartholomew

By John Bartholomew

Tuskegee Singers hereabouts,
Erie von Stroheim summering at
Naomi Pines.
Bob Aluman's orch set for summer
at Oak Grove House.
Singer Freddie Gilloti's amateurs
giving local resorts a whirl.
New Grand upped admission for
'All This, and Heaven Too' (WB).
Plaza featuring: black cow candy
party for kiddies each Saturday
Comedian Bobby Clark and Mrs.
Clark at the Skytop Club for a few
weeks' vacation.
Sara 'Anne Levering of the Shawnee Players chosen' Movie Queen
under sponsorship of local Eiks for
Charity fund.
Richard Crook will appear with
the Scranton: Philharmonic under
George Sebastian's baton Red
Cross benefit at The Inn, Buck Hill
Falls.

Westport, Conn.

Westport, Conn.

Westport, Conn.

Westport, Conn.

By Humphrey Doulens

By H

former manager of the Chicago the-atre, have opened their elaborate recreational center on the main drag in East St. Louis.
Virginia Aschen, whose Muny Op-erettes dancing ensemble appear at the Club Continental, Hotel Jeffer-son, in New York getting ideas for new terping routine for next sea-son.

new terping rounit at a con-son.

Tony Scarpelli, owner of the Plan-tation Club, nitery presenting all-Negro shows for white customers ex-clusively, reported negotiating for a new location for forthcoming sea-

new location for forthcoming sea-son.

Norman Nodel, 17, localite discov-ered three years ago when he au-ditioned for a place in the St. Louis Grand Opera chorus, will sing as a soloist with the New York symph (27-28).

Steve Cady, nitery operator at the Chain of Rocks, transferred floor show to excursion steamer S. Ad-miral last week. Cady's club is shuttered each Monday and he made deal with steamboat for the one-night stunt.

Cleveland By Glenn C. Pullen

Moe Horwitz, indie exhib, has broken ankle,

broken ankle.

Frank Monaco gave nitery employes day off to celebrate birth of his first grandson.

William F. McDermott, drama reviewer for Plain Dealer, off for two months safari through South Amermonths.

ica.
Milt Harris, ex-press agent for local Loew's, forming the Harris-Gould publicity agency in Holly-

local Loew's, forming the HarrisGould publicity agency in Hollywood.
Sidney Andorn, WGAR commentator, spending half of six-week vacommentator, spending half of six-week vacommentation of the six-week vaperiod of the six-week vatone of the six-week vatone

Musical Influx

Continued from page 1_

of the former song hit trio which in-cluded Buddy DeSylva, are teamed in readying a swing version of 'Hansel and Greta' and have sent out feelers with the idea of getting Coast names. Brown presented 'Yokel Boy' last season and made quite a stay of it though there is doubt about it having climbed out of the red. That musical is mentioned for the road.

Yokel Boy last season and made quite a stay of it though there is doubt about it having climbed out of the red. That musical is mentioned for the road.

Success of DeSylva with his two maiden managerial efforts, DuBarry Was a Lady and Louisiana Purchase has encouraged his former partners to follow suit. DeSylva is currently on the Coast working on an untitled musical with Cole Porter and Herbert Fields, also slated among the early arrivals. Ethel Merman, now in 'DuBarry' (46th Sireet) is mentioned for the new show.

Shirley Temple-Bill Robinson
A musical version of 'Uncle Tom's Cabin' is also in the making, with two different people ambitious to do the show. Marty Forkins and Sidney Harmons are the contenders. Former would spot Shirley Temple in his 'Tom,' now that she is out of the studios, and would team her with Bill Robinson, whom he manages. Since the moppet and the crack tapper worked together in films, the combo may work out. Russel Crouse may do the book. Last season Forkins was interested in 'Hot Mikado,' Robinson being the star.

The Little Dog Laughed' is now carded as the first play, with music for the new season. It was announced in rehearsal Monday (15) and due on Broadway early in September, Eddie Dowling Presenting. The Jolson trick is dated about the same time. Revival of 'Show Boat', which ushers in the new managerial team of Nick Holde and Albert Johnson, is another musical for the early period of the season. Other possibilities include 'Meet the People', the Hollywood revue current on the Coast, and 'Two Weeks With Pay', a similar type of show recently tried out in Whit Palains.

Before the new musicals come in the suspended 'Higher and Higher and Keep Off the Grass' should haverelighted at the Shubert and Broadhurst, respectively. Louisiana Purchase' looks like a cinch well into the new season, but 'Du Barry' will go to the road.

Hollywood

Bob Coote left to join the British army. Nicholas M. Schenck in for two weeks. Loretta Young and Tom Lewis betrothed.
Tom De Vane joined Warners publicity staff.
Brian Donleyy on nationwide personals tour.

licity staff.

Brian Donleyy on nationwide personals tour.

Don Barry recovering from appendectomy.

Mae Warren recuperating from major operation.

S. Sylvan Simon to Tahiti for a month's vacation.

Peggy Shannon granted a divorce from Alan Davis.

George Stoll fined a relapse after record hospathater filed suit for divorce from Eddie Cherkose.

Floyd Knudtson to the Mayo Clinic for medical treatment.

Grover Jones home from the hospital after a major operation.

Bellia filed suit of the form of the filed suit of the filed suit

Vivian Vance granted a divorce from George Koch in Albuquerque, N. M.
Bonis Karloff seeking peace in the mountains after finishing his latest Columbia chiller.
Mary Pickford named chairman of Red 'Cross women's committee for the film industry.

Atlantic City

Alantic City

Alan Gale returns to m.c. at T.K.9 Club. Club Madrid opens for season with Lackie Law as m.c.

'Slapsie Maxie' Rosembloom top-billed at 500 Club July 26-27.

Jerrie Kruger also featured, with Bert Frohman, m.c.; and Sammy Watkin orch.

Max Herman (Herman's Music Bar) and wife celebrated silver anniversary Thursday (11).

'Iccepades,' skating revue up from gagement in Convention Hally Friday (18).

Earl Lindsay's 'Caribbean Cruise' revue launched Saturday (13) at Babette's night spot. Lillian Barnes Tevue launched Saturday (13) at Babette's night spot. Lillian Barnes Hall Charles and Saturday (12-13) engagement. Then Jeft for Cincinnati.

Bar Baker returned to Bath & Turf club for Friday and Saturday (12-13) engagement. Then Jeft for Cincinnati.

Ritz-Carlton Merry-Go-Round Bar instituted 'cocktail dansants' Saturdays and Sundays, with Nat Brandwynne's rhumba orch playing.

Clifford Folz of Steven's Park, Wis., stunt rider on Million Dollar Pier, suffered dislocated shoulder when bucking mule tossed him Thursday (11).

Raymond Scott's orch alternating with Alex Bartha's at Steel Pier all week. Vaude bill topped by Lewis ment Friday (12). Onomer, George Petty, John Held, Jr., and Vincent S. Trotta announced as this year's Beauly Pageant judges.

Dorothy Henry and her milk bath dance featured opening of Wonder Har on Fiday (12). Coming from

Trotts amounced as this year's Beauty Pageant judges.
Dorothy Henry and her milk beth Dorothy Henry and her milk beth Dorothy Henry and her milk beth Bar en Fildsy 121 morning from Leon and Eddie's, N. Y. Charlies Johnson's orch playing.
Women's division of local C. of C. complained to City Commission about 'carnival methods' of attracting visitors into Boardwalk amusement places. Claimed too much moise, but commissioners reserved decision.
Traymore's Stratosphere Room opened Saturday (13) for season with Bill Madden's orch. Nick Nickerson sings and Franklyn Crawford and Joseph Caskey do ballroom dancing. Latter came from Plaza hotel, N. Y.
Pat Rooney, Jr., and Herman Timberg, Jr., top vaude program at Hamid's Million Dollar Pier all week. George Hall's orch played Saturday and Sinday and Her Devid also niet for undetermined period. Clarence Fuhrman ended engagement Friday night (12).

Philadelphia

T minateripina

WPEN holds its annual outing at Clementon Park today (Wednesday). Powers Crossman and his missus in the Philly area. Neil Deighan's Red Mill Inn. Pennsauken, N. J., suffered \$3,000 damages from a fire last week.

Oliver Saylor, Stokówski's personal flack, in town making lastminute preparations for South American cruise.

Grace Moore was at Temple Unespital incognito getting a going-over at the hands of Dr. Chevalier Jackson, bronchoscopic expert.

Among radio vacationers are will's Murray Arnold and John Fascenda; KYW's Betty, Dickert, Bob Cottingham and George Hagerty and WCAU's Stan Lee Broza.

Josephine, the Zoos prize elephant, almost specific the Philly Symph last deep the Phill Symph last deep the Phill Symph last deep the Cook of the Phill Symph last deep the Cook of the Phill Symph last deep the Phill Symph last de

OBITUARIES

MRS. RICHARD MANSFIELD

Mrs. Beatrice Cameron Mansfield,
72. widow of actor Richard Mansfield
tied July 12 at her summer home
in New London, Conn.

Mrs. Mansfield, known as BeatriceCameron on the stage before her
retirement 42 years ago, had played
leading parts in nearly all her husband's plays. She began her career
in 1886 when she joined Mansfield's
company, making her first appearance with him that year at the
Madison Square theatre, New York,
In 1891, she divorced her first husband, George R. P. Phoebus, and
marvied Mansfield. She remained
with his company until 1898 when
she retired. Since 1932 she had been
directing and reading plays mostly directing and reading plays, mostly from her husband's repertoire, at the Christodora House, settlement house

in New York.

Mrs. Mansfield's only son died at the age of 20 in 1918. Her burial will be in Gardner Cemetery, New London, beside her husband and son.

SIR DONALD FRANCIS TOVEY

SIR DONALD FRANCIS TOVEY
Sir Donald Francis Tovey, 64,
composer, conductor an professor of
music at Edinburgh University since
1914, died in Edinburgh July 11, a
few days before his 65th birthday.
Tovey was one of the best presentday authorities of music. He gave
his first series of concerts in 1900 in
London, followed by others in Berlin
and Vienna. Besides numerous compositions, he authored many concertos and the opera "The Bride of
Dionysius." He wrote profusely on
music and contributed many essays
and biographies to the Encyclopedia
Britannica.
His visits to the United States were

His visits to the United States were in 1925 and 1928 for concert tours.

Our Dear Friends — TOM — GEO GEORGE MINER and Gertrude Gerard

In an interview in Los Angeles, in 1928, he described jazz as a 'musical narcotic that would die in three

years."

ROBERT WADLOW

Robert Wadlow, 22, whose eight feet, nine and one-half inch height feet, nine and one-half inch height drew for him the distinction of being the tallest man ever known to modern science, died Monday (15) in Mainstee, Mich., following complications arising from an infected foot. Wadlow, who had appeared in outdoor shows, suffered an infection of the ankle recently, allegedly received from a brace that he wore. Only recently he had appeared at the New York World's Fair. He first went into show biz in 1936 and in 1937 joined the Ringling circus, with which he was an outstanding attraction.

Surviving are his parents, four brothers and sisters, all of normal size.

CLAUDE C. BARTRAM
Claude C. Bartram, one time well
nown juggler and showman, and
ARIETY'S first London correspondent VARIETY over 30 years ago, died recently in a South Wales hospital after a short

A Canadian by birth, he went to A Canadian by birth, he went to London about 40 years ago where he performed in the varieties. He had been with the juggling act of Albertus and Bartram in America before going to England, and had been closely associated with the formation of the Variety Artists Federation there. He at one time was also editor of The Performer, London show big paper. biz paper.

DANIEL J. QUINLAN
Daniel J. Quinlan, 77, retired legit
actor, died July 12 after an operation
in Elmira (N.Y.) hospital,
Quinlan who also worked in
minstrel shows, played with McIntyre and Heath and the Al. G. Fields
minstrels, in addition to his own
company of Quinlan and Wall. He
lived in Elmira for the past eight
years coaching amateurs in stage
productions, after retiring from stage
work in 1932.
Widow, Elmira College drama department head, and six daughters
survive.

New York to be seen on Broadway in 'The Merry World.' 'Love From a Stranger' and 'Fire Over England' are among a number of British films in which he acted

JACQUES TUSHINSKY
Jacques Tushinsky, 54, violinist in
the NBC symphony orchestra under
Arturo Toscanini, was killed July 11
in an auto accident in Rio de Janeiro while on his way to play in the last of the orchestra's tour of 16 concerts in South America. Tushinsky had or the orchestra's tour of 16 concerns
in South America. Tushinsky had
been an NBC staff violinist for the
past nine years.
Widow, four sons who are musicians and a daughter survive.

SAM MYERS

SAM MYERS

Sam Myers, 66, former exhibitor and house manager for Martin Beck, died in Los Angeles July 13. Deceased operated the Palace, New Orleans; State-Lake, Chicago, and Egyptian, Hollywood.

He was inactive in recent years except for exce post with Federal Theatre Project in L. A. Widow survives.

WILLIAM J. KELLY
William J. Kelly, 39, operator of
the WB theatre, Lawrence, Mass,
died in Mercy hospital, Springfield,
Mass., after a brief illness contracted
while visiting his mother in Springfield.
Kelly, a native of Springfield, was
widely known as a boy tenor.

JOHN A. McCARROLL John A. McCarroll, 47, stage man-ager for Stanley-Warner theatres in Camden, N. J., died Saturday 13) at his home in Pennsauken Township, N. I.

Surviving are his widow, three

GEORGE WILEY
George Wiley, 66, died July 16 in Buffalo. Wiley was manager of the educational film department for F. C. Pictures Corp. of Buffalo for the past four years.
Widow survives.

GERTRUDE LENNOX

Gertrude Lennox, 60, well known stage actress early in the century, died July 11 in Mercy hospital, Chi-

cago. Her husband, John Lewin, sur

BERNARD SEGAL

BERNARD SEGAL
Bernard Segal, 72, screen actor,
died July 9 in Hollywood after a
long illness. His last role was in
Wells Fargo.
Surviving are three sohs, Otto,
Herman and Richard, studio technicians, and a daughter.

RICHARD VON ZACKOBIEL
Richard Von Zackobiel, president and manager of the Roxy Theatre,
Inc. in Milwaukee, and for 20 years active in the picture business, died
July 9 of a heart ailment at his home in that city.

Mrs. Vincent Lawrence, wife of the screen writer, died July 10 in Hollywood. Also surviving are two sons and a daughter.

'Hap' Ward, Jr., (John Thomas O'Donnell), 41, died at the Will Rogers Memorial hospital July 9 after an illness of nearly two years.

Wife of Eddie Paul, Paramount Pictures' music director, died in Los Angeles July 13.

Mother, 79, of Daye Vine, stage comedian, died July 14, in N. Y.

MARRIAGES

Evelyn Wolk to Lige Brien, in Pittsburgh, July 14. He's manager of WB's Prince theatre, Amb. ge, Pa

of WB's Prince theatre, Amb. ge, Pa.

Henrietta Rosenberg to Dr. h. in.
J. Littman, in Pittsburgh, July 14.
Bride's with Sophisticated Ladies.
trio on WCAE, Pittsburgh.
Elaine Kinder to Bon Shield, in Winchester, Va. May 23, just announced. Bride's with Kinder Sisterio on KDKA, Pittsburgh. He's an announcer at same station.
Vivienne Mandelbaum to George W. Brandt, July 14, in New York.
He's son of William Brandt, of Brandt Theatres, with which firm he's also connected.
Elizabeth Henning to Robert Paige, in Los Angeles, July 14. He's a film actor.

DONALD LATHROP

Donald Lathrop, 52, succumbed to he's also connected.

Donald Lathrop, 52, succumbed to he's also connected.

Elizabeth Henning to Robert Paige, a Los Angeles, July 14. He's a film actor.

In 1999, Lathrop toured the United States with Maxine Elliott in Deborah of the Gods' and The Inderion merly married to Zita Johann and Sex,' and 17 years later returned to Colleen Moore.

Blitz Pic in Wash.

VARIETY

(Continued from page 3)

re, it is safe to show to Congress, lins told Vantery. Collins ar-

there, it is safe to show to Congress,' Collins and Vantery. Collins arranged for the Congressional screening, although he was called out of town on the night of the 'opening.' While several representatives, including Joe Starnes, Alabama Democrat and a member of the Dies Including Committee, and J. Buell Snyder, Democrat of Pennsylvania, raised the contention that the picture was pure propaganda,' a majority of the law-makers who saw the sneak-preview agreed that considerable valuable information could be garnered from action-shots of siderable valuable information could be garnered from action-shots of Nazi warfare. The Army and Navy, it was argued, might take a cue from the convincing showing of German troops in action.

troops in action.

Metro's Liaison
Origin of the film was muffled in
production of the picture on UFA,
it was stated that it was not certain
where the newsreel had originated;
that News of the Day (HearstMetro) had made it available to the
Army and Navy and to the Congressional audience.
Booling department of the House
released a statement by Snyder

Booing department of the House released a statement by Snyder (chairman of the House War Department Appropriations subcommittee) to the effect that 'such a film never should be shown in America.' Although he was not present for the Capitol Hill: 'preview'.' Snyder had seen the picture before and tagged it as German propaganda. 'It can be used for nothing else,' he said. This talk about it being shown to impress upon us our necessity for

impress upon us our necessity for arming is nonsense.

Do we need any German propaganda film to make us appropriate for defense?

for defense?

Picture which caused all the furor in Washington last week was an untitled n ew sr e e I released through UFA to News of the Day in this country, Ed Hatrick, gm of the Hearst outfit, explained in New York yesterday (Tueday). It was not released by UFA, Inc., American distributors of German film, but by German UFA and shipped directly by Clipper from the Reich to his company, Hatrick said.

He declared that similar reels are available to any American distrib

He declared that similar reess are available to any American distrib and that News of the Day gets them fairly regularly. (George Nitze, prez of American UFA, stated that his outfit receives similar reels, which are exhibited German theatres throughout the country. (See story on page one).

are exhibited German theatres throughout the country. (See story on page one).

Hatrick said there is a possibility that some clips from the reel shown in Washington, or a later one, will be included in a regular News of the Day, release. He explained that when he first saw it, he thought it an excellent pictorialization of how a mechanized army operates afid mentioned this to some U. S. Army and Navy officials, who asked to see it. During one of the screenings for these officers, Hatrick added, Ross Collins, the Representative who arranged the Congressional showing, asked if he could have it for members of the House and Senate Military Affairs committee. Hatrick agreed on the condition that the film not be exploited, and so the rumpis began.

Stills from the reel, Hatrick said, had been printed in virtually every newspaper in the country even before last week's showing. It is all of actual events, starting with the German invasion of the low countries, the Hearst gim. explained, and propagandistic only to the extent that it was censored.

BIRTHS

Mr. and Mrs. Jeanne Juvelier, son, in Chicago, July S. Mother is dramatic radio performer. Mr. and Mrs. A. H. Weiner, daughter, in Pittsburgh, July 12. Father's UA branch manager in Pitt. Mr. and Mrs. Bernie Weinberg, son, in Hollywood, July 8. Father is an ad agency exec.

son, in Hollywood, July 8. Father is an ad agency exe.
Mr. and Mrs. Carl Dozer, son, in Pittsburgh, July 6. Father's on staff of WCAE, Pittsburgh.
Mr. and Mrs. Jack Andrews, daughter July 10, in Los Angeles. Father is film writer.
Mr. and Mrs. John Payne, daughter, July 9, in Los Angeles, Father is film actor; mother is Anue Shirley, film player.
Mr. and Mrs. James Sarno, daughter, July 13, in Hollywood. Father is in Mercos publicity art department.
Mr. and Mrs. Russell Hayden.

ment.

Mr. and Mrs. Russell Hayden,
daughter, July 15, in Hollywood.
Mother's former Jan Clayton. Both
parents film players.

German Pix in U.S.

cording to George Nitze, mild-mannered and cheerfully-cooperative president of UFA. Nitze remarked, incidentally, that he had taken advantage of the general knowledge that Italy would enter the war to stock up about 20 feature pictures, or enough to last him until March, 1941, via the last few of 11 Duces boats to make the crossing.

No. Net Subdity but.

No Nazi Subsidy, but-

No Nazi Subsidy, but—

VorA, Nitze maintained, is a New York corporation which is bound to the Reich neither financially nor through any direct supervision. It's only tieup, he said, is a contract by which it distributes in this country films made by UFA—Universum-Film Actiengesellschaft (Universul Film Corp.)—most important producing outfit in the Reich. Nitze declared he didn't know whether Universum-Film was state-operated outfit or not, but it is no secret, of course, that Herr. Goebbels' propaganda department leaves few very much less important media than films get by untainted.

Nitze's ticup with Universum-Film

Nitze's ticup with Universum-Film Aktiengesellschaft is so close that the name of his corporation, UFA, is de-rived from the initials of the German outfit by permission granted when the U. S. firm was organized in 1924. Nevertheless, UFA also dis-tributes films of other German mak-ers, Tobis, Bavaria and Terra.

ers, Tobis, Bavaria and Terra.

UFA imports about 40 features a year, in addition to the newsreels: and 'educational and scientific' shorts. Great majority of the features and briefles are from Universum-Film. Newsreels, of course, are a monopoly of the Ministry of Enlightenment, etc. First-class features play the German houses three weeks and many films play two weeks, which makes the 40 pictures imported each year last out the 52 weeks.

Other German Distribs

Other German Distribs

Not, however, that operators of German houses are restricted to buying from UFA. That's by far the largest distributing agency in this country, but there are a number of others who live on the crumbs. Most important are Casino Films, an adjunct of the Casino theatre in the Yorkville section of Manhattan, and Charles Unger, also of Yorkville. In addition there are a number of minor distribs of all sorts of films who pick up a couple of dollars now and then by getting bookings for German pictures for a day or two in houses which do not regularly play them. UFA and the other importers of German film give these indies a rake-off on such engagements.

off on such engagements.

Henry Kaufmann is one of the lastmentioned type. It was he who got
himself questioned by the Federal
Bureau of Investigation a couple
months ago as the result of an ad
he put in Jersey newspapers in connection with the showing of UFA's
Westwall' at a Passaic house. To
build up a mailing list, he offered a
pass for each six German names sent
him. Newspapers thought he was
getting together a roster of potential
Fifth Columnists, but nothing came
of the investigation. Kaufmann is
Jewish.
Nitze emphasized that UFA is

Jewish.

Nitze emphasized that UFA is strictly a commercial outfit which must fall or survive on the profits it can make. It gets no subsidies, he said, and for that reason. We are not here for propaganda, but for business. He declared that he avoids propaganda picture—although this would seem a little difficult—by carefully selecting every picture before he buys it for distribution. The less propaganda the better the business a picture does, he said. All pix are exhibited on percentage.

Bis Better This Year

Biz Better This Year

Bis Better This Year

Grosses have been better this year than at any time during the past two years, Nitze declared. The war, he said, has revived interest of Germans in their fatherland and they are particularly anxious to see films with native locales. B.o.s about two years ago, he admitted, took a terrific dive. They were just coming up again last September when the war broke out and they once again took a mighty slip. September and October were the worst months in history, the distrib said, but the upturn has been very heartening since them. UFA is now just about breaking even.

Outfit, which recently moved to the RKO building, Radio City, from a larger suite at 729 Seventh Aye, to reduce expenses, is staffed with three combination stenographer-bookkeepers plus Nitze and Ernest Eisele, the v.p. Frederick Fasse, secretary, is the only other corporate

Albany.

'No Fropaganda'?

As proof of the lack of propaganda in the pictures, Nitze pointed to the fact that the New York Board of Censors, to which they must all be submitted, has never made a deletion because of subversive action dialog. (It's pointed out by other sources, however, that that is not the purpose of the censorship laws in N. Y.). Films recently brought over have no English subtitles. In asmuch as virtually all the patronage is by German-speaking people, who complain that the titles only get in the way, Nitze said, and insamuch as they must be put on in Germany, and add greatly to the cost of the film, he has eliminated them. Nitze branded as preposterous recent reports that the English titles did not always coincide with the dialog, which was allegedly subversive. versive.

versive.

What he will do when his current supply of features runs out next March, Nitze declared, is something to which he has given no thought because he is certain that the war will be over by then. Pressed for a solution to the problem in the event the conflict is not concluded, Nitze ventured an offhand guess that prints might be flown to South America and from there to this country, or directly to this country, in the same manner as newsreels are at present, except that the cost for a full-length picture would be prohibitive. prohibitive.

Top Teutonic Houses

Twelve houses, seven in the vicinity of New York, play German pictures all the time. They are the Casino, Garden and 96th St. in Manhattan; the Wagner and Mozart in Brooklyn; the Hindenburg, Irvington, N. J., the Transfer, North Bergen, N. J.; the German Kino, Chicago; Radio theatre, Milwaukee; Little German theatre, Buffalo, and Princess theatre, San Francisco. Houses run from about 300 to 600 seats. seats.

seats.
What cities with such heavy German populations as Philadelphia (about 50,000 German and Austrianborn) and St. Louis (26,500 Geyman and Austrianborn) and St. Louis (26,500 Geyman and Austrianborn can't support a theatre for the Fatherland's films. New York's German and Austrianborn population is about 375,000; Milwaukee's 46,000 and Chicago's 125,000.

Aside from the regular theatrical

125,000.

Aside from the regular theatrical business, Nitze declared he picks up meager coin from German clubs and organizations, which occasionally sponsor showings in towns where there is no German theatre, nd from schools and colleges which use the films in connection with their language courses.

Openings of new German pictures in New York are ignored by all papers but the Times and News which continue to review them regularly.

Cantorisms Continued from page 3_

famous Father Flanagan nd photogs shot at him yelped: 'Hurry up; much as I like Father Flanagan, he's no Myrna Loy'.

Flanagan, he's no Myrna Loy.

Cantor in A.C.

Eddie Cantor, who arrived hers Saturday (13) on a weekend stopower between Omsha and New York, where he starts preparing a newshow, observed that people of the U.S. should 'get serious.' He said they should 'think seriously about hates, and their threat to America.'

We've got to start now—this moment, 'said Cantor, 'to see things clearly. We have had it too soft, but unless we wake up it won't be that way long. Every man, woman and child you see on the Boardwalk today will be called upon to make some sacrifice.

We've got to forget talking about five-day weeks, and no work on Saturdays, because the dictators are working seven days a week—and of to us. Anti-Semitism is only one of their schemes—it says 'you' hate me because I hate you.' And then what happens—a country is broken, easily conquered. It's too bad the anti-Semitists can't see it works both ways.' bad the anti-Sen works both ways.

'God Bless America' Saga

Journal, of those who were so quick is condemn Berlin, have since had the grace to admit they didn't know what they were talking about.

Long identified with and largely popularized by Kate Smith, God Bless America, as a pop song selling at 25c, is making Tin Pan Alley history (1) because of its abnumal & croyalty, which goes to the Boy and Girl Scouts foundations; and (2) because of its manner of the song of 1917 best told the story and close because of its manner of the song of 1917 best told the story in 1938, and of now, and the future. The few particular song seen daylight with the song of 1917 best told the story in 1938, and of now, and the future. The few particular song the song of 1917 best told the story in 1938, and of now, and the future of handling, so that it will be one of the song of 1917 best told the story in 1938, and of now, and the future. Journal, of those who were so quick to condemn Berlin, have since had the grace to admit they didn't know what they were talking about.

Long identified with and largely popularized by Kate Smith, God Bless America, as a pop song selling at 25c, is making Tin Pana Alley history (1) because of its abnormal &c royalty, which goes to the Boy and Girl Scouts foundations, and (2) because of its manner of handling, so that it was Boy and Girl Scouts foundations, aird (2) because of its manner of handling, so that it will be one of the few patriotic songs to also prove a big money-maker. This is a rarity in the music business. Its restricted, handling by Berlin, Inc., at behest of songwriter Berlin, stems from the fatter's desire to interest from the fatter's desire to interest the state of the summer.

Its restricted harding of Berlin, stems from the latter's desire to insure as big a yield for the number is possible. Thus, in excess of \$43,600 has been earned by God Bless America' and already turned over to a separately incorporated trust fund to be 100% for the benefit of the youth movements. Administrators of the fund represent the three major religious faiths.

During the nurturing of 'God Bless America,' Berlin and his music publishers, stood for not little captious criticism from many who couldn't understand why the song was 'restricted.' At the same time, Berlin was bound to sience until Col. Rossevelt - Tunney - Stope accepted his invitation to administer the song's income for benefit of American youth. The proper agency was being favored for a time, but the Scouls decided upon as the best out-to of direct youth service. Berlin, himself, at the time the song first started to assert itself had an idea that perhaps cigaret fund for American soldiers, or something of that sort, might be the best beneficiary of the royalties which he had donated.

33. Year Topper

It wasn't until the 'extent of the

33-Year Topper

It wasn't until the extent of the song's scope that the matter became

ongs scope that the matter became a more serious far outlissencing anything in the 33 years that Berlin has been writing American popular songs.

However, it soon became evident that Tin Pan Alley history would be made by a song that may earn a basic \$100,000 from sheet music sales slone—a record in show biz annalsdue to the doubled regular royalty because of the unprecedented & per copy. Its \$43,000-odd income represents nearly 500,000 sheets sold at 256 &c royalty) plus a relatively few dollars of mechanical yield from the Kate Smith (Victor) and Bing Crosby (Decca) and other recordings; Songs of this nature have lite mechanical revenue. tle mechanical revenue.

the mechanical revenue.

The average pop song royalty is a and many a tune has three collaborators who split only 2e among themselves. Berlin's contract with Berlin, Inc. (of which he's a one-third owner-partner) calls for 4e. 'God Bless America's' royalty doubles these bles that.

The other unusual aspect is that patriotic songs, differing from what are known as 'war' songs, are no-toriously non-commercial. 'Over are known as 'war' songs, are notoriously non-commercial. Over
There, 'Keep.the Home Fires Burnlng,' Tipperary, 'There's a Long,
Long Trail,' Rose of No Man's
Land,' 'My Belgian Rose' and the
like are obviously spawned by war.
George M. Cohan's 'She's a Grand.
Old Flag' and 'I'm a Yankee Doodle
Dandy' typify the rare patriotic
song sellers. Berlin's 'God Bless'
falls within that category. He per Dandy' typify the rare patriotic song sellers. Berlin's 'God Bless' falls within that category. He, personally, has much praise for the John LaTouche-Earl Robinson 'Ballad for Americans'.

Unusual, further, in addition to the mensive application by Berlin to see that this particular song becomes nechane his monument—acomes nechane his monument—acomes.

see that this particular song be-comes, perhaps, his monument—a second national anthem—is the fact that it's really a 1917 song, created during World War I. It was to have been part of 'Vip, Vip, Yap-hark, the soldier war show which Berlin wrote when he was a buck private at Camp Upton.

Reaction to Munich

Myen Berlin, in August-September, 1938, was in London, attendant to the ballyhoo of opening his Alexander's Ragtime Band' (20th-Fox film), the Munich was sharply focused on his consciousness. As an American, getting a semi-closeup of Munich's effect on Europe's war of nerves, he reacted patriotically.

Eirope's war of netwen and patriolically.

He harked back to his own soldier days during the first World War. He recalled 'It's Your Country and My Country,' 'Don't Bite the Hand That's Feeding You,' Tet's All Be Americans Now,' and the like, and relized that any 1938 counterpart would be a stump speech set to mu-

When Kate Smith first heard of it, and introduced it on Nov. 11, 1938, Berlin had taken out the militaristic lines that ran something like 'make, her victorious on land and foam, and it became, 'From the mountains to the prairies, to the oceans white with foam, 'God Bless America,' etc. Berlin, Inc. dight publish the song until six weeks later, and only when orders started to come in.

Not Plugged

Not Plugged.

The song, therefore, is unusual in its extraordinary and spontaneous sale in, that this is a patriotic ballad that has become a hit without plugging. Berlin's emphasis on its handling refers to the restriction of its multiplicity of usages. Miss Smith did, it on and off, the radio, schools, religious groups, educational bodies; patriotic organizations and the like heard of it and had carte blanche to it, reprint its

sional bodies patriotic organizations and the like heard of it and had
carte blanche to it reprint its
lyrics, etc., and despite that, the
song sheets sold. This is the biggest paradox, in itself. It's now
both Wilkie's and the Democratic
party's theme song, perhaps the most
significant, official. American recognition for the song.
The copyright restriction was
borne out by Berlin's experience
when he visited a smart cafe and the
maestro, in enthusiastic appreciation, ad libbed brief medley of
Berlin's yesteryear hits and topped
it off win a fourtoi arrangement of
'God Bless America.' Well-intentioned, it distorted the ballad, which
is the very purpose of its being restricted to this day. As a matter
of fact, that enthusiastic maestro
was technically violating a copyright
restriction by playing the ballad in
the first place. Berlin, Inc's restriction thus provides for, no special arrangement or other distortion, as a
gesture to the American ballad's dignity.

Berlin's belief is that the song.

nity,
Berlin's belief is that the song Berlin's belief is that the song can sell for years through this restriction via ASCAP, all, of course, to the continued 100% benefit of the Scout movement. Berlin says that in all his long career not one song of his ever happened as has 'America'; all had to be plugged, given impetus through the usual Tin Pan Alley exploitation channels. This is the treverse

Alley exploitation channels. This is the reverse.

The criticism he was getting stems from a misunderstanding on why it was restricted. That the captiousness also includes instances like the case where one midwest newspaper wanted to know why, if there's no copyright restriction on the 'Horst Copyright restriction on the 'Horst Wessel' song, should there be one on a results American anthem. Berlin a pseudo-American anthem, Berlin thinks that best answers itself by the parallelism which rings in a Nazi

thinks that best answers itself by the parallelism which rings in a Nazi anthem.

The song's sales have been steady, usually 1,000 copies a day in good days, and down to 100-150 copies on others. When schools let out around end-June; for some reason the song didn't move a single copy; it was static for a week or 10 days. Then it perked up. For the July's period, of course, all copyright restrictions to newsreels and the like were lifted, but otherwise. Berlin hopes one day its, cinematic value may realize extra thousands of dollars from the synchronization film production rights, all also to Boy and Girl Scout beneficence exclusively. It's 100% out of Berlin's hands now, in the separately incorporated trust fund, all rights, revenues and profits to the youth groups. On the other hand, merchandise, offers for commercial usages of 'God Bless America' gowns, handkerchiefs and kindred tieups have been turned down by Roosevelt-Tunney-Swope as beneath the dignity of the song's intent, despite the revenue entailed.

Previous 'Bests'

Berlin says his top his have been 'Remember' and 'Always' which, at his normal '6c. royalty, and selling 1,250,000 copies each, realized \$50,000 in royalties alone, plus around another; \$20,000 mechanicals. He sees this, sans mechanicals—unless the picture, idea produces some extrancy income to the Scouts—cellipsing anything he's ever written and made money frome. All profit to the Scouts for the life of the 28-year copyright.

copyright. Not all the details of the gifts have

and Girl Scout organizations are being consulted as to suggestions for use of the money. All of the dona-tion is to be distributed immediately. tion is to be distributed immediately. The trustees have decided that it should be used for those members of the two groups who are less privileged than some of those more fortunate. The division of the gift will be announced when the detailed plans are ready.

plans are ready.

Swope, acting chairman, said announcement of the fund, as issued by the trustees, was done against the protests of Berlin, who wished no publicity attached to his benefaction. The conveyance includes all royalities, such as sheet music, phonograph records and other mechanical devices.

Here is the verse and chorus:

While the storm clouds gather Far across the sea. Let us swear allegiance To a land that's free; Let us all be grateful For a land so fair,

In a solemn prayer

God bless America,
Land that I lov
Stand beside her and guide her
Through the night with light
from aboue;
From the mountains, to the prairies,
To the oceans white with foam,
God bless America
My home success My home sweet home,

Milwaukee Journal Does

Milwaukee, July 16.
Criticism of Irving Berlin for re-fusal to permit the publication of 'God Bless America' in The Milwau-kee Journal for the convenience of July Fourth celebrants was turned July Fourth celevants was turned to praise when it was announced. Thursday (11) that the royalties from this number—now \$43,646—were being given by the songwriter to establish a trust fund with the Boy and \$617 Scouts of America as the beneficiaries.

the beneficiaries.
When the Milwaukee Sane Fourth
commission asked The Journal to
print the song in its Sunday issue
preceding July 4, the newspaper
sought the composer's permission to
do so, but was refused with the explanation that the income from the
number was to be used for national cause soon to be annonuced.

As WPEN Theme Son

As WPEN Theme Song Philadelphia, July 16. WPEN has discarded its theme-Lights Out which has opened and closed its broadcasting day almost since the outlet's inception. From now on the theme tune of the station will be 'God Bless America.' An okay for the tune was granted by ASCAP.

No Coast Tour For Ringling This Year

Akron, O., July 16.
There will be no Coast tour for the Ringling circus this year, officials revealed here. Iowa likely will be the farthest west the show will play, and due to uncertain conditions in Canada the big top will avoid this

Canada the big top will avoid this territory.

Business with the big show to date is reported approximately 40% ahead of last season.

Jukebox Banter

Continued from page 1

leased telephone wires to various

leased telephone wires to various dine and dance spots, comes this new method of serving music. In the United States Patent Office the device is known as 'Teletone'. It's worked on the same principle as renote control in radio dance spots. In the studios of the amusement. company several turntables, Through special wires to the night spots, after a coin is dropped, confact is made through a special contact in a function of the special contact in a turntable of the special contact in a turntable and plays the recording.

At the present time there are 30 spots which have installed Telelone.

and plays the recording.

At the present time, there are 30 spots which have installed Teletone, with orders for 200 additional spots already on file. Night spots claim that biz has jumped between 15 to 25% and that intake on the phonograph machines has from 50 to 300%.

With this new method operators can give their patron a wider variety of selections, as most machines can only hold 20 recordings. Local group at the present tim offering

only note 20 recordings. Local group at the present tim offering patrons 2,500 different one. There are 24 women working be-tween 8 a.m. an 3 a.m. supplying the definance of the musical-minded patrons of thes night spots.

Showfolk On Airliners

dard and a bunch of exects on the maiden flight last Tuesday.

Stunt

The conservative N. Y. Times went in for a stunt this week. Nightly they put 3,000 pounds of late editions on a chartered American plane and flew them. Io Chicago for the Democrats to read at breakfast.

Runn

Burn

Burn
Jeffrey Lynn, ending his personal appearances at the Strand, N. Y., went west by United Air late Saturaday night, doing a slow burn at his studio. He had planned to spend a week seeing the Fair, but a telephone call summoned him back to begin work Monday morning on Four Mothers, which he hopes will be the last of the hampy quarter stuff. be the last of the happy quartet stuff.

be the last of the happy quartet stuff.

Aces

Dazzling magnet in most U. S.
newspapermen's eyes is work in
New York. Choicest assignment, in
normal times, in New York is Ship
News, a berth where the stories are
usually grade-A, the assistance of
the steamship lines tophole, and the
refreshments lavish and fancy. But
every four years comes an assignment as nonpariel as a sweater on
Lana Turner: the job of trailing
presidential candidates on their campaign tours and their vacation paign tours and their vacation periods.

periods.
Out the Wendell L Willkie Eastern airliner to Washington last week went baker's dozen of the lucky-lads whose first thore was to accompany Willie-to Colorado for his fortnight of vacation. Jim Haggerty, Jr., of the Times, Emmet Crozier of the Tribune-and Fred Pasley of the News were among the warn and weary N.Y. reporters who could look forward to nothing but fishing, golfing, ands, th.

could look forward to nothing but fishing golfing, ands 'fth' Wiman Actors looking for a vehicle next season would do well to get their hands on John Van Druten's 'Old Acquaintance' and then run around to Dwight Deere Wiman's office to to Dwight Deere Wiman's office to.
apply. Wiman: will be, staging the
show late in September or early.
October, he announced Thursday
when he arrived on the Clipperfrom Bermuda. He spent six weeks
there, vacationing and working on
the script. He brought Damaris, his
layear-old daughter, with himVeddy British and clipped in both
accent and hair. Panela Frankau

accent and hair, Pamela Frankau was introduced to reporters by Mr. Wiman. Pamela is the novelist who was introduced to reporters by Mr. Wiman. Pamela is the novelist who last wrote 'Appointment with Death' and hopes soon to have 'Some New Planet' published by Viking. 'Planet' has appeared in England. Of late, the young novelist has been resting in Bermuda, after tussling with scenarios. 'Hollywood with the Korda company. Her father is in the Air Ministry so he 'could not possibly come over heah, but 'I'm hoping I can persuade my mother and sister and nephew to come over. Pamela went to the Hotel Gotham. 'Amour' 'All the world loves lovely' quipped a reporter meeting Madeleine Carroll when she tripped into the Customs Room Irom her Clipper Thursday.' Even the most ardent members of the Carroll-for-Anything Club, however, admitted she looked

members of the Carroll-for-Anything. Club, however, admitted she looked a bit, wilted. She was wearing the same navy blue 'twill' suit she wore when-the Clipper flew her, away al-most a month ago, and she said 'live lived in this suit ever since I lett here.'

here.'
The star settled all doubts about

here.'
The star settled all doubts about her own romantic notions when she admitted that her fance was Lt. Richard de la Roziere, of the French Army, now stationed in Tunisia.

Miss Carroll, who divorced a British major, last year, did not see her fiance, nor did she see or hear from her parents in London, nor the guests at her Saudreville chateau, 200 orphans evacuated from Paris, She was stymied at the French Spanish border and communications were as badly off as transportation she found. Near-future plans included jump to Charlotteville, Va., for Paramount's Virginia. Immediate plan: bath.

Dial Press announces publication Aug. 5 of book about The Men Who Betrayed France, by one

Dial Press announces publication Aug. 5 of book about 'The
Men Who Betrayed France,' by one
Andre Simone, an admitted pen
name. The announcement, hinted
that the writer was a former Paris
editor now in this country. Reports
at the airport had it that the author
was Leon Contearano, editor of
Paris' Le Figaro and president of
the Coty, perfume house, but no
confirmation was available. Cotnearano came in by Chipper fortnight.

dard and a bunch of execs on the they would like to be foster-mothers for evacuated kids from mothers for evacuated kids from Britain as they reached LaCourdia Field. The legit star came in from said she expects to have a British woman and her son as guests at the Myack farm for the duration, and that she was arranging to bring 60 youngsters over for shelter with British film folk in the States.

British film folk in the States.

"Id like to have as many as there is room for on my orange grove in Glendore, California, about eight or 10," said the fan dancer after she alighted from a United Mainliner from Chicago.

A reporter inquired how she would reply to criticism on the basis that her 'art' might impair her status as a foster-mother. Sally delivered a 4-minute lecture on choreography and wound up by saving she considered herself (an ideal foster-mother) largely because she is the mainstay of her family that includes seven young brothers. She cludes seven young brothers. She-said she had no hopes of getting children from the war areas pul-though, because friends in Chicago had told her they had been unable

Sally came to town to open her roadshow, with plenty legs and 22 trained dogs, at the Park Central hotel tonight (Wed.) for 11-

trained dogs, at the Park Centralhotel tonight (Wed.) for 11week stay.

Irene Rich left for Chicago on a
TWA liner Thursday, and after a
business session in the afternoon,
jumped abord the sTWAtoliner that
night and continued to the
Coast.

Aler Templeton leaning heavily.

Coast.

Alec Templeton, leaning heavily on the arm of Ware, his traveling companion, went out to San Francisco Friday morning on United

ship.
Walter Marshall, of the Mirror (the ex-Tony Mayfair) skipped ocean liners for airliners twice last week, the Mrs. Willkie departure and the M. Carroll arrival. To a favored few he handed match cards plugging his new restaurant, City Room, on East 45th street.

Room, on East 45th street.

Lost in the rush of M. Carroll, and Archduke Otto of Hapsburg at the marine terminal were Raiph J. Paine, Jr., and Andrew Heiskel, both of the Life-Time-Fortune staff, in Paris; also the Paris Fox Movietone gang, Arthur de Titta, Russell Muhand Herman Blumenfeld. Mrs. De Titta brought in a pet canary, Coo, and indignantly denied the bird was guines night to warm of noison was a suines night to warm of noison was and indignantly denied the bird was a guinea pig to warn of poison gas, or anything but the 'darlingest pet in the world.' The bird cost 50e to transport, and copped the honor of first canary to fly the Atlantic. It took the crown moodily, without chirn

a chirp.

Lux
Sanford H. Barnett, youthful director of the Lux radio theatre in Hollywood, arrived from the Golden
Hollywood, arrived from the Golden
State via United last Wednesday, He
plans to rest most of his summer,
vacation from radio, but already
plans to bring Vivien Leigh, and
Lawrence Olivier to the milkes next
fall.

Rebecca, He said Helen
Hayes, who played in the final
broadcast of the season two weeks
ago, handed her, check over to the
Red Cross infact. Straight drama
will be the fare on the Lux show
next year, said Barnett. He'd like,
to beg Jack Benny and Bob Hope
for a couple of drama, but that's
pretty indefinite, he said.

High
High

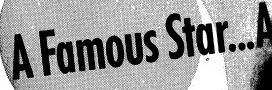
pretty indefinite, he said.

High
Two days after smashing transport plane speed records on the dash from Pacific to Atlantic, the STWAtoliner should have been dull news the way Big Stories dwindle to squibs these hectic days. But it made the grade. With David O. Selznick and his two young sons aboard, the substratosphere, ship cruised through a snowstorm that lasted two minutes over Cleveland. On the ground the mercury hit 90%, but the passengers were at 19,000 feet.

Aching Dogs Continued from page 1.

dune town, Andrews, garbed wine-red Pilgrim costume, topped off by flowing cape, posed for about 100 candid-dates.

editor now in this country. Reports at the airport had it that the author was. Leon Cotnearano, editor, not different airport had it that the author was. Leon Cotnearano, editor, not different airport had it had been community to Reep Town Crier transcribe. Coty perfume house, but no confirmation was available. Coty construction of the coty perfume house, but no confirmation was available. Coty construction of the coty perfume house but not near an order to the coty of Provincetown is last New England



"Lux Soap Active-Lather Facials make me <u>sure</u> about my skin"

HERE'S A TIP from a Hollywood star as lovely as she is famous! Beautiful Joan Crawford uses a complexion care she can be sure about—ACTIVE-LATHER FACIALS with gentle Lux Toilet Soap. The rich, ACTIVE lather of this fine white soap removes dust, dirt and stale cosmetics thoroughly, leaves your skin feeling exquisitely soft and smooth—looking so fresh!

Get 3 cakes of the beauty soap of the stars and begin your daily ACTIVE-LATHER FACIALS. Depend on them for a quick beauty pick-up during the day—ALWAYS as a complexion care before you go to bed. You'll love the wonderful, protecting care Lux Toilet Soap gives your skin.

Toan
CRAWFORD
in
Metro-Goldwyn-Mayer's
SUSUN and GOD
Now Showing Locally

CHAMION

Take Hollywood's tip: Try

ACTIVE-LATHER FACIALS for 30 days



FIRST PAT
ACTIVE LATHER
LIGHTLY INTO
YOUR SKIN



RINSE WITH WARM
WATER_THEN COOL.
ACTIVE LATHER DOES
A THOROUGH JOB

NOW PAT THE FACE DRY. IT FEELS SOFTER. SMOOTHER. SEE HOW FRESH IT LOOKS! 9 out of IO
Screen Stars
use Lux
Toilet Soap

Published Weekly at 154 West 46th Street, New York, N. Y., by Variety, Inc. Annual subscription, \$10. Single copies 25 cents, Entered as Second-class matter December 22, 1395, at the Post Office at New York, N. Y., under the act of Sarch 3, 1879. COPYRIGHT, 100, BY VANIETY, ENC. ALL RIGHTS RESERVED

VOL. 139 NO. 7

NEW YORK, WEDNESDAY, JULY 24, 1940

PRICE 25 CENTS

DIO COSTS UP \$7,000,000

Stay As You Are While We Sniff Your Drinks'—New Kind of Raid

Pittsburgh, July 23.

Something heretofore unheard of around here, an 'open investigation,' was staged by State Liquor Board agents at Bill Green's Terraced Gardens, Pittsburgh's most prosperous outdoor dance spot, early Saturday (20) morning. At least a score of investigators and half a dozen State Police dropped in on the spot in an effort to obtain evidence that minors were being served alcoholic drinks, Once before, couple of years as.

were being served alectholic drinks.
Once before, couple of years ago,
Green was charged with peddling
booze to kids but escaped that time
with a 90-day suspension of his
license, which he cleared up with
the payment of a \$900 fine.
Some 400 couples were at Green's
when an agent stepped to the band
platform and announced through the
budspeaker that 'an open investigation' would be held. He said there
would be no dancing and asked all
patrons to remain at their tables.
Then the agents and State Police
went from table to table taking
statements from those patrons they
suspected were under 21. Each was
saked his name, age and address.
Then bar patrons were similarly
(Continued on page 45).

'FATHER' PAYS 1,000% PROFIT TO BACKERS

According to Oscar Serlin, 'Life With Father,' which he produced at the Empire, N. Y., last fall, has earned 1,00% profit for those who invested in the production. Show is now in its 38th week and the earnings do not include those of the Chicago company, which is in its 24th week at the Blackstone, a dark spot outside the Loop until 'Father' spot outside the Loop until 'Father' arrived. Principal backers are John Hay (Jock) Whitney, said to have put up \$15,000, and Howard Cullman. Production budget was \$25,000, which was never entirely used app.

one, which was the stated that an offer of \$350,000 Stated that an offer of \$350,000 for radio as was a bid of \$100,000 for radio rights. Stock and amateur rights have not yet been considered.

2 Film Shorts Tell Brit. What to Do If Invaded

London, July 23.

Threatened invasion of England by the Nazi military forces is treated in two shorts made by the Ministry of Information this month at Denham studios. Calm attitude of British repople even in the face of the Hitler might is reflected by the title poor.' In this film, the public is of one short, 'Miss Gibb Goes to the Door.' In this film, the public is told what to do if suddenly confronted by Nazi parachutists, via The other short is called, 'A Call The other short is called, 'A Call To Arms.'

Drunk Dunks

San Francisco, Sept. 23.
Considerable commotion upset
Aquacade Friday (19) when a drunk
in the front row leapt onto runway
and attempted to force a chorine to
take a drink, both tumbling into
pool. Gal, with awkward costume
trapping her, would have drowned
except for quick assistance from a
couple of swimming performers.
Drunk also would have expired if
attendants hadn't reluctantly rescued
him. San Francisco, Sept. 23.

FREE CIRCUS AS AID TO TOWN'S **MERCHANTS**

Bluffton, Ind., July 23. Bluftton, Ind., July 23,
Local merchants have completed
arrangements to have the Robbins
Brothers Circus appear here Thursday (25) to give three free performances, at 10:30 a.m., 2 p.m., and 8 p.m.
The circus will present 12 acts at
each performance and each performance will be open to the public without charge.

Merchants will have a 'Dollar Day'
merchandising offer in connection
with the event.

Filmers as N.Y. Targets Of Racetrack Touts: Use Phoney H'wood Lure

Film players are becoming targets for a new racetrack tout gag, worked in such a manner in passing on tips that it would appear the inside info comes from directors or producers in Hollywood.

Last week when Patricia Morison and Brenda Joyce were in New York they were sought out as easy victims by a tout who no doubt picked out one race at Empire and passed a different horse on to each party contacted.

VERY BIG 1939

Federal Communications Commission Audits the Broadcasters' Intake. Which Was Substantially Better Than 1938 and Comparatively Out-Shines Magazines and Newspapers

UNIONIZATION

The American broadcasting industry, while continuing, during 1839, to increase its net profit from advertising sponsorship, fell under the shadow of mounting overhead for the first time. The cost of operation went up 7.9% on the year, largely due to the introduction of unionism and to rising payroll and other fixed charges against management.

The networks, as distinct from all radio (705 stations), gathered 54% of the gross revenues but only 38.2% of the net profits. Local radio was up 28% on the year.

Advertising agencies collected \$17,- (Continued on page 22)

Balloon Idea Good For Studios Until Tourists Got Hen

Hollywood, July 23.

Red balloons, floating over studios to ward off aviators, have rid the industry of one sort of pest, but have brought on another. Tourists. The first idea was an agreement between film producers and aeronautical authorities to prevent the noise of low-flying planes from rattling down on the sound tracks in outdoor scenes on the back lots. The idea was good in its way, but it backfired.

See-Hollywood agencies, toting tourists about town, leaped at the red-balloon idea and used it as a come-on for visiting school teachers, fremen and members of the Ladies' Shakespearian and Bowling club from Schlesingerville, Wis.

BBC Plans Anti-Hitler Propaganda Via U.S.

The British Broadcasting Co. may hire a German-speaking American commentator to broadcast out of the United States by shortwave. BBC would pick up the transmission in England and speed it along the way to Germany. Idea that it was an American speaking, not a Briton, would, it is thought, have greater weight with the Germans, who know little about the anti-Hitler feeling in the U.S.A.

BURDENS OFFSET Italian Attempt to Organize Boycott Of Toscanini in Buenos Aires Fizzled

'Goldbergs' to Hitler

Announcer over CBS last Friday afternoon (19) explained that Hitler's speech to the Reichstag was being broadcast through the courtesy of Procter & Gamble.

The relinquished time is normally filled by 'The Rise of the Goldbergs.'

'GONE' ON RADIO PRICE-TAGGED \$25,000 A WK.

Hollywood, July 23.

Radio deals for 'Gone With the Wind' are still being broached to David O. Selznick but none has gotten past the producer's quotec Latest applicant agency froze up fast after getting the figure, \$25,000 per half hour

program for 13 weeks, with the original cast thrown in. Previously Selznick asked \$85,000 for the radio rights, with the buyer to make his own player deals over the quarterly stretch. First quota-tion was \$100,000.

George M. Cohan Writes **Song Warning Dictators** That 'This Is Our Side

What he calls the first 'really atriotic song I've written since 'Over patriotic song I've written since 'Over There' 'will be introduced by George M. Cohan on the Cities Service radio show (NBC-red) Aug. 2. Song-writer-performer's new anthem is titled 'This Is Our Side of the Ocean' (lyric reprinted herewith by copy-right permission of Cohan and his publisher, Jerry Vogel).

publisher, Jerry Vogel).

Actually it's his second patriotic song since World War I, but radio's negative attitude on his 1939 paean, 'We Must Be Ready', kept that tune more or less of a secret. The American public's general stance on world affairs, however, may not create the broadcast stymie for 'This Is Out Side of the Ocean' whose lyric follows:

Rat-a-tat-tat-tat. The cannons are at it for fair.
Over there, ev'rywhere, there.
Nations are reeling, And mothers are kneeling in pray'r

(Continued on page 47)

Arturo Toscanini and 100 men returned Monday (22) to New York City from a concert tour of South America. They brought in a tale of how in Buenos Aires the Italian Embassy attempted to organize a boycott against the American symphony group as (1), a protest against Yankees and (2), a slap at the Iliberal-minded conductor. The effort cailed miserably because, as one resident of Italian extraction put it, politics is one thing and Toscanini music something else. There were 500-odd guards at the Colon theatre to prevent any demonstration at the first concert, but there was no need for them. It was an artistic ovation all the way. Meantime, the German ambassador attended as a spectator.

It was the Colon theatre, incidentally, which revealed the greatest showmanship. By installing extra seats and selling standing room, this house made money on the concerts. Elsewhere it, was mostly a prestige glad - to -come - near - breaking-even proposition. The Colon offered Toscanini a job to conduct operas next year, but he declined.

In Rio de Janeiro, Brazil, and (Continued on page 45)

(Continued on page 45)

FORGET 'UNCLE SCHNOZ.' **NOT CLASSY ENOUGH**

Mamas don't want their kids Jearning bad English via radio, whether from Jimmy Durante or anyone else or so advertising agencies apparently fear. 'Uncle Schnozzle' show for moppets, starring Durante, which agent Herman Bernie has been pedding for several months has failed to find a sponsor and is being ditched. Ad agencies all nixed the show because of fear of squawks from women's organizations and parent-teacher associations. Idea of the 15-ninute strip was to have Durante murder both English and facts in explaining things to a group of nephews and nieces.

Ghost of Jessel's Kin Walks in Court Set-To

Los Angeles, July 23.

The ghost walked in the legal action between George Jessel and Edward Resnick, 10%, er, in Superior Court, but it wasn't George's ghost. It was the shade of his great-greatuncle, Sir George Jessel, who sat on the Crown bench in England, back in 1875, and spoke as follows through Resnick's attorney, Albert Marks:

When men of mature intelligence enter into a contract freely and voluntarily, it shall be held sacred and enforced by the courts of justice.'

The current scion of the Jessel family believes in his great-greatuncle's dictum but denies the charge that he lowes the agent \$3,600 or any part of it.

Yorkville Sees a Dull Nazi Propaganda OLIVIER-LEIGH TO WED Film and Knocks Itself Out Cheering

By HERB GOLDEN

By HERB GOLDEN

It was moon on Friday (19) and
the lengthy queue in front, of the
boxoffice chattered impatiently.
German as it waited for the blonde
cashier to get the roll of tickets
adjusted on an old-fashioned hock.
The line waiting for the window to
open was made up largely of
Deutsche haustrauen and was growing constantly longer; as knots of
two and three men poured out or
a couple of beerstubes across the
stiteet, and tiached themselves in.
Small merchants from numerous
shops with German lettering on their
windows still further swelled, the
crowd.

Finally the line began to move, quickly filling the 500 seats in the house. Part of the crowd, stood in the rear. More waiting, more guiteral chatter, and finally the picture started. If was the premi of Feldeug in Polen ('Campaign Foland'). Chancellor filter's picture flashed on the screen and the house roured its approval. Foreign Minister von Ribbentrop got the same reception. Neville Henderson former British ambassador to the Reich, was greeted with boos. All this might have taken place in

All this might have taken place in suburb of Berlin. But it didn't, was hardly two miles from Times (Continued on page 47)

Two Pic Versions Of 'Arise' to Fit Mood Of Nazi Attitudes

Hollywood, July 23.

Faramount is filming two versions of 'Arise My Love' at the same time, to avoid censorship in 'countries which maintain a neutral or complacent attitude toward Nazism. Other studios are planning to follow the same system in pictures that might cause international complications. In the original script, by Charles Brackett and Billy Wilder, Hitlerism is handled without pulling any punches. Then the players do a revised version, with the dialog toned down to avoid offense to Nazi sympathizers. Studio exect have not yet decided whether to release both yersions in this country.

'Chin Chow,' Last War's Click, Reopens In London

Linck, Keopens In London, July 23.

With most of the London theatres closed, and 'Rebecca' and the Old Vie with Shakespeare the only legit plays running, thwarted first-nighters flocked to the revival of 'Chu Chin Chow at the Palace.

Show, which was at His Majesty's five years during the last war, had been touring for some weeks before deciding to risk a West End presentation.

deciding to risk a West End presentation.
Rosalinde Fuller is the flery, vengeful desert girl; Lyn Harding, despite his 72 years, gives a forceful characterization of the title role created by Oscar Asche, author of the book, while Jerry Verno is a surprise success as the drunken Ali Eaba. Music and settings are as illting and altractive as ever. With so little competition, this venture might win out.

Can't Scare Us Off

Hollywood, July 23.
Despite lean takings by pictures treating with the Nazi scene or war horrors, Columbia going shead with production of I Joined the Bund.

It goes on Ralph Cohn's production

Walter Lang's 'Alley'

Hollywood, July 23.

Directorial job on Tin Pan Alley,
a saga of the popular song business,
goes to Walter Lang, who recently piloted the John Barrymore picture, "The Great Profile," at 20th-Fox. Filming starts Aug. 26. with Alice

Filming starts Aug. 26, with Alice Faye in the top femme role.

Oscaring Their Own

Hollywood, July 23.
Ebony oscars go to Hattle McDaniel and Ben Carret for their work in 'Gone With the Wind' and 'Maryland'. Awards are the first to be made by the Colored Mation Picture Academy through Thomas Griffith, local representative of the National Association for the Advancement of Colored People.

Ceremonies are slated for Aug.

Coughin-Hitler Skit In 'Pins' Revue Causes Hisses at A.C. Opening

Atlantic City, July 23.

Atlantic City, July 23.

A disturbing situation developed at the Garden Pier, theatre last night (Monday) when several people attending first showing here of 'Pins and Needles' took offense at a final comedy skit, which poked fun at Father Charles. E Coughlin. Every sketch drew loud applause, but the last one showing Coughlin, with a swastika on one shirt-sleeve and Adolf Hilder's countenance on the other, caused an outburst of hisses and boos, especially when reference made' to his Little Flower Shrine in hotcha swing.

When the skit first began, patrons started to leave the theatre, and before it was over what appeared to be 100 objectors had departed. Those who emained, however, applauded loudly.

The number was called 'The Harmony Boys and depicted Coughin U.S. Senator Robert Reynolds of North Carolina and Fritz Kuhn as the 'Harmony Boys, played respectively by Wally Caste, Berni Gold and Harry Clark.

The touring Broadway show is scheduled to remain here all week.

RUBY KEELER TURNS IN NOTICE TO JOLSON

Chicago, July 23.

Ruby Keeler has handed in notice of her intention to quit her role in Hold On to Your Hafs; currently at the Grand Opera House here. Notice has not yet been accepted, however, by her ex-husband, Al Jolson, producer and star of the show, as Miss Keeler has a run-of-the-play contract. It's understood, though, that an agreement will be reached for her to leave at the close of the Chicago engagement, now set for Aug. 10.

of the Chicago engagement, now set for Aug. 10.

Eunice Healy is in Chi to see the show and may replace Miss Keeler. Vass Family is also reported wanting to quit because assignment is not important enough. Jolson is seeking a femme trio to replace them.

ARRIVALS

Jack Powell, Rosita, Harold Smith, Mrs. Hugo Speck, Waverly Root, Victor Lusinchi, Ludwig Lawrence, Elias Lapiniere, Arthur Field.

IN CANADA THIS FALL

Toronto July 23.

Upon completion of one more picture together, Vivien Leigh and Laurence Olivier will be married Canada early in the fall, after which Olivier will sail for England to enlist in the Royal Air Force. Actor made the announcement when here with Miss Leigh for joint personal appearances at Toronto theatres in appearances at Toronto theatres in connection with the film industry's patriotic campaign to sell War Savings stamps. The wedding will take place in Toronto or Vancouver, he said, as Miss Leigh smilingly confirmed the decision.

Both are taking an active part in securing accommodation for evacue-British children and announced that a tract of land had been purchased near. Vancouver for home for the immates of the Actors' Orphanage in London and for other actors' chil-

inmates of the Actors Urpnanage in London and for other actors' chil-dren to be sent over from Britain. Vancouver was chosen, Miss Leigh said, because it was the British city nearest to Hollywood.

A.C. CLUBS TOLD TO CENSOR **SHOWS**

Atlantic City, July 23

Atlantic City, July 23.

Mayor Tom Taggart served notice on local nifery operators last week that they must censor their own floor shows, or else. He indicated, without quite saying so, that what is allowed in one neighborhood may not be allowed in another and added:

"Performers and proprietors will not be allowed to go beyond the line of decency, and if they don't know what that line is—it is going to be too bad.

Mayor Taggart ordered Dorothy Henry to stop doing her 'milk dance' in the Wonder Bar, at the corner of Arctic and Keniucky avenues. Miss Henry, direct from Leon & Eddie's in N. Y. was reputed to have 30 gallons of milk sprayed over her apparently mude body during each in the conder to the conders.

dance.
Even under previous administrations night clubs have been made to
govern themselves according to their
neighborhood. Clubs next to the
Boardwalk are usually allowed to go
the limit.

No 3d Termer for Morgan

Hollywood, July 23 Ralph Morgan announces he will not stand for a third term as prexy of Screen Actors Guild. Edward Arnold is being men-tioned as new head of the organi-

zation .

'U' Pacts Nell O'Day

Hollywood, July 23. Nell O'Day signed a term contract At Universal and continues as the femme lead in Johnny Mack Brown's series of westerns for 1940-41.

Next picture "The Man From Cheyenne."

Milw. Festival Pulls 1,250,000 in 8 Days; Great for Carny, Murder on Theatres

Milwaukee, July 23.

Truth of the old gag that one man's pie another man's poison was never more definitely demonstrated than during this towns seventh annual Midsummer festival just ended. Attendance reached a record (total of 1,250,000 persons over the eight-day period, which meant thaf a goodly percentage of that number steered shy of theatre box-offices, dropping grosses to the lowest figure ever touched, even during the darkest days of the depression. ession.

But to the Beckman & Gerity car-Faye in the top femme role.

SAILINGS
July 31 (New York to Galveston),
Peggy Schettermann (Siboney).

But to the Beckman & Gerity carrival, which had the concessions at the festival this year, the event was a lifeasuer. All season the carry had been running into bad weather breaks, denting the bank roll un(Continued on page 39)

IT'S SAFER IN ENGLAND

Arthur Treacher's Mother, in Bomb Zone, Warns Son About N. Y.

Zone, Warns Son About N. Y.

Saratoga Spring, July 2.

A Arthur Treacher is a big man now-six feet four and a half-with an international reputation for his butter roles in films. But he's still his mother's little boy. She is 77.

His mother is in England, he recounted at the New Worden Hotel during his stay here. They've turned the bathroom of the home into a bombproof sheller. Bombs have dropped from German planes within eight miles of the home. But she writes me,' Treacher said, that she hears I am in New York. 'do be careful of the traffic,' she warned me.'

Hold Your Fire, Men

San Francisco, July 23.

If the Bohemian Clubbers at their encampment late this month, on the Russian River hard by, can get the tenants of the Pelican camp to sing in the same key with arms around each other, all will be harmonious as in years gone by. Trio under suspicion of rifting the lute, quartered under the same root, are Gene Buck, prexy of American Society of Composers, Authors & Rublishers, Niles Trammell, president of National Broadcasting Co., and his host, Don Gilman, NBC western division cheftain.

The rules committee may impose a the

rules committee may impose a tabu on the discussion of music in the Pelican camp

Lambs' Annual Wash an Orgy Of **Charlie Horses. Gifts and Laughs**

By JOE LAURIE, JR.

Sunday (21) the Lambs held their annual Wash at East Islip, L. I.. the beautiful grounds of the Percy Williams Home. It was a far cry from the first Lambs Wash which was held in 1875 at the Bayside, L. I., home of the late Cray Greene. Then three carriages sufficed to carry the merry. The control of the late Cray Greene. Then three carriages sufficed to carry the merry. The control of the late Cray Greene. Then three carriages sufficed to carry the merry. The control of the late Cray Greene. Then three carriages sufficed to carry the merry. The control of the late Cray Greene. Then the carriages sufficed to carry the merry. There they lined up and Jean Paul King, for the Lambs, presented a big American Flag to the Home. As it was raised everybody stood at attention and sang The Star Spangled Banner. The visitors were welcomed by A. O. Brown, ex-Shepherd, who heads the directors of the Home. Then the gang broke ranks and made a dash for the refreshment tent:

It wasn't very long before everybody was over the grounds getting their Charlie Horses for the coming week. There were many events on the card for the older members and for the non-athletic contingent, such as spelling bees, dart throwing, pitching silver dollars; also horseshoe pitching and quoits. These were the non-Sloan Limiment contests. Younger, men had sack races, three-legged races, obstacle races, potato races, 100 and 50-yard dashes, and bicycling against time.

There was a 50-yard dash for the A. K.'s in which Jack Norworth acted as rabbit, but the older dogs passed him on the 10-yard line. Then there were golfing events, pitching, driving with cotton balls, and hole-incontest, all on the Homes nine-hole course. Also a tug-of-twa and baseball game that was cruded the third inning on account of foo many laughs. The gang still able to walk adjourned to the swimming pool or diving, relay race and greased watermelon event. By that time everybody was ready for a splendid dinner that was served in the Challet.

After the feast every

men.

Show, arranged by R. H. Burnside, had to be cut. Fred Waring and his Glee Club opened followed by yours truly; in a comedy story about old time vaudeville, in turn followed by Ray Perkins, who talked, sang and placed bins.

Gaxton's Protege-

Bill Gaxton was then introduced, who in turn introduced a prolege he picked up who turned out to be Victor Moore. Vie made a serious speech and the boys gave him an ovation. It was getting dark, so the Glec Clubsang "The Lord's Prayer," which was introduced at the last outing and is a ritual

Tes sir, the Lambs were washed and the flock of tired but happy club-men took it on the lamb for home. It was a great affair, in fact the greatest Wash that was ever held. They

Guild May Get Jane Cowl, Joan Crawford for B'way

Jane Cowl, currently touring the strawhats in Captain Brasshound's Conversion, may do the revival on Broadway in the fall for the Theatre Guild. Deal isn't final, but has been tentatively set.

In case that goes through, the Guild hopes to get Joan Crawford for the lead in 'Limbo,' which Miss Cowl revised and in which she had been mentioned as likely to appear Miss Crawford is known to be anxious to do a Broadway show.

N. Y. to L. A.

Robert B. Andrews. Gene Buck. Eddie Cantor. Humphrey Doulens. Carol Irwin. Andre Kostelanetz.
D. B. Lederman.
Mary Mason.
Barrett McCormick. Ber Miggins.
Lili Pons.
Jimmy Saphier.
Peggy Scheuermann.

L. A. to N. Y.

John Conti. Bette Davis Bette Davis.
Frances Former.
Stewart Faulkner.
Harry M. Goetz.
Nana Gollner.
S. K. Lauren.
Thomas Little.
Hugh Martin. Anne Nagle. George Raft. Taft Schreiber. Cress Smith

COAST GUILD'S SKED **READS LIKE WHO'S WHO**

Hollywood, July 23,

So many marquee names have been drafted for the three-week stage program of the Theatre Guild of Southern California that they have to be announced in alphabeti-

have to be announced in alphabetical order.
Cast consists of Binnie Barnes,
Constance Bennett, Nigel Bruce,
Gladys Cooper, Lillian Kemble,
Ernest Cossart, June Duprez, Douglas Fairbanks, Jr., Reginald Gardner, Muriel Hutchinson, Elsa Lannester, Morton Lowry, Herbert,
Marshall, Basil Rathbone, Rosalind
Russell, Henry Stevenson, Dame
May, Whitty, Roland Young and
Blanche Yurka.
Starting Aug. 5, the Guild is putting on Noel Coward's Tonight at
1830,° a cycle of nine plays in threeseries, each series to

Alan Campbell's Flyer As an Actor Again

Alan Campbell, recent years confining himself to writing, made a brief return to the stage last week in a small part in 'Our Betters', at the Bucks County theatre, New Hope, Pa. Plans no further acting sints.

He and his wife. Dorothy Parker, He and his wife, Dorothy Parker, are summering at their farm at Buckingham, Pa., near New Hope. Place has no telephone, as if, too far from any regular lines for phone company to install poles and a line, even though the Campbells offered to pay the cost. Couple even tried to exect pressure on the company, through friends in Washington, but to no avail. to no avail.

TUNING

Maurice Wilson Sees No Further Brit. Film Production Until Hitler Is Beaten

now in work in England, no further production can be expected there

win completion of two pictures now in work in England, no further production can be expected there until Hitler is taken care of, Maurica Wilson, chairman of Grand National Pictures, Ltd., declared in New York Monday (22). Wilson arrived from England last Wednesday (17) on regotiate American distribution deals for three of his films.

Wilson said the only films in production are one by Gainsborough at Shephard's Blush Studios, London, nd Major Barbara, Gabriel Pascal's picture, at Denham. Nevertheless, he declared, business is actually better than the same months last year in many sections.

He asserted he has personal knowledge concerning the Odeon circuit, one of England's three biggest, which controls 300 houses in all parts of the Isle. Odeon's total gross during May and June was considerably better than the same period of 1939, although these were good normal months last year, Wilson stated. Bo.s were off in coastal areas, but this was more than compensated for inland territories.

Three films for which Wilson is seeking American release are being shipped from England today (Wednesday). They are 'You Will Remember,' with Robert Morley and Enlyn Williams; Under Your Hat,' with Jack Hulbert and Cecily Courtnedge, and 'Room for Two,' with Frances Day and Vic Oliver.

Wilson said his staff has not'been depleted by war drafts and is functioning normally. He declared ther had been no special demands for film producers to cooperate in the war effort in making propaganda or other pictures. First film man summoned in this regard was Sydney Blinny Rocerns and Sydney Rillinny Rocerns and the Information Ministry.

BUDDY ROGERS LAYING DOWN BATON FOR 20TH

Houston, July 23 Buddy Rogers, bandmaster, will become Buddy Rogers, actor, on Aug. 1, he revealed while playing an en gagement at the Plantation here. Rogers flew to the Coast Sunday Mogers new to the coast someon-ight (21) at the close of his Planta-tion engagement, and is due back to Texas to open at the Baker Hotel, Dallas, July 25. At the end of a week's engagement there, he will lay down his baton and return to Holly-wood where he is under contract to 20th. Carbura, Evo

wood where he is under contract to 20th Century-Fox.
Johnny Morris, drummer-composer, will take over the band Aug. 1.
Morris was in the throes of building a band of his own last year when he gave it up to join Rogers.
Rogers has played to near-capacity crovids on week nights and to capacity crowds on weekends during his engagement. Plantation's capacity is 3,000.

HENIE'S PLANS

In on One Ice Show, Heading Another, and 'Sun Valley' Pic

Except for minor consultative work on casting and production, Sonja Henie declared last week her interest in the ice show which opens at the Center theatre, N. Y., Sept. 15, is wholly financial. She will not appear in the show, and her activities in connection with its production will be limited by the necessity of rehearsing her own revue, which will open on the Coast in mid-October.

tober.

Her next picture assignment, Miss Henie said will be in 'Sun Valley' for 20th-Fox, probably in February. She is presently summering with Dan Topping, whom she recently married, at Easthampton, L. L.

Now YOU Wait

Hollywood, July 23.

Pictures waited so long for Orson Welles to get started that it became a Hollywood legend, When a belated thespian arrived home, the conjugal query was: Who d'ya think you are—Orson Welles?

At long last, Orson is helping himself to a chuckle. His first picture, 'Clitzen Kane,' is all scripted and ready to shoot, but there is no room for it on the RKO lot, with eight other companies at work. Now Welles waits, at least until next Tuesday (30) when he's been promised studio space.

UA May Bankroll Muni - Dieterle

Strong possibility that Paul Muni and William Dieterle will form some sort of producing unit which will work at United Artists is in the wind. Muni and Dieterle, who directed him-in some of his top pix, are understood to have had several confabs with UA excess before their withdrawal from their Warner Bros contracts last week.

Murray Silverstone, UA chief, refused to deny or confirm the Muni-Dieterle affiliation Monday (22), He's considering a trip to the Coast, however, in about a week and it is understood that the deal by which the player and director would come to UA will be one of the principal reasons for the visit.

Whether Muni and Dieterle would form their own producing organization, obstaining financing through the aid of UA, or would work on (Continued on page 47) ome sort of producing unit which

Local Detroit Boy **Making Good Under Bob Hope's Direction**

Detroit, July 23 A kid stowaway among those high school reporters who drop back-stage to interview the stars is getting a professional break here. His name is Georgie O'Leary, 14, and in the

professional break here. His name is Georgie O'Leary, 14, and in the eighth grade.

When high school reporters interviewed Bob Hope on a recent visit here, the lad cut himself into the group. He made quite an impression on Hope— the kid is a good hoofer, been studying for years—with the result that he was spotted for a few appearances with the Hope troupe. The Michigan theatre took notice and now the lad has been signed for the house's anniversary show starting July 26 with Gene Krupa's orch.

Best of all, Hope was so impressed by the kid he is making a sort of protege of him and Paramount stage executives will drop in during his appearance here to catch his turn.

Sam Coslow Dickering For Glenn Miller Orch

FOI Utelli MIRC. VIVI.

Sam Coslow, co-head of Voto Productions (Jack Votion), an RKO unit, is dickering with Glenn Miller for Never a Dull Moment' (tentative title), forthcoming filmusical with a Soluth American background. Theme treats with a U. S. band that takes the cariocans by storm.

"Dreaming" Out Loud, Lum and Aburg film, is their first and a second L.-A. ((three in all) goes into work soot).

FLOCK OF STAGE. FILMUSICALS DUE

To Lighter Things as a Counter-Irritant to the War-Over 75 Pix With Songs or Music Due

20 B'WAY MUSICALS

America will have plenty of opportunity during the coming season to forget the woes of war if present plans of film and legit producers mawy (30) when he's been promid studio space.

A May Bankroll

Muni - Dieterle

Producing Unit

The producin terialize. A veritable flood of mu

(Continued on page 47)

Eddie Cantor to Prod. And Star in Musical **By Unknown Writers**

Eddie Cantor will co-produce and star in a show on Broadway in the fall, he said Monday. (22) in New York. Play, yet untitled, was written by two college boys and a youngster employed by the city of New York, all novices, the comedian declared 1 is a comedy into which three or four songs, as yet unwritten, will be inserted as specialties for himself.

Show, of which Al Lewis will be

ties for himself.

Show, of which Al Lewis will be co-producer, will open in Boston in mid-September and come to New York two weeks later. Casting is now being worked out, with debate as to whether a Hollywood or Broadway name will be used to supplement Cantor's.

His plane to and the supplement of the supplement cantor's.

ment Cantors.

His plans to produce 'Sweet Land of Liberty,' musical with an all-Negro cast including Bill Robinson and Ethel Waters, have been dropped, Cantor said. He explained that the script pokes fun at the White House, which, he feels, 'in this hour of danger is sacreligious.' Comedian will plane to the Coast from New York early next week.

REVERSE ENGLISH

With story and talent scouts for major film companies regularly besieged with invitations to summer theatres, barn outil at Suffern, N. Y., took the opposite tack this season. It wrote to each company informing them that their Daniel Boones were definitely not wanted and that the pass list was being supended. Purpose of the ban according to the letter from Walter. Armitage, Broadway legit player who opcrates the summer house, was to keep the scouts from grabbing away from him both plays and people showing promise. He intends, he told Vantery, using the scripts and casts on Broadway in the fall, when he makes his debut in regular production.

If Armitage's little stunt was a bit of psychology—and there have been one secouts than usual to the house this summer—and each of them has paid admission.

Foreign Status Will Further More % Deals in H'wood, Thinks Wanger; Airs Ideas on Ads, Polls, Musicals

Jes' Formal

Formalities, apparently, must be observed at the Waldorf-Astoria, N. Y. Vanist' mugg called up on Monday (22) and asked for Eddie Cantor.

Voice of the operator replied coldly: 'I'll ring Mr. Edward Cantor.'

Swarm of Stars On N.A.B. Special Salute Aug. 3

Although plans are still incom-plete, the National Assn. of Broadcasters' dedication 'to the freedom of American radio,' to be aired Aug 3

American radio, to be aired Aug 3 from the New York and San Francisco fairs, will probably include an unprecedented array of name guests. Program to run 60 minutes, will be aired on the eve of the NAB convention in San Francisco.

List of those who have agreed to appear includes Rudy Vallee, Major Bowes, Kate Smith, Lowell Thomas, James Melton, Francia White, the Revellers, Gertrude Berg, Colonel, Stoopnagle, Phil Cook, Lanny Ross, H. V. Kaltenborn, Tommy Riggs, Graham McNamee, Ted Husing, Dorothy Gordon, Morton Downey, (Continued on page 47)

Shuberts Lose In WB Injunction Plea Over **Actor Richard Ainley**

Actor Kichard Ainley

Select Theatres Corp. (Shubert)
lost their plea for a temporary iniunction against Wamer Bros. and
Richard Ainley, actor. Thursday (18),
when Justice Edward J. McGoldrickin N. Y. supreme court denied the
plea on the ground that subsequent
to the application, the suit had been
transferred from the supreme to the
rederal court. Suit charges breach
of contract and asks \$100,000 damages from the film company.
Select signed Ainley to a year's
pact at \$300 weekly July 22, 1939,
with options for the next four years.
The option was picked up June 8,
1940. About that time the plaintiff
entered negotiations with Metro for
Ainley's services and closed a deal
at \$1,000 weekly for dweeks for the
first year, plus a graduated scale
which would bring his salary to \$2,
500 weekly if retained at the end of
three years. Warners, however,
signed the actor to a year's contract
at \$600 weekly for the balance of
the year. Metro has been threatening to cancel its proposed contrat
of Ainley's services if the WB
troversy is not straightened out soon.

2 'Major Barbara's': Clean One for U.S.

Shooting of Major Barbara at Denham is on a two-w-y schedule, due to the spicy tone of some of G. B. Shaw's dialog. Stuff jake for this side, but scenes where word-age is rough had producer Gabriel Pascal calling the players back for re-takes on sound to meet the white-washing of the Will Huys boys when Barbara meets the U. S.

Another angle is that much of the original cockney would be blah to a Yank audience.

whereby virtually all producers, diwriters and stars will be

whereby virtually all producers, directors, writers and stars will be rectors, writers and stars will be working on percentage instead of-salary will come about in two years if the present foreign situation continues, it was predicted by Walter Wanger last week. Producer, long an advocate of the percentage system, said that the state of the world market makes it impossible for studios to take the entire rap for bad pictures. Cost must be spread out among those responsible. On the other hand, same people will make more coin on good pictures.

In addition to the foreign angle, Wanger declared that his experience with the 'profit-sharing' system proved that talent did a better job because it fell it carried a greater share of responsibility. Wanger said he has been in favor of percentage deals for 15 years and among those with whom he has had such contacts are Fredric March for his appearance in 'Trade Winds' and John Ford, who produced 'Stage Coach' and is now turning out 'Long Voyage Home' under the Wanger banner.

Wanger was in New York four days for confabs with Murray Sil(Continued on page 45)

JANICE LOGAN (PAR) STRANDED IN PARIS

Janice Logan, Chicago girl, last seen in 'Dr. Cyclops' (Par), is stranded in Paris without funds, ac-cording to information received here by her parents who have appealed to Washington officials for informa-

Miss Logan left for France three weeks ago ostensibly to wed a French newspaperman, but no word has been received since, except that she reached Paris and requires money to get home.

SUBSCRIPTION Annual....\$10 Foreign....\$11 Single Copies..........25 Cents Vol. 139 m 120 INDEX

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VARIETY RADIO DIRECTORY (Published in N. Y. annually) \$6 per copy

Vaudeville

DAILY VARIETY
\$10 a year—\$12 foreig
(Published in Hollywood
Daily Variety, Ltd.)

A. H. BLANK TO D. C. ON

HIS U.S. GOV'T DUTIES

A. H. Blank, co-ordinator for the western theatres on the Government's defense preparedness campaign, leaves today (Wednesday) for Washington to confer on plans in connection with it. He states he will return to New York before going back to lowa, where he makes

neadquarters.

Among other things, Blank saw Land of Liberty yesterday (Tuesday), which it is reported Metro will physically distribute througheut the country. Picture, made by Cecil B. de Mille and financed by the majors,

is a full-length, free attraction at the N. Y. World's Fair Federal Bldg.

Los Angeles, July 23.

Eve Lynn, an extra, won the first round in a suit against Metro that may set a precedent in Hollywood. Municipal Court overruled the studio's demurrer in the girl's suit to collect damages of \$855 for a fur coat lost on the Culver City lot last February when she was working in Two Girls on Broadway.

Extra Loses Fur And

headquarters.

Doesn't Mean Red Light Will Curb Big Budgeters Entirely, But Greater Dollar Insurance at Boxoffice a Must Right Now

The red light is up against costly productions which show only pass-ing chance of returning their nega-tive costs. It does not mean there will be a sparsity of expensive fea-tures for the 1940-41 season, but it does mean that excessive-cost ve-hicles are being watched as never

does mean that excessive-cost vehicles are being watched as never before.

Concensus is that present dollar cost in production should be retained but that costs should be retained but that costs should be carefully realigned so that the dollar buys more in the way of sure boxoftice. It's all in line with the desire for more care on costly productions. The warning has been issued that the big task confronting the film business its bring the de luxe picture within the realm of possible returns obtainable the domestic market alone. The success with which different companies realign their costs is likely to be reflected in the next six months' earnings reports.

Old argument that it can't be done has been discounted both by high executives and financial experts. They merely point to the number of costly pictures in the past that have panned to that it is a big major company is able to turn fully an expert of the cost of

in ensuing months.

Moderate Budgeteers

in ensuing months.

Moderate Budgeteers

The originally budgeted \$400,000 picture which winds up with an outlay of \$800,000 are the ones being watched closely in the east. Top officials blame this upon errors of judgment as to stars, story and lack of initial preparation. Only difference is that there will be no big foreign return to cover these mistakes. False notions of some producers regarding the possibilities of extended runs also have been given a thorough going over recently in the least. Just because a picture is an epic means little to the exhibitor who won't go for running it six weeks instead of three. Idea of forcing these runs also has been exaggerated, it was revealed, because the average exhib insists upon reduced percentage terms if asked to carry a film along in hopes of securing added revenue.

Onniori among exhibitors in the

the average exhib insists upon reduced percentage terms if asked to carry a film along in hopes of securing added revenue.

Opinior among exhibitors in the east is that they will go for extended runs only if the picture warrants it, at the same time, they admit, it is bad business to pull off a production when it is doing business. Most exhibit claim that no distributor is going to ask for an extended run if the production does not warrant it. Along the same lines, survey recently made shows that forced runs seldmit of the production. The 35% picture may go for three weeks but if forced for additional weeks, the exhibitor will sek a percentage rental reduction and will get it.

Also the question as to whether too many extended runs don't cut into subsequent run business has been raised. Certainly no more people see the film when carried along in the first-run house because this cuts into attendance for the subsequent run theatre. Besides the matter of admission prices today is not vastly different between some first runs and subsequent with matines cales nearly a standor.

This leaves the mitter of increased revenue per picture largely a matter of whether economic conditions improve sufficiently to justify higher percentage deals. The issue of extended runs also hinges on what the picture is doing at the boxoffice, and is something that can't be judged by how much was spent in making the picture.

making the picture.

Tax Slogan

Philadelphia, July 23.

J. M. (Pop.) Graves, manager of Stanley-Warner's Grove theatre, in Willow Grove, has coined a slogan to take the curse off the new Federal [tax. It's printed on a sign over the boxoffice and reads.

Movie Pence for Our De-

UNIVERSAL'S RECAP PLAN NEARLY READY

Universal's contemplated recapitalization plan, work on which started several months ago in accordance with the announced proposal of executives, is mearing completion, according to Wall Street. Possibility of early presentation of such new capitalization proposition to the directors and stockholders for approval is reported back of the remarkable strength Universal shares last week. Universal preferred rose 10 points two days while both the common and certificates for common stock showed unusual strength for the present dull market.

Earnings of the company for the third quarter ending this month also are credited with being about in line with previous optimistic estimates. U showed more than \$1,000,000 net, even after writing off \$8,000 per week because of foreign losses, for the first six months. Thereby Hangs a Suit

week because of Austign whether first six months.

Recap proposal was suggested by the management in order to simplify the corporate structure, leaving few shares outstanding, and possibly paying up some preferred divvy arrears. Whole idea behind proposition is more economical operation by the company.

O'DONNELL'S PUGS. OIL

and Oil Wells

A theatre operator most of the time, Bob O'Donnell, of the Interstate circuit, also has other varied interests, latest of which includes oil well property and two prizefighters. He had Lew Jenkins previously, but He had Lew Jenkins previously, our gave him up and now his ring in-vestments are Jimmy Webb, a light-heavyweight, and Arthur Dowrell, a welter, both of whom are coming along nicely. O'Donnell slipped into New York quietly last week to see the Jenkins-Armstrong fistic tilt.

the Jenkins-Armstrong fistic tillt.

Reporting on his oil, well in Texas,
O'Donnell stated that it is a 4,000barrel-well, but due to present restrictions production is limited to 48
a day. It cost \$30,000 to frill, but
his was handled separately. O'Donnell has six others with him on the
5-sare tract on which the well is
located, including Ned Depinet, v.p.
ord general cales manager of BKO. located, including Ned Depinet, v.p. and general sales manager of RKO. Each put in \$2,500 and figure to get back the initial investment within a year. Four additional wells are to be drilled on the bronsets.

DUVIVIER AND GRAETZ AWAITING RENE CLAIR

While Julien Duvivier, French director, remains in New York huddling with Paul Graetz, president of Transcontinental Films, regarding, several features to be made in Hollywood this year, visa trouble is holding up the arrival of Rene Clair, French producer-director.

Both directors with Graetz planned to hop off for the Coast this week but this plan temporarily has been abandoned pending further word from Clair. Fresently proposed to make four features, each director producing and megging two, in Hollywood with French yarns translated into English and made with Parisian technique. Transcontinental handled the production of several features in France before the war halted operations.

Equity Strawhats Mean Better Pix Recruits This Yr.

Strawhat prospects for the screen are better than usual this season, with film talent scouts attributing this to the fact that there are more summer stocks operating with Equityokay. While none of talent executives would admit this is the best year for new picture faces, they do say it looms better because 1939 was so drab.

say it looms better because 1939 was so drab.

Majority of picture companies have an average of four prospects under consideration, but won't nounce them until brought to New York at the close of their strawhat season for screentests. An exception is Metro which has signatured Marjorie Simmons, ingenue lead in Itoryton, Conn., stock, Judith Brown, a neophyte with the same group, is being given the once-over by M-G-M. Miss Simmons originally was spotted by Al Altman, Metro eastern talent executive, while she was in a Boston beauty contest. Milton Stiefel, producer at Itorytown, is presently grooming her for screen work.

ion Stetel, producer at voryown, is presently grooming her for screen work.

Paramount has made the usual methodical search for new faces-among the strawhatter ranks, but has not optioned anybody or screentested any newcomers so far.

Twentieth-Fox has four or five prospects already singled out but will not announce their names until brought in for tests. Company has a hopeful in Joan Newton, who was placed through the company in the stock unit at Keane, New Hampshire.

Universal this year is looking more for new play possibilities than new players.

players.

L.A. DENIES PETITION FOR 'WIND' TAX CUTS

Los Angeles, July 23 David O. Selznick's petition for a reduction of valuation for tax purposes of his picture, 'Gone With the Wind,' was denied by the County Board of Equalization. Selznick had asked that the assessed valuation on the original negative be reduced from \$433,705 to \$130,145.

Selznick had claimed that the sessment was discriminatory because it had been the custom to reduce the tax charges on original negatives after the picture had been distributed. He placed the original cost of the negative at \$4,073,000.

Contention of John R. Quinn, reduction of valuation for tax pur-

Contention of John R. Quinn, county assessor, was that the picture had returned a gross income of \$12. 402,463 and still playing to crowded houses with a probability of breaking all records for film profits.

No board action was taken on the petition of Loew's, Inc., for a reduc-tion of the assessed valuation of its 14 color prints of the picture from \$66.570 to \$4.200

England's Break With France Reacts on RKO

London, July 23,
Bill Sistrom is back from his
Hollywood trek complete with
scripts for first two of RKO's product here. Now he can't use 'em.
Due to the break with France,
Danielle Darrieux and Michele Morgan are out, necessitating a complete
realignment of RKO production, as
screenplays had been shaped to fit
the Frenchy talent. Sistrom's immediate chore is to find both stories
and stars for his British films, a notso-easy stunt these war days if subjects are to be maintailed at the
distribution standard originally
tended:

Anne Nagel Again In 'Green Hornet' Serial

Hollywood, July 23. Anne Nagel becomes the cliff-hanging gal in "The Green Hornet Sirikes Again," a sequel to last year's 'Green Hornet' serial at Universal.

treen Hornet' serial at Universal.
Ford Beebe, director, starts shooting Monday (29) with Harry Mac-Rae producing. Identity of the male lead is still as mysterious as the Hornet.

Two Girls on Broadway." Miss Lynn claims she removed her coat, under orders from a director, to appear in a certain scene, and could not find the garment when the scene had ended. She asks \$335 for the loss of the coat, plus its rental value of \$8.25 a day. Possession of the fur, she asserts, made it possible to accept special clothes calls at \$16.50 a day instead of the ordinary \$8.25 for extras. Cost of Wrecking Bio's Steelwork Saves Studio

Steelwork Saves Studio
Unusual steel and concrete construction of Biograph studio in the
Broax, N. Y., has saved it from
housewreckers' hammers. Empire
Trust Co., which controls the property, was on the way to having the
four-story structure torn down a
couple of months ago but has changed
its mind since discovering how
much it would eost. Studio will
likely go back into film production
as a result.

George B. Trigg, head of Smpire's real estate department, de
clared Mouday (15) that a number
of deals are on the fire for lease or
sale of the building, including several with major companies. Most
interested, however, he said, are
producers of commercials and
shorts.

shorts.

Empire will in no way aid in the financing of any producer who takes the studio over, Trigg said. Bank during the winter had entered into several deals for participating in the financing of feature production at the studio, but backed out before they were consummated.

'Finger' for Leonard

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Equity waits on Lambertson	Page	41
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Other News Pertaining to Pictures

Roosevelt, Silverstone Clearing Up Details to Expedite 'Pastor Hall' Pic

Dispute over the screen rights to the unproduced play from which Pastor Hall' was made will not delay release of the film, James Roosevelt, owner of American distributing privileges, declared Monday (22) in New York. Murray Silverstone, chief of United Artists, which will do the actual distributing, confirmed Roosevelt's statement. Roosevelt's statement.

Roosevelt's statement.
Roosevelt and Silverstone both expressed the certainty that a satisfactory agreement could be reached with the estate of Ernst Toller, who wrote the story. Leslie Kirsch, atorney for the Toller administrator, and. William Fitelson, counsel for British Grand National, from whom Roosevelt bought the American rights, met in a lengthy confab yesterday (Tuesday) in an effort to straighten out the difficulties.
George Garfield, the Toller administrator, maintains that Charter Films, Ltd., producers of the picture,

George Garfield, the Toller administrator, maintains that Charter Films, Ltd., producers of the picture, never purchased title to the 'Pastor Hall' story. Charter is an indie outfit operated by John Boulting and financed by British GN to produce for their release. Picture was exhibited throughout England without a smiawly

a squawk.

Kirsch declared that he will start Hollywood, July 23.

Metro handed Robert Z, Leonard the producer-director chore on Christian Chr

pleted for months.

Background

GN has a contract for the rights signed by Garfield. Kirsch maintains, however, that this is void because, after waiting from March to June, he received back no signed to go or other communication, where upon he cabled a cancellation of the deal. GN maintains that the contract had previously been sent back. Kirsch said, however, this was not signed, but had the signature typewritten in.

GN also claims that Pinker & Co., Ltd, agents acting for the Toller estate, were paid £500 for the rights at the beginning of this year, before production was started. Kirsch admits receiving Pinker's check for this sum, but sent it back. He stated that Pinker was only a broker in the matter and not actually an agent fully authorized to act for Garfield. Meantime, Roosevelt has gone ahead with preparations for the film's release. Three-minute prolog by his mother, Mrs. Franklin D. Roosevelt, was shot in New York last week under the supervision of Henry Henigson, his production chief, who planed back to the Coast Monday (22). Much care is also being given a special ad campaign which is being devised.

B. O. No Factor.

Because of the poor biz suffered

ing devised.

B. O. No Factor

Because of the poor biz suffered by other anti-Nazi films, distribution and exhibition circles in New York have been freely expressing doubts about the picture's money-making propensities. Roosevelt's reply to that was: 'I think this is a different type of picture from the others and, with the special prolog and advertising campaign, it will go over. However, even if it doesn't make a cent, I think it will have been worth-while to give Americans an opportunity to see it.'

Roosevelt is understood to stand very little financial risk. Film was

Roosevelt is, understood to stand very little financial risk. Film was viewed by several companies who turned it down, so he was able to obtain it for comparatively small guarantee plus a percentage. He flew back to the Coast yesterday (Tuesday).

MASTERMINDING THE FUTURE

Average Film Cost: \$300,000

Despite every effort at economy in the past six months, when producers were informed of the drastic cuts made into foreign revenue, the average cost of a major film feature for 1939-40 season, just ending, will be about \$300,000, or approximately 5% above the preceding seaThis average is compiled from about 350 features made by the eight major companies.

Where some majors have been able to hold down the average budget per picture to about \$170,000, the most expensive production outlay figures as about \$500,000 per feature. Several companies figure the average cost per feature at \$300,000 to \$350,000, the eight sizing down to \$300,000 as average.

Labor costs and outlay for equipment and raw stock, plus wages, made it impossible for producers to acissor costs. Where strides have been made, it was revealed, is in the budgeting of minor features obviously designed solely for double-bill setups. There may be even further reductions on this score in the coming season.

contrast to the average

ously designed solery for double-one seems. There may be even fur reductions on this score in the coming season. The \$300,000 average cost per feature is in contrast to the ave-cost of major company productions back in 1932, depth of depres Then the average was \$100,000.

National Theatres (Fox-W.C.) Plan For Employee Pensions Still Hot

Proposed earlier this year, with nuch research done meantime with a view to determining feasibility and methods of operation, the pension plan of National Theatres is still in work and, it is said, may be finally decided upon within a month from now. Developments of the past couple months have not tabled the thought of some adequate and workable plan, National being eager to earry it through if at all practical.

The circuit embraces around 500

The directive there are a mound 500

The directive there are a mound 500

The directive there are a mound 500

carry it through if at all practical.

The circuit embraces around 500 theatres, including the Fox-West Coast, Fox-Midwest, Fox-Intermountain and Fox-Wisconsin groups, Affiliated with 20th-Fox, which controls a major interest in National, its president is Spyros Skouras and home offices are in New York, Chase National Bank has the minority Interest in National.

One of the questions that are uncome of the superiors of the superiors.

terest in National.

One of the questions that are unsettled in connection with adopting plan is whether it should take in everyone, including the home offices, etc. A problem arises where help such as ushers, for instance, are hired for short periods at a time or are relief men, etc.

National is reported to be going into the situation very thoroughly from all angles and is collecting much information and data on pen-sioning in search of some plan that could apply for a theatre organiza-tion like National.

M.P. RELIEF'S \$100,000 H'WOOD HOSPITAL GIFT

Hollywood, July 23.

Hollywood, July 23.

High officials of the flm industry were among the 200 who turned out for the dinner at the Cedars of Lebanon hospital to celebrate the donation of \$100,000 by the Motion Picture Relief Fund. It came originally to the Fund from the Will Rogers Memorial Association, and will pay for the upkeep of 10 beds in perpetuity. petuity.

Among the speakers were Will Hays, Harry M. Warner, Lemuel Goldwater, president of Cedars of Lebanon, and Jean Hersholt, head of the Relief Fund.

COIN POURS IN

Lone Pine, Cal. Cleans Up On Location Troupes

Hollywood, July 23,
Citizens of Lone Pine, Cal., are in a financial position to fold up the flown for a summer, veation, all because of the flow of Hollywood gold to them thar hills.

20th-Fox spent \$70,000 there on food and lodging alone for its 'Brigham Young' troupe for three weeks, and an appreciable sum for the sustenance of its 'Lucky Cisco Kid' company. Meanwhile, Harry Sherman bought chow and bedding for his western outfit. In 'addition, a large part of the male inhabitants of the fown drew cash as atmospheric thesps.

BIGGEST PROBLEM

Most Monumental Collective Task of the Film Biz Right Now Is to Anticipate World Events and Business Trends — Nick Schenck's Statement Keynotes General Uncertainty

THEATRES IN SPOT

Production planning, budgeting, cost control, sales requirements and the question of what to spend or how much not to spend have combined into the most monumental collective problem that the film industry and its leaders have ever known. The difficulty in reaching a decision as to just what to do, meanwhile continuing operations along the soundest possible lines, is something that not only the producer-distributors are facing but also a factor that is upsetting the theatres. This is true of the larger as well as the smaller operators.

Although going ahead with sched-

smaller operators.

Although going ahead with scheduled programs announced earlier in the year, as Nicholas M. Schenck recently stated in behalf of Metro, a combination of circumstances has upset the apple-cart for all producers and theatre operators to the extent that there is no way of setting up or going by figures with any sense of reasonable assurance that they can be properly adhered to or depended upon.

Distributors say that they know

that they can be properly adhered to or depended upon.

Distributors say that they know what domestic requirements are as a result of the decrease in income from abroad but what they do not know as clearly as in former years whether these requirements can be met. Some companies set up sales quotas to shoot for, others don't. Disturbed markets abroad have also upset amortization tables and made it more difficult to arrive at the proper allocation on negative costs, while meantime it is increasingly mind-racking to try to figure out just what the domestic market may be expected to yield At the source, in production, the

At the source, in production, the question is whether to pour more into pictures in expectation that they will earn more, or to pull in the reins for fear that the average maintained on routely in most work will apply the production of the produc tained on rentals in past years will decrease rather than feach a higher

Theatres Also in Dark

On the theatre side of the fence the problem is equally as disconcerting because of world conditions, unrest, uncertainties, the lack of assurance as to what the economic state of affairs will be during the coming year, tottering grosses and, finally, the consent decree proposals. The buyer, accordingly, doesn't know just how to buy to protect himself. On the other hand, he must have film to continue in operation. Should he cut costs of operation further? Should he buy now to wait? Should he prepare for provisions of a consent decree or won't that go through? These and myriad other questions are being asked but finding the answers is tougher than ever before. Operators fraukly admit it. On the theatre side of the fence

admit it.

A halt on production programs to the extent that the companies will not go through with complete schedules as announced is believed very likely in spite of the fact that none of the majors are stating they may do this. Many theatre operators are ready to gamble the producers will slow down to see what happens, revising their programs downward. will slow down to see what nappens, revising their programs downward, but, also, that an accute shortage may be ultimately felt unless playing time on available film can be lengthened.

As much cooperation as be dared is being extended the distributors in connection with setting the best dates for the better pictures and allocating additional time, but

(Continued on page 18)

PROD. PLANNING, Theatres Worried Over Excess **Profits Tax: Has Not Yet Been Worked Out But Will Be Severe**

'Perfect Booking'

St. Louis, July 23.

Kiddies were barred last week from the Fairy Airdrome, a west end nabe, when a triple feature program included 'Paroled From the Big House,' 'How to Take a Bath' and 'Five Little Peppers at Home.' This is one of the few instances when the young 'uns have been barred from any house in town.

Film row sarcastically call the program 'perfect booking.'

PARTICULARS IN U.S. VS. SCHINES

Gloversville, N. Y., July 23.
The Federal Government has filed its bill of particulars at Buffalo in connection with the anti-trust suit against the Schine Theatrical Enterprises, Inc., with home offices in Gloversville. The Government filed its original suit some time ago, and at that time sought an injunction to prevent the Schine circuit from securing any more theatres.

Monopolies are being maintained

curing any more theatres.

Monopolles are being maintained in 37 towns and cities, the U. S. charges, naming such upstate points as Ballston, Bath, Canandaigua, Carthage, Cortland, Geneva, Gloversville, Hudson Falls, Iion, Little Falls, Lockport, Newark, Norwich, Ogdensburg, Oneonta, Penn Yan, Perry, Salamanca, Saranac Lake and Seneca Falls, in addition to some Kentucky, Ohio, Delaware and Maryland towns.

Maryland towns.

The papers also listed houses which it claims have been given preference in bookings by certain distributors; theatres acquired by Schine which were granted priority or preference over competitive theatres by distributors after acquisition; and names and locations of competitive theatres over which houses taken by Schine were granted priority.

The Plaza Malone was a conditional transfer of the property of the

The Plaza, Malone, was named as a house to which the defendants consistently refused to license pictures on a competitive basis. The Government also charges that a second or subsequent run was not sold the Plaza, on request of the Schine vicenti. circuit,

the razs, of the Schine circuit.

The Avalon, Lowville; Playhouse, Clyde, and the American, Canton, were named as houses over which the Schine circuit has alleged unreasonable protection.

Capitol, Auburn; Madison and Monroe in Rochester, and the Palace, Corning, were named as houses which are alleged to have been charged more for comparable or less favorable runs as Schine houses. Houses in Canton, Lockport and Malone were named as theatres alleged to have been prevented from using films licensed to Schine in excess of Teasonable exhibition requirements.

NEW GOLD RUSH

Plenty for Novelists, Without Dig-ging, in H'wood

ging; in H'wood, July 23.

Hollywood, July 23.

Theme song for novelists is 'California, Here I Come'. Out of the current 10 best sellers, seven have been bought by film producers and three are under negotiation.

Sold over the mountains are 'How Green Was My Valley,' 'Wild Geesse Calling.' Chad Hanna,' 'Mr. Skeffington, 'King's Row,' 'Quietly My Capatian Waits' and 'Nights in Bombay. In the dickering stage are 'Stars on the Sea,' 'The Bird in the Tree' and 'Before Lunch.'

Awaited with much apprehension in the film industry is the new excess profits tax which has not been worked out by Washington, but worked out by Washington, but which, it is feared, will strike a blow especially at theatres from the largest chain down to the smallest independent. Worry is all the more intensified now because of the fact that President Roosevelt has asked for 'a steeply graduated excess profits tax.' This is over and above the income tax. its tax.' Th

its tax. This is over and above the income tax.

It is believed among attorneys and tax sources in the film industry that there probably will be no action on sich an additional levy on profits until after the election but that it will be placed into effect in 1941, retroactive on all profits shown for this year (1940). Because of this likelihood, the business is placed in the position of being unable to know what will happen to earnings that are now being made but which, in 1941, may be dug into deeply.

That a sitf fight will be put up by the film industry when a bill on excess profits is being drawn up is promised, notably by picture companies which operate theatres since the latt are regarded among spokesmen as much more vulnerable to damage—than any other form of commercial endeavor that can be mentioned. Fear is felt, also, by the atre-going organizations because of what might happen to stores and business that rent from theatres, providing revenue direct to owners.

Canadian System

Canadian System

Some hope is held out for a compromise between the Government and the industry which would provide for patterning the excess tox after Canada's system. In Canada an excess is paid only when the profils go over the average shown for the prior four years. It is thought by persons informed on the subject that such a plan would be the most equitable, with the tax (not graduated) to be applied to the excess of earnings of the taxable year over the average earnings of a specified period of normal prior years. In

(Continued on page 20)

DE SYLVA REVERSES SELF AND SIGNS WITH PAR

Hollywood, July 23.

B. G. (Buddy) de Sylva, currently readying 'Panama Hattie,' a musical comedy by himself, Cole Porter and Herbert Fields, which is due on Broadway early in the fall, has signed a producer contract with Paramount.

Prior to returning to New York last scason. DeSylva produced for several studios, notably 20th-Fox, for whom he turned out successes in whom he turned out successes in which Shirley Temple was starred. Kid actress is mentioned for 'Hattie,' along with Ethel Merman, currently in his 'DuBarry Was a Lady,' on Broadway. He also made product with RKO and Universal.

Report from the Coast that Buddy DeSylva had signed a producer agreement with Par, was a surprise to those in N. Y. who were close to him. He told friends here that he did not care to return to Hollywood, in fact would not. Explanation may be his friendship with William LaBaron and Henry Ginsberg, of the Par outfit, and it is likely that he can write his own ticket as to material and talent. Interference on other lots caused him to lose interest in studio activity.

DeSylva has a batting average of

studio activity.

DeSylva has a batting average of 1,000 since he turned producer last fall. His two musicals, Louislana Purchase, Imperial, and DuBarry, 46th Street, being standouts.

BAGNALL OUT AS PAR STUDIO MANAGER

from Sept. 6 to July 28.

On the rack awaiting release are Margie, 'Hired Wife,' Ragtime Cowboy Joe,' Argentine Nights,' Mummy's Hand.' Spring Parade,' Leather Pushers' and 'Man From Cheyenne.' Shooting is finished on 'Little Bit of Heaven'. Also complete is 'Swing With Bing,' two-reeler on golf with Bing Crosby, which will be issued Sept. 4.

Her Mind But Not U Hollywood, July 23.
Dinah' is the next of Universal's series of features carrying popular song titles. Hollywood, July 23.

Picture is based on a story pre-viosuly titled Don't Give Up the Girl, by Maxwell Shane, who is writing the screenplay. Jack Gross

U WELL AHEAD

ON 1940-41 SKED

Running jump into 1940-41 production has been achieved, by Universal. Studio has eight nictures in

cans for September and October release and one other on which shoot-ing has been completed. In addi-

tion, with dates coming in, it moved forward the release date of 'Boys From Syracuse' from Aug. 9 to July 18, and 'When the Daltons Rode' from Sept. 6 to July 26.

Hollywood, July 23.

George Bagnall resigned yesterday (Monday) as vice-president and executive studio manager of Paramount. Henr. Ginsberg, general manager, moves into the birth va-cated by Bagnall after five years with the company.

with the company.

Bagnall, who came to Paramount from Fox and was elevated to studio manager four years ago, takes a Canadian vacation before negotiating another studio deal.

Hollywood, July 23.

'Dr. Jekyll and Mr. Hyde,' originally slated for production by Metro in London, is being shitted to the Culver City plant, with Victor Saville producing on a \$1,000,000

Robert Donat, held in England by the war, will be replaced by an American star, whose name is still

The Old Two-Timer Back

Par's Extensive Theatre Acquiring **And Improvements in Northwest Based on Better Biz Expectancy**

Minneapolis, July 23.
Optimistic over the coming season's outlook for theatres in this territory, the Paramount circuit, has embarked on a \$150,000 program of theatre acquisitions and improvements. The circuit is taking over a new St. Paul neighborhood house mow in the course of construction. It just has purchased the Paramount, St. Cloud, and Garden, Hibbing, Minn, and it recently acquired the Palace here on a 10-year lesse and the World, a sure-seater Minneapolis house, on a parthership arrangement. Another partnership arrangement is pending involving the St. Faul Minneapolis, July 23.

world.

Through the World deal here, the Minnesota Amus. Co. (Par) became a partner of W. A. Steffes who, until his illness, was leader of the independents in this territory and one of the bitterest fees of producer-distributor ownership and operation of theatres. If, expected, the St. Paul World comes into the chain, it also will be a partner of Bennie Berger, owner of one of the territory's biggest independent circuits, Steffes' side-kick and also hard fighter, against producer-ownership of theatres.

In addition to the acquisitions, Par

In addition to the acquisitions, Par also announces extensive remodeling and improvements for six theatres—the Garden, Hibbing, Garrick and Lyric, Duluth: Moorhead, Moorhead, Grand, Mankato, and Broadway, Winona, Minn.

Possible inclusion of divorcement in the expected consent decree was not considered barrier to further Par theatre acquisitions by John J. Friedl, local g.m., who says he is in complete ignorance' relative to the consent discussions. At the same time, however, he expressed the hope that the parties involved would be able to settle the suit in order to save the industry an enormous expense.

pense.
Friedd's optimism over the outlook, in the face of present poor theatre business, is based in part over the fact that Northwest farm income is showing such big gains. The 1939 income of \$1,107.21,200 represented a \$66,658,000 gain over 1938, and 1940 is running far ahead of last year. Friedd also believes the Government's armament program will stimulate the show business next fall and winter.

rement's armanent program will stimulate the show business next fall and winter.

Peace With Benz Bros.

With the taking over of the 1,900-seat lower loop Palace on a 10-year lease by Par, peace was established between the big chain and the Benz Bros, owners of the house and recent operators of the 4,000-seat Minnesota theatre.

Completion of the deal means that the Benzes will abandon their threatened conspiracy suit against Par and major film distributors. It also means that they will step completely out of the theatrical field in the Twin Cities, making no further effort to reopen the Minnesota.

The Benzes had charged that Minnesota Amus, together with the distributors, had prevented them from obtaining major film product for the Minnesota Amus, together with the distributors had prevented them from obtaining major film product for the Minnesota theatre and from being serviced for dime pictures at the Palace. Counsel had been engaged to go into the matter. Friedl says the Palace, dark for more than a year, will be reopened shortly, but no policy has been decided upon yet. However, it's expected that subsequent run films at 15c admission, the same as was used at the Seventh St. now closed, will hold sway Prior to closing the house was scaled at 15c for double features of ancient release vintage. It also utilized vaudeville occasionally.

In the face of these developments the owners of the dark \$2,000,000 Minnesota theatre are left holding the sack. They have no tenant in prospect and chances are that eventually the house will be torn down for a parking lot in order to save taxes.

-Four Writers on 'Parade'

Hollywood, July 23.
Republic has four writers working on its 'Hit Parade of 1941' in an effort to get the filming started by Aug. 5.
Maurice Leo and Bradbury Ropes are doing additional dialog and Sid Kuller and Ray Golden are writing special comedy material.

Whodunit?

San Antonio, July 23.
A mystery thriller at the Teatro Nacional was interrupted for a woman patron Wednesday afternoon when she gave birth to a baby girl in the rest room of the theatre. The baby was born before theatre ushers could summon a doctor and an ambulance

lance.
After being taken to the hospital the mother's first wish to have friends tell her the outcome of the mystery picture. Picture was 'El Automovile Gris' ('The Grey Automobile'), Azteca release in Spanish.

Fired Cashier Forces Barovic's **5 Theatres Shut**

Tacoma, July 23.

Because Mike Barovic discharged a cashier at his local Riviera, all the houses owned by him-Riviera, Beverly, Tacoma; Liberty and Roxy, Puyallup; and Riviera, at Summer, nearby towns—were closed. O. M. Jacobson, local representative of the stagehands and motion picture operators' union, said theatre boss fired Katherine Cvitovich because of her union activities and until she is reinstated none of the thcatres owned by Barovic will be permitted to open.

owned by Barovic will be permitted to open.

Barovic said he discharged the girl because she deserted her post and went inside the house to see the pic-ture and left an usherette to handle the cash.

OLNEY'S NEW PROBLEM: MONO'S CLAIM ON GN

Application of Monogram Pictures Corp. of Illinois to foreclose on 63 pictures and 107 prints of these pictures of Grand National Pictures, Inc., was referred by N. Y. Federal Judge John W. Clancy to referee Peter B. Olney, Jr., to decide.

Monogram claims to have had an agreement with GN to store the films at a charge of \$50 monthly. The agreement was made Nov. 15, 1936, and Monogram is now owed \$2,263, it is claimed. The foreclosure would be followed by a sale of the prints for the satisfaction of the indebtedness, if the referee decides to allow Monogram's request.

THE HANDWRITING?

If Duals Pass, Par Will Be Stocked with Shorts.

Hollywood, July 23.
George Pal was signed by Paramount to produce six Technicolor 'Puppettoons,' animations of wooden

Puppettoons, animations of wooden puppets manipulated without strings on miniature stages. Production starts in two weeks.

Addition of new shorts series is in line with the studio's plan to equip litself in the event of the passing of double bills. Other phases of the plan are the streamlining of old pictures to 45 minutes, and the signing of Bob Benchley for comic briefies.

WB and Goldman Pool Solves Germantown, Pa

Philadelphia, July 23.
The Stanley-Warner chain last yeek ironed out another of its probweek ironed out another of its prob-lems with its indie competish by working out a pooling arrangement on product between its two houses in the Germantown section—Or-pheum and Colonial—and William Goldman's Bandbox. Under the agreement the Bandbox will get the continued run of all product in the Germantown area which up to now had been limited only to Columbia and 20th-Fox pix.

PRODUCT DEALS

and Republic Among Those Setting Contracts

VARIETY

A major product deal closed by RKO is with the Lucas & Jenkins-Paramount circuit in Georgia, It embraces 48 theatres. Bill Jenkins negotiated in behalf of L. & J., while Bob Mochrie from the RKO home office, David Prince, district manager at Atlanta, and H. M. Lyons, branch manager, there, acted for BYO RKO.

RKO.

A deal of less importance has been set with Monarch Theatres, calling for the product 100% in Youngstown, Stuebenville and Akron, O., plus New Castle, Pa.

Jimmy Grainger, Republic sales head, returned to New York Monday (22) after negotiating a product deal with Famous Players Canadian, which operates 275 theatres in the Dominion: He went up to Toronto personally to handle it in association with A. W. Perry of Empire Films, Ltd., through which Rep distributes in Canada. Grainger was also in Detroit and Chicago to discuss product deals:

Snow White's' Setup

'Snow White's' Setup

'Snow White's' Setup

'Snow White's Setup

'Snow White's sent back on release after being out of circulation a year and a half, will be sold on percentage but the four Walt Disney shorts which must be taken with the feature as a unit are to play on a flat rental basis.

Originally 'Snow White' was sold separately rather than under the RKO contract at a top of 50%. The percentage range to figure on relieve to the picture will be determined after the first few dates have been played, starting next week.

The 'Snow White' unit with the quartet of shorts will be sold on double bills in twinner territories, the other feature assumedly to be bought flat.

Ralph Peckham's Coup

Ralph Peckham's Coup

Detroit, July 23.

Only named 'recently Select Attractions local manager, Ralph Peckham, former Grand National manager, has pulled one upset in the usual bookings here. He placed Leopard Men of Africa' in the downtown Adams on July 19 for two weeks.

weeks.

It was an upsetting of the prevailing Detroit policy of booking firstruns on a single week basis only.

'Boys' Day-Date in Balto

Bays Day-Date in Balte
Baltimore, July 23.
Local theatrical tradition is being
broken here Aug, 9 when two indie
downtown first run exhibs will play
day-and-date Boys From Syracuse'
(RKO-Jules Levey).
Izzy Rappaport's combo Hipp and
Lawrence Schamberger's Keith's are
combining in ambitious ballyhoo to
make the event count at b. o.

SAG GIVES WAIVER

Permission for all members of the Associated Actors & Artistes of America, parent union of all' show business performers, to appear in short films for use in coin machines has been given by the Screen Actors Guild. Film union has so notified all its Four A's affiliates.

all its Four A's affiliates.

SAG officials explain the waiver on the ground that coin machine films are still in the experimental stage and that the ruling is therefore merely temporary. Only stipulation is that all actors accepting such engagements must be paid at least \$25 day, SAG's temporary minimum. Members of other unions are normally barred from appearing in pictures without joining SAG.

Studio Contracts

Hollywood, July 23.

Jane Withers renewed for another ear at 20th-Fox. ear at 20th-20th.

RKO signed Emmett Lynn to six-icture acting deal.

Cliff Danielson drew stock player ticket at Metro.

RKO optioned Ann Gillis. Dickie Jones handed new moppe contract by Frank Lloyd Produc

Lionel Houser inked new writing ticket at Metro. RKO renewed Desi Arnaz for a

Universal took up Broderick Craw-ford's player option,

Church Bingo, Apparently OK in Det., Theatres More Openly Try Games

Marin's Playback

Hollywood, July 23.
Ed Marin walked right out and walked right in again as a director at Metro.
Lopped off the contract list after the recent completion of Maizie. Marin returns this week under a one-year pact.

WB to Sharply **Cut Down Duals** In Philly Area

Philadelphia, July 23.
A gradual cutting down of duals in Stanley-Warner habes is forecast for the fall season following huddles of the circuit execs last week.
Ted Schlanger, zone boss, declared that the trend would be toward less double-features wherever, the two-pix policy would only be retained wherever indic operation convols it Seek indice prestion. position compels it, Schlanger

position compels it, Schlanger de-clared.
We'd like to see double features eliminated entirely, he said. It is an unhealthy situation. But wher-ever our opposition continues on the dual-policy we will be compelled to follow suit.

'It wasn't Warners that started this thing but we had to go along in cer-tain situations in self-defense.

7TH ST., MPLS., BEING RAZED FOR AUTO PARK

Minneapolis, July 23.

Seventh St. theatre, one of the city's oldest, has closed permanently and will be razed to make way for a four-story parking ramp and store building. Property was bought from RKO for \$250,000 by a local syndicate, entirely a cash deal.

Theatre was built to house Orpheum big-time vaudeville and for many years was a two-a-day spot. Policy later was changed to continuous pop vaudeville and then to 15c subsequent-run straight films. Latter has prevailed the past many years.

rears.

Bill Elson, who has been running he theatre, is expected to remain in he territory as a theatre owner. He ays he will announce his plans

ON JUKE-BOX PIX Rep. Prez and Writers To Be Examined in Suit

Republic's president in charge of production, M. J. Segal, and Wells Root, E. E. Paramore, Jan Fortune and Harold Shumate must be examined before trial in California July 31, in connection with Marquis James' suit against the film company, Pederal Judge John W. Clancy ordered the examination over Republic's protests in N. Y. yesterday (Tuesday).

James claims the infringement of his book, The Raven, dealing with the life of Sam Houston, in Republic's 'Man of Conquest.' An injunction, accounting of profits and damages are sought.

Brenda Vice Ida

Hollywood, July 23.

Brenda Marshall gets the femme lead opposite John Garfield in East of the River, which rolls tomorrow (Wed.) at Warners with Alfred E. Green directing.
Studio had originally named Ida Lupino for the spot.

Joe Phillipson's Swing

Joe Phillipson, who in charge of J. H. Cooper-Paramount's interests at the Par h.o., left Saturday (20) for Lincoln and will also visit

(a) for Lincoln and will also visit Oklahoma City. He will remain away about three weeks conferring with local operat-ing forces on product, operating problems and plans for the immedi-ate future.

Detroit, July 23.

Since church bingo is fully entrenched here—and more important, undisturbed by police—theatres are getting bolder in bringing back their giveaway games. Knocked off earlier on gambling charges while the church games were unnotested, the managers feel now that they can put up a good legal battle if they are stopped while the big church games continue.

stopped while the big church games continue.

A few weeks ago Questo Quir eased back into two houses.

Now an undisclosed number of houses here have taken up Lloyd Hammond's 'Film Fumbles' a gambling venture. For fans picking out the greatest number of 'movie.boners' there are prizes ranging up to a \$5,000 weekly giveaway. It still, falls far short of the amount of dough handed out weekly by all the churches here.

PREZ OF N. Y. ALLIED TO GO ON MPTOA BOARD

Swinging Allied Theatre Owners of New York into the Motion Picture Theatre Owners of America, Max A. Cohen, president of the local unit, is expected to be named to the board at the next meeting of the directors. Action affiliation of the N. Y. Allied unit with the MPTOA has already been voted, following parleys between Cohen and Ed Kuykendall when latter was in N. Y. week before last. This marks the first time that the MPTOA will have had a regular state unit in New York, although affiliated circuits operating within its borders are members.

Cohen, who is president of N. Y. Allied an an operator of a sizeable string of theatres, split with Allied States, the national organization headed by Col. H. A. Cole, last summer policies concerning the trade practices code. Some N. Y. Allied members pulled away them. Cohen states that his organization now members 200 exhibitors.

FRANK BURNS' SPOT

Busy As Civic Leader Forgets to Become U. S. Citizen

Greensboro, N. C. July 23.
Frank H. Burns, manager of the Carolina theatre, this city's largest amusement enterprise, has been on somewhat of a spot the past few days. He has registered under the North Carolina state measure as an alien after having for the past few years been quite active in both civic and knife-and-fork club circles as a leader.

alien after having for the past few years been quite active in both civic and knife-and-fork club circles as a leader.

The town is getting its giggles from the fact that the Canadian, born in 1900, came to the United States in May, 1913, without a passport, and for the past 21 years and one month to spare has been so busy civicking and purveying amusements to the foreigners among whom he has been located that he hasn't had time not to become one of them.

For the past several years North Carolina has had a law requiring the registration of all aliens, not fully naturalized, with the clerks of the various county courts. This state law, allowed to sleep until just recently, after having undergone a flurry of enforcement up until 1935, provides that every alien residing within the state of North Carolina shall register and answer just 12 questions under oath. Failure to register or alteration of a certificate is a misdemeanor punishable by fine or imprisonment or both in the discretion of the court.

The Government's more strict alien check measure becomes effective shortly.

The fact that civic leader has continued to be an alien, despite long residence and a position of eminence, has brought about a condition somewhat like the one Beau Broadway used to chronicle from Delhi, Texas:

"The Whole town is talking; there is much amusement."

Martha Leads Cheering

Hollywood, July 23.

Martha Scott draws the top spot in 'Cheers for Miss Bishop,' to be produced by Richard A. Rowland for United Artists release.

New starting date is Aug. 19.

EXHIBS BALK AT CONSENT

Gov't Certain Its Anti-Trust Case Will Terminate Via 'Consent' Oct. 7

Agreement having been reached on all important points, the U. S. Government anti-trust suit against major film companies will be terminated by a consent decree to be minated by a consent decree to be signed by the defendants. Announcement to this effect was made by J. Stephen Doyle, special assistant attorney-general on Monday (22) when he appeared before Judge Henry W. Goddard, in the New York federal court and asked for further adjournment of the action until Oct. 7, when court resumes after the vacation period. If the final order is ready for Judge Goddard's signature before that date, it will be presented to him during the recess.

ture before that date, it will be presented to him during the recess.

Five of the eight defendant companies have agreed to terms of settlement. Doyle declared. They are the theatre owning group comprised of Loew's, Paramount, Warner Bros, RKO and 20th Century-Fox. The status of the three other defendants, Columbia, Universal and United Artists, was not made clear beyond the information that they had withdrawn from consent decree conferences and were numilling to join with the others. None of the three has any theatre holdings or affiliations and since the beginning of the suit and through the numerous pre-trial pleadings they have maintained that their business as producer-distributors is of a nature outside the grounds of complaint by the government.

8th Adjournment

8th Adjournment

Sth Adjournment

Motion for further adjournment
was the eighth since the trial of the
suit was suspended on June 7, following opening statements by both
sides in the controversy. By assenting to a consent decree the defendant companies escape probable
damage-suits from individual actions
in event they lost the case. Trial
was suspended before any testimony
was taken.

Doyle told the court that the Government, with the consent of the defendants, was asking for the adiournment to the fall. He said that
in the past week substantial agreement had been reached, although
there still remained one or two matters of importance to be worked out.
These are understood to be a provision by which the decree will be
vacated after a trial period if it is
found to be impractical, and also,
more workable clauses governing
selling of films in five-picture
groups.

The negotiations are continuing in

The negotiations are continuing in the hope of concluding agreement in (Continued on page 18)

SPOOF STAGE MAGIC IN 'THE CALIFORNIAN'

Hollywood, July 23. Stage magic gets a spoofing in the Tyrone Power Jarrer. 'The Californian,' at 20th-Fox. Harry Green, supervising the magic sequences, exposes the tricks so that the picture face may be a supervising the magic sequences, exposes the tricks so that the picture face when the supervision of the superv poses the tricks so than may grasp them.

The idea is that a sleight-of-hand performance, that may go over on the stage, doesn't mean a thing on the screen.

Inventor Sues 20th For 150G, Charges Ridicule

'Hot Can' is the basis of \$150,000 damage suit, filed against 20th-Fox by Leo Katz, who charges he was ridiculed in recent picture of the Jones Family' series.

Katz claims to be the inventor of a 'not can,' designed to heat and preserve foodstuffs. In the film, he asserts, one of the characters makes a nuisance of himself by his bung-ling efforts to perfect a similar con-trivance. He demands redress for mental and financial suffering.

Sez Abe Myers

Queried concerning reports that Allied States Ass. was in opposition to conditions of the proposed consent decree, notably with respect to the sale of pictures in blocks of five after they were screened. Abram F. Myers, chairman of the board and general counsel, telegraphed the following from headquarters at Washington yesterday (Tues.): 'Glad to discuss matters of current interest, but think subject your inquiry academic in view of efforts of certain companies to sabotage consent decree. Allied has always reserved the right to approve alternates in interest of prompt settlement, but Neely bill represents its basic policy.'

Judge Rowe's Death Won't Upset Nick-Brady Matter with St. L. Daily

St. Louis, July 23.

The sudden death in . Chicago hotel Wednesday (17) of Circuit Judge Thomas J. Rowe, 37, who assessed jail sentences and fines against the Post-Dispatch (Pullitzer Publishing Co.) and two editorial employes for comment made in the white-washing of John P. Nick and State Representative Edward M. Brady, who were charged with extortion \$10,000 from local exh iitors several years ago, will not terminate the litigation now pending; in the state supreme court. This proceeding was brought by Circuit Attorney Franklin Miller, at Judge Rowe's behest, and the state's highest tribunal has set Oct. 8 as the day on which the court en bane will hear arguments. Nick, tried Jan. 8 last, was calsomined when a demurer to the state's evidence was sustained by Judge Rowe. Brady, who had obtained a severance in the trial, went to bat on March 4 and also beat the rap when Judge Rowe held that if the same evidence would be introduced against him as was brought in the Nick case he would direct a not guilty verdict. The Circuit Attorney said the evidence was about the same.

Following Brady's walkout, the Post-Dispatch took the jurist over the jumps in pretty rough fashion in both editorials and cartoons and the citation resulted. After a brief hearing Ralph Coghlan, editor of the editorial pade, was sentenced to 20 days in the local fail and fined \$200. Daniel R. Fitzpatrick, cartoonist, received a 10-day hoosegow sentence and a \$100 cash Joit, and the rag was socked \$2,000 fine. On the day Judge Rowe's death was attributed to asthma.

METRO. WB RACING TO TAPE WITH OIL PICS

Hollywood, July 23. Hollywood, July 23.
This town is enjoying a new oil rush, with Metro's 'Boom Town' and Warners 'Flowing Gold' gushing down the stretch for a photo finish on the screen.

Boom Town' is booming ahead at the warner of the screen that the Warner of the screen with the Warner of the screen was the screen with the Warner of the screen was t

Boom Town is booming aneau at the preview post, but the Warner entry is running under the whip with an outside chance of finishing first in general release. Anyway, there is a lot of studio jockeying.

AGAINST DECREE

Theatre Operators Turn Guns Mainly Upon Sales in Blocks of Five, Plus Trade Screenings - Paramount Partners and Indie **Exhibs Form Opposition** Bloc - Dangers of Decree Outlined and Analyzed

DISTRIB POSITION

By ROY CHARTIER

By ROY CHARTIER

A storm, coming up over-night in the exhibition field, is reported gathering great force against the inclusion, in any settlement of the government suit, of the provisions calling for marketing of pictures blocks of five after they have been screened. Both points, group-selling and elimination of blind-buying, are meeting with strong disfavor.

Lesser items are not attracting, such sudden opposition although it exists in some quarters against the whole consent decree. Arbitration proviso, among certain larger operators of theatres, is feared; also that any settlement of the suit would only mean the demand for additional concessions later of exhibitors throws sharply into the limelight what amounts to a sudden threat against any settlement at all, particularly if film must be bought in blocks of five and seen first. Growing rapidly, the wave of profest which fomenting may lead to the possibility that strong pressure will be brought to bear upon the distributors as well as the Department of Justice. This likelihood is freely expressed by leading theatre operators. A reliable sales source thinks that any organized move against the consent proposals would be made upon the Government rather than the distribs. One of the country's biggest operators, asking that his name not be used, stated that it was his information that many exhibitors, among them big ones, would prefer Government legislation and even support the Neely bill rather than have the consent decree, with selling in blocks of five, imposed on them. Developing at the eleventh hour, the opposition to the consent decree comes at a time when general accord has been assertedly reached on the basic principles which it would embrace.

This opposition is not only from independent exhibitors but also is

This opposition is not only from This opposition is not only from independent exhibitors but also is claimed to be rising swiftly within the circuits controlled by the major producer-distributors or affiliated with them. Paramount, which has so many partners and affiliates, is in the toughest position because of the protests which it is reported receiving.

Paramount Position

the protests which it is reported receiving.

Paramount Position

It is said that all of the Par partners are against the consent decree, notably the group-selling and trade screenings, and that the meeting in Atlantic City over the weekend was called by E. V. Richards for the purpose of lodging protest. Richards is head of the Saenger circuit and a member of the board of directors of Par. Other partner-operators on hand included R. J. O'Donnell of the Interstate circuit; Bob Wilby and H. F. Kincey of the Wilby-Kincey Theatres; A. H. Blank of the middle west; E. J. Sparks of Par's Florida chain; M. A. Lightman, partner in Mississippi-Tennessee-Arkansas; Hunter Perry, operator of the Vir-

SUDDEN STANCE | IATSE Coast H.Q. Shuttered; See **Internat'l Taking Over the Locals** If Internal Strife Not Ironed Out

Clipper Clipped

Hollywood, July 23: Economy backfired on a major studio which wanted a \$750-a-week thesp but refused to pay more than \$600. They compro-mised on four weeks at the lower figure.

Due to shifts in the casting, the actor played one day and drew \$2,400.

Jules Rachman Picks His Successor as Pic Booker in Neb. Prison

Lincoln, Neb., July 23. Pledged against ever having a bank night policy, because that's how he got into trouble in the first place, Tommy O'Connor, inmate of Nebraska's penitentiary, officially has taken over the management of the prison theatre. Warden Joe O'Grady made the move because Jules Rachman, who has been in charge since February, 1933, get his walking papers in September.

charge since February, 1933, gets his walking papers in September.

Rachman, betore 'retiring', will act in an advisory capacity, and is currently conducting the ABC of beefing during buying season so O'Connor will get the idea and keep film rentals within the prison budget.

Of course, he can't depart far from it. He can ofter \$7.50 a feature, and the salesman can take it or leave it. He always takes it, especially this year, what with the European market being a memory.

O'Grady, in looking over his boys, likes to get fairly permanent men on the theatre job. Rachman, former Omaha exhib who murdered his two business associates, Harry and Sam Goldberg, was in for 15 years. He was so good, his time was shortened. O'Connor, still on the shady side of a 25-year stretch for participation in the biggest bank holdup in the world, the \$2,500,000 heist of the Lincoln National Bank (1930), was finally picked.

The job's a cinch. Only the bad

Lincoln National Bank (1830), was finally picked.

The job's a cinch. Only the bad boys can't go to the show, and every performance is packed. No other theatre manager, unless in the same predicament, can point to such a record, or have the assurance of an S. R. O. future such as O'Connor. O'Connor's one film distike is the ganster pic. The hoods never win infilms—and neither did he in real life.

H'WOOD AGENTS' 4-MO. STOP CLAUSE, NEW RULE

Hollywood, July 23.

Screen Actors Guild regulations governing agents have been amended to limit to 120 days authorization to employ an agent on a temporary basis. The clause gives the actor the right to cancel a contract if an agent fails to secure him 18 days work in any four-month period. The temporary period provision is subject to extension in the event of a general 'suspension of production at a majority of studios.

entry is running under the whip with an outside chance of fluishing first in general release. Anyway, there is a lot of studio jockeying.

ROUND UP THE GAL
Patricia Morison was signed for the the romantic interest opposite Richs ard Dix in "The Round-Up," Harry Sherman's special for Paramount release, due to roll early next month. Only other player east so far is Don Wilson from radio.

Mississippi-Tennessee-Arkanass, the finite part of the Virginia Par houses; and Julius Gordon, bead of the Jefferson string in east Texas. John Moroney, attorney to the Interstate circuit, and Fred Kent, counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for Sparks, also attended austin Keough, Leonard Goldenson, the counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for Sparks, also attended. Austin Keough, Leonard Goldenson, the counsel for spark and the state of the Jefferson String in east Texas. John Moroney, attorney to the longwood, July 23.

Walter Pidgeon soars out of the Universe developed to the Interstate circuit, and Fred Kent. Counsel for Sparks, also attended. Or in 'Flight Command,' a yarn of the Walter Ruben sparked with Frank Bordzeg Diction and John Moroney and Spark and John Moroney. The Counsel for Sparks and Julius Gordon and Blank, with Frank Bordzeg Diction and Spark and John Moroney. The Counsel for the John Moroney and John Mo

Hollywood, July 23.
Coast headquarters of the International Alliance of Theatrical Siage Employees have been shuttered. Simultaneously, it was announced that Lew C. G. Blix, International representative who was a central figure the 1933 strike which almost wrecked the IATSE, had been dropped from the payroll. Steve B. Newman, another IATSE international representative on duty here, will work on assignment from his home. This means there will be little or no supervision over the various IA studio locals, which are now operating under complete autonomy. Since the locals are now stymied negotiations with the producers and fighting among themselves over jurisdiction, this move is believed to have been taken with the idea of the International later moving in and taking over the locals if they fail to iron out their differences.

locals if they fail to iron out their differences.

Order to close general offices was its understood by special committee appointed by prexy George E. Browne to investigate the local situation. This committee is composed of Tom Murtha, of Brooklyn: Sol Scoppa, of New York; and Bobby Burns, of Chicago. The committee members stated local business representatives had complained there was too much interference from the international officers, and for that reason it was decided to close headquarters here. It is understood that the IATSE also plans to withdraw from the American Federation of Labor Studio Conference, which Willie Bioff organized shortly before he started serving a six-months sentence in Chicago for pandering. It is reported that prexy Browne believes the IA should stear clear of such alliances, holding only to the working agreement with the musicians.

NBC Studios Picketted.

NBC Studios Picketed
The National Broadcasting Co.
studios here are being picketed by
the stagehands, electricians and
janitors, in an effort to force the
studio to employ union workers.
The picketing is being shared by
Local 33 of the LATSE, International
Brotherhood, of Flaterical Workers. Brotherhood of Electrical Workers
Local 40, and Building Service Employees Union. NBC executives
(Continued on page 18)

TOP-TEAM, DARNELL, **POWER FOR 3 AT 20TH**

Hollywood, July 23.

Tyrone Power and Linda Darnell are paired as a co-starring team in three forthcoming pictures at 20th-Fox.

Features are The Californians, Brooklyn Bridge and The Great Commandment.

Mrs. Power's Operation
Annabella (Mrs. Power) is recovering in 'New York's Mt. Sinai hospital from a major operation. The actor has been on the phone from Hollywood to New York daily:

Echo of Pearl White's Estate Via Her Brother

Buffalo, July 23.

Hard luck continues to dog the estate of the late Pearl White, silent thriller star. Marital difficulties in the family of Miss White's brother, Frederick G. White, one of the beneficiaries of her will, culminated here a this week in a decree by the surpreme court awarding White's wife, a legal separation and charging his share of his sister's estate with \$7 weekly up to the sum of \$5,000.

White's stare, as legatee under his sister's will, is reported in excess of \$15,000.

Slowdown of Film Selling Revamps Detroit Setup; Theatres-Exchanges

Iney are all large nabes—the Variety, Vogue, Alger, Rosedale, Norwest and Ramona.

Harry Long's Spet.

Cleveland, July 23.

Cleveland, July 23.

Cleveland, July 23.

Larry E. Long, who was Loew's division manager in this zone for five years until his recent resignation, is jumping into sales end of business by becoming Michigan rep for new Real-Art Pictures of which lock Deutch and Herbert Ochs are the organizers and headmen. Long to set up branch office in Detroit.

Deal with Joe Brandt and Joe Plunkett settled last week gives new Cleveland indie exchange distribution rights to Alliance product—26 deatures and dozen wester of the control of t

with family.
George Stevens doubling between new West Side Drive-In and East Side one as supervisor, making 35-mile trip sometimes twice daily.
Both Frank Belles and Jack Letton of Republic's local sales staff, settling down by building new houses.

Stitt to Detroit
Ralph Stitt, of the Paramount
home office, joins Par's United Detroit setup Monday (29), in charge of
advertising and publicity for the
circuit in that territory.
Long with Par, he recently shifted
to the ho, on Bob Gillham's staff
from Minneapolis where he had been
over ad-publicity for the Minnesota
Amusement Co.

Amusement Co.

Joe Byrant, Acquisition
Libbock, Tex, July 23,
Joe Byrant, west Texas rep for
National Screen Service, purchased
the new Midway, opened recently
by Lassater & Mauldin. Byrant
plans to leave NSS to operate house.
The International, Ysleta, Tex,
sold by W. G. Medina to Roy Pringle
of Fabens. Pringle also operates the
Rio at Fabens.
Malcolm Balley, assistant manager and treasurer of the Empire
(Interstate) resigned to affiliate with
local gas and oil company. Al White,
The Cook here, perated by Malley
The Cook here, perated by Malley
Burger, purchased by Lillian Walker,
who also operates the Savage,
Durant. Miss Walker has started
remodernizing.

Evins' Political Ambish

Lyuns' Political Ambish
Atlanta, July 23.
John E. Evins, owner and manager
of 10th Street and Plaza (nabe) theatrees here, has tossed his summer
style hat into Atlanta's political ring.
Evins is seeking city councilmanic
post now occupied by Frank Beck,
of Fifth Ward.
Evins is no novice in political lists,
having campaigned (unsuccessfully)
in previous elections for city council job.

Eaves' Berth
Lufkin, Texas, July 23.
Jack Eaves new head of the Texas
here succeeding Bill Threet, retiring.
Eaves comes from the Overton, at
Overton, A. D. Hooper takes over
post vacated by Eaves. Houses in the
Lee Threet chain.

Nebraska's Additions
Lincoln, Neb., July 23.
Within Edincoln Neb., July 23.
Within Edincoln Neb., July 23.
A \$65,000 for which roared the state, open in Nebraska, First will be George Monroe's Empress, Kearney, Neb. (2), and next will be Howard Federer's Liberty here, a month later.
G. Ralph Branton, g.m. of BlankG. Ralph Branton, g.m. of Blank-

Detroit, July 23.

A general slowdown in film selling, rather than the annual film blockade has brought some radical shifts in United Detroit theatre bookings here. During the delay of the chains shot in French Without Tears' as a first run at two of its nabes, the Regent and Annex.

Meanwhile six of the chains' Meanwhile six of the chains' interest and Ramona.

Meanwhile six of the chains' houses are the usual split weeks. The properties of the Norwest and Ramona.

Meanwhile six of the chains' houses are the usual split weeks. The Norwest and Ramona.

Meanwhile six of the chains' houses are the usual split weeks and response to the Norwest and Ramona.

Harry Long's Spot.

Cleveland, July 23.

That's All, Brother!
Seattle, July 23.
Al Rosenberg, exec of Evergreen (Skouras) theatres; in Oregon and Washington, purchased two mags to race at local Longacres track. Latest is Olimpo, former Bing Crosby stake holse. In Rosenberg's statue also holse, in Rosenberg's statue also holse. In Rosenberg's statue also holse, in Rosenberg's statue also holse. The theatre man is grooming them for the \$10,000 added Longacres mile.

Cody Doubling
Jamaica, N. Y., July 23.
Edmund Cody, assistant mgr. of
the Jackson, Jackson Heights, L. I,
doubling as manager of the Jamaica
here, while manager Hank Loury
vacations in Pennsylvania. Cody
leaves next week (30) for two weeks
in Chicago, and Ralph Nichols, who
manages the Jackson, has just returned from Bridgehampton, Mass.

Chi Palace Reopens Aug. 1 Chicago, July 23. RKO Palace will relight Aug. 1, after a summer layoff Indicated that house will start off with the first-run double feature policy with which it had been oper-ating when it darkened. Initial top-line flicker will be The Ramparts We Watch.

Neighborhood Adds 2
Lynchburg, Va., July 23.
Neighborhood Theatres, Inc., Richmond, added Eaco and Lee in Farmville, Va., to its string, effective Aug.
L Houses formerly operated by Dr.
L Power of the Common of t

Pulaski.

Shea's Niagara Tees Off
Buffalo, July 23.
Shea's Niagara, new Buffalo nabe, 12th house of Shea-Publix local chain, opened.
Harold Raives, former local Schine incluit booker, promoted to Schine booker for Ohio, headquarters at Cleveland, Harold Goldsmith assigned as booker to Syracuse, and Sud State of the State of the State of State

Savell Shifts to N.Y.

Leon Savell, associated with Wilby-Kincey for many years, is at the Paramount home office awaiting completion of details under which he will shift into one of the other circuits of the company over auditing. On Savell's transfer to the home office to the comptroller's department, he was succeeded in Atlanta with Wilby-Kincey by T. X. Jones who had been in charge of theatre auditing.

Edwards Adds Another
Los Angeles, July 23.
James Edwards circuit bought the
Valley theatre, El Monte, from Ast
Sanborn.
Jimmy Finkler, until recently with
Exhibitors Service, resigned to take
charge of a new theatre in Westwood, now in course of construction.

Lost Opportunity

Philadelphia, July 23
Last Friday there was a serious accident at the corner of 19th and Chestnut, in front of Warners' Aldine.

Newspapers printed photographs on the front pages showing the Aldine's marquee plainly. It would have been swell publicity except for one thing.

The Aldine is closed for the summer.

and J. R. Muir elected secretary, Other local members are: W. P. Dewees, Rex: F. H. Gow, Famous Players; William Hansher, Para-mount; Robert Scott, Lyric; John Dawson, Plaza, and J. Schuberg:

Jacobs Vice Wolf

San Francisco, July 23.

Red Jacobs has replaced William Wolf as branch manager at RKO ex-change here. Wolf's future plans indefinite.

E. W. Rau's Takeover

Louisville, July 23.

E. W. Rau; Takeover

Louisville, July 23.

E. W. Rau, owner of the Palace at Leichield, Ky., has bought the Starlight, Auburn, Ky., from M. H. Sparks, and will rename it the Marion, after his 12-year-old son. Tony Sudekum, Nashville, president Crescent Amus. Co., operator of theatres in Tennessee, Kentucky, Alabama, Arkansas, and other Southern states, recently opened the Belle Meade, new house in a new store development, representing a \$500,000 investment. House is located on the front lawn of his estate, said to be his crowning achievement in theatre construction, and was built as a memorial to his efforts in show business. House seats 1,500, has claborate marquee, mirrors in ceiling with uncua value of the state of Nashville.

Andy Anderson. Indianapolis.

Nasnville.

Andy Anderson, Indianapolis, added fifth house to his chain with purchase of the Star, Salyersville, Ky. House bought from H. D. Shel-

OVER 200 RADIO SPOT SPIELS FOR RAMPARTS

In connection with the preview of The Ramparts We Watch, Inst feature-length film produced by the March of Time, a series of 200-odd radio announcement have been placed by Time with the four Washington, D. C. stations, WJSV, WNAL, WRC and WOL. They will be used up during an intensive one-week ballyhop push.

pailynoo push.

Time's announcer, Hugh Conrad,
will go to Washington and gallop between the stations to personally read
every one of the announcements,
some of which are only five minutes

Par's Two 'Premieres' For 'Mountain', 'Mounted'

Two world premieres, with attendant ballyhoo, are planned by Paramount, for 'Comin' Round the Mountain' and, later on 'Northwest Mounted.' Mountain' will be preemed at the Paramount, Nashville, a Tony Sudekam house, Aug. 10, with two national broadcasts being arranged. Uncle Ezra will figure on one, under plans, and Par will bring players from Hollywod for local buildup.

Mounted, which will not be for release until the fall, will be given a world premiere in Canada, probably in October. Bob Gilliam plans going to the Coast in two or three weeks to discuss plans for 'Mounted.'

ing to the weeks to disc

Peggy Moran's Ballyhoo Swing for Universal

Peggy Moran, Universal starlet, who was shipped east last week to attend Syracuse, N. Y., opening of The Boys From Syracuse, 'will also be on hand to add glamor at two preems of 'When the Daltons Rode.-She'll stop off on her way back for festivities at Coffeyville, Kas., one night and at Kansas City the next. Miss Moran has appeared in 12 pictures during the past year, but neither 'Syracuse' nor 'Daltons' was among them.

ther Syracuse nor Daltons was among them.

Return to New York was in the nature of a reunion for the player with her father, Earl-Moran, w.k. painter of figures for Brown & Bigenlow calendars. They hadn't seen each other for 10 years. Fermer posed for her father for the benneft of photogs from the picture mags.

mention continue content should have been as the same south, and senten in the

Gus Lampe Lights Up Syracuse, From the Picture of the Same Name

Syracuse, July 23:
Rus Lampe, division manager for
set, an idea and two weeks of indefatigable pluggling, into the greatest
film exploitation stunt ever unveiled
upstate for the triple world premiere of Boys from Syracuse' here
Thursday (18).
Whereas meet its and the set of the set

Whereas most, if not all 'premieres whereas most in not appeared are engineered by the studios, this was strictly Lampe's show—a one-man opus which payed off in a manner to win praise from the various film execs who attended the open-

film execs who autended ing.

He 'unwelled a few new stunts in conjunction with the debut of 'Boys' in the three downtown houses of the Syracuse Schine chain, Keith's Paramount and Eckel, and had the cooperation of Jules Levey, indie producer, and of Universal in securing several 'names' to grace the opening. But the most outstanding phase of the exploitation was its sheer volume.

the exploitation was its sneer volume.

There was hardly an angle Lampe overlooked. He was given only two weeks from the time the date for the premiere was set to the day it took place. But in, that two weeks he had the city wide-eyed with showmanship. The newspapers were packed with contests for a couple of weeks. Most successful was for a list of boys from Syracuse (N. Y.) who had gone on to win fame in other parts of the world. There was a candid camera contest and others which attracted interest.

interest.

Lampe even reaped himself some national publicity through tieup with American Airlines offering to

Lampe even reaped nimself some national publicity through tieup with American Airlines offering to make the person coming the furthest distance by air to Syracuse for the premiere the guest of the film stars gathered for the occasion. Telegrams came from all over the country showing the pull of this stunt.

A few of the bollyhooed notables expected bowed out at the last minute, but enough of them were on hand to keep the customers happy. Representing the film industry were Joe Penner and Eric Blore, who take feature roles in the picture: Charles Coburn, who came down to plug his Mohawk Festival strawhatter; Constance Moore and Peggy Moran.

With the exception of Coburn, all came in on two planes early in the afternoon; accompanied by J. Cheever Cowdin, chairman of the board of Universal; Charles Prutzman, vice-president; William Scully, general sales manager; John O'Connor, general manager of RKO Schine division manager, and Lou Pollock, eastern publicity director for Universal with a flock of aides and New York critics. Also in the party were Graham McNamee, commentator for Universal News, Bud Abbott and Lou Costello, radio comics.

Festivities started with a giant parde from the airport, where thou

News, Bud Abbott and Lou Costello, radio comics.

Testivities started with a giant parade from the airport, where thousands had gathered, through the downtown streets, Jammed with youngsters and adults. A few chariots provided the proper Grecian atmosphere for the parade.

Apparently unexpected, Eddie Sutherland, director of 'The Boys', planed in in a private ship. He arrived after the parade had started, but one of the best pieces of ballyhoo of the whole show was a Syracuse friend racing Sutherland downtown, where he stood the crowd until the parade came along and then thumbed 'himself a ride in one of the official cars.

During the afternoon some of the execs got an eyeful of Lampe's promotion. They found the city had all its flags out and that Grecian costumes were a dime a dozen in all the stores, where Lampe had everyone togged in togas from the elevator girls up. Even the liquor stores featured displays of Greek wines. The newspapers had special sections in which merchants all played the

tured displays of Greek wines. The newspapers had special sections in which merchants all played the Boys from Syracuse, theme.

The premiere had all the usual trimmings, radio interviews, floodlights and a milling mob through which the stars could barely fight their way into the theatre. After a first appealance at Keith's, focal point of the premiere, the party visited the other two houses where the picture was shown. Later, the entire delegation was guest of Mayor Marvin at a cocktail party in the Hotel Syractise.

Papers splashed the story strong, setting precedents with their free space. Crix liked the opus, but it was Lampe's show which stole the spotlight. spotlight.

During the personals, Abbott and at

Costello scored, while Penner went over big. Blore gave a brief character sketch and Cobum told a couple of yarns. The gals did line, but had all the stops out on the charm business. McNamee emceed

ne snow.
All, including Lampe, planed out he next morning.

BANKERS CLAMP DOWN ON COSTLY JUNKETS

Elaborate and costly previews at out-of-way cities vaguely connected in some manner with the picture being ballyhooed apparently are on the ing ballyhooed apparently are on the way out. They will continue on the taboo list for the duration of the European war, too, if bankers have their say-50. Financial men footing the industry's production bill for the coming 12 months bluntly say such previews are a waste of money and that the coin outlay recently has not been commensurate with either the goodwill or press received.

Previous to the drastic cut in for.

Previous to the drastic cut in for-eign revenues, initial junkets such as staged for 'Dodge City' and 'Union Pacific' justified every nickel spent.

Over-Ballyed S.A. Slant Kayoes French Pic in O.

Too much sexy advance ballyloo 'Mademoiselle Ma Mere' backfired on the Penn Square, Domenick Grillo's foreign house, getting him into hot water with Ohio's

ooard which has put French film on

board which has put French film on ice to cool off for a while.

Import might have got by it it had been showed into censors' hands more quietly, but house's operator played his hand. Before getting an official okay on it, he mailed a couple of thousand cards building up 'M. M. M.' as 'one of the naughtiest bouddly romances ever to come out. boudoir romances ever to come out of France, with a rather suggestive sketch of Danielle Darrieux, accent-

sketch of Danielle Darrieux, accenting some quotes.

From reports, board of bluenoses had given film a cursory once-over, with only one or two minor cuts, until one of the sexy giveaway cardsfell into their hands. Print was yanked back for a sharper look-see to discover what all the shootin' was for. That was three weeks ago and the unofficial word has gone out that as a result of the hallwhoo the that, as a result of the ballyhoo, the censors think 'M. M. M.' is too hot

Hisses and Boos For Cámpaign on 'Villain'

Hollywood, July 23.

Hollywood, July 23.

Somewhat unique press book has been issued by Harold B. Franklin for his first film production, "The Villain Still Pursued Her," to be released by RKO Radio. Most of the campaign is covered via mimeographed typewritten sheets, with stress laid on the possibilities of exploiting the film by use of the words 'Hiss It'.

All of the oldtime hokum exploita-tion and advertising is recom-mended, including a 'find the vil-lain' stunt, amateur contests, stooges in audience, community singing and history. lain' stunt, a mateur contests, stooges in audience, community singing and hissing and booing practice. Boo him shoo him, foo him' are a few of the advertising slogans suggested. Banner line is 'th's a cataclysmic drammer of tears, leers and cheers.

LOEW'S I.C.S. 'EDISON' TIEUP

LOEW'S I.C.S. 'EDISON' TIEUP
Nearly \$10,000 in free scholarships
are to be given away by International Correspondence School
connection with the Loew circuit
(N. Y.) of 'Edison, the Man'
Sixty scholarships, each worth
\$150, will be awarded to winners of
a questionnaire contest to be
ducted in each of 60 Loew theatre.

MPAYBE BALLY

San Antonio, July 23.

Local Interstate billboards, through out the city, have been posted with 'Motion Pictures Are Your Best Entertainment; See a show once a week at your nearest Interstate Theatre.

Sudden Heat Wilts Chi B.O., But Glenn Miller-'Untamed' OK \$37,000; Tomlin Fair \$14,000, 'Gone' Fades

Hot weather descended suddenly on Friday (19) and sent the public out of town on the first real warm weather weekend of the season. This naturally affected business at the loop houses, which are currently doing the best they can with what they

ioop houses, which are currently doing the best they can with what they have handy.
Only house which has gone to genuine booking effort is the Chicago, where Glenn Miller's orch is making its first theatre appearance and incleates good boxoffice; though midwest is not the swing-mad east, and the Chicago is not the Paramount, 'Andy Hardy Meets a Debutante, 'Andy Hardy Meets a Debutante, having turned in a healthy session in the Chicago last week, is rewarded with additional loop time in the Rossevelt, while 'New Moon' continues to hold in the United Artists on its third week. Musical has turned out to be the best boxoffice item the house has had an several months. Another hold-over is 'My Favorit' Wife, which is getting a fourth the Gorick on the copy of the condition of the condition of the copy of the copy

State-Lake has brought '20 Mule Team' back to the loop to team with vaude.

Satimates for This Week
Apolio (B&K) (1.200; 35-55-65-75).

Million B. C. (UA). Getting an adventure group play, which is counting under the seasons downtown to good enough \$5.200.

Chicago (B&K) (4,000; 35-55-75).

Untamed (Par) and Glenn Miller orch. About the best pace of the loop and heading for satisfying \$37,000, with the picture indicating no assistance at the wicket. Last week Hardy Debutante' (MCO) and Jan Satisfying Satisfying

Rossvett (B&K) (1,500; 35-55-65-75)— 'Hardy Debutane' (M-G). Switched from the Cheago and going through in bangun style to \$9,000. Should hold-over. Last week 'Orchid' (WB), fairish \$6,800 in second loop gallon.

chid' (WB), fairish \$6,800 in second loop gallop.
State-Lake (B&K) (2,700; 28,44)—
Mule Team' (M-G) and vande.
Duncan Sisters headtlining. Otay session at \$14,900 for 'Strange Cate' (M-G) plus vaude headed by Bernie Cummins orch.
Tailed Artists (B&K-UA) (1,700; 36,45,15)—New Moon' (M-G) (54,64,15)—New Moon' (M-G) (54,64,15)—New Moon' (M-G) (54,64,15)—New Moon' (M-G) (54,64,15)—New Moon' (M-G) (54,64,15)—See a read of the corralling solid \$12,600 last week.
Weeds (Essaness) (1,200; 75-1,10-1,50)—'Gone' (M-G) (26th wk.).
Closing near as gross slides, \$5,000 indicated take currently, after okay \$6,000 last week.

'HEAVEN' TOPS BALTO, \$15,000

Bad slump setting in last week not getting any potential any potential and the stratorrid spell and corrently. Best bix is being garnered on 'All This, And Heaven Too,' made to order for deluxe following of amply seated Stanley. In second slot, at fairish gate, is the combo Hipp, with Tom. Brown's School Days,' leaning heavily on annual local talent 'Stardust Revue,' sponsored in tie-up with the Baltimore News-Post. Ho.'s of Andy Hardy Meets Debutante' and Maryland,' also rather steady considering lukewarm spirit of week's stolngs.

ioings.

Estimates for This Week
Century (Loew's-UA) (3,000; 15-540)—Hardy Debutante' (M-G)
2d wk.), Holding moderately well
\$8,000 after okay opening to

55)—'Maryland' (20th) (2d wk.) Holding uneventfully at indicated \$4,000 after bang-up opening which got off to \$1.10 preem, day and date with nearby 1,000 seat Centre, and held in steady fashion to okay \$10,-900, a remarkable figure for this house.

house.

Stanley (WB) (3,230; 15-25-35-0.55)—Heaven Too (WB). Taking full advantage of extra large capacity and normal class following of house to hang up town-leading \$15,000. Sectond week already in the bag. Last week, 'Untamed' (Par) got nowhere with ng. \$5,700.

'NEW MOON' BIG \$45,500 IN TWO **HUB SPOTS**

Boston, July 23.

'New Moon' is taking the important coin here this week, and is running up a tally at the Orpheum and State which may break summer bo. records. The Orpheum, downtown, has been running to capacity since opening and over the weekend, both matinees and evenings, and 'Moon' looks like sure holdover. Picture was given a big publicity buildup through the usual local media, and a hefty studio ad campaign helped.

'All This, and Heaven Too' is being held over at the Met. Impending visit of Bette Davis here tomorrow (Wednesday) on her way to a New Hampshit of Bette Hampshit of Betters in the film. Queeng tened timy is so-so at Keith Memorial.

Estimates for This Week

Estimates for This Week

Boston (RKO) (3,200; 15-20-39-44)

—Passport Alcatraz' (Col) and 'Dr.
Christian Women' (RKO). On the
downgrade to around \$5,000. Last
week, 'Sailor's Lady' (20th) and 'Hot
Steel' (U), \$5,500.

Fenway (M&P) (1,332; 28-39-4455)—Way of Flesh (Par) and Lucky
Cisco Kid' (20th). Ns.h., around
\$4,500 promised. Last week, 'Ghost
Breakers' (Par) (2nd run) and
Three Faces West' (WB), \$5,500,
fair.

Three races research (RKO) (2,907; 28-39-44-55) - Queen Destiny' (RKO) and 'Cross Country Romance' (RKO). On the pale side, about \$10,500 Last week, 'Million B.C.' (UA) and 'Saps Sea' (U), skidded to \$3,800.

Sea (U), skidded to \$6,800.

Metropolitan (M&P) (4,367; 28-39-44-55)—'Heaven Too' (WB) and 'Pop Pays' (RKO) (2d wk.). Aiming at pleasing \$14,000. Last week \$19,000, and the standard of the skip of t

Pays (tRIO) (2d WK). Hilling & pleasing \$14,000. Last week \$19,000, good pheum (Loew) (2,300; 28-39-44.

\$51—New Moon' (M-G) and 'Military Academy' (Col). Dragging in standee biz despite the worst kind of weather. Will probably ring up \$27,000. or better, tremendous. Last week. 'Susan God' (M-G) and 'Turnabout' (UA), \$18,300, very good. Parameunt (M&P) (1,797; 28-39-40-55)—Way of Flesh (Rar \$3,500. Grar) and 'Three Faces' (WB), \$7,000. okay. Scollay (M&P) (2,533; 28-38-44-50)—Ghost Breakers' (Par) (3rd run). Maybe \$4,000, satisfactory. Last week. 'Four Sons' (20th) and 'Man Talked Minch' (WB) (both 2nd run), \$3,000. State (Loew) (3,500; 28-38-44-55)—New Moon' (M-G) and 'Man Talked Minch' (WB) (both 2nd run), \$3,000. State (Loew) (3,500; 28-38-44-55)—New Moon' (M-G) and 'Man Talked Minch' (WB) (both 2nd run), \$3,000. State (Loew) (3,500; 28-38-44-55)—New Moon' (M-G) and 'Man Talked Minch' (WB) (both 2nd run), \$3,000. State (Loew) (3,500; 28-38-44-55)—New Moon' (M-G) and 'Military Academy' (Loew) (3,500; 28-38-44-55)—State (Loew) (3,500; 28-38-44-55)—New Moon' (M-G) and 'Military Academy' (M-G) and 'Military Academy' (M-G) and 'Military Academy' (M-G) and 'Man (M-G) and 'Military Academy' (M-G) and 'Man (M-G) and 'M-G) and 'Man (M-G) and 'M-G) and 'M-G)

Clearing Lobbies May Settle Bldg. Dept. Beef

doings.

Estimates for This Week
Century (Loew's-UA) (3,000, 1525-40)—Hardy Debutante (M-G)
(2d wk), Holding moderately well
at \$3,000 after okay opening to
\$12,000.

Estimates for This Week
Century (Loew's-UA) (3,000, 1525-40)—54-40 Debutante (M-G)
(2d wk), Holding moderately well
at \$3,000 after okay opening to
\$12,000.

Estimates for This Week
Century (Loew's-UA)

Feuding between theatre ops and
city building inspection department
cluttering of lobbies with vending machines, soft drink bars and
other sidelines is being ended by a
compromise policy. Building InspectoCentury (Loew's-UA)

Feuding between theatre ops and
city building inspection department
cluttering of lobbies with vending machines, soft drink bars and
other sidelines is being ended by a
compromise policy. Building InspectoLeon M. Gurda is taking the
houses one by one and measuring
house the must be kept clear,
taking seating capacity into considseating (Lag and Stating and the policy of their
station. Thus, theatres with ample
lobby space are permitted to retain
the properties of the proper

First Runs on Broadway

(Subject to Change)

Week of July 25

Astor—Gone With the Wind' (M-G) (32d wk.). Capitol—'New Moon' (M-G) (2d wk.).

Criterion—'Snow White and Seven Dwarfs' (RKO) (reissue)

Globe—'Leopard Men of Af-ca' (Select) (27),

Music Hall—'All This, a Heaven Too' (WB) (4th wk.). Paramount — Untamed' (Par) (26). (Reviewed in Variety, May 26)

Riaito-'The Fugitive' (U) (22). Roxy—'Turnabout' (UA) (28). (Reviewed in Variety, May 8) Strand-They Drive by Night'

WB) (28). (Reviewed in Variety, July 10) Week of Aug. 1

Astor—'Gone With the Wind' (M-G) (33d wk.).

Capitol—'Andy Hardy Meets Debutante' (M-G). (Reviewed in Variety, June 3)

Music Hall—'South of Pago Pago' (UA).

(Reviewed in Variety, June 17)

Paramount-Boys from Syracuse' (U) (31). (Reviewed in Variety, June 17) Rialto - 'Prison Camp' (Col)

Roxy—'The Man I Married' (20th) (2).

KAYE UPS 'LOVE' IN INDPLS, TO **BIG \$13,500**

Indianapolis, July 23.

A heat wave arrived at the Hoosier apitol this week, shoving the temperatures up and in one case the biology.

perstures up and in one case the b.o. down.

However, the Lyric, with Sammy Kaye's orch, is having its biggest week in quite a spell.

Loew's is doing olday with 'Our Town' and 'Sporting Blood'. Circle is suffering through a second week of 'All. This, And Heaven Too.' Armstrong-jenkins fight pic has been added, but they're still taking it on the chin.

Estimates for This Week

Estimates for This Week.
Circle (Katz-Dolle) (2,600; 25-30-40)—Heaven Too' (WB) plus Armstrong-Jenkins fight pic (RKO).
Prov \$5,000. In fight pic (RKO).
Toewer (Loews) (2,400; 25-30-40)—Our Town (UA) and Sporting Blood' (M-G). Good \$8,500. Last week (2d). Andy Hardy (M-G) and Captain Lady (M-G), okay \$7,800. Lyrle (Lyric) (1,00; 25-30-40)—Tove, Honor' (U) and Sammy Kaye's orch. Heading for very solid \$13,500. Last week, "Manhattan Heartbeat" (U) and vaude, not so good \$7,000.

Heat Chills Grosses But 'Heaven' Strong \$80,000 on 3d Week: 'Moon' Comes Over With 30G, 'Md.' 21G 2d

Astor (1012; 75-85-\$1.10-\$1.65-\$2.20)—'Gone' (M-G) (32d wk). This picture is like poor relations paying a visit, it sticks around so long, but apparently it hasn't worn out its welcome; last week. (31st), \$7,700, better than the prior stanza when it was \$7,200.

was \$7,200.
Capitol (4,520; 25-40-55-75-\$1.1012,25)—New Moon' (M-G). High cost musical with MacDonald-Eddy battling the elements pretty well, perhaps over \$30,000. That's not to sneezed at, even if hay fever time is nearly here. Last week 'Susan and God' (M-G), stightly over \$20,000, a heart-breaker.

heart-breaker.

Criterion (1,682: 25-40-55)—'Sporting Blood' (M-G). Suffering from bad fetlocks and won't race in for more than \$8,000 or so, a short payoff. Last week "Those Were the Days' (Par) proved it was here on the wrong days, less than \$5,000. Globe (1,700; 25-35-55)—Girls of

'313'-'Scandals' \$15,000, Cleve.

Fine Product Bucks Dog Days — 'Heaven' H. O., \$9,000, 'Hardy' 2d 8G

Cleveland, July 23.

(Best Exploitation: State)

Long overdue dog-days are finally here in earnest, yet grosses are not melting a fast as expected. George White's Scandals: one of 'alace's two any opposits since, half of shims are hold-overs.

State had the oft-postponed 'Our Town' inked in for current stanzabut third and final cancellation of it at last moment played havoc with newspaper contest, poster work, asistictory results that a moveover to Allen is indicated. Both 'Safari' and Giris of Road' at Stillman and Allen, respectively, ranking as B-dawdlers.

Third anniversary of Andy Hards of Road' at Stillman and Allen, respectively, ranking as B-dawdlers.

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Third anniversary of Andy Hards of Road' at Stillman and Allen, respectively, ranking as B-dawdlers.

Third anniversary of Andy Hards of Road' at Stillman (Loew's (1972; 30-35-42-55)

Hardy Debutante' (M-G). Climbed on which raced through town with should be a near eye of the properties of the prope

(Best Exploitation: Capitol)

Bistering heat, letting up a little yesterday (Tues.) has been knocking the boxoffices galley west on Broadway. The weekend found Times Square like a little country village, notably on Sunday (21) when people scrammed to beaches and country or stayed at home under a fan. Nationally the torridity asis made the ho's very frigid. In some the state of th

HEAVEN' H.O. ON TOP IN D. C., 17G

Washington, July 23. It's still 'Heaven Too' in a walk. Pick socked last week and is being Pick socked last week and is being held over, with same abbreviated stage show, for second stanza at Earle and is leading town by good \$2,000. Second place goes to 'Our Town,' booked into Capitol, Loew's vaude spot, after deciding its lack of star names made it too light for Palace, big straight pic house.

Ramparts We Watch, 'March of Time's first feature-length film bow's

'Md.' \$14,000, 'Tom Brown' Fair 121/2G, 'Turnabout' 2d Okay \$7,500, Frisco

San Francisco, July 23.
Mild week on Market street, with a flock of so-so pix not adding to the excitement, or lack thereof. Most exploitable product is Turnabouit at United Artists, cashing in on word-of-mouth despite none too favorable reviews. Orpheum is using a reissue this week, 'Next Time We Love.' of-mouth despite none too favorable reviews. Orpheum is using a re-issue this week, 'Next Time We Love.'
Out in the districts, 'The Baker's Wite,' French, starts its second month

wire, French, starts its second month at the Clay.

Estimates for This Week

Estimates for This Week

Estimates for This 33-39-44

Maryland (20th) and Sailor's Lady

(20th), Bare \$14,000 in sight, assi-week 'Love Back' (WB) and 'Plight Angels' (WB), below expectations at \$13,000.

Angels: (WB), pelow expectations at \$13.000. Golde (RKO) (2.55: 39.44) Golden Care (RKO) Days' (RKO), and value. Call the Call (RKO) and ben' lye intit and call (RKO) and Bern' lye intit about the same and under anticipation.

Orpheum (F&M) (2.440; 33.39.44) —'Next Time Love' (Col) (revival) and Black Diamonds' (U). Slimmish \$6.500 on the horizon. Last week. 'Married Adventure' (Col) and 'Love, Honor' (U) under expectations at \$7.000.

mish \$6,500 on the horizon. Last week. 'Married Adventure' (Col) and 'Love, Honor' (U) under expectations at \$710.00 (Per amount (F) (Per amou

going.
St. Francis (F-WC) (1470: 33-3944)—'Hardy Debutante' (M-G) and
Fucitive Justice' (WB). Getting
satisfactory \$6,000 on second week of
move-over. Last week, as expected
at \$7,000.

move-over. Last week, as expected at \$7,000.

United Artists (Cohen) (1,200; 35-55-75)—Turnabout' (UA). Drawing considerable attention, and second week expected to bring \$7,500. Last week, healthy \$11,000.

Warfield (F.WC) (2,880; 33-39-44)
—Man Who Talked' (WB) and 'Scatterbrain' (Rep). Fair \$8,500 in view. critics agreeing title more truth than poetry. Last week, We Are Young' (M-G) and 'Sporting Blood' (M-G) put up good struggle for mild \$9,000, okay for these pix.

'Horizon'-'Truth' Beat New Seattle Pix, 5G

Seattle, July 23.
Two ace pix are revived this week at the Liberty, as antidote for heat wave and paucity of new product, and the duo—Lost Horizon and Awful Truth—are pulling well. Rest of town only fair.

Estimate *---

Estimates for This Week

Estimates for This Week
Blue Mouse (Hamrick-Evergreen)
(850; 30-40-50)—"Not Tough.'(U) and.
Windy Polars' (RKO) (2d wk).
Moved over from the Orpheum, but not hitting solidly at \$1,200, \$low for five days. Last. week. 'Untamed'
(Par) and 'Sandy Lady' (U) (2d wk) fair \$1,800.

fair \$1,800.

Collseum (Hamrick Evergreen)
(1,900: 21-35)—Lillian Russell' (20th)
and 'One Beautiful' (M-G) (2d run),
good \$2,800. Last week, 'Mule Team'
(M-G) and 'On Own' (20th) (2d run)

ditto.

Fifth Avenue (Hamrick-Evergreen) (2,349; 30-40-50)— Maryland' (20th) and 'Cross County' (RKO).

Can't see better than a mild \$4,200:
Last week, 'New Moon' (M-G) (2d wk), fair \$4,400.

wk), fair \$4,400.
Liberty (J-vH) (1,650; 30-40-50)—
Lost Horizon' (Col) and 'Awful
Truth' (Col). Revivals are bealing
scarcity of product and the summer
heat with big \$5,000 and may hold
over. Last week, 'Turnabout' (UA)
(3d wk) fair \$3,200.

(3d wk) fair \$3,200.

Music Box (Hamrick-Evergreen)
85; 30-40-50)—New Moon' (M-G).

Moved over from the Fifth Ave. for
a third round, and builing a good
\$2,500. Last week, 'Mortal Storm'
(M-G) and 'Pop Pays' (RKO) (3d
wk) nifty enough at \$1,900.

Orpheum (Hamrick-Evergreen)
(2,600; 30-40-50)—Private Affair
(U) and Captain Lady (M-G). At
\$3,000, terrible, Last week, 'Not
Tough' (U) and 'Windy Poplars'
(RK), \$3,100, mild.

Palomar (Sterling) (1.350: 30-44).

Tough' (U) and 'Windy Poplars' (RK), \$3.100, mild.

Falomar (Sterling) (1,350; 30-40-50)—Grand Ole Opery' (Rep). Heavy billing for Weaver 'ros, and Elviry, but Polack Bros. stage circus main reason for the take, which is good at \$5,500. Last week. Tear Gas' (WB) plus 'Sunkist Vanities' on stage cilcked at \$5,200, big.

Paramount (Hamrick-Evergreen) (3,039; 30-40-50)—Harl Debutante' (M-G) and 'Phantom R.iders' (M-G) (2d wk). Still good for \$4,600. Last week, same films, \$8,100, big. Rossevelt (Sterling) (800; 21-35)—21 Days' (Col) and 'Had My Wey' (U). (2d www.ele-geod at \$1,800, six Old 'Meet' Again' (WB) (2d wln) (2d wk), \$2,100, big.

Where Garden (Sterling) (800; 21-35)—(10,100) (Meet' Again' (WB) (2d wln) (2d wk), \$2,100, big. (200)

'TURNABOUT'-FIGHT FAIR \$9,500, PROV.

Providence, July 23.

Average b.o. takes this week with heat vacations and rides into the country culting into main stem biz.

Estimates for This Week
Carlon (Fay-Loew) (1,400; 28-39-50)—Maryland' (20th) and 'Sailor's Lady' (20th) 2d run). Hoping for \$2.500. Last week, 'Heaven-Too' (WB) (3d downtown wk.), good \$3.500.

Fay's (Indie) (2000; 15 ce).

N. J. J. Last week, 'Heaven Too 'WB) 'Gd downtown wk.) good \$3,500.

Fay's (Indie) (2,000; 15-28)—'Carolina Moon' (Rep) and 'Murder Is News' (War). Juve-serial followers helping house to fair \$3,000. Last week, 'Not Tough' (U) and 'Aukon Fliath' (Moon), Sood 33,000. Last week, 'Maryland' (20th), Slow \$6,000. Last week, 'Maryland' (20th), and 'Sailor's Ledy' (20th), nice \$7,000.

State (Loew) (3,000; 28-39-50)—'Turnabout' (UA). 'Sporting Blood (M-G) and Armstrong-Jenkins fight. House can usually do, much better than the fairish \$3,000 in store this week. Last Jeck, 'Hary Lebtiante' (M-G). State (Low) (3,000; 28-49-50)—'Strand (Indie) (2,000; 28-40-50)—'Strand (Indie) (2,000; 28-40-50)—'Durtamed' (Par) and 'Tomboy' (Mono). Also finding it slow going with pace a fairish \$5,000. Last week, '21 Days' (Col) and 'Gangs Chicago' (Rep), fair \$5,500.

HOSSY L'VILLE GIVING 'MD.' 7G

Louisville, July 23,

(Best Exploitation: Loew's State),
Hot weather hitting the town for
the first time this summer, and
whether this is the reason, or something else, biz is in the low brackets
currently. Night clubs' open-air
dancing, summer shows at Iroquois
Amphitheatre, softball and automobiles are getting a good bulk of the
local folks these warm days, but
cooled film houses hold some appeal.

'Maryland,' at Rialto, is pacing
town, with ho. of 'All This, and
Heaven Too,' at Mary Anderson,
dropping off somewhal, but still okay
on second stanga, but still okay
on second stanga,

contests and store tieups. Both Loew's State and Rialto have horse pics. Estimates for This Week

Brown (Loew's-Fourth Avenue)
(1,000; 15-30-40) — 'Andy Hardy Debutante' (M-G) and 'Captain Lady' (M-G). Both films did plenty okay in two-week run at Loew's State, and indications are that town is pretty well milked on the pair 17,00. Lasuw will be the town is pretty well milked on the pair 17,00. Lasuw will be the the work of the town of the town is pretty well milked on 15-25.
—'Stat Dust' (20th) and 'Johnny Apollo' (20th). House is going along swell after being closed for remodeling. Biz shapes up better here in summer months than during cold weather, and currently is aiming at fine \$1,700. Last week, 'Doctor Wife' (20th) and 'Primrose Path' (Col), split, with My Son' (6th) and 'On Loew's State (Loew's) (3,100; 15-30-40)—'Sporting Blood' (M-G) and the Archyong' (M-G). Horse pic nicely exploited, and is a natural for local patirons, who like the gee-gees, either in the flesh or on the screen. However, many factors holding gross down to light figure, including another hose pic across the street at Rialto. Heading for medium \$6,000. Last week, 'Andy Hardy Debuttante', and the state of t

(RK), \$3,000, mild.

Palomar (Sterling) (1,350; 30-40-50)—Grand Ole Opery. (Rep.)
Heavy billing for Weaver ros and Elviry, but Polack Bros. stage circus main reason. Last take, with main rea

Land or Sea, All The Same to Curtiz

Hollywood, July 23.
Michael Curtiz hops from the
western prairies to the Atlantic
ocean as soon as he finishes his direction of "The Santa Fe Trail" at
Warners.

Warners.

His next chore is skipper of 'John Paul Jones,' the James Cagney starrer.

HEAT HITS K. C.: 'PAGO' FAIR \$7,000

Kansas City, July 23.

Kansas City, July 23.

Slow is the word for business on the theatre front, where attractions are not especially magnetic. First session of real summer heat broke last midweek and has been taking its toil since.

'Untamed,' at Newman, is fairly strong, but South of Pago Pago,' at Midland, is only fair. 'Maryland' is a holdover at Fox Midwest Esquire and Uptown, but got the best of its play last week. It stays for a 15-day run until Friday (25). On that day run until Friday (26). On that day run while seem midwest premier of 'When the Daltons Rode,' with the stars coming in from Coffeyville, Kan, where they appeared in world preem day before. Randy Scott, Andy Devine, Frank Albertson, Constance Moore and Peggy Moran to be on hand.

Estimates for This Week

Estimates for This Week

Estimates for This Week

Esquire and Uptown (Fox Midwest) (820 and 2,043; 10-28-44)—
Maryland' (20th) (2d wk). Holds over for long second week of eight days. Will see \$5,500 combo, against first week's \$8,000 which was good, but not quite as expected.

Midland (Loew's) (4,011 10-28-44)—
Midland (Loew's) (4,011 10-28-44)—
Lage (M-G) Pair and Garpton Lage (M-G) Pair and Garpton Lage (M-G) Pair and February (M-G). A fittle better at \$8,000.

Newman (Paramount) (1,900; 10-28-44)—Untamed' (Par). Has only the name of Ray Milland and technicolor to work on marquee. Satisfactory \$6,200. Last week, Love Back weep with a one-day stand of Bob Mope and company at hypoed prices; \$12,000 week was twice what it would have been without personal appearance.

Tower (Joffee) (2,110; 10-30)—

would have been without personal appearance.

Tower (Joffee) (2,110; 10-30)—
Lucky Cisco Kid' (20th) with Isham Jones orch on stage. Latter attraction somewhat better than usual vaude acts and take up a little to \$6.800. Last week, 'Grand Ole Opry' (Rep) with vaude, fair \$5,800.

MEMPHIS DROWSY; 'MD.' SO-SO 5G, REST SLOW

Memphis, July 23.

Faces are long and boxoffice lines short in Memphis this week. The summer slump has come with a vengeance. Only picture in town doing any business is 'Maryland' at Loew's State, and even this one is not setting anything affire.

'All This and Heaven, Too' had a great first week at the Warner and is doing all right on its holdover. In the week of the split week at Loew's Palace of 'Tom Brown's School Days' with 'Sailor's Lady' is a loser all the way.

Interest in politics, continued foul weather, and the competition of the Memphis Open Air. Theatre are all explanations.

Estimates for This Week

Estimates for This Week, Calow's State (Loew's) (2,600; 10-33-44)—Maryland (20th). Against present, week, opposition, showing Last week, "Turnbout" (UA) four days and 'Cross Country' (RKO) three days, \$2,700, punko.

Warner (Warner) (2,300; 10-33-44)—Heaven Too' (WB) (2d wk), Okay

three days, \$2,700, punko.

Warner (Warner) (2,300; 10-33-44)

—Heaven Too' (WB) (2d wk). Okay
for \$3,000. Last week, \$7,800, swell.

New Maleo (Lightman (2,800; 1033-44)—Green Hell' (U). Pulling to
about average \$4,000. Last week,
Ghost Breakers' (Par), \$5,300, very
good.

Ghost Braglers (Par), \$5,300, very good good — Leew's Palace (Loew) (2,200; 10-50,400; 1

Aquatennial, Heat Maul Minneapolis: "Turnabout'-Flesh 12G, 'Hardy' 10G

HOPE BIG 22G, B'KLYN

'Mob'-'Wagons' Slick \$17,000—H.o. of 'Storm', B.C.' Weak

"Mob. 'Wagona' Silek \$17,000—H.o. of
'Storm/B.C.' Weak

Brooklyn, July 23.

Heat had no effect on Fabina Paramount's showled feet on General Magons Westward. Loew's Met nosedived with 'Mortal Storm' and 'One Million B.C.' second week.

Estimates for This Week
Albee (3.274, 25-35-50)—Brown's School Days'. (RKO) and Private Affairs' (U) plus Jenkins-Armstrong fight pix. Okay \$15,000. Last week, The Comment of the Paramount's feet of the Param

\$15,000.

Strand (2.870; 25-35-40)—'Murder
Air' (UA) and 'Last Alarm' (Mono).
Quiet \$4,500. Last week, 'Lost Horizon' (Col) and 'Awful Truth' (Col)
(re-issues), good \$5,000.

CINCY N.G., 'MD.' POOR \$9,000

Cincinnati, July 23.

Temperature bobbed around the 100 mark over the weekend for 100 mark over the 100 mark of the 200 mark of 100 mark of 100

Heaven Too' (WB). Moveover from Albee for second week. Nice \$5,000. Last week, 'Sporting Blood' (M-G), week \$3,500. Family (RKO) (1,000; 15-28)—Prairie Law' (RKO) and 'Chan's Murder Cruise' (20th), split with Fugitive From Justice' (WB) and Carson City Kid' (Rep). Normal \$2,000. Same last week on 'Lone Wolf Lady' (Col) and 'Tomboy' (Mono). divided with 'Gambling Seas' (WB) and Scatterbrain' (Rep). Reth's (Libson) (1,500. 39-47)—13,501 Talked Wach, 'Flour Sons' (20th). slow \$3,500. Lyrle (RKO) (1,400; 39-47)—14,100. Last week, 'Flurate Atfairs' (U), sad \$2,800. Falace (RKO) (2,600; 39-47)—'Maryland' (20th). N.s.h. \$9,000. Last week, 'Flurate Atfairs' (U), sad \$2,800. Falace (RKO) (2,600; 39-47)—'Maryland' (20th). N.s.h. \$9,000. Last week, 'Andy Hardy Debutante' (M-G) (2d wk.), all right \$9,000 after great \$15,000 for first week.

'HEAVEN' \$6,500, PORT.; B. C.'-'ANGELS' OK 5G

B. U. - ANULLS UN Du Bill Divorcement (RKO), \$800, light.

After strong advance bally, All' This and Heaven Too' is shooting the rapids in fine style at the U.A., top-jing the list of newcomers. As a ho, New Moon moved to the Mayaban and the strong at the Wall of the Mayaban and the strong at the Wall of the Mayaban and the strong at the Wall of the Mayaban and the strong at the Wall of the Mayaban and the strong at the Wall of the Mayaban and the strong at the Wall of the Mayaban and the strong at the Mayaban (Orpheum Co.) (1,800, Orpheum (Orpheum Co.) (1,800, Orpheum

Minneapolis, July 23.

Theatres here this week are batting with a ten the ten to the ten to the ten the ten

after a prosperous first week at the State.

Several theatres are trying to it in with the Aquatennial. With Gene Autry in person at the rodeo, the Esquire has an Autry picture, Carolina Moon, and is giving pairons free tickets to the sineing cowboy's radio broadcast. Flight Angels, Gopher's Rying drama, is horning in the state of the state

Heaven, at Pop Scale, Good \$18,000 In Philly Heat; 'Pago' Fair \$12,000

Philadelphia, July 23.

Heat wave hasn't hurt biz too much, as patrons are finding the deluxers the only cool spots in town as mercury zooms toward the high

10.
This week sees the debut of 'Allthis, and Heaven Too' at pop prices'
ind the resultant take is salistaory considering all fectors. Newomers are 'South of Pago Pago' and
My Love Came Back'—both faring
s' well as can be expected.
Estimates for This Week

Estimates for This Week
Arcadia (Sablosty) (600, 32-42-57)
Out Town' (UA) (3d run). Okay
\$1,500. Last week, 'Mortal Storm'
(M-G), good \$3,400 for second run.
Bayd (WB) (2.560), 32-42-77-68).—
Heaven Too (WB). Nesting about
\$18,000 at popular press, standard rate of the control of the contro

mes. Last week, M.-Cl.) poor \$8,000.
For (WB) (2,423, 32-42-57-68)—
Love Back' (WB). Fairish \$12,500.
ast week, Ghost Breakers' (Par),
nediocre \$10,300 for second turn.

(WR) (1,066; 32-42-57-68)

Last week. 'Ghost Breakers' (Par), mediocre \$10,300 for second turn. Karlton (WB) (1,066; 32-42-57-68) — New Moon' (M-G). Doing fair biz after moveover with \$4,200. Split week last sesh, with Four Sons' (20th) (3 days) and 'My Way' (U) (4 days), poor \$3,500.

Keith's (WB) (1,970; 32-42-57-68)— Chost Breakers' (Par) (2d run). Not measuring up to advance expectations with \$4,000. Better, however, than \$3,400 gate for 'Our Town' (UA) last stanza.

Stanley (WB) (2,916; 32-42-57-68)— Hardy Debutante' (M-G) (2d wk). Still holiding its own with even \$11,000 for dual sesh. Opener nettednice \$17,500.

Stanton (WB) (1,457; 32-42-57)—

nice \$17,500.

Stanton (WB) (1,457; 32-42-57)—
'Way of Flesh' (Par) with JenkinsArmstrong fight pic. Hitting par \$4,400. Last week, revival of 'Nazi Spy' (WB), fair \$4,100.

'Md'. \$10,500, 'Moon' \$10,000 Beat Omaha Heat: Reissues Big

Omaha, July 23.

Despite hottest weather of year coupled with hot was a warm of the weather of year coupled with hot was a warm of the work of the weather of year of year

tritle short of \$15,000.

Brandels (Mort Singer) (1,500; 10-25-35-40)—Lost Horizon' (Col) and 'Awful Truth' (Col) (re-issues). Wild to a nitty \$5,000. Last week, 'Brown's School Days' (RKO) and (Country Romance' (RKO), \$5,800.

Omaha (Tristates) (2,000; 10-25-40)—New, Moon' (M-G) 'Queen Mob' (Par). Set for close to \$10,000. Last week, 'Mortal' Storm' (M-G) and 'Manhattan Heartbeat' (20th) dipped under \$7,500, mild.

State (Goldberg) (900: 10-29-25)—

under \$7.500, mild.

State (Goldbern) (900; 10-20-25)—
Lillian Russell (20th) and 'Shooting High' (20th), split with 'Viva Clsco Kid' (20th), Saps Sea' (UA) and Love, Honor (U). Looks for a neat \$1.600. Last week 'My Way' (U) and Torrid Zone (WB), split with Tele, Destiny (RKO), Ganes Chicago 'Ren) and 'Conga Nights' (U), 2004 \$1.800.

cago' (Ren) and 'Conga Nights' (U), good \$1,800. and 'Conga Nights' (U), good \$1,800. and 'Ren' (Sold-Avenue. Military. Dundee (Gold-Avenue. Military. Dundee (Gold-Ren') (Sold-Book) (25) — Slichtly Housable (UD), Conga Nights' (Military) (Sold-Ren') (RKO), solit with 'Lillian Renell' (RKO), solit with 'Lillian Renell' (RKO), solit with 'Longo (Military) (RKO), and 'My (U), split with 'Congo (Military) (M

Key City Grosses

Estimated Total Gross
This Week\$1,327,906
(Based on 28 cities, 168 theatres, chiefly first runs, including N.Y.)
Total Gross Same Week

Last Year \$1,136,100 (Based on 26 cities, 168 theatres)

'AFFAIRS' - 'FUNZ **FINE \$25,000** IN DET.

Detroit, July 23.

Lack of good product has hurt
Fox and Adams lately, although Fox
has been holding up well with stage
shows. Its Funzaine' unit with
Private Affairs on the screen this
25-500.

Ninety-three degree temperature
Friday dign't help any, but on the
whole biz has been quite satisfactory.

tory. Estimates for This Week

Estimates for This Week
Adams (Balaban) (1,700, 30-40)—
'Mannhatau Heartheat', (20th) and
Leopard Men', (1nd), Weak \$4,500,
Last week, 'Sailor's Lady' (20th), and
'Girl 313' (20th), poor \$4,000.
Fox (Fox-Michigan) (5,000; 30-40-55)—Private Affairs' (10) with Tunzafire on stage, Headed for fine \$25,000. Last week, 'Scandas' on stage and 'Outsider' (Alliance), nitty \$29,000.

John Last Week, Scandais on stage and Outsider' (Alliance), nifty \$29,-and Outsider' (Alliance), nifty \$29,-and Outsider' (Alliance), nifty \$29,-and Outsider' (Alliance), nifty \$29,-and Outsider' (Alliance), nifty \$20,-and Outsider'

'Md.' Dual Big \$10,000, 'Hardy' 2d 9G, Denver

Denver, July 23.

Business was good over the weekand with 'Maryland' and 'Man Who
Talked Too Much' at Denver doing
top money, followed closely by'
'Andy Hardy Meets Debutante' and
'Cross Country Romance' holdover at
the Orpheum.
'All This and Heaven Too' snapped
the Aladdin to the biggest money
that house has had in a long time.
'Uitamed' at the Denham was good
enough to be held three extra days.

Estimates for This Week

enough to be held three extra days:

Estimates for This Week
Aladdin (Fox) (1,400; 25-40)—
'Heaven Too' (WB). After a week
at the Denver, still very nice \$6,000.
Last week, 'Brother Orchid' (WB).
and 'Biscuit Eater' (Par), after a
week at the Denver, fair \$3,500.

Broadway (Fox) (1,040; 25-35-40)

Great Waltz' (M-G) and 'Wizard
Oz' (M-G). With the Broadway's
source of supply, the Orpheum, holding current films two weeks, these
re-issues were put in. Grabbing a
fair \$2,500. Last week, 'Mule Team'
(M-G) and 'Windy Poplars' (RKO),
after a week at the Orpheum, good
\$3,000.

Denham (Cockrill) (1,750: 25-35-

\$3,000. (Cockrill) (1,750; 25-35-40)—'(Intamed 'Par'), Nice \$8,000. Last week; 'All Flesh' (Par') did only 3,500 in five days, and was pulled. Deuver. (Fox) (2,525; 25-35-40)—'(Maryland' (20th) and 'Man (Man') week; 'Heaven Too' (WB), strong \$10,500.

week, 'Heaven Too' (WB), strong \$10,500.
Orpheum (RKO) (2,600; 25-35-40)
—'Hardy Debutante' (M-G) and Cross Country (RKO) (2d wk), very strong second round at \$9,000 after equally strong first frame to \$12,000.
Staramount (Fox) (2,200; 25-40)
—'Paramount (Fox) (300)
—'Paramount (Fox) (300)
—'Paramount (Fox) (300)
—'Paramount (Fox) (300)
—'Paramount (Fox) (378; 25-40)
—'Private Affairs (U) and 'Not So Tough' (U), good \$4,000.
—Riato (Fox) (878; 25-40)
—'Brother Orchid' (WB), after a week at each the Denver and Aladdin, and 'Hot Steel' (U) Okay \$2,000. Last week, 'Awful Truth' (Col) and 'Lost Horizon' (Col), after a week at the Aladdin, good \$2,000.

'Moon' Bright \$9,000 In Dull Montreal

Montreal July 23.

'New Moon' will easily top the town currently since Beau Geste' repeats at Palace. Former should gross handsome \$9,000. Balance mediocre

town currently since Beau Geste repeats at Palace. Former should gross handsome \$9,000. Balance mediore:

Estimates for This Week Falace (CT) (2700; 25:45-55)—Beau Geste' (Par) (2d wk.) Pointing for \$8,000 and \$1,000 after \$6,000 and \$1,000 after \$6,000 and \$1,000 after \$1,000 and \$1,00

Bestor Ork-Fetchit Aid 'Gangs' to 11G, Buff.; 'Pago' \$7,000

Heavily loaded double-trucks and one stage show are cornering most of the wicket activity for the current session in the face of sweltering weather and the usual seasonal fan

snubbing.

Don Bestor's neatly tailored summer revue is drawing well at the 20th Century. Hardy Meels Debutante' and Love Came Back banging out swell marker for the Hipp second run, while Pago Pago' dualed at the Lakes is running close behind. Maryland' at the Buffalo is droop-

Estimates for This Week

Buffalo (Shea) (3,500; 35-40-60)— 'Maryland' (20th). Not too forte, probably \$11,000, mild. Last week, 'New Moon' (M-G); picked up for nearly \$13,000, okay.

New Moon (M-C), picked up for nearly \$13,000, skay.

Great Lakes (Shea) (3,000; 35-55)

-Pago' (UA) and 'Half Sinner' (U).
Around nice \$7,000. Last week, Untamed' (Par) and 'Captain Lady' (M-C); developed power and trapped very good \$5,600.

Hipp (Shea) (2,100, 30-45)—'Hardy Debutante' (M-G) and Love Back (WB) (2d run). Twinner hitting fast-clip and should punch in swell \$5,500. Last week, 'Leopard Men' (Select) and 'Manhattan Heartbeat' (20th), dismal \$3,400.

Lafavette (Hayman) (3,300: 30-40)

(20th), dismal \$3,400.

Lafayette (Hayman) (3,300; 30-40)
—Blondie Budget' (Col), and '9
Lives' (Col). Slight improvement
but still dull. Around \$5,000. Last
week, 'Zanzibar' (U) and 'Alias Deacon' (U). over \$4,500, tame.

20th Century (Dipson-Basil) (3,000;
30-35-50) "Gangs. Chicago" (Rep).'
Armstrong-Jenkins fight, and Don
Bestor orchestra plus Stepin Fetchit
on stage. Exceptionally strong show
will tug over \$11,000. Last week,
'Saturday's Chidren' (WB) and
'Murder Air' (WB), lagged for just
over \$5,000, offish.

'Saturday's Children' OK \$3,200 in N.S.G. Lincoln

\$3,200 in N.S.G. Lincoln
Lincoln, Neb., July 23,
Summer heat, belatedly, has bowled the town and exodus in beaches, telling mats, although evening pace remains much the same. 'Mortal Storm is breaking the Lincoln's good average for the summer, and the neighbors refuse the anti-Nazi pill, just as they have the others:

Saturday's 'Children' had a surprising opening, and shows signs of hitting the Stuart's par, which is much better than pre-booking expectancy. Nebraska has gone to dual splits, forsaking the full weeks, and the increase in biz is about equal to the state of the state of

Estimates for This Week
Colonial (Monroe-Noble-Federer)
(750; 10-15)—Wagon Trails' (Mono)
and 'Man 9 Lives' (Col) split with
'My Son Guitty' (Col) and 'Rocky.
Mountain Ranger's (Rep). Around
fair \$800, mostly first half strength.
Last week; "High" Walls (Col) and
'Haunted Gold' (Wg)) split with

Condensed Reissue, Andrews Sis Hit By L. A. Exodus, 14½G; 'Pago' Sultry \$19,500, 'Storm' \$6,800, 'Gone' 8G

Broadway Grosses

Estimated Total Gross
This Week. \$220,100
(Based on 11 theatres)
Total Gross Same Week
Last Year \$265,500
(Based on 11 theatres)

PITT TEMP K.O.S **GROSSES. BUT** 'HARDY' 16G

> Pittsburgh, July 23. (Best Exploitation: Penn)

(Best Exploitation: Penn)
They don't have to look far for an alibithis week. Heat's something terrific, with mercury hovering around the 100 mark and keeping around the 100 mark and keeping the highways packed but the movie houses lonely. Only thing that's even a fair match for the thermometer is Penn's 'Andy Hardy Meets of the thermometer is Penn's 'Andy Hardy Meets of the town, and will hold over probably at Warner all's far from Penn's however all's far from

ness of the town, and will hold over, probably at Warner.

Elsewhere, however, all's far from well. 'All, This, And Heaven Too,' in second week at Stanley, is falling off to half getaway stanza's figure. Twin bill reissue of Lost Horizon' and 'Awtul Truth' at Aivin is pretty much of a disappointment, too. For 'Andy Hardy,' Penn got lot of institutional advertising tie-ups with department stores on Hardys' third anniversary, mail-contacted Hardy Family fan club and made much of Hollywood quotes hailing film as one of best in series.

Estimates for This Week

Alvin (Harris) (1,850; 25-35-50)—

of best in series.

Estimates for This Week

Alvin (Harris) (1,850: 25-35-50).

Awtul Truth: (Col) and Lost Horizon' (Col). With eve pix dying, anagement took a chance with these reissues, figuring 'Truth' a natural on strength of big biz here recently for 'Favorite Wife.' They're not buying the 'dual, however, and it'll come out in six days to indifferent \$3,200. Last week, 'Mayyland' (20th), disappointing \$5,600 and didn't rate more than single week.

Penn (Loew's-UA) (3,300; 25-35-50)—Hardy Debutante' (Me-C) Hardy pix are money in the bank. Last one fell off a bit but current release is pulling series right back in groove again, and should wind up okay close to \$16,000. That means another week, at either Ritz (Waranother West, at either Ritz (Waranother (MCO)).

Ritz (WB) (800; 25-40)—'Captain's Lady' (MC) (RKO) and Those Days' (Par), very good at \$2,800.

Stanley (WB) (800; 25-80; 85-50)—'Heaven Too' (WB) Second week.

'Carson City Kid' (Rep) and 'Hide-away' (RKO), \$800.

away (RKO), \$800.
Lincoln (Paramount-Cooper) (1,503; 10-25-35-40)—'Mortat' Storm'
(M-G) Started Sunday (21) and
aimed for short week to Jight-\$2,300.
Last week, 'Hardy Debutante' (M-G), \$4,400, one of the best weeks this.

Rest Exploitation State)
Weekend bix took bast time, with the beaches drawing thousands, but the beaches drawing very little. Among those hit heaviers is the Paramount which has booked in Those Were the Day's plus a condensed version of the revival Love Me Tonight' plus a stage show headed by the Andrews Sisters or grightly headed for an excellent gross, this bill took a nosedive to a weak \$14,500. Others suffering similarly.
Mortal Storm started excellently at the Four Star and Hawain has brought back Columbia's 'Awful' Truth,' following very profitable run South Seas cruise Horizon. South Seas cruise Horizon. South Seas cruise Horizon. South Seas cruise Horizon as a land, promoted through the Examiner, and tien with various steamship companies helping the downtown acer, State, to pile up very comfortable take. Various windows were used, and Examiner, Times and Herald also ran full-column ads with full credit given. Other teups included music stores, shops, etc.

Estimates for This Week

Estimates for This Week

with full credit given. Other tieups included music stores, shops, etc.

Estimates for This Week

Carthay Circle. (F-WC) (1,518: 83\$1.10.\$1.65) — Heaven Too' (WB.)
(6th., final week). Bette DavisCharles Boyer opus winds up so-so
two-a-day run here (24) with week
\$2,800 for last 10 days, and gives way
to return run of 'Gone With Wind'.
(M-G), which held for 24 weeks at
house to big biz. Fifth week of
Heaven' wound up with fair \$3,690.

Chinese (Grauman-F-WC) (2,024;
364-35-75) — Pago' (UA) and 'Saps
464-35-75) — Pago' (UA) and 'Saps
375-300. Bas week, Maryon (20th) and 'Chan's Cruise (20th), only
\$75,900.

Downtown (WB) (1,800; 30-40-55)
— Faces West' (Rep) and 'Gambling
Seas' (WB). House goes outside for
top picture currently, with Republic's dust-bowl opus the lure. Formerly titled The Refugee, 'film is
expected to grab a so-so \$6,500. Last
week, 'Love Came Back' (WB) and
Murder Air' (WB), held eight days
for total \$7,500, better than expected.
Sean' Star (1,4-F-WC) (900; 30-40-55-78)
Total \$7,500, better than expected
and should reach \$3,800 on initial week
weak \$1,900.

Hawaii (G&S) (1,100; 30-40-55-78)
—Awfull Truth'. (Col) reissue, and
Hold That Woman' (Prod, Rel).

"Awaii (G&S) (1,100; 30-40-55-78)
—Awfull Truth'. (Col) reissue
limely booking and initial week
heading for substantial \$4,000. Last
week, Lost Horizon' (Col) (reissue) (2d wk), ended with satisHellywond (WB) (2,755; 33-40-55)
—Faces West' (Rep) and 'Gambling
Seas' (WB). Looks lite \$1,500 Last

(reissue) (2d wk), ended with satisfactory \$1,700.

Hollywood (WB) (2,756; 30-40-55)

Faces West' (Rep) and 'Gambling Seas' (WB). Looks like \$3,500. Last week, Love Came Back' (WB) and 'Murder Air' (WB), better than expected, \$8,300 on eight days.

Orpheum (B'way) (2,200; 30-40-55)

Hidden Gold' (Par), first run, and 'Babies for Sale' (Col), first run downtown, with Major Bowes unit on stare. Latter gets credit for bulk of \$8,500 faw as pictures mean little. Last week, croond runs.

Pantages (Pan) (2,312; 30-40-55)

Pantages (Pan) (2,312; 30-40-55)

Last week, exond runs mean must. Last week, exond runs.

Panlages (Pan) (2.812; 30-40-55)—
Private Affairs' (U) and Windy Poplars' (RKO). After three big weeks with 'Pavorite Wife', house will have to go some to keep up pace. Initial stanza, however, looks. like noor \$5.500. Last week, 'Wife' (RKO) (3d wk) and 'West With Peppers' (RKO). very satisfactory \$6,100.

Paramount (Par') (3.595; 30-40-55-75)—'Those Days' (Par') and 'Love Staff Tonight' (Par') reissue, with staff Tonight' (Par') reissue, with staff Tonight (Par') reissue, with staff Tonight (Par') reissue, with staff Tonight' (Par') endeding: and show. But the results are a weak \$14,500. Last week, 'Queen Mos' (Par') and holdover for third week of 'Ghost Breakers' (Par') excellent. \$14,000.

Lincoln ('Paramount-Cooper') (1) and tholdover for third week of the cooper of the coo

U's Distribution of Chauvel's Film May Cue U.S. Production in Aussie

Sydney, July 23.

Universal studios in Hollywood is taking Charles Chauvel's production. Forty Thousand Horsemen, for recording and editing, and the company will distribute the picture in U. S. next fall. It's the first time an Australian-made feature has been handled in this manner. And as far as known it is the initial Anzac feature to be taken by an American major company for such extensive distribution in U. S.

Australian government has \$50,000 invested in the picture and Hoyts circuit also is financially interested. Universal's move may be followed later by other distribution brer as a means of getting frozen coin out of this country.

Unfreeze' Move?

Home office representatives admitted that American film company production in Australia might conceivably be done in an effort to unfreeze some of 50% net rental profits collected by U. S. distributors there. Majority of officials envisioned such Aussie production only if features could be produced there strong enough to make a profit in this country.

could be produced the strong enough to make a profit in this country.

Most of them admitted that American stars would be necessary, and technical experts from Hollywood essential. Unless the present British quota law is changed next Oct. 31 to definitely include British dominion films, such Australian production could count on Great British down to the strong of the British government deemed them sufficiently suitable as proparad films, 'Forty Thousand Horsemen' likely would be included in such category.

such category, Charles Chauvel's picture depicts

men' likely would be included in such category.
Charles Chauvel's picture depicts operations of the Australia cavalary (light horse) against the Turks in the first World War. Chauvel's father was Sir Charles Chauvel, one of the light horse commanders.
Chauvel made the original yarn, Captain Bligh, which was subsequently bought up by Metro when it was ready to release 'Mutiny On the Bounty' because of similarity in the two stories. Universal brought him to Hollywood to learn American producing mechanics when it appeared that the New South Wales (Australia) producing quota might be enforced on American companies. After this training, he returned to Australia and started Forty Thousand Horsemen' with full cooperation of the Anzac government. It was one of the several features put into production with the aid of Aussie financial backing, subsequently called off because of the war.

If American screen players could be persuaded to go to Sydney to appear in these films, it was stated in N. Y., they probably would be paid their salaries in the U. S., with only expense money supplied for their stay in Australia. This would be necessary in most cases because players otherwise would be unable to take their salaries out of Australia because of wartime monetary restrictions.

LAWRENCE, M-G EXEC. LONG DELAYED, IN U.S.

Ludwig 'Laudy' Lawrence, Metro's manager in Europe, climaxed a month of haphazard travel in getting from Paris to N. Y. by finally reaching Manhattan Saturday (20) on a Clipper plane. He was two weeks overdue.

Lawrence delayed his departure from Paris so long, as the Nazis neared, that he could find no means of transportation. Rather than be caught in the line of fire, the Metro chief started hiking. Lawrence walked for seven days, covering close to 150 miles before he got a bike as a better means of transportation. From Bordeaux he went to Lisbon, finally getting passage after many delays.

blke as a better means of transportation. From Bordeaux he went to
Lisbon, finally getting passage after
many delays.

In the meantime, Arthur Field,
Metro's No. 2 man in Europe, beat
Lawrence into N. Y. Field quit Eutope because there was no further
work in sales and synchronization
which he handled. Reached U. S.
by ship last Wednesday (17).

Elias Lapiniere, publicity-exploitation chief in Europe, is due in U. S.
this week, making the trip in an
American boat. His wife is accompanying him.

'Margin's' English Tour Depends on Air Raids in Peru.

Clare Boothe's Margin For Error' opened here yesterday (8). Presented by J. L. Sachs, play is booked into Brighton and tours for eight weeks, but in the event the enemy air-raids of the south coast area continue, Sachs will bring it into the Lyric pronto, giving it a fast West End run.

Cast includes

Cast includes Hartley Power, Margaretta Scott, Edmond Willard, Denis Arundel, Percy Parsons, Alec Frazer.

HOYTS - GUT ON VERGE OF MERGE

Following a meeting by directors of Hoyts circuit in Sydney, Australia, Thursday (18), consummation of the Hoyts-Greater Union Theaof the Myts-Greater Union Theatres merger this week loomed closer than at any time since Charles Munro, Hoyts' chairman, and Norman B. Rydge, GUT chairman, were in New York last year. Two or three problems have yet to be ironed out, according to cabled information received by National Theatres in N. Y., but this may be accomplished in a week or 10 days. After that stockholders meetings will be held early in August by Hoyts and Greater Union to ratify the merger. The four holding companies involved in Greater Union approved the merger months ago, but it also will be presented for ratification by stockholders both of GUT, and Hoyts.

will be presented for ratification by stockholders both of GUT, and Hoyts.

Merger of two circuits would be accomplished by establishing General Theatres as an operating corporation for both chains, with bookings of product and other details being carried out for the two circuits. Hoyts, which has about 120 theatres, and Greater Union, which has more than 60, would become holding companies. Deal would be a 20-year working agreement.

Basically, the merger proposals differ little from the way they were originally set up in N. Y. last year. All delays on signaturing the pact have resulted from objections raised by Hoyts' stockholders and subsidiaries under this circuit's wing. Rydge approved the setup before leaving N. Y. last summer, with ratification by necessary directorate vote following shortly after he arrived back in Australia.

Ben Miggins to Coast: Ditto D. B. Lederman

Ben Miggins, 20th-Fox European manager, left for the Coast Friday (19) for a two-week stay. Miggins arrived from Europe about two weeks ago to confer with W. J. Hutchinson, foreign sales chief, and h.o. officials regarding the European situation.

D. B. Lederman, 20th-Fox manager for the Philippines, who had been in New York for about 10 days on h.o. contabs, left for the Coast over the weekend preparatory to sailing for Manila, his home post. He is scheduled to meet Del Goodman, Far Eastern manager, while in Hollywood. Goodman headquarters in Shanghai, but is now en route to N. Y.

Arthur Doyle, district manager for Japan and the Philippines, is subbing for Lederman while he is in U. S.

Gartside with BPA

London, July 16. Appointment of Ernest Gartside to secretarial reins of British Producers Assn. has been confirmed. He re-places Grandfield Hill, who went

into the Army.

Gartside was once production chief
at Wembley Studios when FoxBritish headquartered there.

S. J. Day III

S. J. Day, 20th-Fox h.o. representa-tive in the foreign department, is hospitalized by malaria at Lima, Peru, according to word received in

Day left N. Y. only a few weeks ago to make a survey of conditions

Aussie Sets Up Strong Pix, Press **And Radio Control**

Sydney, July 23.

Australian government has passed an act empowering Sir Keith Murdoch, former Melbourne newspaper magnate, to exercise full control of the press, radio and cinemas in his position as information director.

National and commercial radio stations must be prepared to broadcast information and other matter, and to alter any program irrespective of contracts held by the broadcasters. Picture theatres must show films sponsored by the Information Department at any performance irrespective of other product being screened.

Should any exhibites and a language of the product of the product of the product being screened.

respective of other product being screened.
Should any exhibitor suffer losses at the boxoffice because Information Department product prevents the exhibition of another film contracted for, the Department of Information is empowered to declare the contract cancelled to that extent. It is presumed, however, that only short propaganda pictures will be given exhibitors. The press must run information when called upon in whatever position deemed best by the department.

Latin American Market Only Small Reparation For U.S. Pix War Loses

Basic data prepared on the Latin-Americas by Nathan D. Golden, chief of the motion picture division of the U. S. Department of Commerce, points to these countries as potential points to these countries as potential additional market for pictures from U. S. because of present war conditions in Europe. Golden cites the free accessibility through shipping lanes as holding out hope for Latin-American nations becoming an even more important outlet for American properties.

more important outlet for American manufacturers equipment. European £ms, which prior to the present war accounted for about 15% of the total shown in these countries, his survey states, 'are fast becoming available to Latin-American exhibitors. With proper type of fims, producers in the United States should gain a good portion of this 15%. And added to the 76% of showing time in these markets now given to U. S. productions, there are some hopes that a very small portion of our European losses may be recovered.

our European losses may be recovered.

Latin American, however, should not by any stretch of imagination be considered as a panacea for our European losses, nor should these markets be used as a dumping ground for every motion picture produced by our Hollywood studios.' Golden estimates that there are 5,400 motion picture theatres in the Latin-American market. Argentina, Brazil and Mexico lead in number of cinemas, each having more than 1,000 theatres.

BRIT. DISTRIBS ALLOW FOR WAR DISLOCATIONS

London, July 9.

Kinematograph Renters Society has approved a final plan for distribution of product in event of war upheaval affecting localities. Emergency rental branches will be supplied with subjects as far ahead as one month of schedule, and from this exhibs will draw should there be dislocation of normal route of sunniv.

be dislocation of normal route of supply.
Society nixed a scheme proposed by northern exhibs for creation of special film-storage bases in selected areas. Stunt was viewed as pro-hibitive on many angles—foremost being the added print cost occasioned

New Brit. Quota Provision An Empty Gesture', According to U.S. Film Cos.

Edwin Geach Dead: Aussie Pic Pioneer

Sydney, July 23.
Edwin Geach, 73, pioneer of Australia's motion picture industry and a director of Greater Union Theatres, died here July 19. He had been in ill health for several years.
Geach and Stuart Doyle were leaders in the operation of Union Theatres before it emerged a few years ago as Greater Union Theatres. He was listed as second only to Norman B. Rydge, chairman, on Greater Union's directorate.

NEW BRIT. TAX SKED FOR PIX **THEATRES**

London, July 23.
It's indicated that the Chancellor It's indicated that the Chancellor of Exchequer's emergency budget announcement today (Tuesday) will provide no tax on seats up to six cents, with one-cent tax up to 10c; cent and half up to 12½c, two cents up to 14c; two and half up to 12bc, and 10c up to 29c and thereafter.

This tax on seats below 15½c net enables exhibitors to raise seat prices, to even sums, which is what they wanted but unable to do under old tax scale period.

Inside figuring is new tax will raise \$14,000,000 in cinemas. Stage shows are also getting entertainment tax upping to nearly double, but exchequer is not expecting much increased revenue from this source.

GORDON ELLIS SEES AUSSIE B.O. BOOM

Gordon Ellis, general manager of Associated Distributors (British Empire Films), envisions a wave of prosperity for Australia in the next few years because of industrial development caused by the war. Ellis left New York last week for the Coast and sails for Sydney today (Wednesday). His company is a subsidiary of Greater Union Theatres, and part of his time in N. Y. was used in booking American and British films for Anzac release. He was in N. Y. about six months, product deals as well as personal business for Norman B. Rydge, chairman of Greater Union, occupying his time foriginally Ellis planned only staying in U. S. five or six weeks.

Airplane factories already have been set up in Aussie territory and virtually every manufacturing business has come to Australia because of huge demand of the mother country, according to Ellis. He indicated that this in time is certain to be reflected at the boxofice.

Henry Posts Only 10 Posts 10

Henry Pratt, Onetime London Cafe Boss, Bkpt.

Actin-American market. Argentina, razil and Mexico lead in number of nemas, each having more than 100 theatres.

RIT. DISTRIBS ALLOW Filing of a petition in bankruptey, here marked second time down for the lenry Bradbury Pratt, one time tops in the nitery trade of the West End. Self-made club rajah was called for a guaranty on a building project and couldn't make it. Pratt retired 12 years back with an income of around years back with an income of around problemant affecting localities. Emerination of product in event of warsheavel affecting localities. Emerination of product in event of warsheavel affecting localities. Emerination of product is event of warsheavel affecting localities. Event was visible with an income of around years back with an income of around years back with an income of around the red such walls. Regis Cosmo Club and Princess, in Ericasilly, plus a lineup of restaurants in event of warsheavel, in the Bottle Party era and stricter licensing laws which broke him in 1938. Present bankruptcy is the outcome of another comeback attempts, or the product of the restaurants he owned, former booss awaits the break which will start him off again.

Reaction in the film business of U. S. to new provisos of the British quota lay this week is that the stipulation regarding British dominion production is largely an empy gesture as it now stands. Clause added to the quota law reads that pictures made in the British Empire may be included as quota credit films in Great Britian if deemed suitable propoganda subjects, but this applies only until next Oct. 31. Picture executives in N.Y. claim this really means that only picture along the propoganda subjects, but this applies only until next Oct. 31. Picture executives in N.Y. claim is produced in Australia, Canada, India or elsewhere in British possessions would come under the regulation, because no feature started now could be completed before Oct, 31 in these countries, It won't bolster such dominion production currently, because American producers are given no assurance that such films. will, be accepted as quota credit films—the only reason U. S. companies would attempt production in the British dominions. Way the revised law stands, approval is not known until the finished feature is presented to the British. Previous British quota law allowed. U. S. films made in dominion countries to be included in quota credits. It had been hoped not only by American film people but also British dominion labor would be coming for Great Britian exhibitors. As it is now, a shortage of British made films looms.

Virtually all production in Great Britian is shut down presently because at Nazi air ralds and threat ened invasion by the Germans. This means that many American companies later will have to be granted waivers for not filling their quotas. Monetary quota proviso, which now has been attached to the British quotant act, is fairly satisfactory.

Monetary quota proviso, which now has been attached to the British quota act, is fairly satisfactory to American producers because it gives them an opportunity to make fewer features, even though they are slightly more expensive than under the old regulations. Old quota stip-ulations, too, can be followed out as before if the U. S. company de-

OK IN LONDON

London, July 23.

Women Aren't Angels, new play by Vernon Sylvaine, opened at the Strand Thursday (18). A hilarious farce, it was splendidly received and looks certain to be successful.

Producers are O'Bryan, Linnit & Dunfee. In the cast are Alfred Drayton, Robertson Hare, Ruth Maitland and Constance Lorne. Show toured the provinces before coming into the Strand.

GROUP FINALLY SET

London, July 9.

Trade representatives, meeting yesterday, voted in the details finally establishing British Film Producers Export Group. David Ostrer functions as chairman, with an executive council comprising John Corfield, Stephen Pallos, Sam Smith, S. F. Ditchmam, A. Fried, J. C. A. Thorpe and Capt. Richard Norton, Group operates in accordance with a scheme promoted by the Government's Overseas Trade Bureau.

Fee of \$180 covers membership to the group, with producers of shorts admitted, but its yet to be decided whether they will be separate members with reduced fees, or represented as a body by an elected member. London, July 9

Otto Bolle Coming Over

Otto Bolle Coming Over Capetown, July 20.
Otto W. Bolle, So. African manager for 20th Century-Fox, is set to leave for the states in August on holiday and to discuss matters with the home-office.
W. Van Beveren, associate to Ben Miggins, European representative for 20th Century-Fox, has arrived here to take over Bolle's job during his six-month absence;



NOW!

Just what the box-office ordered! In Cast! In Story Greatness!! In Smashing Action Appeal!!!

WORLD PREMIERE JULY 25th • COFFEYVILLE, KANSAS

WHEN THE DAITONS RODE

RANDOLPH SCOTT
KAY FRANCIS
BRIAN DONLEVY
GEORGE BANCROFT
BRODERICK CRAWFORD
ANDY DEVINE
STUART ERWIN
FRANK ALBERTSON
MARY GORDON



Original Screen play by Harold Shumate. Based on "When the Daltons Rode" by Emmett Dalton and Jack Jungmeyer, Sr.

Directed by GEORGE MARSHALL who made "DESTRY RIDES AGAIN"

A UNIVERSAL PICTURE NATIONAL RELEASE JULY 26th



he Ramparts We Watch

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New Watch' is forthright statement, hat the course of current history more again is leading America into yar.

As war propaganda 'Ramparts' is a crushing blow at national combolacency. As entertainment it possesses a certain interest insofars' is it represents an ambitious colating and assembling of newsree shots of the World War and the political As a boxoffee draw it is a defant challenge to the prevailing emood of the film group public that, has turned to the theatre for escape from radio war commentators and newspaper headlines. Exhibitors are likely to be timid in giving it booking dates, awaiting the outcome of first-run experience.

Because of the general excellence of the monthly 'March of Time two reclers, the trade has awaited downered the supervision of Louis de Rochemont, and a large staff of assistants, has been in progress nearly a year, with much of the filming being done in and around New London, Conn. It is obvious that the producer was called upon to make material changes in the concept of the rapidly changing. European scene. It emerges as a violent argument for American scene in a seffective when the camera, backing the pre-wan American scene in a freetile when the camera, back grounded by the familiar voice of Westbrook Van Voorhis, visualized the pre-wan American scene in a caters are introduced going about their routine affairs. These passages have distinct documentary merit. What happens in far-off Europe, even the assassination of a Grand Duke and Duchess, seems remote and unrelated to life. In a New England community.

But the effects of war in Europe, as Belgium is invaded and England enters the battle, soon make their control to his produced to the concept of the concept of

Miniature Reviews

The Ramparis We Watch' (RKO). Feature length March of Time' plea for U. S. preparedness and strong argument that we'd better hurry up.

The Sea Hawk' (WB). Spectacular production extravagantly mounted, but lacking sustaining interest. Good biz indicated.

Villain Silli Pursued Her' (RKO). Satire on old-fashioned mellers, w'h audience encouraged to hiss and cheer, a dull affair.

'Girls of the Road' (Col). Femme version of the usual meller about wandering youth. Fair dualler.

'The Great McGinty' (Par). Political comedy-drama provides good entertainment for general audiences.

'The Bride Wore Cruches' (20th). Filler fodder for the

audiences.

'The Bride Wore Crutches'
(20th). Filler fodder for the
secondaries.

'Wagons Westward' (Rep).
Super-budget western with name
east but not much story. For
lower duals.

cast but not much story. For lower duals.

"Ranger and Lady" (Rep.). Better than average western with Roy Rogers. Cabby Hayes, Jacqueline Wells.

"Carson City Kid" (Rep.). Multiple western starrier, Roy Rogers topping, can be exploited into better than average money. Suicide Legion" (FA). Mild dualer with Tullio Carminati.

"One Night in Paris" (All). British musical patterned after innumerable previous ones; mediocre dualer.

ing sca battles and armies of extras used with lavish display. From a production standpoint, the picture carries epic standards, but same cannot be said for the story. Walt.

Villain Still Pursued Her

Villain Still Pursued Her
Hollywood, July 23.
RKO release of Havidd B. Franklin production.
Pentures Hugh Berbert, Anita release to Havidd B. Franklin production.
Pentures Hugh Berbert, Anita release to Hugh Berbert, Anita Loule Alung-suffering heroine. Hugh Herbert Mary.
Anita Loule A hug-suffering heroine. Ann Mowbray Cribbs.
Hugh Berbert Berb

Mack as a wise-cracking youngster with a heart of tarnished gold, Lola Lane in a small part of a fate-dogged girl; Ann Doran as a femme heet and Doran as a wind-eyed concection of a supporter on a metropolitan daily function of the femme heet and Doran as a wind-eyed concection of a supporter on a metropolitan daily function. William Doran as a wind-eyed concection of a supporter on a metropolitan daily function. William Doran as a femme heet and Doran as a wind-eyed concection of a supporter on a metropolitan daily function. William Doran as a femme heet and Doran as a femme heet title to get this mediocra at an all increases and and direction of the support of the same heet title to get this mediocra at an illier when nothing else is available. Anaturis story is bed enough but not the script to be laughed and and direction are a wind-eyed concection of a supporter on a metropolitan daily of a reporter on a metropolitan daily of a supporter on a metropolitan daily of a reporter on a metropolitan daily of a supporter on a metropo

makerial changes in the concern of the picture, under the pressure of the

Republic release of Armand Schaefer Louise, Buck Jones, On Atmand. Schaefer Louise, Buck Jones, On Atmand. George Gably Hayes, Guinn Williams. Directed Gably Hayes, Guinn Williams. Directed Gably Hayes, Guinn Williams. Directed Gably Hayes, Guinn Williams, Directed Gably Hayes, Guinn Williams, Directed Gably Hayes, Guinn Williams, At Fox, Brinklyn, N. T., dial, week July 17, '40, Running time, David Cook | Chester Morris Haylin. Cook | Chester Morris Haylin Cook | Chester Bridge | Chester Morris Haylin Cook | Chester Bridge |

Also "cook." Schimer Juckson. Time. Wagons Westward is one of Republic's periodic super-budget boots-and-saddlers. In keeping with its place in that category it has been endowed with a cast which, if not of high-calibre drawing power, is at least capable and fairly well-known to general film audiences. Production is on a par with the quality of the control of the

WHAT REVIEWER, WHAT PAPER DO YOU READ? THEY'RE ALL WILD ABOUT "SYRACUSE"!

The HIT that WOWED BROADWAY for a year at \$5.50 a ticket!



COMEDY? "There are screams to satisfy the patron and send him home happy!" —HOLLYWOOD REPORTER

HIT SONGS? "Rodgers and Hart music... 'This Can't Be Love!', 'Falling In Love', 'Sing For Your Supper' and 'Who Are You?'... brilliantly sung!"
—LOS ANGELES NEWS

PRODUCTION? "Movie version for more elaborate than stage play!"

—LOS ANGELES EXAMINER

ROMANCE? "Something bright and new!" —LOS ANGELES TIMES

BOX OFFICE? "PREVIEWED IN NEW ROCHELLE. WHERE THEY HOWLED!" —WALTER WINCHELL

"IT'S HEADED FOR SMASH BUSI-NESS!" -VARIETY

"B. O. NATURAL!" -FILM DAILY

"LEVEY'S FIRST...A SOLID HIT!" -BOXOFFICE

"SHOULD DO TREMENDOUS BUSINESS!" —SHOWMEN'S T. R.



BOYS from SYRACIISE

RODGERS & HART SONG HITS

"This Can't Be Love"
"Falling In Love!"
"Sing For Your Supper"
"He And She" "Who
Are You?" "The Greaks
Have No Word For It"

ALLAN JONES • MARTHA RAYE • JOE PENNER ROSEMARY LANE • IRENE HERVEY

Chas. Butterworth • Alan Mowbray • Eric Blore • Samuel S. Hinds

Screenplay by LEONARD SPIGELGASS, CHARLES GRAYSON and PAUL GERARD SMITH Directed by A. EDWARD SUTHERLAND • A MAYFAIR PRODUCTION

A UNIVERSAL PICTURE

Opens PARAMOUNT Theatre

N. Y., July 31st—FOR AN INDEFINITE RUN! (First outside picture in three years to play the Paramount Theatre!)

NATIONAL RELEASE Aug. 9

Film Reviews

_ Continued from page 14_

who's in league with them, Buck Jones. Anita Louise, dance-hall gal, falls for the inpersonation and thinks David is her lover, Tom. At the betset of her sister, Ona Munson, whom David really loves, David marries Miss Louise. Tom escapes from prison in time to kill the gale that we will be the control of the control of

David and Miss Munson to pair off.

Morris is duly upstanding and rativ
in the two parts he plays, the two
gals do particularly good thespic
jobs, Buck Jones has little to do.
and George (Gabby Hayes provides
the laughs he's supposed to, despite
some sour lines. So the personnel
is well displaced. It's too bad it
didn't have more to work with.

Herb.

Armstrong-Jenkins Fight

At Polo Grounds, N. Y., July 17. 40; filmed by Pathe News for 20th Century Sporting Club: Frank Donovan in charge of pioduction: Bert Cunningham, supervisor; Jay Bomanled, editor; Andre Baruch, narrator: at Palace and Rinito, N. Y., July 18, 40. Running time, 16 MiNS.

For the first time in many years the group which specialized in film-ing major boxing contests was not in action to record the battle be-tween hammering Henry Armstrong, tween hammering Henry Armstrong, ort Hollywood, and Lew Jenkins, skinny, hard-socking Texan, staged at the Polo Grounds July 17. Pathe News did the job for Mike Jacobs of the 20th Century Sporting Club which staged the melee, when the specialists ducked the issue on the ground that this particular event was too risky and they were apparently right.

Jack Dietz and Jack Rieger have

ently right.

Jack Dietz and Jack Rieger have been taking puglistic pictures for 20 years and know from experience the type of fight film that will make a profit and those which invariably wind up in the red. They figured that if Armstrong copped, which he did, the film's value in the South would be nil. Jenkins hails from Sweetwater, Texas.

In the case of Joe Louie, it is did.

ne did, the nims value in the Soutin would be nil. Jenkins halls from Sweetwater, Texas.

In the case of Joe Louis it is different because the Brown Bomber is the heavyweight topper and a sensational performer. Dietz and Rieger have a contract with Jacobs which permits them to reject fight the permits the permits them to reject fight prought home the bacon. It would have been different and a sure money-getter.

It was thought too, that because a long speech by Senator Bob Wagner, at the Democratic National Convention in Chicago on the night of the fight, kept the fight off the air, there would be added interest in the film. Specialists say that is a fall-acy, pointing out that the radio account of such events serve as a count of such events serve as a ballyhoo for the pictures. Seems, therefore, that the Armstrong-Jenkins film had two strikes on it before reaching the projection booths. Film of the recent brawl between Max Baer and Tony Galento, by the world of the projection of the picture of the projection of the picture of the projection of the projection of the picture of the projection of the projection of the picture of the projection of th

way, did but mildly for a time but it now reported sure of a fair profit the comedy element being the probable factor.

Armstrong-Jenkins match was cameraed in much the same man acameraed in much the same man and the same the same the picture abnormal the man and the past but are now gathered into one that of an angle, slow motion clips of knock-downs, and an additional feature, that of a narrator on the sound track who managed to work in some interesting comment. Only extraneous talk recorded came from Hymie Caplin, Jenkins' handler, who, during the rest period at the action of the same than the same than the special of the same than the same than

WAGONS WESTWARD RANGER AND LADY

RANGER AND LADY

(WITH SONGS)

Republic release of Joseph Kane production, directed by Kane. Features Roy Roy.

For the Committee of the Commi

CARSON CITY KID

Republic production and release. Stars Roy Rogers: features George 'Gabby' Hayes, Bob Steele, Noah Beery, Jr., Paul-Willey Bobert York, George Graphy, Joseph Kane: camera, William Nobles: editor, Helens Turrer; songa, Nobles: delton, Helens Turrer; songa, Lincoln, July 18, 40. Running time, 69 MINS. ncoln. MINS.

July 16, 40. Running

Roy Rogers
George Hayes
Bob Steele
Noah Beery, Jr.
Pauline Moore
Hal Taliaferro
Arthur Loft
George Rossner
Chester Gan
Chester Gan Ge MINS.
Kid
Gabby.
Jessup
Warren
Joby.
Laramie
Harmon
Kirke
"Tucker
Wong

Marking a new trend in westerns, Chester Gan Marking a new trend in westerns, Republic is going out after multiple, as evidenced in Carson City. Kid', where four sagebrush specialists get cast calls—Roy Rogers. George Hayes, Bob Steele and Noah Beery, Jr. All of them, with exception of Hayes, have had starring assignments in the saddle sagas of the past, but are now gathered into one huddle to give the picture abnormal name strength with which to bait the marquee. City Kid' is no k.o. western and it's so similar to the others it hardly qualifies as an unbranded production maverick. However, it has better than average biz possibilities, due entirely to the casting. It represents a change of pace for Bob Steele, who has always been in the leads, save in Hal Roach's Mice and Men, where he did a change-over to the bad side. He follows through on that pattern in Carson City, and opens up a new avenue the last couple of seasons petered out in audience response, partly because he didn't look McCoy, altitle guy whipping all the big ones. He, on the other hand, makes a good, bad man.

Rogers is a reputation-gunslinger, chasing Steele, who killed his brother. Steele, under another name, is running a gambling den, when he was the steel of the cards. Along it they never the steel of the cards. Along the steel of the cards and heavy the nurses a friendship with Noah Beery, Jr., George Hayes and Pauline Moore, the dancehall gal with a 24-carat heart.

Billing for Saturday matinees should make effort to capitalize on this extravaganza of western stars, assembled in a single pirture. It can be boomed into a good take.

SUICIDE LEGION

(British-Made) (WITH SONGS)

Film Alliame release of Archert Wilcox
Lilli Huber. Directed by Norman Walker.
Screenjay by Florence Transcr dialog.
Harrison Owen, Marjon Zafney; music by
F. A. Young. At Arena, N. Y., dual, July
Tool. Bulling Huber.
Tool. Bulling Huber.
Tool. General Bulling Fainer
Adolph General General Huber.
The Company of the Company of the Company
Tool Bulling Fainer
Tool General Hubert Harbon
Tool Batman Edgar Driver
Tool Austrian General Hubert Harbon
Tool Batman Alice O'Day Lerner, Goodh F. A. Young 17-18, '40. Ru Toni Geida Adolph Wanda Deat Lady Austrian Gener Toni's Batnian Maddalena

Lamining: editor, Lester Oreheck; sonse Peter Thintrin; music C. Pener. Recieves Peter Whittaker... General May Rosers Set. Whittaker... General May Rosers Set. Whittaker... General Acquire Wells Chinain Call... Henry Brands General LaRue... Henr

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Dorothy Fay's Pilgrimager

Dorothy Fay's Pilgrimager

Hollywood, July 23.

Dorothy Fay, who just completed
four westerns for Monogram, is
playing the lead in the 17th annual
production of the Pilgrimage Play:
It's her first legit appearance in
a couple of years.
Final picture of the quartet for
Monogram was. Rainbow Over the
Range, which was filmed at the actress' home town, Prescott, Ariz.
Shooting was delayed several times
by riding accidents resulting in injuries to Warner Richmond, Dennis
Moore and Chuck Morrison, members of the cast.

Inside Stuff—Pictures

Studio experiences of a couple of Pittsburgh hoofers, Sunnie O'Dea and Gene Kelly, have been paralleling each other pretty closely of late. Miss O'Dea, who was known in her home town as Martha Bonini, and was originally picked up there from the amateur ranks by Benny Davis for his Stardust unit, was inked by U several years ago but dropped after making one picture. 'Show Boat,' in which she played Irene Dunne's daughter. Now she's going back, this time to Metro, under a termer as result of her click in 'Keep Off the Grass,' Broadway musical.

Kelly, who operated a dance studio in Pittsburgh and did little theatre work in the town, in 1936 was ticketed by RKO but left there after a few months without making a single film. Now several studios are bidding for him ngain since his performance last season in 'Time of Your Life' and subsequent contract to do 'My Pal Joey' for George Abbott. Curiously enough, Kelly has let it be known that he'd prefer to be a top dance director rather than a star. He recently staged the numbers for Billy Rose's Diamond Horseshoe show and also for strawhat revue, 'Two Weeks' With Pay'.

Examination before trial of Alexander Korda, London Films Productions, Inc., and Alexander Korda Films Productions, originally set for Thursday (11), was shifted to Sept. 16 in N. Y. Federal court. Application for the postponement was made by Max D. Steuer, attorney for Samuel Goldwyn, and Judge Vincent L. Leibell granted the request. Korda and his companies will be examined as material witnesses in connection with Goldwyn's action against United Artists Corp., in the producer's attempt to break his distribution contract-which has until 1945 to run. All books and records material to the action are to be produced.

Punching the clock at the Paramount h.o. means punching the clock, and not by any stand-in. A memorandum making that plain has come reputedly from above, warning that there be no substitute punching for a

nend.

Two gals were let out, one because she punched the clock for a friend, he other (the friend) because it was discovered she was out altogether four days.

Ballad for Americans, by John LaTouche and Earl Robinson, the composition that came out of a WPA musical, 'Sing for Your Supper,' has now been set back by Metro for incorporation into 'Babes on Broadway' (Mickey Rooney-Judy Garland), next Arthur Freed musical production, sequel to 'Babes in Arms'. It was bought for \$4,000 for a previous Metro picture, 'Strike Up the Band,' but its growing importance as a musical work, in line with renewed patriotic feeling of recent weeks, decided the Coast studio to give it an even better production opportunity.

Desultory stock market of recent weeks has taken its toll on Walt Disney Productions preferred stock. Offered to the public at \$25, this week it was being quoted in Over-the-Counter transactions at \$15-\$16. Even at thi price it is higher than the low bid price of \$14. Decline is in line with weakness in all picture issues which have not been helped recently by lack of public participation in the market.

The Fugitive! Universal release which opened Monday (22) at the Rialto, N. Y., was made in England last summer under the title, 'On the Night of the Fire,' from Frederick Laurence Green's novel of the same ame. It was reviewed in London under, that title by Vantery Nov. 22, 1939. At that time it ran 94 minutes, but it has since been cut to 75 min-

Vogue of serials based on cartoon strips is doing a tailspin. Hollywood producers are no longer optioning screen rights to pen-and-ink cliffhanger books which have been flooding the newsstands for the last year. More than 80 of these books were in circulation a month ago but many of them have folded for lack of dough. Producers are convinced that Young America is fed up with strip cartoons.

On a Unit Prod. Basis

Unit production will be tried by Monogram on its forthcoming season's films, not only to secure more diversification in stories but also as a means of trimming production costs. This was revealed at the two-day sales huddle of eastern district concluded here Friday (19). Understood that such a procedure was agreed on following a survey of studies that the control of the control and v.p.

dio setup and recommendations by T. P. Loach, new company treasurer and v.p.
Unit alignment will enable Mono to duck much of the present production financing. According to reports here none of the unit producers will be completely financed, or in some instances financially aided to all by the distributing company.

Edward A. Golden, general sales chief, who presided at the sessions, announced three pictures in color for 1940-41. Full lineup includes 26 features and 24 westerns. New players the company has for the coming season include Charles Bickford, Boris Karloff, Gilbert Roland and Irene Rich.

Instead of going ahead with plans for moving most of the home office staff to the Coast, top officials at the confab in N. Y. claimed that it would be a year and possibly never before any changes are made. Monogram has a three-year lease on its offices in the RKO Bidg., in N. Y., and apparently has been unable to get out of this lease. Also understood that present high officials are opposed to breaking up the home office organization and splitting the activities of the advertising and publicity stafe between here and the Coast.

Recapitulation of actual revenues obtained from the foreign market also reveal that Mono was getting less than 20% of its money from distributing outside the domestic market. Unless the market in Great Britain and Australia is completely disrupted, if does not anticipate heavy dent into this total.

Mono's 50 (24 Westerns) EDISON STUDIO, BRONX. STILL IS UNTENANTED

Edison studios in the Bronx, which were sold six weeks ago to N. Y. theater easily firm headed by Jacob Levy, have acquired no tenants as yet. Levy declared last week that he has been deluged with idea men, but few with worthwhile propositions. As a result no production has been done in the studios since they were taken over, nor is any planned at the moment.

Levy asserted he has nomerous offers for turning out both feature and commercial pictures. Most of the would-be producers, however, want financing. Levy said he is prepared to offer the usual studio eredit, generally amounting to about 15% of production cost, but the proposition would have to be a topper to obtain any more than that.

Reports that the Sam Sax-Frank Orsatit Phonovision outfit had taken over Edison studios to make briefes for coin machines was termed lnaccurate by Levy. He said there were merely negotiations.

Paul Hueter Injured

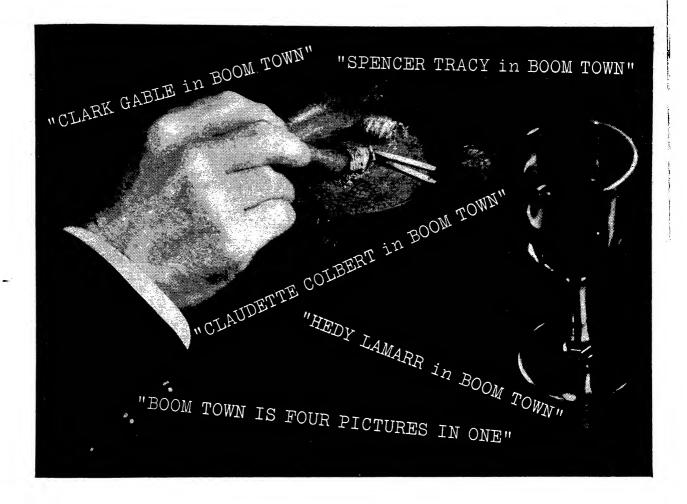
Toledo, O., July 23.

Paul S. Hueter, of the American
Theatre Supply Co., Toledo, wasseriously injured when an airplane
he was piloting crashed into a cornfield last week (15), killing his
companion.
Hueter, a commercially licensed
pilot, is suffering from shock, an arm
fracture, and head injuries.

REBURN ENLISTS

REBURN EMILISTS

Toronto, July 23.
Stewart Reburn, skating partner of Sonja Henie in 'Second Fiddle' (20th) and during her two ice-carnival tours, enlisted in the 48th Highlanders over the weekend.
Former North American figure skating champion, now a lieutenant, claimed he had 'put his skates away for the duration because there was a more important job to do.



EVERYWHERE THE TALK IS ABOUT M-G-M's "BOOM TOWN"!

The Future

Continued from page 5.

continued from page 5
the theatre operator can go just so
far in this direction. Right now he
is up against a harder task in relying on his judgment for protection of the boxoffice. That is his
first concern.

Metro obtained single-feature dating on 'New Moon' recently when
sent on release, with scales tilted,
and plans similar deals on other of
its 'A' product, the next 'Boom
Town'. Accounts of Metro are being asked to increase the admission
one-third over the regular scale in
playing 'Boom Town', except that if
the upping one-third brings the
price beyond '5c, it will stop at '5c.
This will be the ceiling under the
negotiations now being carried

Nick Schenck's Stalement
In a statement Monday (22), Nick

Nick Schenck's Statement.

In a statement Monday (22), Nick Schenck, president of Loews, discusses 'Boom Town' and says the public will tell exhibitors whether they are willing to pay advanced admission prices. He adds that 'while our sales executives have found out that various theatre managers and circuit heads believe a high admission price should be charged for 'Boom Town', nevertheless, we have decided to conduct a few test experiments in advance of the regular release in order to make certain that the course we recommend to those who have contracted for the picture is the wisest.' Accordingly, national release has been set back to Aug. 30, this also allowing time to negotiate deals at the advanced admissions.

tiate deals at the advanced admissions.

Schenck said that he had been asked to make some statement about Metro's future policy in the light of the present world markets.

'Our policy is this,' he stated. To proceed, carefully, to economic where we can but never at the sacrifice of quality in production. After all, our hope is to get the best turns from the markets open to us not it would be impractical to try to increase business with the world with the world with the world with the world wor

'Gone' Profit Reflected In Loew's \$7,996,394 Net

In Loew's \$7,996,394 Net Continued profit coming in during March. April and May from Gone With the Wind'is reflected in Loew's comparatively strong earnings statement for 40 weeks ending last June 6. This showed het profit of \$7,996,394 as against \$8,173,000 in comparable period last year, or \$4,39 on each common share against \$4,62 in the 1939 comparable period. Actually, the company's share in operating profit after subsidiaries' preferred dividends was about \$1,300,000 ahead of the first 40 weeks of 1939. Figures showed the Loew share before depreciation, taxes and reserve for contingencies as \$15,594,078 as compared with \$14,271,675 in the first 40 weeks last year.

\$13,00,000 as a standard weeks last year.
Corporation wrote off \$3,100,000 as reserve for contingencies and \$4,475,684 for depreciation and taxes. Loew's included only \$1,620,000 as reserve for contingencies for the 40 weeks ended June 8, 1939.
While Loew's received the bulk of larger profits on Gone from biggest key cities in this country the latter part of December last year, and in January and February, the company still was obtaining a steady flow of income from other accounts on the film during March, April and May. These latter three months showed up in the third quarter report which was included in Loew's. 40-week statement. Besides the company was beginning to receive first revenue on the picture from foreign accounts in this third quarterly period.

Heavy Coating of Comedy, Action on Wurtzel's Sked 8/16/40

Hollywood, July 23.
Comedy and action make up Sol M. Wurtzel's entire new production slate of nine pictures at 20th-Fox. Schedule consists of 'Pier 13' and 'Girl From Avenue A, 'recently completed, 'Yesterday's 'Heroes,' 'Charlie Chan in New York' and 'Charler Pilot,' now before the cameras, and 'Heil Jennie,' 'The Private Practice of Michael Share,' 'Corncob Kelly's Benefit' and an untitled Cisco Kid, in preparation.

(For information of theatre and film exchange bookers Vaniers presents a complete chart of feature releases of all the American distributing companies for the current quarterly period. Date of reviews as given in Vaniery and the running time of prints are included.)

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WEEK OF RELEASE	Rev. in Var.	TITLE AND COMPANY	TYPE	TALENT	R.
5/24/40	3/27	TEXAS STAGECOACH (Col)	w	C. Starrett-I. Meredith	5
7.27.20	6/26 4/10	ON THE SPOT (Mone)	CD	F. Darro-M. Kornman B. Lee-C. Hickman-H. Millard	8
	5/29	YOU CAN'T FOOL YOUR WIFE (REO)	CD	L. Ball-J. Ellison-E. Dunn R. Livingston-R. Hatton-D. Renaldo	5
	7/3	ROCKY MOUNTAIN RANGERS (Rep)	RD	R. Livingston-R. Hatton-D. Renaido A Fave-D. Ameche-H. Fonda	12
	5/22 5/15 5/8	YOU CAN'T FOOL YOUR WIFE (REO) ROCKY MOUNTAIN RANGERS (Rep) LILLIAN RUSSELL (20th) OUR TOWN (UA) TORRID ZONE (WB)	CD	A. Raye-D. Ameche-H. Fonda W. Holden-M. Scott-F. Bainter J. Cagney-A. Sheridan	8
/31/40	6/12 5/29	LONE WOLF MEETS LADY (Col) THE PHANTON RAIDERS (M-G)	M CD	W. William-J. Mulr-E. Blore W. Pldgeon-F. Rice-J. Schildkraut W. Holden-E. Stone-B. Granville M. O'Hara-A. Menjou-F. Bainter F. Rice-K. Taylor-J. Valerle H. Herbert-C. Moore-D. O'Keefe.	6
	5/22 3/13	THE PHANTOM RAIDERS (M-G) THOSE WERE THE DAYS (Par) BILL OF DIVORCEMENT (RKO)	C	W. Holden-E. Stone-B. Granville	. 7
	6/19	GIRL IN 313 (20th)	RD	F. Rice-K. Taylor-J. Valerie	5
100	6/12 6/12 7/10	GIRL IN 313 (20th) LA CONGA NIGHTS (U) BAD MAN FROM RED BUTTE (U) MURDER IN THE AIR (WB)	CD W M	H. Herbert-C. Moore D. O'Keefe J. M. Brown B. Baker-F. Knight R. Reagn-L. Lys	5
/7/40	6/19	PASSPORT TO ALCATRAZ (Col)	M	J. Holt-C. Callejo-M. Rosenbloom J. Crawford-F. March-R. Hayworth	6
7	6/5 5/22	SUSAN AND GOD (M-G) HIDDEN GOLD (Par) WAGONS WESTWARD (Rep)	w	W Dand D. Handen D Wood	- 6
	6/26 4/24	WAGONS WESTWARD (Rep)	W	C. Morris-A. Louise-B. Jones	6
	6/5	SAINT TAKES OVER (RKO) EARTHBOUND (20th)	D	W. Baxter-A. Leeds-L. Barl W. Ford-K. Adams	6
	5/29	NO EXIT (U) BROTHER ORCHID (WB)	CD CD	W. Ford-K. Adams E. G. Robinson A. Sothern	
/14/40	6/12	GIRLS OF THE BOAD (Col) THE MORTAL STORM (M-G)	D M	A. Dyorak-L. Lane-H. Mack M. Sullayan-J. Siewart-F. Morgan M. Carroll-D. Fairbanks, Jr.	10
	5/22	SAFARI (Par)	RD	M. Carroll-D. Fairbanks, Jr.	8
10	7/3	SAFARI (Par) GRAND OLD OPRY (Rep) CARSON CITY KID (Rep) TOM BROWN'S SCHOOL DAYS (RKQ)	C W	R. Regers-G. Haves-B. Steele	
	6/26	TOM BROWN'S SCHOOL DAYS (RKQ)	D	J. Lydon-F. Bartholomew	
Sac Free .	5/29 5/22	FOUR SONS (20th) SANDY IS A LADY (U)	D	Baby Sandy-M. Auer-N. Grey	
	7/10 6/26	SANDY IS A LADY (U) FUGITIVE FROM JUSTICE (WB) PRAIRIE LAW (RKO)	W	M. Carrott-D. Fairmans, Jr. Weaver Bros. Elviry-L. Ranson B. Rogers-G. Hayes-B. Steele J. Lydon-F. Barthsolmew D. Ameche-M. B. Hughes-A. Curtis Baby Sandy-M. Auer-N. Grey B. Pryor-L. Faitbanks G. O'Brien-Y. Vaic-D. Hogan	
/21/40	6/26	THE CAPTAIN IS A LADY (M-G)	CD	V. Grey-B. Burke-C. Coburn	-
	6/12	POP ALWAYS PAYS (RKO)	C.	B. Hope-P. Goddard-R. Carlson L. Errol-D. O'Keefe-A. Pearce	
	5/8	THE GHOST BREAKERS (PAT) POP ALWAYS PAYS (EKO) CHAN'S MURDER CRUISE (20th) I CAN'T GIVE YOU ANYTHING BUT LOVE, BABY (U) GAMBLING ON HIGH SEAS (WB)	M D	S. Toler-M. Weaver-L. Atwill J. Downs-P. Moran-B. Crawford W. Morris-J. Wyman	-
37 <u>1</u>			D		
3/28/40	7/10	RETURN OF WILD BILL (Col)	W	P. Singleton-A. Lake-L. Sims B. Elliott-I. Meredith-L. Walters	-
30 (4.5)	7/10	ONE MAN'S LAW (Rep)	W	D. Barry-J. Waldo-G. Cleveland	
	6/19 7/3	QUEEN OF THE MOB (Par)	MU	J. MacDonald-N. Eddy-M. Beland R. Bellamy-W. Henry-J. Cagney	1
The state of	6/19 5/29	BLONDIE BEWARE (COI) RETURN OF WILD BILL (COI) ONE MAN'S LAW (Rep) NEW MOON (M-G) QUEEN OF THE MOB (Par) ANNE OF WINDY POPLARS (RKO) LUCKY CISCO KID (20th)	D RD	R. Bellamy-W. Henry-J. Cagney A. Shirley-J. Ellison-P. Knowles C. Romero-M. B. Hughes-E. Venable	٠,
/5/40	7/10 7/3	OUT WEST WITH PEPPERS (Col) ANDY HARDY MEETS DEBUTANTE (M.	C) C	E. Fellowes-D. Peterson M. Rooney-L. Stone-J. Garland	
Agran S	200	GOLDEN TRAIL (Mono)	w	T. Ritter-I. Guest	
	5/29	WAY OF ALL FLESH (Par)	CD	A. Tamiroff-G. George-W. Henry J. Hersholt-E. Kennedy-D. Lovett	. 8
	7/3	SAILOR'S LADY (20th)	CD	N. Kelly-J. Hall-J. Davis H. Herbert-N. Kelly-R. Young	٠, (
1-37-1	6/12 7/3	ANDY HARDY MEETS DEBUTANTE (M. GOLDEN TRAIL (Mono) WAY OF ALL FLESH (Pat) DR. CHRISTIAN MEETS WOMEN (RKO) SAILOR'S LADY (20th) PRIVATE AFFAIRS (U) MAN WHO TALKED TOO NUCH (WB)	CD D	H. Herbert-N. Kelly-R. Young G. Brent-V. Bruce-B. Marshall	
/12/40	7/10 7/10	SPORTING BLOOD (M-G) STAGE COACH WAR (Par)	D	L. Stone-R. Young-W. Gargan W. Boyd-R. Hayden-B. Wood	- 1
	7/10	STAGE COACH WAR (Par) SCATTERBRAIN (Rep)	C	J. Canova-A. Mowbray-R. Donnelly	÷
	6/5	BLACK DIAMONDS (U)	CD	R. Sterling-V. Gilmore-J. Davis R. Arlen-A. Devine	
	6/26 6/12	MANHATTAN HEARTBEAT (20th) BLACK DIAMONDS (U) MY LOVE CAME BACK (WB) ALL THIS AND HEAVEN, TOO (WB)	RD RD	O. de Haviland-E. Albert-J. Wyman	1
7/19/40	9.10	MILITARY ACADEMY (Col). HAUNTED HOUSE (Mono). WE WHO ARE YOUNG (M-G) CAROLINA MOON (Rep) CROSS COUNTRY ROMANCE (RKO). MARYLAND (20th).	D	T. Kelly-B. Jordan	5
1.87	7/17	WE WHO ARE YOUNG (M-G)	CD	M. M. Jones-J. Moran L. Turner-J. Shelton-G. Lockhart	
300	6/26	CROSS COUNTRY ROMANCE (PRO)	RD	G. Autry-S. Burnette-J. Storey	1
	6/26 7/3	MARYLAND (20th)	RD	W. Brennan-F. Balnter-B. Joyce	
-1 1000	7/17	MARYLAND (20th) SOUTH OF PAGO PAGO (UA) ARIZONA CYCLONE (U) LADIES MUST LIVE (WB)	W C	W. Brennan-F. Balnter-B. Joyce V. McLaglen-F. Farmer-Jon Hall J. M. Brown-F. Knight-B. Baker W. Morris-R. Lane	1
7/26/40	14-2-5	BLONDIE HAS SERVANT (Coi) BOYS OF THE CITY (Mono) PRIDE AND PREJUDICE (M-G)	C	P. Singleton-A. Lake	-
	7/10	PRIDE AND PREJUDICE (M.G)	RD	East Side Kids	
	6/26	UNTAMED (Par) STAGE TO CHINO (RKO) MILLIONAIRES IN PRISON (RKO) YOU'RE NOT SO TOUGH (U)	RD	G. Garson-L. Olivier-M. Boland R. Milland-P. Morison-A. Tamiroff	1
	7/17	MILLIONAIRES IN PRISON (RKO)	W	G. O'Brien-V. Vale L. Tracy-L. Hayes-V. Vale Dead End Kids—N. Grey	7
	7/17	VOURE NOT SO TOUGH (II)	M	Daniel Marie Co. V. Velle	

LABY IN QUESTION (Coi) GOLDEN GLOVES (Par) THE SEA RAIDEE (Par) QUEEN OF DESTINY (RKO) THE GREAT PROFILE (20th) THE MAN I MARRIED (20th) MODERN MONTE CRISTO (U) THEY DRIVE BY NIGHT (WB) THE SECRET SEVEN (Col) BOOM TOWN (M-G) BOOMED TO DIE (Mono) CHAMBER OF HORRORS (MOT ONE CROWDED NIGHT (RKO) STREET OF MEMORIES (20th) EOVS PROM SYRACUSE (U) RIVER'S END (WB) 8/9/40 7/10

7/17

7/17

7/24

8/2/40

THE DURANGO RID (COI)
GOLDEN FLEECING (M-G)
GOLDEN FLEECING (M-G)
GOMN' ROUND THE MOUNTAIN (Par.)
COMN' ROUND THE MOUNTAIN (Par.)
STRANGER ON THIRD FLOOR (RKO)
RETURN OF FRANK JAMES (20th)
HIRED WIFE (U)
ALL THIS, HEAVEN TOO (WB) 6/12 HE STAYED FOR BREAKFAST (Col)
ILOVE YOU AGAIN (M.G.)
MISSING PEOPLE (Mono)
ARIZONA FRONTIER (Mono)
RANGE BUSTERS (Mono)
THE GREAT MGGINTY (Par)
LUCKY PARTNERS (RKO)
GIRL FROM AVENUE A (20th)
THE SEA HAWK (WB) 8/23/40

C. Starrett-L. Waiters
L. Ayres-R. Johnson-Y. Grey
F. Darro-J. Hodges-G. Huston
B. Burns-U. Merkel-P. Barrett
P. Lorre-J. McGuire-M. Tallichet
H. Fonda-A. Leeds-J. Cooper
R. Russell-B. Aderne
B. Davis-C. Boyer-B. O'Neill 140 M. Douglas-I. Young-U. O'Connor W. Powell-M. Loy-F. McHugh W. Fyffe-L. Harding-K. Walsh T. Ritter-S. Andrews-E. Finley R. Corrigan-J. King-L. Walters B. Donley-M. Angelus-A. Tamiroff 81 G. Rogers-R. Colman-F. Wray J. Withers-K. Taylor-K. Aldridge E. Flynn-B. Marshall-C. Rains 127

B. Aherne-R. Hayworth-G. Ford R. Denning-J. Cagney-B. Palge H. Wilcoxon-C Landis-O Stevens A. Neagle-A, Walbyook J. Barrymore-M. B. Hughes J. Bennett-F. Lederer V. McLaglen-A. Nagle G. Raft-A. Sheridan

B. Bennett-F. Bright
C. Gable-S. Tracy-C. Colbert
B. Karloff-M. Reynolds
L. Banks-L. Palmer-G. Malo
B Seward-D Costello-W Haade
J. McGuire-L. Roberts
V. Mature-L. Platt-B. Cabet
A. Jones-M. Raye-J. Penner
D. Motgan-E. Earl-V, Jory

76

71

72

Anti-Trust Case

Continued from page 7.

the near future. Doyle continued
If the parties are able to reach
satisfactory settlement soon, it is
hoped that you will be available to
consider and enter the decree during your vacation, whereupon it will
become immediately effective.

Tudge Goddard said he will consider the decree whenever presented.

Ne Meetings Since Taurs.

There have been no meetings of
counsel since last Thursday (18),
although much was accomplished
towards a settlement in the three
days at the first of last week. It
was at these meetings that the five
theatre-owning companies decided
to go ahead with the plans for
consent, decree settlement, disiegarding Columbia, Universal and
United Artists, who had participated
in discussions prior to that date but
had never assented to the new sales
proposals. It is the contention of the
first two companies that abolishment
of blockbooking and blind-selling
will bring about undue hardships on
the conduct of their business. They
are not opposed to some of the other
provisions in the proposed decrepertaining to arbitration of differences with exhibitors.

Paul D. Williams and James V.
Hayes, of the Justice Department
staff, conferred in Washington over
the weekend with Thurman Arnold,
head of the anti-trust division.
When conferences resume today
(Wed) they will state the Department's position with reference to
suspension of the decree if it is
found unworkable after a reasonable
trial period. It is stated that the
Government side is reluctant to
forego all the provisions agreed
upon in the decree, if a new bill of
complaint for trial is drawn. Compromise is expected on this point.

Film anti-trust suit was started in
tuly, 1938. Although the decree will
become immediately effective upon
acceptance by the court, its provisions will not be operative until
the exhibition season of 1941-42, it
is said.

IATSE Shuffled

Continued from page 7.

claim there has been no interference with programs and that none of its employees represented in the picket lines. Don Gilman, v.p. in charge of the NBC western division, stated.

The picket line which was thrown around the NBC studio does not contain any employees of this company who are on strike. In fact, there are of employees of whom we have any knowledge who are concerned in the unions represented on the banners carried in this picket line. NBC is ready at any time and has been ready to negotiate with any labor organization which has proper representation under the law among our employees. We do not interfere with our employees right of collective bargaining. This picket line was thrown about us with no notice other than a telephone conversation five or 10 minutes before the pickets arrived.'

other than a telephone conversation five or 10 minutes before the pickets arrived.'

Gilman has suggested the matter be submitted to the National Labor Relations Board for a decision. In the meantime, the unions have been conferring with officials of the musicians and American Federation of Radio Artists to determine what support these organizations can give them. Because of international contracts with NBC, it is believed any sympathy strike by musicians or AFRA would not be possible without breaking their contract.

Radio Writers Vote Aug. 'S A general membership meeting of the Radio Writers Guild has been called for Aug. 5 to vote on acceptance of a basic wage agreement with the transcription companies. The Screen Office Employees Guild, which claims to represent 1,500 white collar studio workers, is seeking a minimum six-hour call for workers who report after 6 p.m., and four hours for those employed between 8 am. and 6 p.m. The minimum call for the graveyard shift reporting after 12 midnight would be eight hours. The SCEG is now waiting for the NLRB to set a date for an election of clerical employees to designate a collective bargaining representative.

TITLE CHANGES

'Calling All Husbands' new handle for 'Good Men Don't Marry' at Warners.

'All Night Program' became 'Milkman's Matinee' at Republic.

'Stunt Man' was changed to 'I'm Still Alive' at RKO.

HRAVE

is Showman's Paradise!



THEY'RE HOLDING IT! AND HOLDING IT! AND HOLDING IT!

Y Music Hall ONLY 2 OTHER PICTURES IN THE 8-YEAR HISTORY OF J 3rd Week Providence! 3rd Week Cleveland! 3rd Week Pittsburgh! 3rd Week Washington! 3rd Week Cincinnati! 3rd Week Dayton! 3rd Week Wasnington: Sra week Sincinnan: Sra week Dayton: 3rd Week Louisville! 3rd Week Denver! And more!

WARNERS

for 'Heavenly' days -now and in '40-'41!

Balk at Consent

met with Barney Balaban and others Monday (22) on the consent decree and also, as a committee, held a meeting themselves in Wilby' hotel quarters. Wilby understood to have been elected chairman of the movement declared under way to combat the consent decree generally but selling in blocks of five particularly. The five partners are expected to leave N. Y. today (Wed.) setting down to make a deal for 50. This same source, together with Combor of the Par partners stated that Debleves it questionable whether he believes it questionable whether he believes it questionable whether he consent decree will be signed because it has too many bad things in it. This larger operator also declared that it would set a bad precedent and may 'lead to future hard-dent' and may 'lead to future and also, as a committee, field a meeting themselves in Wilby's hotel quarters. Wilby understood to have been elected chairman of the movement declared under way to combat the consent decree generally but selling in blocks of five particularly. The five partners are expected to leave N. Y. today (Wed.) or tomorrow (Thurs.) following further huddling.

One of the Par partners stated that he believes, it questionable whether a consent decree will be signed because it has too many bad things in it. This larger, operator also delared that it would set a bad precedent and may lead to future hardships, because of concessions, through weakness, that would be given now.

ships, because or concessions, through weakness, hat would be given now. With respect to buying film inblocks of five, the Bar partner-operator pointed out that he would require two very capable men for viewing of the product alone who then would be unable to devote any time to operation. Pointing out that his circuit plans two and three months ahead on film, especially for holidays that are coming, this operator, of shrewdest in the business, added that he would be always right on top of pictures if he could buy only five at a clip. He also stressed what would happen to the little exhibitor who had perhaps only one house but 150 miles from the nearest exchange. Such an exhib, if in duals, may require six or more pictures weekly, making his problem all the worse, but in any event he'd have to have somehody at the 'various company'

knew what you were do

knew what you were doing. In-some quarters, including among indies, it is believed the distribs may have the best of it in the long run by scling groups of five which they could make up as they pleased. In other circles, the opinion is expressed that the consent decree might-create buying combines, side agreements among exhibs, etc., putting the distrib behind the eight-ball.

Fallacy of Blocks of 5 Fallacy of Blocks of 5
Presumption is that the distribs would make up blocks of five with a hit picture and see to it that 'dogs' went into the same group. In this connection, theatre operators fear that if a good picture comes along, he may have to take four poor ones, in order to get it. Where now cancellation privileges up to 20% of the total bought is permitted, if the distrib sold in five's only, there would be no cancellation whatever and he (the distrib) would be able to get rid of everything he made. Also, under blocks of five, the exhibitor-buyer would be in no position to get the distrib to drop pictures at the tail-end of seasons in return for a promise to negotiate a new deal

guire six or more pictures weekly, making his problem all the worse, but in any event hed have to have to have somebody at the various company exchanges constantly looking at pictures and negotiating for them.

Another leading Par partner confirmed his opposition to anything forcing him to buy film in small groups and indicated he was far from being alone in this respect.

A leading major circuit operator who predicted that you can gamble 100 to most exhibitors don't want to buy pictures in small groups, stated that seeing and negotiating for only five films at a time would work untold hardship.

100 Days Just to See Pix.

He cited that a circuit or theatre might require, say, 300 pictures. This would mean, it was outlined, that this many feature films would have to be seen during, the 12 months. 'No one can see more than three in a day if he is going to view in the distrib would also the presumption is that opending would not figure, but if it did then prices might go away out of line. For the distrib the cost of line. For the distrib the cost of such as a continuous content was a content with the distrib to sold in five's only the edistrib to dore within the distrib) would be able to get dof everything he made. Also, the distrib to dor population of the cost of such distrib to dor population to get the distrib to dor populate. Also, the distrib to dor populate and the work in the distrib to dor populate and the work was a constantly and the distrib to would be able to get do feverything he made. Also, the distrib to dor experting he made. Also, the distrib to dor experting he made. Also, the distrib to dor populate would be in no position to get the distrib to dor populate. Also for the coming year. This is all aside from the cost, a promise to negotiate a new deal of the coming year.

This is all aside from the cost, a promise to negotiate a new deal of the coming year.

This is all aside from the cost, a promise to negotiate a new deal of the coming year.

This is all aside from the cost, a promise to negot

concessions for all exhibitors and, in turn, feeling the pinch through his own theatres. An official in distribution pointed out that the consent decree, if to be a fertile in all its details, may be a long ways off because the exhibition branch is vitally concerned in it. The angle is that, after all, the exhibs may feel, they are entitled to seme say as to how they're going to buy film and operate.

Some Indies Incline to H
Several leading independent exhibitors in the Greater New York area were contacted on the consent decree by Vantery.

William Brandt, of the Brandt Bros, circuit which resents duals.

deerec by Vaniery.

William Brandt, of the Brandt
Bros. circuit which resents duals,
stated that it was his belief that
outside of a handful, every exhibitor
would like to buy his product for
a senson and know what he was
Brandt stated that his circuit preferred to buy a whole company's
program, with the cancellation
clause a part of the deal and that
the present system of distribution is
most desirable because buying in
packages of five would mean much
doubt, waste of time and cost money.
This independent favors some suitable arbitration system covering
protection, clearance and other
points, however.

"I'll make a bet that if the consent
decree goes through, it won't last a
year, Brandt also declared.

Max A Cohen, operator of the
Chema circuit and president of the
Allied Theatre Owners of New York,
does not believe thit the increase,

Cinema circuit and president of the Allied Theatre Owners of New York, does not believe that the increased cost of selling to be borne by the distributor will reach the point where it will overbalance the upped prices on film obtained if selling is in bunches of five. He has the following to say.

in bunches of five. He has the following to say:

We have been trying to equalize the power between seller and buyer, putting it on a more reasonable plane, but all I can see is that the power of the distributor will be increased under the provisions of the consent decree so far as sales in blocks of five are concerned.

I would prefer that the method of selling remained as it is at present, together with cancellation privileges. To disturb the present method of selling would be fatal to the independent subsequent run theatre.

the independent subsequent run theatre.

Holding that ironing out the kinks in distribution—the only solution, Cohen favors arbitration and believes that it would definitely tend to maintain the balance of power, whereas anything that would limit the steady flow of product would disturb this balance.

Cohen pointed out that he has theatres which change seven times weekly and raises the point as to whether Td have to stay in the exchanges all week looking at pictures and buying them. The head of the Cinema circuit also fears for the worst when he requires a lot of pictures because the salesman will say that all I have to sell to you is five films.

It has been indicated that the It has been indicated that the complaints on which the Government based its suit against the majors came from smaller indies, many of whom are out of business now, claiming they were driven out. Cohen takes the position that this complaint was not against the distributors but against larger, theatre operators to whom the distribs naturally eatherd through ability to place larger contracts, get higher film rentals, etc. In other cases it was one theatre op who ran another out of business, as happens in other fields through one being stronger or a better business-man.

fields through one periods a better business-man.
George Walsh, veteran theatre operator, is another who holds to the operator, is another who holds to the theory that buying five films at a time from each distributor, would be rui as well as costly. One of the angles he fears would hurt would be the necessity of taking four 'pups' when along came a sin-gle picture that was sorely needed and wanted.

Charles Casey Opposes

A dissenting note, in favor of small group buying is lent by Charles Casey, of the Wheeler & Casey circuit.

Casey circuit.

He thinks that possibly the producer would see to it that he made better pictures if he had to sell them five at a time. Other features of such a sales system also appeal to this independent. If Metro had one group, for instance, that was very good, he theories, this group might be purchased but that if the

mount up. Where now he sells his entire program of 50 at one time, fif it was reduced to five at a clip, then he'd have to sell-customers 10 times over.

The distributor, forced to make:
Important concessions in return for retaining his theatres, is in the uncomfortable position of making these concessions for all exhibitors and, in turn, feeling the pinch through his own theatres.

An official in distribution pointed out that the consent decree, if to be kyritten in all its details, may be a long ways of because the exhibition branch is vitally concerned in it. The profes is that after all, the exhibits which it would place upon the

it would place upon the which

Excess Profits

Continued from page 5

event, also, it is felt that prope credits for increased or new capital investments should be provided for Expressing fears of what the tax, as originally suggested by President Roosevelt, would do to the theatres auosevelt, would do to the theatres particularly, one of the leading operators succinctly declared. I believe they're trying to run us out of business.

industry circles It is thought that there may be an exemption at the beginning of \$3,000 but that the deduction on invested capital may be increased to around 10%.

The worst part of the threatened excess profits taxation, as it is understood by the experts, is that any profits over and above the \$5.000 plus the 8% or 10% deduction on invested capital, will be taxable in a gradulated manner up to a back-breaking figure. figure. Present System

At present any business may make a stated valuation and pay a tax on that amount at a specified rate per \$1,000 of valuation. Thus, if placing it high enough for protection, there is, excess hor graduation unless the business earns over that declared figure. However, if this is not permitted, the deduction of 8% or 10%, whatever the rate, will be allowed only and strictly on the amount of invested capital which exists in the corporation or business.

Thus, a theatre may have an investment of only around \$20,000, including its equipment, yet earns \$50.

vestment of only around \$20,000, in-cluding its equipment, yet earns \$50,000 a year. Also, many theatres are leased instead of being owned, which brings up the point instantly that it would be much better if they were owned, outright, should the excess profits bill be written as proposed. Assumption in the industry is that the excess mosts nick will analy to

the excess profits nick will apply to the excess profits nick will apply to corporations rather than individual theatres on a breakdown. On the other hand many theatres are in individual corporations: covering just the one house, while others are grouped. The tax, if onerous and not permitting declared valuations of properties based on earning power, might result in considerable juggling of theatres and re-grouping so that losing operations would counterbalance the big money-makers. However, in many instances there are different properties here are different properties. ever, in many instances there are different partners amount of diffic an difficulty might arise along such line

amount of directive might arise along such lines.

It is believed that if a compromise cannot he reached along Canadian lines, the tax may be a combination of the World War piofist sax and the post-war excess profits tax.

The excess over the deductions of \$3,000 generally and 8% of invested capital was set up as follows:

(1). On amounts equal to 20% of invested capital less excess profits deductions, tax was 30%.

(2). On amounts over 20% of invested capital, tax was 50%.

(3). On the excess of net Income over war-profits deductions, tax \$6\%, less the sum of taxes paid under items I and 2.

Kor the year 1918 this tax pro-

For the year 1918 this tax produced a total of \$2,505,565,939.

Pic Trend Away From Prairies Into the Hills

Hollywood, July 23.
Off the prairies and into the Ozarks is the new trend at Republic, where the nasal twang of the hill-billy may be heard above the croon of the cowboy. The homely grunt of the trazorback hawg echoes amid the wail of the coyote and the bark of the six-gun.

the wail of the coyote and the bark of the six-gun.

As the trend goes uphill, Judy Canova and the Weaver Bros. and Elviry climb in importance on the Republic lot. Latest addition to the mountaineers is Rufe Davis, who will hoe corn on the Arkansaw hillsides when he is not riding with the Mesquiteers on the Arizona desert.

STROM CAUSES **NW ALLIED RIFT**

Minneapolis, July 23. A split in the ranks of the terriory's independent exhibitors is believed to be in the offing in consequence of the wresting of control of Northwest Allied, the indies' organization, away from the W. A. Steffes-Bennie Berger dominating group by a faction which has been at loggerheads with it. This faction sucneads with the first action succeeded in putting over their candidate; Fred Strom, for executive secretary, instead of Ben Ashe who was favored by the Berger crowd. The executive secretary will run the organization in place of Steffes, retired because of illness.

tired because of illness.

Moreover, the Steffes crowd is
miffed further because Sol Lebedoff,
local exhibitor who has been fighting Steffes for several years and
threatening to form an opposition
organization, was chosen Minneapolis
governor, treasurer and a member
of the committee of three which will
add the executive secretary. or the committee of three which will aid the executive secretary managing the body's affairs. Now the talk is that the Berger group is planning to withdraw from Northwest Allied and organize its own unit to be closely association with national Allied States.

The disgruntled point out that many of those now in control of Northwest Allied did not support or

Northwest Albed did not support or cooperate with the body when Steffes was its head and that, without them, the organization did O.K. in protecting the interests of exhibitors, including the non-operating and non-dues paying present leaders.

It's also asserted that 'independent exhibitors are facing a crisis of grave importance, with the valued too important to be placed in incompetent and inexperienced hands'.

hands."

The Lebedoff group say it is just asking for a three months trial to demonstrate its capability. It proposes to keep down expenses and dues, thoroughly organize the state, get film rentals reduced, percentage eliminated, clearance wrings righted, etc.

WRIGHT CAUTIOUS ON REOPENING RIVOLI. N.Y.

The only house of major import-nce in New York to be closed down. the Rivoli, will remain d possibly the end of August. dark

John Wright, managing director, states that he is lining up product now but that until he is set on a sufficient supply of film well into the fall, he will not reopen the theatre.

9-Mo. WB-AFM Deadlock May Be Settled Soon

Philadelphia, July 23.

Philadelphia, July 23.

Two meetings between representatives of Local 77, American Federation of Musicians, and the Stanley Warner circuit have been held within the past 10 days in an effort to end the deadlock now nearing its ninth month. Meetings were held last Monday (15) and Friday (19) at which Frank Phelps, Warner labor expert, attended, Both sides pressed the hope that the matter would be ironed out satisfactorily soon, but no one would make any predictions as to how soon.

Said Ted Schlanger, Warner zone head: We still are far apart in regarding the issues involved, but the mere fact that we have resumed negotiations is a good sign in itself.

A union spokesman expressed the same views extrice.

A union spokesman expressed the same views, stating: We may be able to work out a reasonable solution if the company is willing to meet us half way.

It is believed that even if a settle-ment is effected in the controversy, any immediate reemployment of mu-sicians is out of the question. The Warner chain will probably hold off in this matter until the fall.

in this matter until the fall.

Warners has been holding out for
the right to rehire musicians only in
theatres following a vaude policy,
which would restrict this only to the
Earle and the Stanley, Camden. The
union is demanding that bands be rehired in the six nabes in which live music was featured before Dec. 1.

New York Theatres GONE WITH &

THE WIND ASTOR 45th 5. ALL SEATS RESERVED Twice Daily 2:15, 8:15 p. m.

PARAMOUNT In Person.

'Untamed' with Ray Milland Midnite Be

Loui Armstrong And His Orch Ethel Waters

tate ss Morgan & Ori George Beatty Ethel Shutta

Vivien Leigh Laurence Olivier "21 DAYS TOGETHER"

Capitol 2nd Week CDONALD EDDY "NEW MOON"

RADIO MUSIC HALL "ALL THIS AND HEAVEN TOO"

Spectacular Stage Productions



OPENS FRIDAY, JULY 26 GEORGE RAFT ANN SHERIDAN

"THEY DRIVE BY NIGHT" WILL And His OSBORNE Orchestra Air-Conditioned STRAND & 47th St.

Bert Wheeler's Musical Hollywood, July 23.
Allen Jones and Bert Wheeler will
co-starred by Paramount in Las

Neen Jones and Bert wheeler will be co-starred by Paramount in 'Las Vegas,' a musical,

This marks Wheeler's return to screen since dissolving of Wheeler-Woolsey combo by latter's death.

Casey circuit



Dorothy Thompson, Guest of Canada's 'Let's Face Facts' Program, Is a Wow

By MORI KRUSHEN

Montreal, July 23: The first of the new series of weekly talks on world affairs en-titled Let's Face the Facts' was deweekly talks on world affairs entitled Let's Face the Facts' was delivered by Dorothy Thompson over the Canadian network Sunday night (21) and in less than 24 hours had become something of a Dominion classic. It was probably the most powerful indictment of Nazi Germany, the most brilliant espousal of the case for England and democracy, the most stirring word portrait of Winston Churchill: yet presented via radio either in Canada or elsewhere in the British Empire. Prime Minister Mackenzie King long-distanced congrats to Miss Thompson from Canada after the broadcast. Her talk may well achieve permanancy in the national literature. She established this new CRC series overnight as one of the most popular in the Dominion in the Dominion

in the Dominion.

The keynote of Miss Thompson's address was clearly indicated in her opening remarks. She pointed up fact that in speaking over the network she was exercising the perogative that is still enjoyed by the citizens of free nations; the right to have opinion of one's own and express it.

Whitelia checitizing marked Miss.

express it.

Vitriolic skeptitisism marked Miss Thompson's analysis of Hitler's claims that he had no quarrel with Great Britain but only with Winston Churchill and the British Government. Said Miss Thompson: Now, of course, we have all become familiar with this. Mr. Hitler had no quarrel with Austria, only with Mr. Schuschnigg. So the moment Schuschnigg resigned he made peace with Austria by amaxing it. He had no quarrel, with Czecho-(Continued on page 28)

BLUE'S \$250,000 **BARGAIN ON OPERA**

The NBC Blue network, under its new independent operation policy, has placed a flat price of \$230,000 for time and talent on the Metropolitan Opera-broadcast for 1940-41. Smallest previous quotation for Met operasponsorship was \$375,000.

Under the deal as offered, a sponsor would get 16 Saturday after-noon performances of about three hours each. Traditionally these Saturday mathness are the cream performances, artistically, exceeding even Monday night, the social occasion, in the quality of the operagiven and the stars participating.

WSYR VET SALESMAN DIES WHILE BATHING

Syracuse, July 23,
B. Ray Van Benschoten, 56, pioneer Syracuse salesman of radiotime, was found drowned in the take
in front of his summer camp at
Eagle Bay, N. Y., Saturday (20). A
coroner's report indicated he had
suffered a heart attack while bath
ing against doctor's orders.
Formerly a member of The PostStandard advertising staff, he quil
the newspaper field to take a post
with WSYR when that station
opened and at his death was the
oldest employee of the station in
point of service. Syracuse, July 23,

WKBN Near Labor Peace

Youngstown, O., July 23. agreement Tentative agreement has been reached by striking itechnicians; and radio station WKBN, Youngstown, (19) and provisions are awaiting approval of the international technicians, union (Associated Broadcast Technicians) before the engineers go

back to work.
Strike started July 2, and picketing of the station followed. The sta-tion was placed on the 'unfair' list by the United Labor Congress and the musician's union was notified of

Carol Irwin to L. A.

Carol Irwin, supervisor of day-time radio for Young & Rubicam, plancs Friday (26) to the Coast to look over the agency's programs in Los Angeles, and San Francisco and possibly launch couple of new series there. possibly launch couple of series there.

Due back in about a week.

CANDY BARS SPONSOR WXYZ'S 'NED JORDAN

Detroit, July 23.

Detroit, July 23.

Walter Johnson Candy Co. (Power House Candy bars) will start sponsorship Aug. 13 of 'Ned Jordan, Secret Agent,' anti-espionage dramm, over WXYZ. Detroit, Michigan network and WGN. Chicago. Placed by Franklyn Bruck agency, New York. Jordan' is produced by WXYZ here, which also produces 'Lone Ranger' and 'Green Hornet' serials. Half-hour show has been presented over Mutual as sustaining for several mouths each Tuesday, and will continue over that web although sponsored over WXYZ and WGN. Theme of show deals with fifth-column element in America and efforts of Ned Jordan, railrond claim agent and his Jordan, railroad claim agent and his employer, J. B. Medwick, transpor-tation tycoon, to combat it.

Jack Johnstone Directs 'Superman'; Chase to Tour

'Superman'; Chase to Tour Jack Johnstone, writer, producer and director of the Buck Rogers radio serial; takes over the producing and directing job on the newer Superman' platters today (Wednesday). Frank Chase, who had been handling that job, becomes a selling rep, covering regional territories where the serial can be sold without interfering with Hecker's Flour sponsorship. Hecker's backs the strips on 12 U. S. stations. Another 28 Canadian stations are also using the discs.

Johnstone also does the Griffin Shoe Polish show 'Who Knows' audicrets both dramatic spots on, the two Phillip Morris eiggie shows.

Alice Frost to Idaho

Alice Frost, co-star of Rinso's 'Big Sister' serial, is off the show for six weeks for vacation at Sun Valley, Idaho. She's written out of the script Idaho. She's written out of the script for at least three weeks, and maybe longer. Substitute hasn't been picked by Ruthrauff & Ryan. Actress the wife of Robert Foulk, currently in Hollywood as production assistant at Warners.

Block Pinged Instead of Ponged Martin Block, 'Make-Believe Ball-room' spieler on WNEW, N. Y., is currently doing his twice daily mike stint on crutches or from a chair. He twisted and broke a small bone in one of his ankles playing ping-pong one night late last week. Accident happened few days after

he returned from a three-week va-cation in California.



Woodbury ('Nick') Carter

Writer, actor, producer, Nick Carter heads the program depart-ment at WTRY, Troy, N. Y. During his radio career, he has handled all kinds of shows, display-ing a versatility which is reflected in the popularity of his work on ing a versatility which in the popularity of h Troy's new radio outlet.

AIR ADVERTISING FOR BALL-PADDLE GADGET

Cleveland, July 23. Hi-Li Sales Co. of New York, promoting rubber ball attached to wooden paddle by rubber band' gadget for kids has gone into radio for first time five years of sales efforts. Will use WHK-WCLE to exploit Cleveland territory. WXYZ is currently being used as Detroit outlet.

Local plan calls for contest in all playgrounds with winning play-offs to be staged in nabe theatres. Station interviews for winners and bikes

and roller skates are other prizes.

J. H. Sallee, Hi-Li representative is working with Bob Greenberg, station promotion manager on deal.

Radio Costs Up Continued from page 1.

405,414 in commissions (15%)

405.414 in commissions (15%) on the volume of business placed in 1939.

All these figures and percentages are provided by the Federal Communications Commission, which has just completed its audit of the industry, the most comprehensive body of data on the subject.

All told, the broadcasters in 1939 sold nearly \$1,2000,000 more time than in the prior year, and made nearly \$5,000,000 more profit (before Federal taxes). However, lest these figures appear to be too good to be true, it should be noted that the industry's expenses rose considerably faster than the profit. Forwhile the additional \$5,000,000 was erably faster than the profit. For while the additional \$5,000,000 was being salted away, expenses soared by the unprecedented leap of \$7,000,000, for total of \$99,789,920. The tendency of rising expenses is not new to radio, what with unforization and accelerated experimentation, but never before has payroll, etc., shot skyward with such rapidity. etc., s

Increases in revenue were pretty Increases, in revenue were pretty steady all the way down the list. No category of business fell down in any respect, and the rise in local business may be viewed as a heartening factor during a year which was none too good to newspapers and magazines.

Broadcast Income: 1939

(Condensed from FCC tables as of July 23, 1940)

(NOTE: ALL INCOME IS NET INCOME: THAT IS FREQUENCY DISCOUNTS HAVE BEEN SUBTRACTED)
Network (major and secondary) payments to stations

Amount retained by networks from sale of network time

Station income from sale of time to tional-regional spot advertisers

Station income from sale of time to local extentions. \$20,411,963 .. 38,809,630 28,109,185 ... 36.815.774 33,402,801 GRAND TOTAL TIME SALES......\$129,468,026 \$117,379.459 16,487,200 Deduct commissions to agencies, etc...... NET REVENUE FROM SALE OF TIME \$112.062.612 nue from incidental broadcast activities... 11,319,252 \$100,892,259 10,466,119 Total broadcast revenue \$123,381,864
Total broadcast expenses 99,789,920 BROADCAST SERVICE INCOME \$23,591,944 • •

Stations actually received \$24,114,128 from the sale of network time-but of this amount \$743,559 represented inter-station and inter-network payments. These inter-payments have been subtracted in this calculation.

.. Prior to Federal and other taxes.

From the Production Centres

IN NEW YORK CITY

IN NEW YORK CITY

Jack Negly, WINS announcer, Just week made a commercial short film for DuPont, with Prof. Quiz and Bob Trout, ... Frank Rochrenbeck, WHN g.m., back from Greenwood Lake... Herbert L. Pettey director of 1:
g.m., back from Greenwood Lake... Herbert L. Pettey director of 1:
g.m., back from Greenwood Lake... Herbert L. Pettey director of 1:
g.m., back from Greenwood Lake... William Post, Jr., will commute 1:
g.m. commute 2:
g.m. commute 2:
g.m. commute 2:
g.m. commute 3:
g.m. commute 4:
g.m. commute 4:
g.m. commute 4:
g.m. commute 4:
g.m. commute 5:
g.m. commute 4:
g.m. commute 5:
g.m. commute 6:
g.m. commute

the Princeton strawhat next week, will commute for ner 'Second Husband' series,

Mary Mason, of 'Betty and Bob' cast, written out of the script for several weeks while she does a strawhat date at New Hope, Pa., then Stratchiners to visit her family in Hollywood. ... Janice Gilbert, of 'Second Husband' has an exhibit of her paintings in a 57th street gallery. ... Yette Baruch, sister of announcer Andre Baruch, has a new song series, 'I Just Came to Sing', over WINS Saturday afternoons. ... Srm Taylor's 'Hollywood Sound Stage' series has been increased from three to nine stanzas weekly over WHN from the Coast ... Leon Janney taking brief vamoose from radio to appear in 'Addescent' film to be shot in Miami by George Hirliman ... Jo Tonge, of AFRA's ho. cooling off in New Hampshire. Elliott M. Sanger. WQXR station manager, to Nantucket for saling and fishing ... Peggy Scheuerman, of the Radio Writers Guild, goes to the Coost next week for a month's vacation ... Republican nabobs' dickering for Ray Middleton, the Lyn Murray chorus, etc., to repeat the 'Ballad for Americans' from Ellwood. Ind., with the broadcast of Wilkie's acceptance ... Columbia : may record Kate Smith's 'Johnny Applesced' performance.

Americans' from Eliwood, Ind., with the broadcast of Wilkie's acceptance...Columbia i may record Kate Smith's 'Johnny Applesced' performance...

Joseph Bloom, g.m. of Forjoe Co., station rep, announces he will be married next month to Pacelh Diamond, cencert and operatic soprano. Hal James, script supervisor of Compton agency, and his wife, Florence Sperl, the agency's talent head, talked about radio to the legit actors at Mohawk Drama festival last Sunday '121' and will sequel Aug. 25... Henry Morgan, recently given a inorning test shot on WOR, now ozones his record-spinning and chatter five times a week.

Stella Adler, ex-Group Thethre saliwart, now emoting via the ozone. Added to John's Other Wife' and will one-shot on 'Short, Short Story Aug. 7... 'Other Wife' having passed 1,000th stanza. Erin 'O'Brien-Moore, one of the principals, tossed a party for the cast... 'Philip Reed, of 'David Harum', doubling in 'The Swan' last week at Suffern, N. Y... James Fleming written out of 'Our Gal Sunday' while he covered the Democratic convention in Chicago... Lloyd Rosamond, talent-picker of B-S-H, has gone taxi-sale and is learning to drive a car... Ford Bond vacationing from 'Stella Dallas' announcer chores... Karl A. Barleben doing camera program over WEVD.

Ira Ashley to Cape Cod after Frikay's (16) 'Grand Central Station,' to be gone two weeks... Alene Francis is set for the lead in the new Maxwell Anderson play, 'A. Jouncy to Jeru-alent'... Exerett Sloane will be in the Orson Welles bicture, 'Citizen Knue'... L'aurence Hammond writing radio material for Willkie.

Irvin Moison, of WBNX engineering staff, off for rest at Lake Sunnapse, New Hampshire... Spencer Bentley becoming a regular fixture on 'Hiltop House'... Bible talks by Rabbi David B. Hollander of N. Y..., Now on WBNX in two divisions, one in English and the other in Yiddish.

IN HOLLYWOOD

IN HOLLYWOOD.

John Conte bowing out of radio for a fling at pictures and legit. Barkersinger-actor was tested at Warners and now goes east to try his luck over the footlights...Don. Cope. Coast radio head for Benton & Bowles, getting over a bad siege of pneumonia at the hosp. Tom Revere came in from New York to look after 'Good News' until Cope recovers...Harrison Holliway, KFI-KECA headman, in the hosp for a sinus operation. 'So. I can smell our shows better,' he güipped...Radio lost one of its earliest champions in the passing last week of Samuel Hornstein, head of Coast Fisheries. His firm was the first to sponsor a newscast 12 years ago from the Tower of the L. A. Times with 'Uncle John' Daggett doing the spieling... Tamara Anceva switching from New York to Hollywood CBS publicity staft to handle fashions and femme news... Don Thornburgh trained up to Portland to talk on 'Radio and Democracy' at Educational Conference... Hal Fimberg, radio gag writer, scenarizing 'Belle of Atlanta' at Republic... Barbora Luddy and 'Les Tremayne taking their rest periods here... A! Pearce flying to Chicago for guest turn on WLS Barn Dance... NBC will broadcast the hijnks attending preview of Bing Crosby's picture, Rhythm on the River,' at his Del Mar race track Aug. 16... Truman Bradley took over the announcing duties on both Old Gold and Woodbury Playhouse from Harlow Wilcox.

IN CHICAGO

IN CHICAGO

Noel Gerson of WGN talent bureau set Olympe Bradna for preview show of 'Pago Pago' flicker on WGN-Mutual for Thursday (25) and on Aug. 1 the tops of the 'Hold On to Your 'Hats' show, Al Jolson, Ruby Keeler, Jack Whiting, Martha Raye, Bert Gordon now at the Grand in the loop. . Lan Keith added to east of 'Road to Life'... Don Merrifield doubling to the Delavan (Wis.) strawhat... Schedule of news editor Julian Bentley's evening shots on WLS to be increased from four to six-a-week ... The-up has been arranged between WLS and the Hearst Herald-American for the Pearson and Allen 'Washington Merry-Go-Round' program and syndicate, the paper and station reciprocating plugs.

H. V. Kaltenborn will be chief speaker at AFRA benefit show in the Auditorium here on Aug. 8. AFRA chieftains here handling the benefit are prexy Virginia Payne, v.p. Norman Barry, treasurer Ray Jones and exce see Ray Jones... NBC president Niles Trammell in for the final session of the Democratic confab... Bob Cunningham, traffic boss for WBBM-CBS in Chi, shifts to N. Y. to assist Gerald Maulsby in traffic and general supervision... Russ Bishop named staff organist for WBBM-CBS... Bob Carle in cast of 'Let Freedom Sing' on WGN.

IN SAN FRANCISCO

Radio day at the Salinas Rodeo. ...Commander Scott (Mutual) ushering the talent into two Greyhound buses (for free). ...Patifician Lynn (NBC) uncorks squeeze-piano while Sutter-streeters stare. ...8:30 a.m., on the way ... with songs. ... while Ira Blue (NBC) reads a murder magazine. ...10 a.m., on the way ... with songs. ... while Ira Blue (NBC) reads a murder magazine. ... 10 a.m., the roar of revolvers. ... real western holdup. ... only this time the bad men bring colorful neck scarfs, badges and burbon ... but plenty. ... and so lunch at noon in Salinas (for free) ... whereat Camilla Romo's (NBC) Celito Lindo and Art Fadden's (KJBS) piano wow em. Benny Walker (NBC) pulso (fillibilly Singer Rosi Comenzind's (NBC) boots because she always sings in stocking feet. ... while the Rodeoites giggle ... 2 pm. back into the buses and so to the Rodeo (for free) ... steers and things with Gilmore Oil's Abe Lefton amazing the radio MC. shy ad libbing, for three hours without missing a syllable—on the p.a. system ... five clock and to cocktails at home of Rodeo Boss Fred McCarger. ... with Judy Deane (NBC) helping to pour the drink ... Art Fadden asking for a glass of milk (1) and getting it: ... Kay Bart (NBC), shepherd of this flock, nursing burns after box of matches exploded in his hand ... Clarence Mey (KYA) and Dick Holman (KFRC) with glasses in both hands. ... so back to the hotel for dinner (for free) ... where the radio folks meet Homert Holcomb, Rodeo clown who trouped despite three cracked ribs and kissed every gal he could reach ... Judy Deane doing same for the men, lucky critters. ... then going serious to collect autographs on a menu for the absent Lloyd Yoder (NBC), who handled these parties for 10 years. ... fra Blue scanning the race edition to see what happened to his \$16. ... and so to the Carnival ... with buses leaving on a staggered sked far into the night.

RADIO-MINDED BIG ACCTS

18 MILLION DOLLAR ADVERTISERS THAT, IN 1939, EACH 18 OF 57 TOPS SPENT FOR NETWORK TIME MORE THAN 50% OF ITS TOTAL

1 . 3 W	그 사람들은 가게 맞이 없다고 그 가장하다 했다.	Three				The state of	1000	A STATE OF THE STATE OF
Rank*		Media	Network	NBC Total	NBC Red	NBC Blue	CBS	Mutual
2	Procter & Gamble	\$13,734,975	\$8,769,135	\$6,485,788	\$5,690,080	\$795,708	\$2,283,347	
5	General Foods	7.714.100	5,269,567	2,078,400	1.852.688	225,712	3.191.167	
9	Sterling Products Standard Frands	6,076,234	3.755.812	3.047.077	2,723,249	323,828	351,765	\$356,970
11	Standard Frands	4,999,449	2,898,521	2.898,521	2,513,943	384,578		
12	American Tobacco	4,792,463	2,505,141	1.219.438	1,177,384	42,054	1,286,703	
13	Campbell Soup	4,484,389	2,704,331	451,248	451,248			
15	General Mills,	3,541,038	2,411,288	2,136,953		990,000	2,253,083	4
19	American Home Products	3.124.303	2.529.553		1,906,950	230,003	272,925	1 A 1 0
20	National Dairy Products	2.844.393		1,724,714	972,449	752,265	801,839	
23	Brown & Williamson Tobacco		1,521,480	1,164,930	1,134,770	30,160	325,550	31,000
	Oveles Osts Comment	2,593,953	2,047,536	1,707,501	1,309,235	398,266	340,035	. dining
28	Quaker Oats Company,	2,046,701	1,205,447	1,192,004	1,189,124	2,880	the later water .	13,443
37	Philip Morris	1,637,685	1,216,166	590,016	540,672	49,344	487,470	138,680
39	William Wrigley, Jr	1,567,485	1,315,391	120 100 100	2	4.7.15	1,315,391	3 horas
41	Miles Laboratories, Inc	1,474,526	1,236,254	1,236,254	647,282	588,972		" in che chees
47	Lady Esther Co., Ltd	1,312,704	901,546	461 671	461,671		439.875	
58	Sun Oil Company	1,026,176	656,084	565,084	122,020	534,064		
59	Continental Baking Co	1,024,174	729.543	0.72	1000	germany services	729,543	
61	Radio Corp. of America:	1,010,670	635,926	635,926	64,684	571,242	100	
1.0	그리 일반 교육 마음과 그렇게 함께 가지 않다.		1 70 0 000	1 2 2 2 2 2 2 2	100000000000000000000000000000000000000	-	1244	
	Total	\$65,005,418	\$42,309,721	\$27,686,525	\$22,757,449	\$4,929,076	\$14,081,693	\$541,503
	表 という。Ale Pro Pro Linda, Linda, Linda,			A MINISTRA			10.00	3.5

* 1939 Rank by total expenditures in the three media combined.

200 RADIO **EVENTS FROM** N.Y. EXPO

New York World's Fair which has New York World's Fair which has been averaging 180 radio events per week last week touched its high for the season with over 200 actual pick-ups from the expo grounds at Flushing, Long Island. (This is 40-odd more than high week for 1939 and the control of the odd more than high week for 1939 season). There are now regular WOR-Mutual shows from the New Jersey building, WINS program from the Gas Exhibits and WMCA programs from the Johns-Manville retibit. exhibit.
The Columbia Broadcasting Sys-

tem is now picking up a weekly con-cert from the Temple of Religion, also a shortwave feed to South America from the Inter-America

Meanwhile the Fair's radio depart

Meanwhile the Fair's radio department under John Young has by reason of this activity largely escaped the staff slashes that have been numerous at the Fair of late. One mait, Harris Kirk, was transferred to special events and one secretary, attached to Fredericka Millet, the women's director, was affected.
Radio division is making and spoting a transcription series entitled 'Invitation to the Fair.' Number four of the series, with Lou Breese orchestra, went out this week. Ed Curlin, the department's news edications' across the country for inclusion in their local programs. It's called 'This Week at the Fair.'

KEN MURRAY DEAL UP FOR HALF 'N' HALF

Young & Rubicam has under consideration a deal to star Ken Murray in a fall program for Half 'n' Half smoking tobacco, whilom sponsor of Ben Bernie.

William Morris agency handling.

WBT's Auditor to KMOX

Charlotte, N. C., July 23.

Charlotte, N. C., July 23.
Robert W. Carpenter, WBT's general auditor, leaves Charlotte this week for KMOX, St. Louis, to assume his new duties as general auditor at that station.

He came to WBT from CBS, New York, three years ago.
Wilbur Edwards, WBT account executive has been transferred to the sales department of WABC, New York, where he will assume his new duties' next week. Edwards, joined the staff of WBT about two years ago as announcer and was then assigned to the station's sales department. Edward De Gray, formerly with CBS, New York, becomes general auditor at WBT as successor to Carpenter.

British Broadcasting Co. **Employes May Evacuate** Tots Under Murray Plan

Toronto, July 23. Toronto, July 23.

Members of the Canadian Broadcasting Corp. and the Canadian Association of Broadcasters, under
the direction of Gladstone Murray,
CBC g.m., and Harry Sedgewick,
CAB prez. are completing plans for
the evacuation of children of employees of the British Broadcasting
Corp. and will provide them with
homes for the duration.

Personnel of all Canadian stations, both on the Federal national network as well as the independent outlets, in addition to members of radio departments of the advertising agencies, and other branches of the industry, are now being canvassed to find Canadian homes for the refugee

Ever-Longer Brief Line

Washington, July 23.

Washington, July 23.

Ever-growing list of attorneys seeking admission to the Federal Communications Commission bar last week included Gordon Dean, who recently resigned as one of the Justice Department's most hardworking contact-ment to embark on a private career.

Among the other barristers ap-proved by the commish were:

proved by the commish were:
Leo, W. Begley and Harold H.
Blodgett, Schenectady; Joseph M.
Donovan and Stanley D. Schuval,
New York; John R. Curtis, Gary,
Ind.; John H. Carkin, Salem, Ore,
Joseph I. Davis, Miami; Alvin W.
Hahn, Los Angeles; Charles Hall,
Hutchison, Kans; Guy Johnson, New
Orleans; John C. Mahoney, Worcester, Mass.; John T. Mazzeo, Jr., Newburg, N. Y.; B. R. Reaves, Palestine,
Téx.; James Morgan Smith, Detroit,
Francis N. Thompson, Birmingham,
and David B. Whittington, Hot
Springs, Ark.
Admission to practice was given

Springs, Ark.

Admission to practice was given seven more Blackstones, namely: William, P. MacCracken, Jr., of Washington, once Assistant Secretary of Commerce: Henry Howard, Jr., Guy Gilbert Ribaudo, and A. Allen Saunders, of New York; Alfred C. Munger and Varro H. Rhodes, of naha, and Clause S. Hall, of Little

No Husing-CBS Deal

Ted Husing leaves Saturday night (27) after his late-evening sports broadcast for a two weeks stay at

Saratoga.
Contrary to report, he has not signatured a new contract with CBS, but is continuing under the same deal as before. However, there's a chance he and William S. Paley, the network president, may get together before long on a revised agreement.

CBS RENEWALS

Colgate, Bayer, Sterling Also In creases Number of Stations on Web

creases Number of Stations on Web
Colgate-Palmolive-Peet has renewed on CBS as of Aug. 8 for the
8-8:35 p.m. stretch. It includes 'AskIt Basket' and 'Strange as It Seems'
programs. There will be 63 stations
for each, an increase of nine. Benton & Bowles is agency.
Bayer's 'Second Husband' show
with Helen Menken goes on 73 stations and a like count will prevail
for Ironized Yeast's 'Court of Missing
Heirs' under further CBS renewals.
Blackett - Sample - Hunmert reps.
'Husband'. Ruthrauft' & Ryan has
the Court stanza.

Baseball Players Divvy (\$600 Each Last Year) On Gillette Series Money

For the second successive year, Mutual will broadcast the World Scries this fall for Gillette razor. Frice is freported as \$100,000 and Maxon is the agency. More than 150 stations will carry, the games, which will be described by Bob Elson and Red Barber. Option has been taken on the series for 1941.

The \$100,000 fee will be divided among the players of the two teams, the office of Judge Landis, the leagues and the clubs. Last year each member of the New York Yankes received nearly \$600 as his share of the radio rights. Series was sponsored by Ford through 1935-37 and was a sustainer for all networks in 1938.

W. M. Wilson With Rambeau

W. M. Wilson with Rambeau William M. Wilson has been added to the New York staff of the William Rambeau station rep outht. Wilson was formerly in the advertising departments of the Washington Post, New York Times and Los Angeles Times.

CBS 'FORECAST' PAYS NAMES

ONLY \$21

Guest names and others working Guest names and others working in the CBS summer series. Forecast, are receiving only AFRA scale, amounting to \$21 for the 30-minute show, for actors and somewhat higher for singers. That includes Frederic March, Florence Eldridge, Jane Cowl, Herbert. Marshall and the others. Idea is that the show is in the nature of an experiment and that if any of the programs is sold commercially for a series the fees will be set in the usual dickering will be set in the usual dickering

way.

Monday night's (22) edition of the program. When You Were 21, 'was a hectic affair for everyone concerned. Script was discovered to be eight minutes overboard only an hour before the show went on the air. Director Brewster Morgan finished cutting it and going over the changes with the cast only three minutes before deadline. Then during the broadcast one of the actors skipped a page of script, so there was a lot of scrambling to come out even.

COLUMBIA RECORDS USING NAT'L SPOTS

Benton & Bowles, new agency for Columbia Records, will use a na-tional campaign of lone-minute spot announcements for the account. announcements for the account. However, still looking for a suitable network show

Ward Wheelock agency had the Columbia Record account until last

USE 50% RADI There Were 61 Advertises

in Million-or-More Class i 1939 — Four Alcoholic Don't Count for Radi Purposes — How the 1 Cream Big Ones Divide Their Coin

RED LEADS

There were 61 million dolla babies in hational advertising durin 1939. This number comprises thos accounts which spend \$1,000,000 o more between newspapers, maga zines and network radio. Of the 6 four are alcoholic advertisers which are not available to network radii for policy reasons so the million-or

Million-or-More

(In 1939)
Summary of Media Expensitures in 1939 by 57 Million-Dollar National Adver-

Media		% of	Total
Network	Radio .		35.3
Magazine	s		34.8
Newspape	ers		29.9
Total, 3 M	Media, \$1	78,721,026	3, 100.0
Network		2 % of	Total

1.2 Total Network \$63,051,094 100.0

* Excludes four liquor advertisers that spent more than \$1,000,000 each in 1939. These advertisers were not acceptable as network clients and consequently did not have a free choice in the use of media.

better advertisers actually for radio purposes are limited to 57 accounts. The broadcasting industry is able to claim that of these 57 bigtimers 18 were sufficiently 'radio minded' in 1939 to earmark 50% or more of

1939 to earmark 50% or more of their total annual advertising expenditure for radio, advertising budgets take in Procter & Gambles \$13,733,975, of which sum network radio gathered \$8,789,135. The difference was divided between the two rival media. General Foods earmarked \$5,289,567 of its total appropriation of \$7,714,100 for web selling. The chart below tells the story of the radio-minded 18 in convenient quickglance style and also reveals the division between the four networks, CBS, Red, Blue and Mutual.

CONSOLIDATED COGITATES

Spotlight on New York, 30-min-ute variety show with dramatie spot and a game angle, was audi-tioned last Friday (19) by B.B.D. & O. for Consolidated Edison. Burgess Meredith, Fredda Gibson and Kea Christie's orchestra were the talent, Company

McNaughton's Own Show

Harry McNaughton has no connection with the stable of comic stooges which is being peddled by Herman Bernie. McNaughton is instead, on the point of consummating a deal to star in his own comedy program the air.

The former Bottle of the Phil Baker program is repped by Mark Harry McNaughton has no connec

Chicago Tribune Backs Own Concert Bureau Adjunct to Station WGN

Saphier to Hollywood Gosch His N.Y.C. Rep

Martin Cosch and Howard Harris will handle the radio affairs of Jerry Lester for Jimmy Saphier while the latter is on the Coast for the balance of the summer. Saphier left Mon-

of the summer. Saphier day (20).

Lester has a nine-week contract for the Pepsodent show.

network president, may get together before long on a revised agreement. Isisted by Virgil V. Evans, until recently owner-operator of WSPA, has applied for F-M broadcasting license. W. W. Behrman is manager.

Chicago, July 23.
Noel Gerson, head of the WGN
talent bureau, will establish a WGN
concerts dission under Austin Wilder, formerly of the Columbia Concerts Corp. Chicago office. Intend
opening offices in New York and
Los Angeles in the autum, after
which Wilder may headquarter in
the east.

the east.

New bureau will have the active support of the Chicago Tribune. Claim to have arranged deals to handle the biggest concert names, but such deals may be in association with Columbia Concerts or Mediconcerts division, which have virtually all the concert and operanames under contract.

FRA SPURNS \$60-FOR-THREE WAX HRS; EADIES RAP AT WEBS' ARTISTS BUREAUS

the deci as a victory in that re-gard also. Ruling states that an-nouncers shall be paid for local commercials according to a schedule of fees, except in cases where station

ctors Union May Make Drastic Near-Parity De- NEW SYRACUSE STATION mand for Sustaining Programs - Also Seeks Expiration to Coincide With Pact Next Feb.

The networks, scheduled to begin stations. In that dispute AFRA won a speciation this week with the merican Federation of Radio Artists by renewal of the sustaining contact, are apparently due for a shock, lthough AFRA has kept secret the inthough the wording of the arristood the proposed scales will be ditted to only a fraction less than the dominercial rates in most classifications. Not only that, but the union lill demand such drastic restrictions in artist bureau bookings that the gard also. Ruling states that an artist bureau bookings that the artist bureau bookings that the

atter will be virtually wiped out.

At the same time, the networks, bogether with the transcription making and agencies, are still stalled with AFRA on negotiations for a ranscription code. Recorders of lered a scale for one-minute transcriptions, but the union's transcription committee has Irowned on it. of fees, except in cases where station contracts with the announcers specify otherwise. otherwise.

Local, agencies and stations are generally disquieted by the decision, which definitely makes the Chicago situation part of the national picture. The local station and agency men are opposed to New York being empowered to speak for conditions in Chicago. They are also up in arms about the current transcription huddles in the east, having ideas of their own on the subject and wishing to have a chance to negotiate the matter themselves.

Stations, however, won the wage ion committee has frowned on it, although it goes far beyond the scales now in force.

Understood the -minute scale
offered by the wax-makers call for
\$60 per artist for 24 one-minute
transcriptions, with a maximum of
three hours to be allowed for the rethree hours to be allowed for the re-cording session. Any discs unfin-shed within the allotted three hours, or any extra discs in addition to the specified 24, would call for a rate of. 39 each per artist. AFRA transcrip-tion committee is said to favor nixing that offer unless additional fees for rehearsal be paid.

nehearsal be paid.

In the matter of the network artist bureaus, AFRA is expected to demand the outlawing of commissions on minimum fee contracts and/or permitting the networks to act as both agent and employer on any deal. That would permit the artist bureaus to collect commissions only on commercial shows over the minimum scale, and would bar various commercial package deals.

Although the union will probably

scale, and would bar various commercial package deals.

Although the union will probably try to boost most of the sustaining minimum up to almost the commercial level, some few classifications may be lowered. Rates for choral groups, which have been widely criticized both in and out of the union, would be included in that category. AFRA may also take steps to prevent its members from signing further commercial code expires, unless such pacts include a clause specifying that they will be made to conform with whatever regulations AFRA may set at that time. Such a step, similar to the one taken last spring when the union was readying for negotiations for the sustaining code renewal, might enable AFRA to tie up the entire broadcasting picture at once.

Radio Guild's List

After some weeks of preliminary huddles, the Radio Writers Guild last week submitted a written list of its wcek submitted a written list of its proposed requirements for a network sustaining contract. Informal memorandum suggested Guild shop and estrblishment of three classes of staff writers, with minimum salaries ranging from \$65 to \$125 a week. Classes would be based on seniority. Also proposed was a system of extra fees for scripts or shows sold commercially.

fees for scripts or shows sold commercially.

Another, and possibly further-reaching, proposal was for the payment of additional fees for the rebroadcast of scripts by writers who may have in the meantime left the company's employ. Pointed out such a clause, while involving only a trifting sum directly, would tend to establish the principle of one-time broadcast rights for scripts and as such would undoubtedly be opposed by the networks. Only a few writers are currently in position to hold out for the one-time broadcast rights in radio deals. Also likely to be fought by the broadcasters is proposal giving the writer all subsidiary rights to scripts, such as book, magazine, comic strip, film, legit.

Okay Comes After Long Delay-Politicians Are Directors

Syracuse, July 23,

After battling for more than three years, Sentinel Broadcasting Corp. got the go ahead signal from FCC last week on its application for a license. Several times, particularly license. Several times, particularly when the commission granted WOLF a license six months ago, it looked as though Sentinel had lost out in its fight

Frank G. Revoir, city auto dealer who is president of the new station, now seeks bids for construction, which he hoped would begin within two weeks to have the station on the air by Oct. 1.

The new station, a 1,000-watter, will have regional status opposing WFBL and WSYR. The latter have shared NBC's blue and red chain programs for years.

grams for years.
There is a political cast to the new station set-up. Revolt is a prominent Democrat. Other lister stockholders include William T. Lane, president of the city's common council! Howard C. Barth, formerly of WSYR, secretary: Frank Doonan as assistant secretary. Supreme Court Justice Francis D. McCurn, Alexis N. Muench, -time candidate for

What to Wear in San Francisco

San Francisco, July 23.

The evenings in San Francisco in August—particularly in August—are what is known in the enthusiastic vocabulary of San Franciscans as 'invigorating'. Out-of-towners are unkind enough on occasion to use the word 'chilly'.

Delegates to the N. A. B. convention should accordingly come dressed for all kinds of weather. If they own reversible raincoats they should bring them It doesn't rain, mind you, but the fog has a way of condensing.

Treasure Island, where the San Francisco—never the Frisco—Exposition is in session is in the middle of a very large puddle; a key five miles across and 50-odd miles from end to end. The wind she blow on occasion and ladies in particular will appreciate an outer garment which, when donned, is more than just fashionable.

Golfing in the off-ocean breezes also may be enjoyed best by certain pasty-faced easterners of the N. A. B. if clad in an appropriate leather windbreaker.

Easy-walking shoes for the Fair and those hills-oh, those hills-are

But don't get us wrong—San Francisco is the Paris of America, the ueen of the Pacific, the joy capital of the western hemisphere. You'll

Canadian Travel Series on NBC

Border Red Tape Fears Injure Tourists Prospects-Two Railroads Unite on Series

Carter's Pills Plan Disk **Invasion of Latin Americas**

Export division of Carter's Little Liver Pills is now using 150 radio stations in the Central and South American republics, plus Porto Rico.

own on the subject and wishing to have a chance to negotiate the matter themselves.

Stations, however, won the wage point when the arbitrators decided that station announcers shall be made for local commercials a manner consistent with the general station contracts with these announcers. In other words on station produced shows using announcers, no extra charge shall be made for local shows are no extra charge shall be made for staff announcers.

With this decision taking care of to signature special agreements.

American republics, plus Porto Rico. Cloba, Panama, Chile, Brazil and Argentine get the major play.

Attended to Cloba, Panama, Chile, Brazil and Argentine get the major play.

Attended to Cloba, Panama, Chile, Brazil and Argentine get the major play.

Attended to Cloba, Panama, Chile, Brazil and Argentine get the major play.

Attended to Prove the major play.

Attended to Cloba, Panama, Chile, Brazil and Argentine get the major play.

Attended to Prove the major play.

Attended the major play.

Attended to Prove the major play.

Attended t

Toronto, July 23.

In order to offset misunderstandings regarding border regulations which are gravely injuring the tourist business this summer between Canada and the United States, the Canadian Pacific Railway and the Canadian National Railways sponsoring a 13-weeks' series on the MBC Blue Network, first getting underway Thursday (18).

Programs will be under the supervision of Leo Dolan, director of the Canadian Travel Bureau, and will consist of historical sketches, music, descriptions of Canadian localities and scenic spots, and the answering of questions likely do be asked by tourists. Malcolm LaPrade is commentator.

CKY's Travel Emphasis

CKY's Travel Emphasis Winnipeg, July 23. In order to present: a new series of programs in cooperation with the Province of Manitoba, CKY, Winnipeg, has recently completed an extensive tour of the province with their recording unit. Purpose of the trip was to make platter impressive and sound effects of various phases of life throughout the area. Junt took them as far north as The Pas, or north of 53. Program has been labeled Manitoba Impressions, Recorded. Further tie up with bureau has station sponsoring an essay contest for kids on the holiday angle in the province with station putting up \$100, \$50, and \$25 Social Guide to San Francisco

By Willis Werner

San Francisco, July 23.

Adventures, eating the nearby roar of sealions and invigorating (i.e. chilly) tang of form the 'invigorating' (i.e. chilly) tang of foggy evenings, in addition to the usual night-spot and World's Fair meccas, will provide the fun background for delegates to the National Association of Broadcasters' conclave

THE EXPOSITION

THE EXPOSITION

Primary center of attraction will be the Exposition.

By car, it's reached via the bridge (toll 25c) with plenty of parking (25c) at the north end of the island near the Gayway. It's a long walk to the main buildings as the island is one mile long, so those who prefer may land closer to the center of things via ferry, boarded at the Ferry building (15c round trip, 10c over, 5c back). Waterfront parking near Frisco terminal, 35c. Those in S.F. for the first time will want to make at least one crossing by ferry, which operates on 20-minute sked. Both Municipal (5c) and Market Street Railway Co. (7c) street cars serve Ferry building.

On the Island, general admish is four bits with attractions inside ranging from twice-daily revue topped by the Forty Fair Girls (free) to the Aquacade at 44c general admish. Latter will be magnet for those who haven't seen N. & version.

Minimum priced shows include contrasting Ice Folles and the Art building, each at two bits, latter tossing in old-time movies with the old masters at no extra fee.

Most distinctively San Franciscan attraction is 'Cav-

extra fee. Most distinctively San Franciscan attraction is 'Cavalcade'. Especially spectacular at night but it's always best to bring a blanket: Gates open at 9 a.m. with most exhibit buildings operating 10 to 10 and the Gayway lingering until 2 a.m.

On the mainland, 'delegates will find city is hotel-conscious, night clubs taking second place with possible exception of Bal Tabarin.

SUBTLE SOCIAL RATINGS

SUBTLE SOCIAL RATINGS

Summarizing relative ratings of the hotels, local cosmopolites would book various visitors as follows:
Top traveling salesman, the Manz.
Salesmanger, the Sir Francis Drake, President of the firm, the Palace.
Gertrude Lawrence, the Si. Francis, Social registerite, the Mark Hopkins.
George Bernard Shaw, the Fairmount.
Tug-o-warring for top dine-dance attention are the SI. Francis, with Harry Owens in the Mural Room, and the Palace, which has launched a name-band offensive with Henry Busse currently occupying the Rose room, FOR A BRIDS. FUF UTEW

FOR A BIRD'S-EYE VIEW

wins Chi Arbitration
Chicago, July 23.
American Federation of Radio Artists officers may seek negotiations with advertising agencies on a wage and working conditions agreement following last week's settlement by arbitration of the dispute between the AFRA local and the network

In all of these spots, formal dress is. In words of tourist guides, 'proper but not obligatory'. THE NITERIES

THE MITERIES

Heading the night club picture is the Bal Tabarin (no cover) in the Latin quarter not far from Fisherman's Wharf. Operated by Frank Martinelli and Tom Gerun (who formerly led orchestras and is credited with giving Kay Kyser his first break), the Bal uses a real show currently featuring 'Grandfather's Follies', a click. Dinner is \$2 with dancing until two.

No cover charge with dimners averaging \$1.50 (some less, some more) is the nitery trend, typical floorshow spots being the upstairs 365 Club, 365 Market, Club Modern, 555 Sutter; Embassy Club, upstairs at Fisherman's Wharf, and John's Rendezvous, 50 Osgood place, with a revived and trimmed version of 'Easy for Zee' Zee'. Latter is primarily an eatery with 'Zee Zee' an experiment. Zee'. Lauc experiment.

experiment.

Slightly different are Finocchio's, 506 Broadway in the Latin quarter with all-male (drag) floor show, chorus 'girls' and all, and the Forbidden City, 363 Sutter, all Oriental and using the only Chinese stripper.

FOOD AND WINE DEPT.

FOOD AND WINE DEPT.

More conservative conventionites will find their funinvestigating Frisco's beaneries. City is famous for its
food and fine wines and everybody has a favorite spot,
so ask anybody. Plenty of tourist meccas, like Joe
DiMaggio's Grotto on Fisherman's whart and the neontrimmed temples of Chinatown, plus innumerable
dinky spots which yield delicacies ranging from tomalies to goulash. Highest average for good enting is
Italian sector north of Chinatown. Best way to see
oriental section, stretched along Grant avenue, is to
hoof it.

SIGHTSEEING

Three principal sightseeing spots are Coit tower, Twin Peaks and the waterfront loop. Tower yields view of waterfront, shipping, Treasure Island, bridges. Stay on Grant after passing through Chinatown and

Stay on Grant after passing through Chinatown and follow the signs.

Twin peaks, reached by going west on Market, offers skyline scenic drive which shouldn't be missed. For waterfront tour, start at Ferry building and head north to Fisherman's wharf, following trail through Presidio and around to the Cliff House where seals bask on the rocks, then back to town through Golden Gate Park or on along wide seashore blvd. to Fleischacker pool and zoo.

MISCELLANEOUS

Any hotel clerk or a copy of San Francisco Life will yield athletically-inclined best data on golf, tennis, fishing, boating or bike riding facilities of the moment Culture available by bucketful at De Young and other museums in Golden Gate Park, S.F. Museum of Art at Civic Center and Palace of the Legion of Honor, surrounded by golf course in Lincoln Park overlooking the Golden Gate.

N.A.B. Crosstalk

holiday angle in the province with station putting up \$100, \$50, and \$25 prizes. Station house organ 'Mani-toba Calling' has also been expanded and given a tourist attraction angle with pictures of various parts of the province featured each month. D. R. P. Coals made recordings in com-pany with engineer George. Hender-son and also handles 'Manitoba Calling' publication.

San Francsco, July 23.

More fun than a John Shepard early are the cable cars of San Francisco, Recommended to N.A.B. ers: cisco, Recommended to N.A.B. ers: the Powell Street line. (Get on at Market Street and make round-trip.)

NBC Al Nelson is plotting a super-feed with Chef George Mardikian of the exotic Omar Khayyam restaurant. But this much too good for the average man. The beneficiarles are the bon vivants among the NBC delegation.

Lincoln Dellar, manager of KSFO and an alumnus of CBS, is the chairman of convention reservations and whatnot. He's a native of these parts recently returned after exile in New York and North Carolina.

fishing, boating or bike riding facilities of the moment. Culture available by bucketful at De Young and other museums in Golden Gate Park, S.F. Museum of Art at Civic Center and Palace of the Legion of Honor, surrounded by golf course in Lincoln Park overlooking mons, WCCO, Minneapolis, Thad Holl, WAFI. Birmingham; Merle Theatrically speaking, Bay City won't have much in Jones, KMOX, St. Louis, Jack van August to offer delegates, though. Meet the People, Hollywood review, may still be available at the Geary, However, there's always the mystifying Mandarin theatre in Chinatown. Those driving will want good brakes for city's teeper hills, some of which are strictly low gear.

NBC 'DOUBLE STANDA

Authority Blueprint for NBC

Following the elevation of Niles Trammell to the presidency of the National Broadcasting Co. last week the following reorientation of authority was announced by Trammell in a round-robin to all department and division heads of the network. At the moment and until an unspecified time NBC has a received to the contract of the contract of the contract of the network. wors, At the moment and until an unspecified time NBC has no executive v.p.. In seeking to conserve his own-time and energy against the innumerable demands thereupon Trammell energy against the infidinterable demands thereupon frammell is diverting various duties to Mark Woods, treasurer and v.p., who will, in his turn, report to Trammell. Trammell of course reports to David Sarnoff of RCA. Last week's clarifying

memo:
The jolicular will continue to supervise and direct the following actisities and departments. The Department Heads concerned will report

libities title department	1 L 10 1 1 1 1 1 1 1 1 1
to the President:	
Ped Network Sales	Roy Witmer
Die Network Sales	Edgar Kobak
Program Department	John Royal
victorian Department	Frank E Mason
Tarel Department	A. L. Ashby
Continuity Acceptance Department	Janet MacKorie
Western Division	Don E. Gilman
Washington	Frank M. Russell
The President's office will consist of Messrs.	James R. Angell, Educa-
tional Counselor, and Clayland T. Morgan, Assist	ant to the President.
Hondt Counselor, and Carpaine 1. morgan, rome	de bis amount duties suil
The Vice President and Treasurer, in addition	to his present duties, wit
also actively supervise and direct the following	departments and the De

partment Heads concerned will report to the Vice President and Treas-O. B. Hanson

Alfred H. Morton

e. V. J. Gilcher Engineering Television General Service

Treasurer's Glenn W. Payne
Int'l Short Wave Sustaining Frank E Masson
Int'l Short Wave Commercial L. P. Yandell
The Vice President and Treasurer will report to the President
During my (Trammell's) absence or when otherwise whavailable the
Vice President and Treasurer is authorized to act in my stead on matters
pertaining to the operations of all the activities of the company.

MANY 'IFS' ON DRUG ACCOUNTS

Blue Network Wants to Attract Big Shows and Certain Drug Houses Might Be 'Reconsidered' Under Modern FTC Advertising Restrictions - But Blue Wouldn't Take Anything Red Refuses

BLUE STEPS UP

There will be no double standard of program acceptability as between the NBC Red and the NBC Blue networks under the new separation of these webs, which is now in process of taking effect. The Blue will go after business harder, will have an identity of its own and the ability to really compete and not merely go through the idle gesture of doing so. But the Blue doesn't propose to build on basis of sluffo accounts.

Laxatives have been mentioned in trade speculation as staging a possible return to NBC through the medium of the Blue. It is possible that certain drug accounts, with or without laxative characteristics, might be "re-considered" in the light of reforms already forced upon their advertising by the Federal Trade (Continued on page 29)

(Continued on page 29)

Broadcasters Cooperation Sought To Muster 100,000 Skilled Workers

Washington, July 23.

Radio drive to recruit approximately 100,000 civilian skilled workers for various jobs in the National Defense program was launched Friday (19) by the National Association of Broadcasters. Bright-yellow and black broadside was issued by NAB, printed in bold-face and adorned with title 'National Defense Bulletin,' in one-inch letters. A coupon was attached for the use of stations which desire to 'rally to national defense man power requirements' as fense man power requirements' as outlined by the bulletin.

fense man power requirements as outlined by the bulletin.

Addressed to 'all broadcast station executives in the United States,' the plea asked all stations to cooperate in locating—as speedily as possible—workers who are needed for immediate employment in the War and Navy Departments, the Civil Aeronautics Authority and 'several other departments.' The campaign taken up by NAB was described as 'an urgent and patriotic duty that radio can perform best.'

In order to find men for the task of preparing the country's defenses, the highways and byways must be combed for recruits,' NAB declared, Many men now working in other capacities will be given an opportunity to return to their former trades, NAB believes, and—while the jobs are all under Civil Service—'all red tape has been cut—the applicant does not have to pass a written examination.'

amination

The call includes men who may be a bit rusty at their trade, the special bulletin points out. Once skilled at a certain task, however,

Washington, July 23.

ve to 'recruit approxiDio civilian skilled workpus jobs in the National
gram was launched Frithe National Association
ers: Bright-yellow and
side was issued by NAB,
bold-face and adorned
ational Defense Bulletin,
letters. A couponwas
r the use of stations
to 'rally to national depower requirements' as
the bulletin.

Tet all broadcast station
n the United States,' the
all stations to cooperate
as speedily as possible
who are needed for imployment in the War and
thents, the Civil Aero
hority and 'several other
was described as 'an urtriotic duty that radio
t best.'

The campaign taken
was described as 'an uratriotic duty that radio
t best.'

Cantor Air Casting

Casting of the Ipana-Sal Hepatica show will be completed by Friday, Eddie Cantor, who takes over the program this fall from Fred Allen, declared Monday (22) in New York. Comedian said he has prepared a whole roster of possibilities which will be presented to Young and Ru-bicam and Bristol-Myers, the spon-sors, today (Wednesday). Decision has been promised by them by Fri-day so Cantor can return to the Coast early next week. day so Cantor can return to the Coast early next week.

KSL SALT LAKE CITY 50,000 WATTS

NEW EQUIPMENT for continued leader-. New 50,000 watt Western-Electric transmitter...Blaw-Knox radiator.. Western-Electric input equipment for all studios.



For more information about KSL, one of the sixteen CBS 50,000 watt stations, inquire of Edward Petry & Company

ALFRED HITCHCOCK with Herbert Marshall, Edmund Gwenn, Noreen Gammil, Lutene Tuttle

Tuttle
The Lodger
The Lodger
30 Mins,
CBS Forecast No. 4
Monday 9:30 p.m.
WABC-CBS, New York
What Columbia offers for sale in

What Columbia offers for sale in this one is the suspense technique of the English film director Alfred Hitchcock. This series is called Suspense Stories.

As a sample of how he does it and what he might do regularly, if the price were right, the selection was a Jack the Ripper thriller. The Lodger, by Mrs. Belloc Lowndes, adapted by Joan Morrison, It belonged to the My-God, Lan't-standanymore' school of dramatic tensity. One goosepimple says to another, this is what I was telling you about Hitchcock is a director with an eccitionally actue each like rhythmic this would be succeeded to the control of the merous system. Music, sound effects, the various equivalents of squeaking shoes, deep breathing, disembodied voices are mingled in the telling of the actue of the sample of the merous system mingled in the telling of the tale with a mounting accumulation of small descriptive touches that pyramid the tension. As heard Monday night at 9.30 (and ending right on the mose) the narrative was taut and gripping. It was marked by the master touch of the tempo king from Elstree. Steady, incayable, quickening, the piece was professionally a hurror zombie that made a strong case for naving Hitchcook that on the audition of solviously this; it isn't literary or radio cricket to allow the climax of such artfully-splun story-telling to degenerate into a gag. Possibly because there wasn't enough air time, possibly because there

Maxwell Arnow given production executive job for new Guif-Screen Guid series, replacing Conrad Nagel, and reports following month's rest in Canada.

JERRY LESTER Comedy PEPSODENT

PEPSODENT
Tuesday, 10 p.m.
WEAF-NBC, New York
Lord & Thomas'
Jerry Lester, who heretofore has
conflued his jesting mostly to nightclubs, is getting 10 weeks in which
to prove himselt as a likely mike
personality. If he shows substantial
signs of clicking, Lord & Thomas
will dress around him a program of
his naw.

personainty. In the shows sustaintias signs of clicking, Lord & Thomas will dress around him a program of Loster made his initial plunge on this summer filler, which stars. Tommy, Dorsey's orchestra and even though the outcome last Tuesday (9) was a none too happy one the comic gave evidences of having that indefinable something out of which an ingratiating nike personality might be evolved. It will have to take a tot of experimenting with material and supporting stooges, and he'll need a much surer hand at comedy direction than he got last Tuesday ingo the control of the sound effects sort and the results were most of the time brutal. The stooges failed to mesh with him and gags that could have counted for solid laughs landed in this instance like so many duds. Apparently, Lester has also been badly advised on the projection of his comedy style. It was so demure and self-restraining that it curdled. That closing parody also didn't belong. The self-was completely indicated that there was something in the comic worth a prolonged trial.

THE BISHOP AND THE GAR-

THE BISHOP AND THE GAR-GOVIE.

With Richard Gordon, Ken Lynch, Elizabeth Morgan, Jean Ellyn, Eleanor Audley, Arthur Allen Comedy Myslery 23 Mins.

Sustaining Sunday, 8 p.m.

WEAF-NEC, New York

Although the series is in this spot as a filler while Edgar Bergen, takes his vacation, NBC may find that by the company of the control of the company of the

'EARTHBORN'
With Minabelle Abbott, Kenneth
Peters, Virginia Temples, Laura
Frazer, Ray Shannon, Lon Clark

Serial 30 Mins.—Local Sustaining Sunday, 3 p.m. WLW, Cincinnati

Richards continuity editor of WLS, Chicago, and program director of KMOX, St. Louis, before illness forced him to take a breather. Since last fall he has been authoring and producing for WLW. This station is producing for WLW. This station is now presenting his thrice-weekly Clem and Maggie hillbilly scripter and has him handling its Saturday night Boone County Jamboree show, for Serutan, and the County Fair Revue.

Revue.

Earthborn' returns to the air three veterans of dramatic serials: Minabelle Abbott: who originated the title role in 'Life of Mary Sothern,' and Kenneth Peters and his wife, Virginia Temples, who played in 'Ma Perkins' and other dramas originating at NBC in Chicago, It also has Ray Shannon, ex-vaude man who has been developing as a character actor on Crosley's stations for several years. Laura Frazer is a young Cincy actress of promise.

Stanza caught, July 14, was the

actress of promise.

Stanza caught, July 14, was the second in the series: Job in general was plenty on the olday side. Story is about a country boy coming back from college with a city bride to surprise his family, neighbors and notably his childhood sweetheart. Age of this idea is sht dowed by Richard's back-yonder scripting, also by expert talent support.

Compared to the run-of-mine serials clogging present day radio, this one is wholesome whiff of fresh countryside. Kolt.

MARGARET CULKIN BANNING
'It Looks From Here'
15 Mins.
Sustaining
WJZ-NBC, New York

'It Looks From Here' is a new series of weekly commentaries, over NBC blue, by Margaret C. Banning, the novelist. Talks presumably are designed for women listeners, aldesigned for women listeners, ai-though they have just about as much pertinence for men. They originate in several spots, heard being from Chicago and another from Duluth. This week's program will come from Democratic National Con-vention.

come from Democratic National Convention.

Mrs. Banning discusses national and international affairs, war developments, etc., with emphasis upon latter's effect in United States. One broadcast dealt with the universal military training, compulsory service or conscription bill pending in Congress. Another concerned itself with Civilian Preparedness.

Some listeners will inevitably compare Mrs. Banning with Dorothy Thompson. Broadly the fields they cover on air are somewhat the same and both editorialize. Mrs. Banning is not flaming ether crusader that Miss Thompson is, nor has she as definite a mike personality. She will neither enthuse nor rile up dialers as does Miss Thompson.

Mrs. Banning is a clear thinker. In

does Miss Thompson.

Mrs. Banning is a clear thinker. In considering 'Civilian Preparedness,' she made some acute observations on Hitler's tactics, present and future plans. Should perhaps cut her reading tempo and sharpen her emphasis. Voice is rather pleasing. Jaco.

DANNY KAYE
with Jane Cowl, Joan Edwards,
Rush Hughes, Lyn Murray Orchestra, Four Clubmen;
36 Mins.

CBS Forecast No. 3 WABC-CBS, New York

WABC-CBS, New York
Radio programs, like the family
wash, need a line to hang on. If it
is hangable the line itself seldom gets
much attention. That about sums up
the 'format' of 'When You Were 21.
It brought a number of clever entertainers together Monday night on
CBS. But beyond bringing them together the idea, per se, was rather
wague, occasionally superfluous and
will neither make nor mar the program, although any obligationticted the sum of the program, although any obligation of
stick to that particulessarily restrictions and become a series.

When You Were 21' deals with a
year, any year, in American history
when you were 21' deals with a
year, any year, in American history
when some part of, the radio audience came of age. Which sounds
like minority appeal at all times.
This time the year was 1919. And
so, accordingly, there were songs
and allusions to 1919. And a few
gags. But mostly the 1919 thing
wasn't important to or in the proceedings and the need for recurrent references to the motif was merely
padding for the show.

Danny Kaye was offered as the
primary raison, deter or addition
name to the whole he is
ingraliating and surely it is true that
here. In the see in band of the past
tion Fadiman is nearly the only new
'comedian' of the past two seasons.

The others on the program were dependable radio tolk. Rush Hughes
is a Pacific coast veteran announcer
who here performs the chore of an
efficient but not self-charmed mc.
The music and the singing are clicko
tements, while for a guest shot Jane
Cowl came to the mike with a bit of
moving elocution on idealism that
was definitely disregularies, and
in the program were dependable radio tolk. Rush Hughes
is a Pacific coast veteran announcer
who here performs the chore of an
efficient but not self-charmed mc.
The music and the singing are clicko
tements, while for a guest shot Jane
Cowl came to the mike with a bit of
moving elocution on idealism that
was definitely disregularies, Incidements, while for a guest shot Jane
Cowl came to

Follow-Up Comment

Frazier Hunt, subbing for Gabriel Heatter over WOR-Mutual for Kreml, gave an essay Friday night (19) about U.S. foreign policy, preparedness plans and ended with a plea for an active, agressive democracy. Introduced with a spiel about his recent tour through the Near East, the Balkans, Germany, France and England, the correspondent was applied to the propose to slip across a special countries. However, a bound of the countries of the proper situation indirectly as it may affect this country. Remarks seem well-informed, logical and clearly expressed. Has a deep voice and speaks well. With the practice and confidence that would come with a regular spot, Hunt appears to have the stuff to become a top ranking commentator.

Bonnie King, new vocalist with Bob Crosby's orchestra, is another product of KMBC, Kansas City, which has supplied several personalities to the networks. She has an appealing voice and handles it easily, but may lack the sparkle and tonal color necessary for widespread popularity. Recent boost to a major network show, plus the fact that she is comparitively inexperienced in radio at all, may account for that. Seasoning and confidence may be all she needs. Sang two numbers when caught last Thursday night (18), and the same than I Love. Both passable but the later would have been outstanding except for the over-arranged final portion. oeen outstanding except over-arranged final portion

THE MOTORIST ON THE BEAM

By HOBE MORRISON

By HOBE MORRISON
(VARIETY Staff Member Just Back from His Vacation)
For the motor tourist, radio not. only breaks the monotony of long hours on the road, but it also offers virtually the only way for the traveler to keep abreast of what's going on in the world. As a diversion, radio is more valuable for the solitary motorist. That's particularly true at night, when reception is better and when otherwise a single driver sometimes tends to become sleepy.

ariver sometimes tends to become sleepy.

As a news medium, radio gives the motorist a smattering of events hardly obtainable otherwise, since it's impossible to read a newspaper while on the road and, in any case, the unfamiliarity of out-of-town papers is always unsatisfactory. In general, musical programs are more listenable than talk for the motorist. But music is comparatively scarce during the daylight hours, which with the better clearer reception at night, makes that period much better for the traveler.

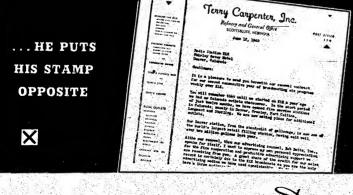
For the night driver, the network shows are generally the more listenable, but during the dayling the enterty of the tought-to-get local broadcasters to hear. Baseball game broadcasts are welcome listening for the tourist, but dramatic programs requiring comparatively close aftenion to the narrative, are a bore. However, there are frequently laughs to be had from the network serials, when the fading as the car speeds into a poor listening area cuts several lines of dialog and the characters come back into hearing with unconnected or ludicrously-associated speeches.

One program heard during a receit New England trip contained several funny moments. It was an Army Air, Service show, ethered over WBZ-WBZA, Boston-Springfield, to hypo-recruiting. Number of obviously-MCCoy flers and othersoldiers were on the show, which was a series of interviews. In one case, a pilot grew more and more flustered as he stumbled through his script, finally coming to a line that stalled him flat. After he'd tried about five times to read it the interviewer took over with the remark, Maybe I'd better help you on that In general, the Army-written-andacted programs seem to be improvenge, but they existed a programs seem to be improvenged to the programs seem to be improved to the tried about five times to read it the interviews took over with the remark, Maybe I'd better help you on that in general, the Army-written-andacted programs seem to be improved to the programs seem to be improved to the programs seem to be improved to t

fessional standards.

CIO REPORTER
Labor News
15 Mins—Local
Daily, 6:30 p.m.
KYA, San Francisco
Paradoxical situation is newscast
sponsored by CIO on a Hearst outtiet. Prepared by CIO beadquarters,
nightly, budget of labor news is read
by anonymous spieler.
On show caught, comment attacked
as frameup' contempt trials of union
workers, urged listeners to protess
as frameup' contempt trials of union
workers, urged listeners to protess
as frameup' contempt brills, and gave
schedule of labor forums in Bay area.
Also offered was 5c pamphet on
NLBB and slich books as 'You
Can't Do That,' Bridges On Trial,'
Millitary Strength of the Powers
and 'Dangerous Thoughts' at dou
bits each or discount for several.
Copy was cynical and sarcastic incopt was cynical and sarcastic incopt was cynical and sarcastic incontempt of the born newspapers.
The counterpart of labor newspapers.
The counterpart of labor newspapers.
The contempt of the property of the

means business in Baltimore



As Democratic candidate for Governor of Nebraske Terry Carpenter knows the secret of winning friends and influencing people. That explains why KLZ was his choice when he brought his Terry's Gasolina and Motor Oils to Colorado. And KLZ showed him the way to make an off-the-beaten-path service station one of the world's largest retail gasoline outlets . the way to make a lasting impression on Colorado, Wyoming and western Nebraska.



Affiliated in Management with WKY, Oklahoma City-Represented by The Katz Agency, Inc.



'Want a Divorce' **Back With Film** Tie-Ins Oct. 5

1 Want A Divorce' will return to the Columbia network for 26 weeks starting Oct. 5: Will be heard Satur-days at 7:30 p.m. New York time. Food & Beverage Broadcasters Asso-ciation is the sponsor with the pro-duction under Emil Brisacher agency

diation under Emil Brisacher agency of San Francisco.

Frogram will add a Hollywood personality and other film links. There are also te-ins this season with a film of similar title starring foan Blondell and her husband. These film tie-ins are said to have elinched the revival of T Want a Divorce' over 'Hollywood Holiday' program which was tentatively considered as a substitute.

Divorce' rated around eight in the CA.B. last season, Van Fleming will agai handle the production.

CKLW VISA TROUBLE

Siaff Can Now Cross and Re-Cross International Border

Detroit, July 23. Detroit, July 23.
Passport and visa difficulties experienced here at the Windsor-Detroit border the past few weeks; have now subsided, and staff at CKLW, across the river, has now obtained the necessary data required for commuting between the Canadian and Detroit studios.

Border regulations, which reduced intercity commuting to trickle, caused some delay for several members of CKLW staff but none missed a broadcast.

Hayward on Production For Ray Paige Americana

Henry P, Hayward is handling production of the Westinghouse Raymond Paige 'Musical Americanasow, beginning with last night's (Tuesday) program. Kenneth Watt Andrews, director of radio for Fuller & Smith & Ross agency, will supervise

vise.
Andrews is also building two more shows for the agency's clients.

AFRA Poll at KXOK

St. Louis, July 23.
The NLRB last, week notified Nellie Booth, exce. sec. of the St. Louis-Chapter of AFRA, that a bargaining election be held within 30 days among the staff and free lance talent at KXOK, owned and operated by the Star-Ttimes. The election comes as a result of the station's request. According to Miss Booth, who began negotiations for a wage contract last According to Miss Booth, who began negotiations for a wage contract last May the station, through its attormey, George Logan, doesn't dispute AFRA's claim that AFRA has a majority amoing the radio employes, but what the labor union controlled. A favorable count for AFRA is expected to result in a speedy wage pact. Miss Booth, Logan and King Deer, local NLRB representative. are skedded to huddle to fix a date for the election. AFRA claims 16 of the 18 singers, actors and gabbers belong

representative, are huddle to fix a date for AFRA claims 16 of the to the organization. KXOK began operation in Sept., 1938, and has never had a wage pact with AFRA.

Phyllis Carter's Series

Phyllis Carter's Series
Montreal, July 23.

Phyllis Carter, only local femme newscaster (Women in the News). Starts new daily women's program over Canadian Marconi Station CFCF this week for Tollet Laundries. Show to be entitled 'Women of Our Time' deals with current activities of femmes such as Dorothy Thompson and other prominent American and British women, including members of the Royal Family.

Catelli Macaroni has booked new Is-minute musical show over CFCF-though Cylckers & Benson. Other new commercials on CFCF include Wabasso Cotton (Eddy Rucker Nickels Co., Cambridge Mass.); Wheat Flakes (Templeton Proprietories); Charles Gurd & Co. (soft drinks), through Cockfield-Brown agency.

Minneapolis.-Vera Oskey, for past Municapolis. - Vera Cokey, for per deve years copywriter on publications and radio advertising on various General Mills products for Knox Reeves Agency, now with Compton, New York City.

IRENE RICH SHOW GOES ON

Chicago, July 23.

Kastor, sgency here for Welch.
Grape Julec, has renewed for another 52 weeks of NBC time on the basic Blue web starting Aug. 11 and taking 8:30-8.45 p. m. central time.
Show, which is headed by Irene Rich in a dramatic series, will repeat on the NBC-Red stations in the mountain and Coast districts.

Taylor to P.&R.

John Taylor, formerly with Ruthrauff & Ryan on Lever Bros, programs, has shifted to Fedlar & Ryan, effective Monday (22). He becomes script editor and supervisor, replacing Finis Fart, who left for free-lance scripting on Mr. District Attorncy and other shows.

Before going to Ruthrauff & Ryan, Taylor was script supervisor of the Compton agency. For the present he will work on Procter & Gamble daytime shows for Fedlar & Ryan.

Regina, Sask.—Maurice Reynolds and Harold Law, of the CKCK, Re-gina, Joins Royal Canadian Air Force. Reynolds spiels and Law handles the money.

Fast Convincer

A double quick success story for radio has been challed up at WABC, New York in the case of Federal Life and Casualty, which began July 8 on the Larry Elliott 'Rising Son' program. Drew 1,200 requests for a mailing piece.

a result Green - Brodie agency for the account has con-tracted for a quarter hour Sun-day morning with Zeke Man-ners and gang.

Y&R Option Gosch-Harris 'Adventure In Manhattan'

Adventure in Manhattan'
Young & Rubicam has taken a
week's option on 'Adventure in
Manhattan,' a romantic comedyseries by Martin Gosch and Howard
Harris, for which the agency is trying to get Robert Young. Expiration
date is Friday (26).
Gosch and Harris are also writing scripts for Jerry Lester, comedian on the Tommy Dorsey show
Tuesday nights for Pepsodent. In
addition, they're doing an original
screen story on assignment from
Warners. It's intended for James
Cagney and Anne Sheridan.

Doctor Sounds Advertising Warning; Youth Grows Skeptical Over Claims

Vancouver, B. C., July 23.

In a devastating attack on radio-advertised 'patent medicine hoaxes' in the United States, Dr. Frank', Clancy, of Seattle, warned the advertising fraternity that 'deception and sharp practice in the name of business could eventually destroy, the American way.' Former head of the American Weyl, it is business is so rotten it outsides could eventually destroyed.'

I who am able to evaluate perhaps better than anyone in the United States your patent medicine the American Weyl in the Advertising Clubs Association.

He furnished concrete evidence of the worthlessness of certain products which have become household names largely through the agency of radio comedians. Medical colleges all soon have to add courses gagmaking if they are to complete with the radio comedians,' Clancy observed.

He decried talk of Communistic tendencies on the control of the product of the complete with the radio comedians, 'Clancy observed.'

He decried talk of Communistic tendencies on the complete with the radio comedians, 'Clancy observed.'

He decried talk of Communistic tendencies on the complete with the radio comedians, 'Clancy observed.'

He decried talk of Communistic tendencies on the complete with the radio complete with the radio comedians, 'Clancy observed.'

He decried talk of Communistic tendencies on the complete with the radio complete

served.

He decried talk of Communistic weeks in military training at Camptendencies on the part of present- Ord, near Monterey.

In Cincinnati WSAI is 2nd only to WLW in total business

Climaxing the dramatic sweep forward and upward of WSAI's business, comes this revolutionary Cincinnati situation: WSAI IS NOW SECOND ONLY TO WLW IN TOTAL BUSINESS!

During the typical week of July 14th through the 20th, WSAI had 262% quarter hours of sponsored programs—local, national, spot AND NETWORK. Thus, 5000 watt WSAI, though not tops in power, is tops in business, and is impressively ahead of its nearest rival, a 50,000 watt, 1490 kc, CBS station.

By excluding baseball, we subtract the "strictly summertime" business. Yet even after that, WSAI is still in second place in total sponsorship.

These indices of leadership demonstrate what advertisers think of the Cincinnati radio situation since that memorable day last September when three network changes were made here. They point out the station which the majority of the men who pay the bills believe is doing the job for the advertiser.

More and more, WSAI becomes the choice of those who wish to reach and sell Cincinnati. You should investigate.

WSAL cincinnati's Own Station REPRESENTED

DON LEE NETWORK CUTS OFF HITLER, CALLS SPEECH APOLOGY FOR NAZI CRIM

Pacific Web Decides That Its Facilities Will Not Hereafter Be Available to Berlin 'Propaganda'-Many Compliment Action, Others Question It

Los Angeles, July 23.

Lewis Allen Weiss, headman for the Don Lee chain on the Coast, test of the Don Lee chain on the Coast, test of the Lee and the the Don Lee chain on the Coast, verted to his early newspaper trainverted to his early newspaper training last week and typed out his first radio announcement in years. It was brief and potent—potent enough to chase Adolf Hitler off the air after he had been spouting for 45 minutes. Getting his-fill of the harangue, Weiss moved over to his secretary's typewriter and pounded out the following to be read on the air by Stu Wilson:

Wilson:

'The management of this network is of the opinion that it is not in the public interest or in harmony with the attitude of this Government to permit the continuation of this broadest by Mr. Hitler from Germany. We feel sure that our listeners will concur in our opinion that Mr. Hitler should not be permitted to use our American facilities to justify his crimes against civilization itself.'

After the announcement was read, the KHJ switchboard was ablaze with lights. Within an hour more

Affiliated with Mutual "Coast to Coast" Network

IS
THE BEST "SPOT" BUY
for Blanket Coverage of
MINNESOTA

MINNESOTA
NO. & SO. DAKOTA
High Light "News" Broadcasts sold on Participating
Basis.

We offer an UNUSUAL MER-CHANDISING SERVICE with

all campaigns.

May we send You Details?

NORTH CENTRAL

BROADCASTING SYSTEM

GENERAL OFFICE

Empire Bank Bilde, 8t, Paul, Minn.
CHICAGO OFFICE

360 No. Michigan, Flone: Nate 9572

NEW YORK OFFICE

11 E. 44th Street, Flone: MU, 2-0148

ARIETY

OFFICE

Boettiger's 'Yes, But-'
Seattle, July 23.
When the broadcast of Adolf Hitler's address was cut off KOL here
by Mutual-Don Lee, many listeners
complimented the web, while others
took contrary stand. John Boettiger,
son-in-law of President Roosevelt
and publisher of Seattle Post-Intelligencer, under date of July 20, made
the subject his lead editorial as follows:

gencer, under date of July 20, made the subject his lead editorial as follows:

PROPAGANDA—WHAT TO DO

ABOUT IT?

The decision of the Mutual-Don Lee Broadcasting Company to remove from its network the reichstag speech of Adolf Hitler focuses a sharp light on a most important question,—What is propaganda and what should we do about it?

Mutual, breaking into the speech, said it did not believe the broadcasting facilities of the United States, should be used as a vehicle to carry a glorification and justification of the Nazi war policies. Its stations then switched to music, while the National and Columbia broadcasting companies continued to bring listeners the voice of Adolf Hitler.

To Mutual, Hitler's speech was propaganda and there was, therefore, no place for it in its microphones. * * Every court of decency and humanity has already found them guilty beyond belief. This being so, why should there be any necessity to hear their explanations, no matter how ingenious they may be?

Let us say, therefore, that these madmen may speak as much as they choose to the peoples whom they have subjected, but that we who can still control our actions will find no place for their speeches.

Undoubtedly that would be a

Write, Wire or Phone

To Reserve Space in the

1940-41

NEW YORK

154 West 46th St.

BRyant 9-8153

VARIETY

DIRECTORY

RADIO

YOUR NEAREST

Hitler's Intrusion

St. Paul, July 23.
When WCCO aired Hitler's spiel Friday (19) afternoon, long distance switchboard lit up with calls from listeners who objected to having their serials broken into.

pleasant procedure, at least for a time. It is certainly infinitely more enjoyable to hear a fine orchestra —or almost anything else for that matter—than the rasping, hysterical speeches of Adolf Hitler. Furthermore, we can justify ourselves by the simple expedient of calling Hitler's speeches propaganda and we want no part of propaganda. However, hidden within the kernel of this most plausible and soothing argument is a very great danger indeed.

That danger is that we will deliberately deny to ourselves all facts that are unpalatable. In short, we will nourish ourselves upon a mental pabulum that digests easily, but builds no mental bone and sinew.

Further, we will deliberately and knowingly deny ourselves a free circulation of news, because by any yardstick Hitler's reichstagspeech was news as well as propaganda.

There is, and always has been,

any yardstick Hilter's reichstagspeech was news as well as propaganda:

There is, and always has been,
a very fine and indefinable line
between news and propaganda.
Sometimes they are one and the
same. It is one of the glories of
a democracy that its citizens
have free and easy access to information. It is one of the duties
of the citizens of a democracy to
veigh this information and sift the
true and the false from it.

The most simple and reliable
guide in this search for truth is to
consider the source. The words of
Hilder should be examined in the
light of what we know about Hitler. Under this light we can readily expose the speciousness of his
argument.

Vic Campbell on WGY

Vic Campbell on WGY
Schenectady, N. Y., July 23.
WGY is broadcasting Monday
nights a series of programs conducted
by Vic Campbell and called National Defense Opportunities. Purpose is to emphasize the opportunities offered by various branches of
army, navy and marines, with special stress on the chances enlisted
men enjoy of learning trades which
may later be of advantage to them
in civilian life.
Ranking recruiting officers as well

Ranking recruiting officers as well as non-coms of Albany Area offices are presented.

Germans' Pledge
Buffalo, July 23.
In this city of largely foreign extraction, German groups are buy re-affirming allegiance in the face of overseas events. Latest to adopt resolutions of U. S. loyalty is the German-American Musicians Association, numbering 100 members. President Edward Doherty, in making the pledge, said nine nationalities are included in the group.

ENGLISH ONLY AFTER 6 P.M.

WOV, New York, will switch its policy effective Aug. 15 to air only English programs after 6 p.m. Station currently broadcasts in both English and Italian day and night. Only commercials are in Italian, but after the shift all such shows will be moved to the daytime hours. All sustainers will continue in English both day and night. Notice of the change was circulated among the New York agencies last week.

Arde Bulova station is seeking a power increase from the FCC and is otherwise planning to expand its facilities.

WBEN, Buffalo, is feeding to NBC red a half-hour weekly program titled 'Rhythm Matinee,' with Bob Armstrong's house orchestra and Tiny Schwartz as vocalist. The Montreal Gazette Says-

'Variety' Pours Brilliant Scorn On Defeatist Radio Newscasters

A radio reviewer in the current issue of Variety, organ of American show business, has put the 'case against those "super-informed" news commentators in a few, superbly withering paragraphs.

Reviewing the "news" broadcast of Pearson and Allen, the Washing ton Merry-Go-Round impressarios, the compact of t

of his article is worth quoting in.

This statement could hardly have failed to please German-propaganda agents and was in no wise lessened as a cointribution to defeatism by the fact that the pair "regretted" their conviction. "hoped" it wasn't true and added at the end the qualifying phrase "if aid doesn't come."

NBC sources were reported annoyed at Pearson and Allen, presenting them with such a sour bit of comment on the very first program. NBC had previously been dissinclined to okay the pair because of their crack about ox-President Herbert Hoover in their randio series last winter However, objections were change characteristics.

Thompson bunch (advertising agency for the sponsors of the program) is also reported to have had nothing to do with picking the pair, the choice being made directly by the sponsor.

It is this fear of interfering with free speech that protects American radio commentators in their inside information on anything and alreadle right to pretend to inside information on anything and aposit. Pearson pad to the profit of the program of the profit of the

Wows Canada

Continued from page 22,

Slovakia, only with Mr Benes. So when Mr. Benes resigned he made peace with Czecho-Slovakia by turning it into a Nazi protectorate.

Churchill and Hitler

Churchill and Hitler

Churchill and Hitler

Most graphic of all was Miss. Thompson's conception of the twomen, Churchill and Hitler, who nowwearmplify the national spirit of the
opposing countries. Hitler, she described as 'a furious, unhappy,
frustrated, and fanatic figure who
has climbed to unprecedented power
on the piled up bodies of millions
of men, carried and pushed forward
by revolution forces, supported by
vast hordes of youth crying destruction to the whole past of civilized
men. He stood atop this pyramid
of siteel-clothed men, stretched out
his right hand and grabbed a province, and his left, and snatched another. The pyramid grew higher
and higher. It made a mountain of
blood and steel from the top of
which the furious and fanatic one
could see all the kingdoms of the
earth. How easy to conquer. They
possess most of the earth. Their
youth play cricket and baseball and
go to the movies. Their life is a dull
round of buying and selling, of endless discussions in silly parliaments'
and congresses. They have lost the
will to power and domination. For
a quarter of a century in all their
schools and colleges they have been
preaching to their youth peace, fellowship and reconciliation. And he
under the surface of the control of the control of the property
or Churchill Miss Thompson said:
He was no longer young. He was

in his sixties: Yet, there was something perennially youthful about him as there is always something youthful about those who have done what they wanted to do. He had had a good life, the best-life a man can have; a life of action and a life of intellect. . . . Young Winston Churchill was a soldier of fortune, a fighter on two continents, a war correspondent, his heart mettlesome, his eye keen, living in his times, living in them up to the hilt, preserving every impression on paper. . . He was in love with life. He had no complexes, no neuroses. And what did he stand for in the history of England? Light and generosity; home rule for Ireland; tolerance and equality for the defeated Boers, generosity to the defeated Germanshe was no lover of the Treaty of Versailles; social reform and the rights of labor.

Jane Clark, daughter of Bert Clark (Clark and Hamilton, long a stand-ard vaudeville act), is a member of the WTRY, Troy, N. Y., staff. She has introduced a new program, Tips and Tunes for Teensters, ained at youngsters in that age group.



ON THE NBC RED NETWORK

ACETATE Recordings Processed and Pressed In Canada Vertical or Lateral Also line Recording of the highest Quality Many Satisfied U.S. Clients Compo Company Limited, Lachine, Montreal, Canada.

Transcription headquarters

For Canada.

CHICAGO 54 W. Randolph St. Central 4401

HOLLYWOOD 1708 No. Vine St. Hollywood 1141

Double Standard

Continued from page 25_ Commission. But, such accounts, if

Commission. But, such accounts, if acceptable, would presumably be acceptable to Red and Blue alike. Medicinals will not receive a royal welcome on the Blue under the new set-up any more than in the immediate past. On the other hand, the more discreet policies which the Government itself has imposed has recently brought up for consideration just what might be, or ought to be, future network policy. NBC is keenly aware of the history of such accounts and no medical programs will be accepted on either the Red or Blue if the faintest possibility of unfavorable public or Washington reaction can be anticipated.

There are perhaps three or four big drug houses that could afford to sponsor pretentious radio programs and which might be willing to do so under the new copy restrictions of 1940. Since the Blue very obviously needs and wants some daborate entertainments to strengthen the schedule every aponsorship possibility will be canvassed in the light of whether such programs are consistent with the best interests of broadcasting itself and NBC as an organization.

Of course deodorants, dipilatories

best interests of broadcasting nearl and NBC as an organization.
Of course deodorants, dipilatories and certain types of drug advertising cannot even be 're-considered' under any circumstances.

Individual Station Breaks

Individual Station Breaks
Actually several medicinals have
continued uninterrupted through
the years on network radio and,
under network copy control, without audience objection. All the networks are aware of the great ironical circumstance, namely, that while
they pass up drug business that,
under network regulation, is relatively innocuous, this same advertising, in flagrant style, bobs up on
individual stations, many of the stations being affiliates of the networks.
It is also a fact of recent underscoring that advertisers themselves have been reconciled to those
limitations of eloquence which public authority and public taste alike
frown upon.
Very definitely the NBC Bluc
does not propose, or want, to build
its renaissance on the foundation of
objectionable or sluffo accounts.
Blue accounts may, on the whole,
smaller budget accounts than
Red, but they are not to be less
respectable.

Separate Identity Actually several medicinals have

Separate Identity

Separate Identity

The long-deferred, much-debated segregation of the Blue network is very much in process of becoming a reality at NBC. The symbols of its reality to date are the separate sales offices at Radio City in Manhattan and in the Merchandize Mart, Chicago. To these will be added a like partitioning of sales personnel on the Pacific Coast when Edgar Kobak and Roy Witmer, the sales v.p.'s for the Blue and Red, go west for the NA.B. convention.

Implicit in the changes of Blue status which will take shape in the future are questions of programming which await the return from South America of John Royal) and of status relations and servicing (which which was the return from South America of John Royal) and of status relations and servicing (which

tion relations and servicing (which will be gradually evolved to give the Blue the sinews necessary to its development as an organism and a

velopment as an organism and a force).

This effort differs from all previous efforts to do something about the Blue in that the basic mental readiness for the segregation has been established and the indispensable authority has been granted to the man charged with the responsibility. Kobak has been quoted as describing the problems of the Blue as 'primarily a state of mind.' It is the instillation within NBC itself of a new attitude toward the Blue that is a first objective of Kobak. He suggests to his colleagues that a network with \$10,000,000 in advertising is hardly 'sick' to start with. Nothing is wrong with the Blue that a few, strong programs can't, fix in a lifty. Not the case of the collection of the strong programs can't, fix in a lifty.

ing is wrong with the Blue that a few strong programs can't fix in a lifty.

Not that there aren't tangible examples of the 'state of mind' that has to be overcome. One of these examples has been provided by Dan Golenpaul, who controls 'Information Please,' which in October will shift from Canada Dry to Lucky Strike sponsorship. 'Info. Please,' was an NBC sustainer that became a sock commercial on its Blue. Its owner now wants to move the show to the Red or CBS because he has become infected by the 'defeatism' complex that besets the Blue.

Ben Pratt this week goes into the Press department under Bill Kostla with his assignment confined exclusively to the Blue. Pratt returns to polite company after a spell as 'NBC's night man on press matters.'

Mendel Jones of WCKY To Manage New WAKR

Akron, O., July 23. Akron, O., July 23.

Mendel Jones, who has been production manager and program director of WCKY, Covington, has been named general manager of Akron's projected third station, WAKR, by S. Bernard Berk, WAKR president. Don Dayton, former Sun Radio Co. employe, which Berk also operates as radio and sports goods store, has been named chief engineer.

Berk is now constructing WAKR's transmitter south of Akron and expects to have the station in operation by Fall on the NBC Blue.

New Marion, O., Station

Marion, O., July 23.

Marion Broadcasting Co., this city, has received a construction permit from the Federal Communications Commission, for a new radio station, to operate on 1,500 kilocycles.

It's 250 watts power, unlimited time.

Allen Sues Covington

Montgomery, Ala., July 23. Injunction proceedings were ini-Injunction proceedings were initiated July 18 in Circuit Court, equity division, by John S. Allen, a minority stockholder and vice-president of the Capital Broadcasting Co. against the other two officers and stockholders of WCOV, G. W. Covington, Jr., president, and Mrs. E. B. Robinson, secretary-treasurer. Allen accused Covington of 'by fraudulent manipulations,' and the court was asked to enjoin him from making further such transactions.

Allen's nettifion shows that the

making intriner such transactions.
Allen's petition shows that the
Capital Broadcasting Co. is capitalized at \$10,000, divided into 100
shares of stock of \$100 each; that he
is the owner of 45 shares; Covington
52 shares, and Mrs. Robinson, three
shares.

Amarillo. Texas—New faces at KGNC include Ross McGough engineering department, Bob Izzard, in the office and Tom Kritzer in merchandising.

Hashing Over Same News Bulletins Is Deplored by Canadian Burghers

Regina, Sask., July 23.
Efforts to curb repeated broadcasting of war news are being made by Duncan, B. C., city council which passed a resolution recently asking the Canadian Broadcasting Corp. to take action. 'Continued and morbid listening, in to news repeated over. take action. 'Continued and morbid listening in to news repeated over and over again has a demoralizing effect on the morale, amounting al-most to hysteria,' the motion read.

most to hysteria, the motion read.

The motion strongly criticized the broadcasting of the same news from the same station '10 or 12 times on certain days' and asked the chairman of the CBC to limit this practice on the network and to make use of his powers to control independent stations.

sources' and observed that Germany's clever and unscrupulous use of radio propaganda had much to do with the collapse of European countries.

General Foods Sponsoring 'Symphony Hall' (Discs)

General Foods begins sponsorship the fall of the Wednesday night edition of 'Symphony Hall,' 60-minute five-weekly recorded series over WQXR, New York. Young & Rubicam the agency.

his powers to control independent stations.

The resolution said that much of the news broadcast by independent stations comes from 'questionable the agency on the latter.

The resolution said that much of the news broadcast by independent stations in the fall. Charles W. Hoyt stations comes from 'questionable the agency on the latter.



Ruby Newman Wins Society Band Poll

In a most decisive manner, winning from the very sizer, Boston's
own Ruby Newman came through to
p SWING's Society Band Poll.
First poll of this kind ever held,
this billoting gives a firm picture of
the musical tastes of America's
debs and cotillion stags. It does not
necessarily indicate which of these
bands command the highest prices,
though there is little doubt that
Newman, the winner, is at the head
of his class, the extensiveness of his
operations challenged only by the
veteran Meyer Davis enterprises.
Here are the results in SWING's
Society Band Poll, siles without
and the control of the sectors and the control of the sectors
and enterprise.

scored mrst choice, two for	sec-
nd, andores for third.	
Ruhy Newman ?!	. 967
Eddie Duchin	. 562
Henry King	. 213
Basil Fomeen	. 121
Leo Reisman	. 98
Emil Coleman	. 86
Dick Gasparre	. 49
Meyer Davis	. 35
Charles Baum	. 35
Ted Straeter	21
Particularly surprising is the	low
showing of Meyer Davis, T	
large organization has for	vears
ange organization has been been been been been been been bee	

iarge organization has for years controlled the largest number of so-ciety musicals. In part, this may be ascribed to Davis' lack of stylization, the fact that he offers a vast variety of conservative musical out-fits rather than any one type. fits rather than any one type. Furthermore, Davis follows the conventions of the older generation that, ventions of the older generation that, for the most part, hires him. Newman, on the other hand, strike a clearer middle ground, catering to the Swing preferences of youngsters and the more dignified classical tastes of their elders. As a matter of fact, the ten-to fifteen-piece bands, with which Ruby has made his reputation at the New York

Rainbow Room and Boston Ritz-Carlton, have been versatile organizations whose libraries ranged from sweet to holf, from popular Spanish music (Conga, Rumba, Tango) to the Waltz, the Czardas and the lattest Swing step (Truckin', Big Apple, etc.). And Newman's asupsicious musical position today in and out of his Society public la certainly due, in large measure, to that progressive versatility.

Eddie Duchin, as was to be expected, placed high in this contest. His personable leadership of his somewhat conty hand has made as

His personable leadership of his somewhat corpy band has made a high place for his more his every large public. If the people have come to discount his pianistic ability as simply capable and rather restricted by its stylization, they know they can depend upon. Eddie for danceable, well-mixed sets, neatly and effectively spiced by his boyishly ingratiating emec-ing.

The positions of Henry King, Basil Foineen, Leo Reisman, Emil Coleman and Dick Gasparre, Charles Baum and Ted Straeter, indicate their varying degrees of all-around commercial success Baum and Straeters and Straeters.

their varying degrees of all-around commercial success. Baum and Strae-ter, newest of the seven, were bound to wind up the voting. The others, long-established in society sinecures, have built up followings about pro-portional to their standings in this noll.

poli.

The Neuman Organization: Today, Ruby heads a vant business organization which supplies must for
synthemic society functions and
special affairs, in the form of octets
or symphony orchestras. Ill most
famed and popular outfit is a concuntional fiften-piece band which
can seeing and play succet and which
recerds for Decca and Jays his
night club engagements.



PERSONAL DIRECTION SIDNEY NEWMAN Offices ... 115 NEWBURY ST. NEW YORK

CBS Cites Hooper Ratings As Proof Cheap Home Town Programs Pay Off

Los Angeles, July 23.

Appeal to Coast advertisers of the cheaper quarter-hour shows and their proven effectiveness as sales generators are cited by George Moskovics, CBS Coast sales promotion director, as the reasons behind the optimism on the fall outlook and the favorable condition of summer busi-local stable. favorable condition of summer business. Hooper Pacific Ratings are claimed to have demonstrated the pulling power of these inexpensive

pulling power of these inexpensive programs.

Advertisers are said to have been impressed by the rating of National Leads's Answer Auction,' which, according to Moskovics, has an audience comparable with the more expensive half-hour shows. Also contributing to the general feeling of optimism is the move by such advertisers as Procter & Gamble and Wesson Oil in increasing their radio appropriations to take care of spot commitments additional to their regular programs.

KNX: Procter & Gamble (Dash), through Fedlar & Ryan, 312 participations in Fletcher Wiley combination. Hudelson cherry juice, through Sholts Adv., 48 participations in Wiley combo. Hollywood Turf Club, through Milton Weinberg, 22 time signals. A. H. Rude auto supplies, through Glasser Adv., 18 participations in Wiley combo.

KHJ: Fifth Street Store, through

signals. A. H. Rude auto supplies, through Glasser Adv., 18 participations in Wiley combo.

KHJ: Fitth Street Store, through Mayers Co., 27 spots. Schwabacher & Frey, through W. Austin Campbell, 365 spots. Union Pacific railroad, through Caples Co., 39 spots. Lindsay Olives, through Lord & Thomas, 21 participations in Norman Young's 'Happy Homes.' Household Pectin, through Lord & Thomas, 21 participations in 'Happy Homes.' KPI: Planters Nuts, through Raymond R. Morgan, 118 participations in 'Appy Homes.' KPI: Planters Nuts, through Raymond R. Morgan, 118 participations in 'Art Baker's Notebook.' Hollywood Turf Club, through Milton Weinberg, 22 spots. KECA. O'Keefe & Merritt, through Richard Atchinson, 104 quarter-hour newscasts. Hollywood Turf Club, through Milton Weinberg, 23 spots. KFWB: Dr. Keys, 65 quarter-hour commentary programs.

July 20 compared to July 13

July 20 compared to July 13				
Network Units	Local Units	National Spot Units	Total Units	
10.518	12,079	1,742	24,339	
10,643	12,217	1,761	24,621	
-1.2%	-1.1%	1%	-1.1%	
(Included:	KECA.	KFI KFWE	, кнј,	

Ronald Dawson, of the staff of WFVA, Frederickburg, Va., authored a play, 'Ten o'Clock,' which was tried out at the summer theatre at Salis-bury, Md.

FIRST in PHILLY E. HOOPER SURVEYS

Network Station WFII. 27.1% WCAU 14.7%

KYW 3.9% FIRST WITH 48 OTHER PROGRAMS

For LOWER COST Circulatio

to towns in the trading area building local totals.

KSO-KRNT Crete Mills, through Moritz Adv Co.; daily announcements. Russell Miller Milling Co., through N. W. Ayer, renewal of five quarter-hours weekly. American Bird Products Co., through Weston-Barnett agency, 100-word announcements. Tanvi-Lac Co., half-hour programs. Lapp Laboratories, announcements.

July 20 compared to July 13				
Network	Local	National	Total	
Units	Units	Spot Units	Units	
6,750	2,644	4,220	13,614	
6,820	2,571	4,302	13,693	
-1%	+2.8%	-1.9%	-0.5%	
· (Incl	uded: KR	NT, KSO, WH	0)	

CBS Snags Langendorf. Long on NBC, Frisco; Unit Totals Are Steady

San Francisco, July 23.

Most important radio development of the week was shift of Langendorf Bread account from NBC Red, where it has occupied daytime slot or years, to the CBs Coast Mr. True Life Dramas faded on NBC (19) to be replaced (22) by John B. Hughes doing five news commentaries week-ly at 1:30° p.m. for Langendorf via CBs. In order to accept chore, Hughes, free lancer, drops his Borden Milk sponosrship on MBS-KFRC at 4:30° daily, but will retain his Mutual news strip at 6:30° sponsored alternately by Avalon Ciggles and Bromo-Seltzer. New KSFO-CBS was set by Leon Livingston agency, and is for 52 weeks.

KFRC has local sponsorship deal brewing for Fulion Lewis, Jr., with account expected to be signatured this week. San Francisco, July 23.

July	20 comp	ared to July	13
Network	Local	National	Total
Units	Units	Spot Units	Units
8,500	4,137	2,096	14,733
8,530	4,121	2,085	14,736
-0.3%	4-0.3%	+0.4%	0.02%
(Included:	KFRC	KGO, KJBS,	KPO,

Seattle's Report

Seattle, July 23.
National spot and local business in Seattle still zooming regardless of the heat. Local stations anticipate an even higher climb when politics get into stride the middle of next month. Airing of Democratic convention and Hitler's speech sliced the network revenue.

July	20 comp	ared to Jul	y 13
Network	Local	National	Total
Units	Units	Spot Units	Units
3,330	10,765	1.301	15.396
3,985	10,719	1,272	15,976
-16.3%	+0.4%	+2.2%	-3.6%
(Include	d: KIRO.	KOL. KRSC.	KXA)

Lively Showmanship WINS LARGER AUDIENCES in the INTERMOUNTAIN MARKET FOR NBC The POPULAR Station JOHN BLAIR RED Salt Lake City COMPANY NETWORK

EIGHT-WEEK TREND OF STATION BUSINESS

(For All Markets Regularly Reported by 'Variety')

Week Ending June 1	NATIONAL SPOT	Units by Thousands
June 8		61.1
June 15		62.1
June 22	en 1997 2	62.6
June 29	1	62.1
July 6		61.2
July 13		61.9
July 20		60.5

LOCAL	Units by Thousands
	89.5
	→ 89.1
	89.9
	90.3
	89.3
	89.9
	88.5
	LOCAL

Week Ending June 1	NETWORK	Units by Thousands 94.4
June 8		93.3
June 15		93.6
June 22		94.6
June 29		90.0
July 6 -		92.6
July 13-		90.5
July 20	-	85.3

Week Ending June 1	TOTALS	Units by Thousands
June 8	1.79	244.0
June 15	A Company of the	244.8
June 22		247.2
June 29		242.5
July 6		243.2
July 13	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	242,4
July 20	<u>. 33 . </u>	234.1

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WSAI ON HEELS ... OF ITS BIG **BROTHER**

Cincinnati, July 23.

Up slightly on network units and down on local and national spot biz schedules of Cincy broadcasters showed a trifling decline last week. Redeeming feature, however, was that interruptions from the Democratic national convention were far less than a few weeks since from the Republican general powwow.

Republican general powwow.

Dewey H. Long, general manager, announced that WSAI is second only to WLW in total business among Cincinnati stations. Long cited as an example the past week, during which WSAI had 262% hours of sponsored programs—local, national spot and network—and said the station's outlet for fall is even more promising.

Reflecting Variary's directional wave for more ether blurbing by department stores, the John Shillito Company came through for a tester of 14 100-word announcements per week on WKRC.

On WSAI, Weaver's Mt. Airy

On WSAI, Weaver's Mt. Airy Swimming Pool renewed for a daily station-break announcement. This station also added the Cincy Carrier Air Conditioning Co. for a series one-minute plugs per day.

July	20 comp	ared to July	13
Network	Local	National	Total
Units	Units	Spot Units	Units
4,485	8,363	5.430	18,278
4,440	8,374	5.538	18,352
+1%	-0.1%	-1.9%	-0.4%
(Included:	WCPO, V	VKRC, WLW.	WSAI)

REPORT NO DAMAGE IN TORRID KAYCEE

Kansas City, July 23.

Summer Iull is the most prominent thing in radio, though stations report season is somewhat more rigorous than last. About only changes in the week caused by KCKN, which carried more baseball time than usual.

KCMO: Doyle Packing Co. renewed 52-week contract for 12 announcements weekly.

KCKN: Ford Dealers of Kansas

KCKN: Ford Dealers of Kansas City, through McCann-Erickson, 14 announcements.

July 20 compared to July 13
 Network Units
 Local Units Spot Units
 Total Units Spot Units

 6,390
 5,568
 5,58
 17,316

 6,390
 5,479
 5,217
 17,086

 *....
 +1.6%
 +2.6%
 +1.3%

* No change. Included: KCKN, KCMO, KMBC, WDAF, WHB)

DROOPY CHICAGO

Chicago, July 23.

Business was shot full of holes on the network stations in Chicago because of the Democratic convention last week. In view of that situation, a tally of commercial units on these stations pretty shows a 7% drop.

a tally of commercial units on these stations pretty shows a 7% drop.

WLS has just issued its first general coverage mail map since the station installed its new 50 kw. transmitter and 586-foot vertical radiator which went into operation a year ago. Mail count showed a total of 1,117,956 letters received by WLS within one year, with letters received from every state in the union. Received 588,022 letters from Illinois, 175,105 from Wisconsin, 170,799 from Indiana and 105,127 from Michigan. Swift Packing Co., which has been pretty lax on radio recently, has contracted for some schedules on WBBM, the Columbia outlet. Starting on July 29, Swift will take two daily time signal announcements Monday through Friday and a Saturday 25-minute period at 10:05 a.m. on the Norman Ross Review recording and chatter program. Set through the J. Walter Thompson agency locally.

Evans Fur has taken a 52-week

locally.

Evans Fur has taken a 52-week series of musical clock program on WMAQ through the Schwimmer & Scott agency here, riding 15 minutes each morning from 8:45, starting on July 8.

July	20 comp	ared to July	13
Network Units	Local Units	National Spot Units	Total Units
7,455	4,532	9,447	21,434
9,035 17.4%	5,275 —14%	10,140	24,450
(Included:	WBBM. 1	-6.8% - WENR. WGN, LS. WMAQ)	-12.3% WIND,

Smith's Tennesseans, hillbill musical aggregation, left WSPD, To ledo, for the summer, effectiv July 20. Return Sept. 16. hillbilly

Talking Democrats Partly MONTREAL TAX ON SETS FOR CHARITY

Montreal, July 23. Proceeds of the new \$2 municipal tax on radio receiving sets will be made available for distribution among the leading local charity organizations which have been taking care of 'borderline' cases not eligible for the relief rolls.

City of Montreal expects to realize \$310,000 annually from the new levy on radios. Of this amount \$200,000 will be turned over to charity and balance devoted to grants to welfare and educational organizations.

and educational organizations.

New city tax is additional to the Federal radio license of \$2.50 anusually paid by citizens of the Dominion.

Montreal is believed to be only city in Canada where municipality exacts taxation on radio receiving sets.

Music for

ELLERY QUEEN

Composed and Conducted

LYN MURRAY

Mgt. COLUMBIA ARTISTS, Inc



Mutual's Half-Year Analysis

Comparative Billing, Jan.-June, Inclusive

		1940.	1939.
1.	Automotive industry	\$8,728	\$11,444
2,	Building materials	80,911	60.154
3.	Cigars, cigarettes, tobacco	440,578	419,790
4.	Clothing and dry goods	35,216	80,735
5.	Confectionery, gum, ice cream	8,240	36,156
6.	Drugs and toilet goods	172,650	427,753
7.	Financial and insurance	8,450	19,811
8.	Foods and food beverages	739,591	284,602
9.	Garden and field		
10.	House furniture and furnishings	105	950
11.	Jewelry and silverware		
12.	Lubricants, petroleum products and fuel	147,427	28,603
13.	Machinery, farm equipment, mechanical		20,000
10.	supplies		327
14.	Office equipment		
15.	Paints and hardware		
16.	Radios, phonographs, musical instruction.	28,472	16,125
17.	Schools and correspondence courses		10,120
	Shoes and leather goods	14,992	1,221
18.	Laundry soaps, household supplies	32,050	
19.	Sporting goods		
20.	Stationery and publishers	15,385	
21.	Travel and hotels	1.086	4.724
22.	Wines, beer and liquors	9,274	5,028
23.	Wines, beer and figures at		
24.	Miscellaneous, religious, etc	288,168	226,817
	Totals	\$2,031,323	\$1,624,240

War, Summer Upset CBC 'Art of Broadcasting' Talks: They're on Ice

Winnipeg, July 23.

The Art and Business of Broadcasting, a new series of interstation programs to have started over the network of the Canadian Broadsting Corp., Tuesday (9) at 11:30 a.m., CST, was suddenly called off when a letter received from H. N. Stoven, chief of station relations for the CBC, announced the series had been cancelled indefinitely. Reason given for the cancellation was that Stoven had received numerous letters from station officials across the country complaining of the time stating that many of their staff would be absent on holidays and therefore unable to hear the program. Also understood CBC were having some headaches of their own trying to line up speakers who seemed to be galloping all over the country either on holidays or special war time work. Recent letter announced that it had been impossible to book Gladshone. Murray, am., of CBC, and that Harry Sedgwick, prexy of the Canadian Association of Broadcasters, would sub for opening program.

This was to have been the second Winnipeg, July 23. for opening program.

for opening program.

This was to have been the second time for 'Art and Business' series. First series, also presented over a closed circuit, was heard between Dec. 2, 1937, and Feb. 18, 1938. Following completion of series copies to series copies and sent to all askers. Previous something else crops up to further bunch comprised 11 talks while curbance of the program of the pr

Detroit Pretty Good

Detroit, July 23.

Local radio biz continues slight wavering each way, but sales execs are jubilant over strength shown so far this summer and are hopped up over prospects for this fall when auto plaint start humming again and U. S. defense orders start rolling in.

CKLW: Imperial Tobacco Co., quarter hour program, twice weekly, with Carson Robinson and his hill-billies.

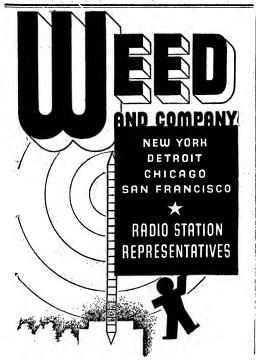
Network	Local	Nitional	Total
Units	Units	Spot Units	Units
7,220	10,445	5,124	22,789
7,475	10,609	5,124	23,208
-3.4%	-1.5%	*	-1.8%

(Included: CKLW, WJBK, WJR, WMBC, WWJ, WXYZ)

Forjoe Placements

Ford Motor has taken 40 spot announcements over WCOU, Lewistaken 'Cook Book,' five-minute series three times weekly for 13 weeks, over WORL, Boston.

Forjoe & Co., station rep, placed the biz.



LOCAL COLA ON WBAL FOR 4-CENT EXPERIMENT

Baltimore, July 23.

Democratic convention nicked into network count last week as other classifications held their own rather steadily. New biz in local and national spot niches taking hold this week with unit count figured to take a long-awaited spurt.

WBAL: Vick's Vapo Rub signed for Women in the News, thrice weekly, through Morse International.

Guh Cola, local sort drink entry essaying four-cent price, tied up 12 spots a week via Frank B. Webb agency.

Sherwood Bros., through Van Sant, Baltimore, July 23.

agency.
Sherwood Bros, through Van Sant,
Dugdale Co, renewed 'Confidentially
Yours,' three times a week for Richfield Gas. Also started remote quiztitled 'Here's How,' 30 mins, once a
week from stage of Times theatre.
WFBR: Five-min. newscast across
the board to 'Commercial Credit,
through O'Dea, Sheldon & Cannaday.
Triangle Sports Goods Co, airing of
Middle Atlantic tennis championship
matches.

matches.

WCAO: Clinched two announcements a day for through Stack-Globe. Six announcements a week to American Chicle, vin Badger. Browning & Hersey.

July	20 comp	ared to July	13
Network Units	Local Units	National Spot Units	Total Units
6.815	. 4.882	2.363	14,060
7,190	4.793	2,489	14,472
-5.2%	+1.8%	-5%	-2.8%
	WBAL, W	CAO, WCBM,	WFBR)

90 DEGREES WARM AT SALT LAKE CITY

Salt Lake City, July 23.
Steady fall-off still noticeable. Network drop is attributed to seasonal slump and uncertainty but neither reason affects the local picture. With reason affects the local picture. With
the thermometer between 90 and 100
degrees for the past month—normal
is 80—locals say 'It's just too hot to
bother'. Heavy dip all the more noticeable because June. 1940, was far
in front of that month in 1939.
KUTA: Carlson Motor Co., through
Fracom agency, 300 announcements.
Mountain States Telephone, 26 announcements. Moris Rosen Furmbilt Stores, 52 one-min. spots.
KDYL: Doane's Pills, 312 announcements. Wessen. Oil and Snowdrift, through Fitzgerald agency, 312
announcements.
KSL: International Harvester. 26

announcements.

KSL: International Harvester, 26 one-min, spots. Prudential Federal Savings & Loan, 26 50-word announcements. Reed's Riteway Stores, five-min. newscasts. Ute Stampede, 14 announcements. Strevell-Patterson Hardware Co., 100 announcements. Strevell-Patterments. Dismoodey Furniture Co., 100 announcements. White King Soap Co., announcements.

July 20 compared to July 13

July 20 compared to July 13			
Vetwork Units	Local Units	National Spot Units	Total Units
5.435	1.910	1,100	84.45
6.225	2,034	1,108	9,367
12.6%	-6%	-0.8%	-9%
(Included	1: KDYL	KSL. KUT.	A.):

Office-Seekers Time Buys Reflects in San Antonio

Reflects in San Antonio

San Antonio, July 23.

Network units took a downward drop the past week as the Demoratic convention played havoc with schedules. National spot and local continue strong.

WOAI: Wesson Oil Co., through Fitzgerald Agency. six time signals weekly. Custodian through H. W. Kastor, 3 announcements weekly. Woodbury's Soap, through Lennen and Mitchell, one him et.' Judge Lattimore, three announcements per week. Charles Roster for the Corpus Christi Chamber of Commerce, four announcements per week.

ments per week.

KMAC: Dr. Montgomery, fiveminute- remote broadcasts. An
nouncements for the Starkist Flotation Toothpaste 'Americanism' con-

test.

KABC: Siegal's Canadian Store, through Bernard Brooks, 5 announcements. Jorrie Furniture Store, two announcements weekly. Pat Dwyer, quarter-hours. Arthur E. Biard Real Estate Co., 15-mins. political broadcasts include those for Olin Culberson, H. L. Dillashaw, Raymond Gerhardt, Judge James Alexander and Paul Kilday.

July 2	0 comp	ared to July	13
Network	Local	National	Total
Units	Units	Spot Units	Units
4.522	7.588	2.040	14:150
5,088	7.525	2.016	14,629
-11.1%	4 0.8%	+1.1%	-3%
. (Include	1: KAE	C. KMAC.	KONO.

Luckies Cn-the-Hour Quickie Shows Withdraw From New York Market

Denver Down 6.4%

Denver, July 23.

Heavy coverage of Democratic confab accounts for Denver losses. Sales for the most part were announcements with KLZ snagging one account for 39 15-min. programs, three times weekly.

KLZ: Denver Market & Produce Terminal, through Raymond Keane agency, 39 15 mins., I Am an American.' Royal Typewriter Co., three one-min. spots. Elitch Gardens Co., through Robertson agency, 13 announcements. Cottrell's Clothing Co., two announcements. Sportland Beach, two announcements. Wright & McGill Co., seven 10-min. programs. Davis & Shaw Furniture Co., through Galen Bioyles agency, 250 announcements. KOA: Republic Orthopedie Shoe.

ments:

KOA: Republic Orthopedic Shoe
Stor: and Dr. A. Reed Shoe Store,
each for \$2 announcements,
KFEL: Ten announcements to each
—H. Boberick Tires, E. E. Rost, Success Business Coll'are, Socoly
Yacuum Oil Co, Wienecke Motors,
Ben Franklin Stores, Craftsman
Pages, and Departs and Departs. Paper and Decorating Co., Milner-Schaeffer Co., and Wilmore Nursery

July	20 Comp	area to Jui	y 13
Vetwork	Local	National	Total
Units	Units	Spot Units	Units
6,253	3,955	1,345	11.553
6,728	4,276	1,356	12,360
-7%	-7%		-6.4%
(Included	KFEL,	KLZ, KOA.	KVOD)

New York's business still is strong, New York's business still is strong, but station exces are making the rounds of national accounts to get contracts to cover the loss of Lucky Strike's heavy schedule of 2½-min, announcements. Because of additional tobacco taxes, Luckies are set to end announcements with the termination of contracts some few weeks hence.

Weeks hence.

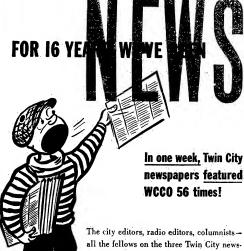
WQXR: General Foods Corp., through Young & Rubicam, weekly 'Symphony Hall' hour. Charles S. Gulden, through Charles W. Hoyt, daily five-min. newscasts. Both contracts for 26 weeks.

WMCA: R. L. Watkins Co., through Blackett - Sample - Hummett, three quarter-hour Elliott Roosevelt dises weekly, 39 weeks. Manhattan Soap Co., through Frankliji Bruck, 21 newscasts weekly. Arnold's Apparel, through Henry Engle, announcements.

WHN: Fleming-Hall Co., nightly quarter-hours, Bert Lee's 'Today's Baseball'. Mountain View Club, through Buchanan, station breaks.

	July 20 compared to July			y 13
ĺ	Network	Local	National	Total
1	Units	Units	Spot Units	Units
ı	705	9,381	15,762	25.848
	705	9,416	15.816	25,937
	•	-0.3%	-0.3%	0.3%

No change. (Included: WHN, WMCA, WNEW, WOR, WQXR.)



papers are pretty swell to us.

For example, during the week beginning June 30th, the three Twin City papers* ran 56 stories and items on WCCO (CBS) alone -

ranging in size from five lines to a half page. In addition, they ran eight pictures of the station's artists, programs, and special events.

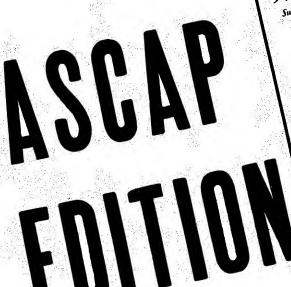
Yes, we find the Twin City newspapers friendly to radio. But there are other reasons why WCCO gets between two and four hundred stories a month in the Twin City papers alone.

First, CBS programs are "news." And equally relevant is the fact that WCCO has the outstanding local radio personalities, programs, news service, and special events in the Twin Cities; and has had for sixteen years. Our newspapers know this. That's why they keep saying to our man: "Shoot the items to us."

*Also, WCCO news is featured regularly in over 200 weeklies, dailies, shoppers, and other Northwest publications.

WCCO 50,000 WATTS WHERE IT COUNTS THE MOST

BIO KILOCYCLES · MINNEAPOLIS-ST. PAUL · A CBS STATION Owned and operated by Columbia Broadcasting System. Represented by Radio Sales: New York, Chicago, Detroit, St. Lonis, Charlotte, N. C., Los Angeles, San Francisco



1940 IULY Fri 6 1940 10 19 15 16 17

OUT NEXT WEEK

-Most comprehensive editorial coverage for the information of the vast army of music lovers and music users. The complete story of popular and classic music, and its universal message from circus calliope to the grandeur of symphony.

Biographical and historical data about the creators of music. An issue which will be read and referred to in coming months by radio sponsors, advertising agency executives, radio stations, production staffs, public relation groups, deans of music schools, educators and legislators. Radio, film, music, dramatic and general news editors of the nation's leading newspapers, magazines and periodicals will preserve this issue as a history of ASCAP ... and the An unusual advertising medium for the professional music trades

NEW YORK 154 West 46th St.

CHICAGO 54 W. Randolph St. HOLLYWOOD 1708 N. Vine St.

802 ACTIVELY AIDS NAPA

NBC's BMI Order Sets Precedent FAVOR DIVVY IN NBC Follows CBS in Weeding Out

NBC's advice to bandleaders that at least one non-ASCAP tune must be carried on each NBC sustaining broadcast after July 31 is the first time that bandleaders have been put in the position of being specifically told what tunes to play. In this instance they will have to use only one non-ASCAP number at the beginning, but that is to be widened as the Dec. 31 expiration of the current American Society of Authors, Composers and Publishers-broadcasters agreement approaches. CBS used similar tactics during the recent musicians' strike which pulled sustaining bands off both NBC and CBS, but the latter's anti-ASCAP drive applied to house bands over which the net had jurisdiction. At the time CBS plugged numbers published by Broadcast Music, Inc.; the outfit recently set up, with financing by radio itself, to combat ASCAP's holdings.

Jac. the outhir recently ask p. ...

ASCAP's holdings.

Last time bandleaders were forced to discriminate the shoe was on the other foot, with a publisher withholding the right to air a tune. That was five or six years ago when the Warner group of publishers withdrew from ASCAP and bandleaders had to be careful that none of Harms. Witmark or Remick tunes crept into their programming of sustainers. It was an extensive job in view of the copyrights held by these firms.

BMI Deal For Robbins-Feist-Miller Apparently Stymied; NAB Undeterred censing of the commercial use of phonograph records on the air or in coin machines. Idea is to work

Broadcast Music, Inc., negotiations for the takeover of the three Metro-Goldwyn-Mayer music publishing houses-Robbins, Feist, and Millerhas reached a stymie, to the degree that the deal, involving some nearly that the deal, involving some nearly, \$5,000,000; as first set up, appears about to go cold. This isn't detering the broadcasters from furthering BMT's progress as a central music source. Two significant letters from Niles Trammel, NBC president, to talent and agency users of music (reproduced opposite in detail) speak for themselves.

produced opposite in detail) speak for themselves.

Julian T. Abeles, copyright attorney for Metro in this deal, was stymied as much from his end of it as from the broadcasters. Money-on-the-line was virtually set ond contracts drawn when certain technical details.cropped up.

A major hurdle right along in BMI's dickerings for the Robbins, Feist and Miller catalogs was the fear of 'buying a flock of lawsuit.' The ASCAP member-songsmiths have made trank and frequent threats that their property rights in these three catalogs were non-transferable and that they were committed to ASCAP for 10 years from next Jan. 1, when the new ASCAP-radio licenses are supposed to go into effect.

Another tangent in the tactical

Another tangent in the tactical maneuvering by the radio-music interests (BMI, in alliance with the National Ass. or Broadcasters) has been the questionnaire to ASCAP writer-members, inquiring as to how the moneys have been split up; what the AA writers have achieved to warrant the high brackets; how about the newcomer-writers with immediate current hits, etc.

This is always a vulnerable point

This is always a vulnerable point with the Society, as classification and apportionment of income among apportionment of income among writers and publishers is ever a moot

PAPA WALKS THE SKY

Hal Kemp Flew Back and Forth Awaiting Baby

Hal Kemp was on a shuttle schedule between New York and Cincinnati last week waiting the arrival of a baby which was born to Mrs. Kemp. Sunday (21) in New York. Leader fiew in three times during the week and the birth occurred after he had taken off for a scheduled opening at the Beverly Hills Country Club, Newport, Ky, a few hours before.

Mrs. Kemp is the former Martha

Mrs. Kemp is the former Martha Stephenson, socialite. Baby is a

Music Pubs Sue For \$23,791 Back Disc Royalties

Harms, Inc., filed suit in N. Y. supreme court Thursday (18) egainst Brunswick Record Corp., Columbia Recording Corp. seeking damages of \$23,791, \$5,151, and \$1,121 respectively for alleged breach of a royalty agreement on songs controlled by the plaintiff, from which the defendants made phonograph records. Under the terms of the contract, which were standard, the defendants were to pay 1½c for each record selling at a retail price of 35c, and 2c for anything sold above that price.

price.

Harms is the assignee of Remick Music Corp. and M. Witmark & Sons in this action. Against the Brunswick Record Corp., Harms has a claim embracing 138 songs, Witmark, 71; and Remick, 93, Against Columbia Phonograph Corp., it's 15 songs for Remick, 29 for Harms and 15 for Witwark. Against Columbia Recording, Witmark had 30 songs, Remick 42 and Harms 58.

ASCAP MANNER

One of the Ideas Is to Set Up Point System So That All Musicians Share in Annual Melon on Disc Performance Royalties

CLOSE LINK

National Association of Performing Artists and New York Local 802 of the American Federation of Musicians are mulling plan whereby each member of recording band will periodically benefit from the licensing of the commercial use of phonograph records on the air or in coin machines. Idea is to work along the same lines as the method currently used by the American Society of Composers, Authors and Publishers to collect and distribute royalty monies to its members. Only Artists and New York Local 802 of royalty monies to its members. Only in the NAPA case the royalties will derive from the sale of licenses, when and if it becomes the agency through which such permits will have to be obtained,

record of every musician that sits record of every musician that sits in on the making of a record. At the end of an undetermined period, say a year, the monies collected from various sources for the right to use phonograph records commercially will be split among them, so much to each leader and the remainder split among individual sidemen. Difference in amounts collected by each man probably will be determined by the number of recordings each helped to make and the difference in helped to make and the difference in prominence enjoyed by each band. The payoff could continue year after year, too, in as much as some records outstanding in one way or another, continue in popularity for long periods much the same as a song becomes a 'standard'. Local 202 figures in the plan because it will be the distributing agency for the royalty melon, meaning the musicians will collect through that channel.

80% Cooperation

802's Cooperation

802's Cooperation

To further help put the idea through, 802 is currently aiding to set the NAPA in a stronger position where it can set listelf up as the licensing agency for the right to use records commercially. Bandleaders who are members of 802 and not members of the NAPA are being urged by the former to join the latter. First move to gather new recruits for the NAPA, and to get an idea of what some leaders thought, took place at a meeting at the offices of local 802 Monday (22). If was only a warmup, however, for a bigger get-together scheduled for this Friday (26) at the Astor Hotel, N.Y. Egging leaders into becoming

PROBING TYPE SUIT

FILED VS. EMBREE CO.

Nathaniel Cutright Smith filed suit Thursday (18) in N. Y. federal court against Embree Concert Service, Inc. and Mabel K. Embree, seeking the appointment of a receiver for the Concert Service, a determination of claims of creditors, and sale of assets to satisfy these claims. Plaintiff claims to be a creditor for \$15,500 sased on promisory notes.

It is alleged the defendant's principal assets consist of 146 written claims to be a creditor for \$15,500 sased on promisory notes.

It is alleged the defendant's principal assets consist of 146 written control assets consist of 146 written of promisory notes.

It is alleged the defendant's principal assets consist of 146 written of promisory notes.

It is alleged the defendant's principal assets consist of 146 written of the corporation to help with the company and keep the proceeds for making the defendant Mabel. Embree, head of the Concert Service, fias converted monies of the corporation to help with the defendant mabel. Embree, head of the Concert Service, fias converted monies of the corporation to help with the defendant mabel. Embree, head of the Concert Service, fias converted monies of the corporation to help with the defendant mabel control that the corporation is insolvent, and an inquiry and left safely, taking their instruments before the flames reached them.

There were no dancers in the hall when the fire broke out, and the fire spread tapic.

There were no dancers in the hall when the fire broke out, and the fire spread tapic.

There were no dancers in the hall when the fire broke out, and the fire spread tapic.

There were no dancers in the hall when the fire broke out, and the fire spread tapic.

There were no dancers in the hall when the fire broke out, and the safely taking their instruments before the flames reached them.

There were no dancers in the hall when the fire broke out, and the fire flames reached them.

There were no dancers in the hall when the fire broke out, and the fire flames reached them

ASCAP Tunes From Sustainers

in adopting the policy of weeding out ASCAP unsers from its sustaining programs. Publishers New York City interpreted this as one further step in the broadcasting industry's general campaign of harassment of ASCAP. They anticipate that NBC like CBS, will cancel ASCAP numbers in such ways and at such times (the last minute) as to constitute the maximum, annoyance to the music publishers. Meantime the songpluggers are finding life not very pleas ant what with the hot weather and the hot seat treatment.

NBC's policy was officially out.

(COPY)

July 17.

On Dec. 31, 1940, the license agree-nents between NBC and ASCAP

have to be obtained. As set up, the plan to keep a **GEORGE MARLO EXPANDS BMI** STAFF

George Marlo, general professional manager of Broadcast Music, Inc., who states that two BMI songs made the sheet, is now really going after song exploitation this week with ad-dition of a professional staff. Several

song exploitation this week with addition of a professional staff. Several veteran music men have been taken on by BMI.

Billy Chandler, ex-Mills, and Jerry Lewin, ex-Spier and long with Berlin's, become Marlo's contact aides in New York. Harry Hume, ex-Spier, in California, and Jimmy Cairns, ex-Mills, heads Chi.

BMI is rushing out seven' new tunes a week, and in the past seven weeks' operation has built up a catalog of 50 new numbers, besides the catalogs recently acquired. A young battalion of arrangers is also committed to rushing out new modernized arrangements of 25 tunes in the public domain every week, all this as part of the scheme to battle ASCAP's upped contract demands and to make available as large a catalog of BMI music for use of the radio users. The 25 non-copyrights (new arrangements) every week will supplement the song-a-day idea of excitable numbers. (new arrangements) every week v supplement the song-a-day idea original numbers.

LYMAN WORKS TO CUT BILLY ROSE'S DEBTS

BILLY ROSE'S DEBTS

Abe Lyman orchestra starts an indefinite run at the Bon Air Country Club. Chicago, (Saturday 27). Booking will undoubtedly have some bearing on the final settlement of Lyman's squawk against Billy Rose to New York local 802 of the AFM for Rose's failure to employ his band a full 24 weeks at the Barbary Coast at the New York World's Fair as soriginally contracted for. Leader wants \$10,000 to settle the contract or the full amount if it runs out without being settled—at the rate of \$1,400 weekly for the 24 weeks.

Whatever Lyman earns at Chicago or any subsequent dates between now and Sept. 2 will be deductable from a full payoff from Rose; if the contract is settled at Lyman's terms there would be no change unless his earnings ran over \$24,600, the difference between the full payment and a \$10,000 settlement.

them except on terms so onerous that we have concluded we cannot accept them. Without a license it will be necessary for NBC to discontinue playing ASCAP music commencing with the first of next year.

That means that a large part of the popular music which NBC has been using in the past will be unbeen using in the past will be un-available for its use after Dec, 31, and it is obvious that we must now begin to accustom ourselves and NBC artists to the use of such music as will be available to us after that date.

as will be available to us after that date.

With this in mind we are taking steps to increase the use on NBC studio sustaining programs of music which we are licensed to perform beyond Dec. 31, 1940. Among the catalogues which are available for use on NBC programs subsequent to that date are those of Broadcast Music Inc. Associated Music Publishers, G. Ricordi & Co., Milan, Society of European Stage Authors and Composers (SESAC) A. P. Schmidt Co., E. C. Schirmer, Society of Jewish Composers, Publishers and Song Writers and other concerns, and individuals. Likewise, there is music available in the public domain which can be arranged from the original sources.

It is now essential that we increase

can be arranged from the original sources.

It is now essential that we increase the use of such music on all NBC programs including our remote control sustaining shows, and commencing July 31, 1940 the policy of NBC will be that all orchestras broadcasting on NBC sustaining programs shall schedule at least one such composition during each of their NBC broadcast periods. The use of such music will necessarily have to be increased as Dec. 31st approaches.

We also suggest, however, that leaders of orchestras broadcasting over NBC make a study of their signatures, having in mind that after Dec. 31, 1940, they will be unable to broadcast over NBC the ones they are currently using if they are in the ASCAP repertoire. It would appear advisable for orchestras which expect to broadcast over NBC subsequent to that time to consider changing their signatures, now to numbers which, they will unquestionably be unable to use next year.

You will note that among the catalogues we will continue to be

winable to use next year.

You will note that among the catalogues we will continue to be licensed to use is Broadcast Music, inc. NBC proposes to popularize the music by BMI by using it whenever it can and we particularly ask your cooperation in this endeavor.

We cannot overemphasize the importance of being prepared in advance to meet the situation which will exist after Dec. 31, 1940. In addition to the problem NBC has of maintaining proper balance in musical programs, the purely clerical task of checking the availability of music which you may wish to play afterof checking the availability of music which you may wish to play after the first of the new year will require the training of personnel to handle the additional burden. A gradual start in that direction will be of service not only to us but to orchestras and advertisers as well. If our Music Department can be of assistance to you in solving the problems caused by this situation, please do not hesitate to call upon us.

Sincerely,

(Signed) Niles Trammell,

President.

15 Best Sheet Music Sellers

(Week ending July 20, 1940)

God Bless America	Berlin
I'll Never Smile Again	Sun
Make-believe Island	Miller
Make-belleve Island	Santly
Playmates Woodpecker Song	
Fools Rush In	BVC
Breeze and I	Marks
*Where Was I? ("Til We Meet Again")	Remick
I'm Stepping Out With a Memory Tonight	Robbins
Imagination	. ABC
When the Swallows Come Back	. Witmark
T Chall Torre Von Anymore	. Olman
Hear My Song Violetta	Crawford
기계 하는 시작 소득 강하는 이 경우는 그 있는 것은 그 것이다.	A /23

* Filmusical

Stokowski's Disk Deal With Col. Away From Victor Burns Philly Orch Ass'n

Philadelphia, July 23. Leopold Stokowski, who has been making records for RCA-Victor for he past 25 years, has signed a contract to make recordings of his newly-organized All-American Youth Orchestra with Columbia Records.

Orenestra with Columbia accords.
Stoky will continue to make discs.
for Victor with the Philadelphia
Orenestra, contracts having already
been signed for next fall, but the
fact that the new records bearing
his name on competing recordings
have officials of the Philly symph all
treet.

The Philadelphia Orchestra As-The Philadelphia Orchestra 'Association has received heavy chunksof coin from the Victor records, making it possible to overcome heavy-deficits. It is estimated that last year the orchestra's take was about \$60,000, with Stoky getting a like amount. Royalties from the records are cut 50-50.

It is reported that Victor made Stoky an offer for his Youth Or-chestra recordings, but he turned them down. Rumor has it that Co-lumbia has advanced Stoky \$25,000 to help finance the orchestra's South American goodwill tour.

American 'goodwill tour.'

Although the Philadelphia Orchestra Association is separate from
the group that is operating the al
fresco concerts at Robin Hood Dell,
there are many persons who are
members of both groups. These are
having an additional burn at the
action of the blonde maestro who
cancelled a scheduled appearance of
the Youth band at the Dell on the
grounds that it would have interfered with sale of tickets for the
band's Atlantic City debut on Sunday (21). band's At day (21).

day (21).

It was learned that managers of
the youth orchestra had demanded
a flat \$3,500 guarantee rain or
shine for the appearance, instead
of the 60-40 percentage agreed upon

4.000 Attend in Balto

Baltimore, July 23,

Ballimore, July 23.
Leopold Stokowski and his All-American Youth Orchestra, in the second of three dates prior to a South American tour, drew 4,000 to the Coliseum sports palace here last night (Monday), scaled from \$1.10 to \$3.30. It was a highly mixed crowd, varied in dress from sport shirts to summer formals.

Juice joints, program peddlers and other concessionaires worked full blast. Concert got an enthusiastic reception and much newspaper space in praise of performance.

Barron Elliott's orchestra comes into Trianon, Chicago, on Aug. 2 re-placing the Bill McCune band. Sticks until Sept. 5 when the Lawrence Welk orchestra comes in for a long



Direction GENERAL AMUSEMENT CORP.

RYE TO BRIGHTON

40-Mile Jump Daily For Tommy Reynolds' Doubling

Doubling from one job to another Doubling from one job to another, often done by bands where the both places played are within reasonable distance of one another, is going to be much more wearing to Tommy Reynolds' band. Outfit begins to shuttle, for a week, between Playland Casino, Rye Beach, N. Y. in Westchester, and Brighton Beach on Long Island Sunday (28). Distance between both points is about 40 miles.

miles.

Band works Brighton, which is near the Rockaways, 2-5 p.m., then hustles to Rye to start about 7 p.m. for the rest of the evening. Band will use private cars and the Whitestone Bridge for the daily jump, Crew is on a summer long stand at Rye. It's down for a Sept 25 date at the Paramount theatre, New York.

Albany Broadcasters Tell WOKO Fans Local Songs Due on BMI List

Albany, N. Y., July 23.

In addition to plugging by name Broadcast Music and its tunes on Montgomery Ward's Musical Jam-boree, 60-minute breakfast hour program and WOKO's biggest mail program and WOKO's biggest mail puller. Forrest Willis, emce-annuarer, told listeners Monday (22) that he and General Manager Harold E. Smith composed four numbers which they hoped to have BMI publish. Willis has written several hundred selections and aired them in a dozen years as radio planist-singer and band leader, but he has made no attempt to have them published nationally.

Smith. bass of WOKO and WARY.

isned nationally.

Smith, boss of WOKO and WABY, was a violinist in orchestras at New York Hippodrome and at a large metropolitan picture house, before he became a station operator some years ago. He holds a card in the local musicians' union.

'JELLY ROLL' MORTON'S SUIT VS. MELROSE MUSIC

Suit of Ferdinand Jelly Roll' Morton, songwriter, against Melrose
Music Corp. was revealed in N. Y.
supreme court Thursday (18) when
the defendant sought a dismissal of
the action, claiming that the complaint failed to state a cause of action. Suit seeks an accounting on
46 songs written by Morton and published by Melrose.
It is claimed that in July, 1923, the
defendant hired Morton for six

lished by Metross.
It is claimed that in July, 1923, the defendant hired Morton for six months as a composer, and agreed to publish his songs and pay royalies on mechanical rights. All sales of sheet music were to belong to the defendant. A subsequent contract signed a few years later was for a year's duration, with a promise to pay 25% of the profits plus le royallies on sheet music, 12½% on mechanical rights, and 3e for all orchestrations. Accountings have been furnished from time to time, but the complaint alleges these were far less than the actual amounts received, and the defendant is accused of having fraudulently retained the balance. ance.

REG CONNOLLY'S RETURN

British Publisher Awalis Cable on Wife and Son's Plans

Reg Connolly, the London music publisher, in New York on business for some weeks, plans to return to England within a week unless he hears by cable that his wife and their 16-year-olid sun, Pat, may join him America. While in New York Connolly placed some of his catalog publications for U. S. rights, and may also finance a new publishing venture by taking over the Superior Music catalog with Irwin Dash to operate it. Latter, American, is also managing director of Dash, Lid, of London, a firm wherein Connolly is a partier.

Dash, London resident for some years, came to America on a visit several weeks ago, with return pass-age booked, and found himself un-able to return. He may be forced to operate from America for the war's duration.

war's duration.

Connolly points to the 9,500-copy sales of 'The Singing Hills' for the week ending July as an indication that apparently British war nerves are quite static, else they wouldn't be buying music that well. That's the last business cable received by him. 'Hills' is Campbell-Contolly's publication, currently No. 1 on the British hit parade. 'Don't Ever Pass Me By, local song, is 'sunner-up. Me By, local song, is runner-up.

N.A.B. DECLINES TO HAVE ASCAP 'EXPLAIN'

John G. Paine, general manager of ASCAP received a reply yesterday from Neville Milter, president of the National Assn. of Broadcasters National Assn. of Broadcasters spurning the Society's proffer for Gene Buck of some ASCAPite to ad-dress the N.A.B. convention in San Francisco, commencing Aug. 5.
Miller's repty, said to be somewhat
sarcastic, emphasized that the con-

sarcastic, emphasized that the convention's long agenda has been filled up and that no discussions on ASCAP and music, at least by a Society spokesman, could be accommodated.

Miller reportedly remarked that N.A.B. had offered to sit down privately with ASCAP and hence won't now countenance ASCAP publicly or semi-publicly addressing the membership. bership.

hership.

The Society's perspective is that the N.A.B. invited ASCAP to 'make a proposition' and that the trade body would entertain it and possibly allocate' the music charges. ASCAP doesn't fancy theory of a group charge being cut up by N.A.B. or any association of music users, ASCAP wanting to make its own deals direct with individuals, groups or other principals involved.

WURLITZER SUES COIN OPERATOR FOR \$28,475

Suit of the Rudolph Wurlitzer Co. Suit of the Rudolph Wurlitzer Co. against Babe Kaufman Music Corp, for \$28,475, based on alleged failure to pay a balance due on 509 electrically-operated automatic. Wurlitzer phonographs, was revealed Friday (19) in N. Y. supreme court. The defendant operates in N. Y. and has leased the coin-operated machines throughout the city. The machines were purphessed.

chines throughout the city.

The machines were purchased March 28, 1940, and were to be paid for in weekly payments starting at \$500 and working to \$750 a week, over a period of months. The first alleged default came on May 23, and it is claimed no payments have been made since that date. The whole amount was defaulted. The defendant, which is seeking a dismissal of the action, claims that it paid \$150,000 for the machines, and has reduced its payments to a \$20,000 balance.

Barrere at Chautauqua

Jamestown, N. Y., July 23.
Georges Barriee, leader of the Chautauqua Little Symphony Orchestra is back at Chautauqua. He played in the first symphony concert presented in Chautauqua in 1909 under the baton of Walter Damosch.

Gertrude Gibson scored as solo sorrano with the orchestra in the debut.

Bands at the Boxoffice

(Presented herewith, as B weekly tabulation, is the estimated cover charge business being done by name bands in various New York hotels, Dinner business (7-10 P.M.) not rated. Figures after name of hotel gine room capacity and cover charge. Larger amount designates weekend and holiday price.)

Band	Hotel	14.6	Played	Paul.	Covers On Date
Charlie Barnet Lin	coln (225; 50c-\$1	D	12	425	7.275
Larry Clinton Nev	v Yorker (400; 7	5c-\$1,50)	11	,475	16,875
Jimmy Dorsey Per	nsylvania (500; 7	5c-\$1.50)	15 1	,350	23,900
Tommy Dorsey Ast	or (900; 75c-\$1).,		9 3	,150	28,875
Ray Kinney Lex	ington (300; 75c	-\$1.50)	10	850	13,325
Alvino Ray Bil	more (300; \$1-\$1	1.50)	. 4	525	2,870
			100		100

* Asterisks indicate a supporting floor show, although the band is the

On the Upbeat

Don Brown is new vocalist with cione closes, for first date in home-formmy Tucker. Latter picked him town for three years, up singing with a relief band on a date played at Middleton, N. J.

Ren Balley trio (Johnny Mitchell

Paul Martell, trumpet, to Larry

Woody Herman plays Hunt's Casino, Wildwood, N. J., Aug. 2.4 then vacations couple days till his opening at the New Yorker hotel, N. Y.,

Harry Moss, MCA band booker, vacations for a week beginning Sat-urday (27). Originally intended three-week trip to Coast but illness of Sonny Werblin stymied.

Frank Suttle new vocalist with Alvino Rey at Biltmore hotel, N. Y.

Harry James' band has new member, pianistic Al Lerner having replaced Jumbo' Jack Gardner, James currently at the N. Y. Fair's Dancing, Campus for a month, hav-ing opened there Saturday (20).

Larry Clinton down for stay at Strand, theatre, N. Y., beginning Aug 30. Currently at New Yorker hotel, N. Y.

Denny Beckner now in the Nassau Room of the Hillcrest Hotel, To-ledo, O.

Phil Harris at the Forum, Van-couver, July 8, under Beacon theatre management, drew 3,000 dancers at \$1.10 each.

Jackie Souders orchestra of the Olympic Hotel, Seattle, donated services to Vancouvers. Air Su-premacy drive by playing for the wind-up of the drive at the Commo-dore, Vancouver, July 15.

Eddy Duchin's crew moved into Cocoanut Grove, Los Angeles, with Jane Pickens featured.

Tiny Bradshaw band signed to Music Corp. of America.

Bobby Byrne band added third trombone. Sid Brantley, formerly with Gene Krupa and Bob Chester, brought in. Byrne currently at Glen Island Casino for summer.

Bud Hall is leaving Emerson Gill's band at Virginia Beach and will join Tommy Greene's Midshipmen, play-ing at the Rustic Lodge, near Toledo, O., about Aug. 1.

Bernie Cummins orchestra will make a three-day appearance on the stage of the Emboyd, Fort Wayne, starting Monday, July 29, coming from the State-Lake theatre in Chicago with a vaudeville unit.

Dynamite' Pizza, accordionist who was a member of Chuck Shanks' band when it played in downtown Toledo, O., hotels, has joined the orchestra at the Oasis Club, Toledo, operated by the Shanks Brothers.

Gene Krupa drew 1,264 admissions at 75c at Roton Point Park, Conn. Sunday night (21). Took out 80% as his end. He's starting name policy at Geneva-on-the-Lake's pier ballroom, Ohio, tomorrow (25), followed by Ben Bernie, Aug. 4, Glenn Miller, Aug. 11; Lawrence Welk, Aug. 25.

Bonnle King, KMBC, Kansas City, winner of Al Pearce's radio spot, is replacing Doris Doy as vocalist for Bob Crosby's crew and making break-in when outfit starts one-week stand at Cedar Point ballroom near Cleveland on Friday (26).

George Duffy taking over Hollenden Vogue Room's bandsland in Cleveland July 29, when Henry Cin-

Ken Bailey trlo (Johnny Mitchell Aen Bailey trio (Johnny Mitchell on the organ and Don Baltist on the guitar) opened indefinite engagement at Fort Pitt Hotel Lounge. Pitts burgh, Monday (22), Balley recently returned to Pitt, after stretch with Horace Heidt.

Benny Burton band into the Rivi Pittsburgh, for limited stay on the heels of Max Adkins' three-week engagement.

Mal Hallett opened fortnight's slay at Kennywod Park, Pittsburgh, Mou-day (22), with Howard Baum return-ing to West View Park there the same day.

Ruby Newman, currently at the Casino, Magnolia, Mass., will substitute Sammy, Eisen and band, one of the Newman units, and direct inperson the Skating Carnivals at Olympic. Arena, Lake Placid, Aug. 1-3: This will be Newman's third. The work of th Henie's musica Hollywood days

Jack Lanny's orchestra is playing at Moonlite Roof Garden, Green. Island, N. Y.

RAIN OR SHINE TERMS FOR JOHNNY GREEN

Johnny Green's orchestra, booked to open the new Philadelphia Gardens, ice skating rank, was signed for the date under an unusual arrangement. Green's contract reads that he's to start work at 8 pm. tomorrow. (Thursday), but if he's notified before noon that the opening has been deferred because of rain he's to stay in New York and collect 802 scale for not playing. If it rains while he's on his way to Philly he gets paid what the contract calls for. Park is open air, being the old Philadelphia National League ball yard. yard.

Joey Kearns, WCAU, Philadel-hia, house band is down to play for skaters Friday and Saturday (26-27).

Band Bookings

Johnny Messner, Aug. 18, week, Manhattan Beach, N. Y. Gene Krupa, Sept. 6, five days, State, Hartford; Sept. 20, week, Hipp. theatre, Baltimore:
Larry Clinton, Aug. 10, Steel Pier, Atlantic City; Aug. 17, six days, one-nighters in New England; Aug. 30, three weeks, Strand theatre, New York; Oct. 4, five days, State theatre, Hartford. Hartford.

Hartford, George Dameral, July 30, four weeks, Sign of Drum, Cincinnati, Glenn Miller, July 26, and, St. Louis; 27, and, Kansas City; 28, Shore Acres, Sioux City, Iowa; 29, Clear Lake, Jowa,

JIMMIE LUNCEFORD

2nd WEEK COLLEGE INN

SHERMAN HOTEL

Mgt. HAROLD OXLEY 17 East 49th St., New York

Adverse Tax, Union Factors Retard Juke-Boxes' Future in Pittsburgh

Pittsburgh, July 23, Those new cinematic see-boxes are tikely to have a very limited distribution locally due to a ruling handed own here last week by State Liquor Control Board. Booze licensees have elassified the machines as visual endastified the machines as visual entertainment, which means that places
where they're installed will have topay a Pennsylvania licenze fe of
125, same as night spots with bands
and floor shows. Added to this is
demand of IATSE that its operators
the employed, at union rates, to service the boxes, making the tariff too
heavy for ordinary small place tobest. Union estimated that one man,
however, could look after 8 or 10 indialations daily.

however, could look after 8 or 10 installations daily.

Newspapers asked board why noms with record machines weren't dessified the same way, and booze ears said the music wasn't visual and that it wasn't being used for entrainment. They pointed out, however, that should a couple in any spot get up and start dancing to the record-players, barroom or cafe would have to shell' out \$125 for an entertainment. License or stand for a license suspension,

mercanment license or stand for a icense suspension. So far, there have been only two astallations of the film juke-boxes

JOE GLASER'S Attractions

Capture **BROADWAY!**

2001 (SATCHMO)

ARMSTRONG

AND HIS ORCHESTRA

PARAMOUNT NEW YORK Week July 24

AND HIS ORCHESTRA

STATE **NEW YORK** Week July 25

Both Orchestras Exclusive Decca Recording Artists

Personal Management JOE GLASER

Glaser Consolidated Attractions, Inc. R.C.A. Building, Radio City, New York

locally and those in the know predict that there'll be few more under such an expensive set-up. Understood that manufacturers of machines will appeal to the Control Board against what they term 'discrimination', pointing out that their product should be classified same as record boxes.

Diango Reinhart Fate Worries Lovers of Jive; Grapelli In London

concerned over the whereabouts of Django Reinhart, the Franco-gypsy three-fingered guitarist, considered one of the world's greatest, and known on Victor, Decca

ist, considered one of the world's greatest, and known on Victor, Decca and other recordings as part of the hot Club of France, and notably in association with Stephani Grapelli, the Joe Venuti of France. Latter is safe in London, a fugitive from this indive Paris, and working currently in Hachette's, in the British capital. But Reinhart, more or less state-less; hasn't been hear less state-less; hasn't been heard from formonts. He was the type, incidentally, who would work when fancy moved him and then retire to his gypsy caravan somewhere along the French roads. He was an out-of-this-world character in the fullest sense, being paradoxically one of the most sophisticated jive musicians, considerably shead of his environment. Yet he worked as and when hey bork offers; came to Paris for recordings and club dates, because that was the nearest to him, and hit the French version of whatever the Romany trail is called in the Gallic tongue.

AL DONAHUE SWITCHING TO WILLIAM MORRIS

Al Donahue orchestra will break away from General Amusement Corp. when its current booking contract with that agency expires Oct. tract with that agency expires Oct.

24. Band has already been signed to
a shift to the William Morris band
department. Donahue had been
with GAC for five years, most of that
time 'society orchestra.' During
the last year its style has been modernized. Band was renewed for another year on Nocalion records last
week.

other year on overseas.

Beside the dance band he leads Donahue's own agency supplies bands for coastline boats to Bermuda and South American ports. "At one time he had 28 such bands operating on coastwise steamers but the war and the stopping or slowing of such traffic, especially to English Bermuda, has cut that figure to 12.

9 Suits by 11 Music Pubs Over Usage of 17 Songs

Gene Buck, as president of the American Society of Composers, Authors and Publishers, together with a number of music publishing houses, filed nine suits in N. Y. Federal courf. Friday (19) against operators of amusement houses, cabarets and hotels, charging the unleaness playing for profit of 17 songs. Statutory damages of \$250 for each infringement, accounteach infringement, accountior each infringement, accounting of profits, and damages is sought. The plaintiffs, besides Buck, are Feist, Berlin, Inc. Crawford, Santley-Joy-Select, Remick, Wilmark, Famous, Marks, ABC Music, Bregman, Vocco & Conn, and Ager, Yellen & Bornstein.

len & Bornstein.

The defendants are The Clichy.
Inc., of 134 East 61st street; Gold
Crest, Inc., 249 Sullivan street; John,
Pitzolante, doing business as Cairo
Gardens, Greene County, N. Y.;
Percy J. Wardell, Brandon Hous,
Greenwood, Lake, Orange County,
N. Y.; The Cinderella, Inc., 82 West
Third street, New York City, Fifth
Avenue, Food, Inc., 94 Fifth avenue;
Ivanhoe Estates, Inc., operating the
Tumble Inn. Westchester, Michael
McGuire and, Michael McCabe, doing business as th. Lietrim House,
N. Y.; and Arthur Schwartz, doing
business as Art's Bar and Grill,
Livingston Manor, N. Y.

BORDER STUFF

Buffalo, July 23.

Crystal Beach, Ont., ballroom, which has been bringing in a Buffalo band without difficulty, ran into its first war-inspired trouble in trying to bring in a name outfit last week. Guy Lombardo-nixed a one-nighter on grounds that two of his men haven't taken out final U.S. papers, Harold Austin, ballroom manager, got a similar ainswer from Charlie Barnet, who wired his band, contained 'two allens.' Austin claims contracts, though, on Jan Savitt and Al Dönahue for next month. Lombardo expects immigration trouble to be cleared up by September so he can play Canadian National Exposition at Toronto. If not, he hinted Saturday '(July 20) at Celoror Park, N. Y., he'll put in two new faces in order to play Toronto date. Buffalo, July 23.

Meyer Davis' Fancy Fees

Asbury Park, N. J.

Asbury Park, N. J.

Editor, Vasiery:
Your story on the Jimmy Dorsey single date in Houston, Texas, on July 22, is interesting, but not in accord with facts. You say that the price of \$5.00, received by Dorsey for this engagement, is the highest former extends to the control of the control o

for this engagement, is the highest figure ever paid a band for a one night date.

I can show you photostatic copies, of checks received by the writer for playing debut balls and similar functions far excess of this amount. The Alwater Kent party for their debulante daughter was \$7,200; the Clarence Geist ball was \$7,200; the Peter A. B. Widener ball in Philadelphia was \$10,000; the Ralph Beaver Strassburger party for the Marquis de St. Sauveur was \$10,000 or the music. I could cite many others.

There were no terrific travelling expenses either.

Meyer Davis.

Mrs. Herb Mahler Sues

Mrs. Herb Mahler Sues

St. Louis, July 23.

Herb Mahler, meeter of his own local dance band, was made defendant in a divorce action brought in the Chrouit Court Friday (19) by his wife, Mrs. Ruth L. Mahler. She charges general indignities: The petition alleges that Mahler criticized his wife without just cause and although he earned a good income he refused to support her. Mrs. Mahler, who holds secretarial position at radio station KXOK also asks the restoration of her maiden name, restoration of her maiden name

Ecoff.

Mahler entered his appearances and filed a general denial to the allegations. The couple were married May 20, 1927 and separated Monday (15).

Music Notes

Sol Meyer, Jules Styne and George Brown sold two songs, 'Girl From Havana' and 'Querido' for Republic's 'Girl From Havana'

Fred Astaire and Johnny Mercer cleffing the title song for National Picture Corp's Second Chorus.'

Lee Penny, Chicago tunesmith, sold 11 songs to Gene Autry.

RKO assigned Alfred Newman to the musical score on 'Lucky Part-ners' and Roy Webb to 'One Crowded Night'

Bregman, Vocco & Conn publishes nine songs from two Hal Roach pictures. Captain Caution' and Road Show. Ditties are Yum, Yum, Calliope Jane, Slav-Annie, and T Should Have Known, You Years Ago, all by Hoagy Carmichael, and Only Once. I Love Hilda, The Apple Song. On a Little Island by a Moonlit Sea' and Youe Vouliz Yous, by Phil Ohman and Foster Carling.

Lucien Moraweck scoring 'Lady in Question,' Werner Heyman is on 'He Stayed for Breakfast' and George Antheil, 'Before I Die,' at Columbia.

Werner Heymann doing musical background for The New Yorkers' at Paramount.

Jimmy Dodd sings his own song, 'Oklahoma's Oke With Me.' in the Universal western, 'The Man from Cheyenne.'

Moe Jerome and Jack Scholl cleffed two di(ties, 'Ho)iday March-ing Song' and 'By the Campfire,' for 'The Santa Fe Trail' at Warners.

Canadians Scarce, Old Orchard Suffers **Worst Summer Since Snow of 1886**

SPINE PRESSURE

Mayo Clinic Operates to Relieve Benny Goodman's Sciatica.

Benny Goodman's sclatica condition, according to doctors at the Mayo Clinic, Rochester. Minnesota, was induced by a silpped disc in the fourth lumbar of the lower spine. In short, something in his spine got out of position and was pressing on the sciatic nerve. Leader was successfully operated on for the removal of the troublemaker a week ago Monday (15) and is expected to be out of the Clinic Friday or Saturday of this week, fully recovered. He will have to rest a bit, however. Goodman entered the Clinic July 13 after Jeaving his band earlier the same week at Catalina Island, Calif.

Present plans aren't as yet clear,

Present plans aren't as yet clear, but it appears that Goodman will be back at work as soon as he's sufficiently recuperated. His next booking is for a week at the Steel Pier. Atlantic City, Aug. 24, which apparently won't be fulfilled as he is to rest a month or so. He is also scheduled for stand at Meadowbrook uled for stand at Meadowbrook, Cedar Grove, N. J., starting Sept. 3. That is also doubtful. No bookings were set for him immediately follow-ing the Catalina date, which closed July 14, due to the uncertainty of his condition.

July 14, due to the uncertainty ofhis condition.

New development will probably
juillify the plans of Artie Shaw, now
on the Coast, to take part of the
Goodman band for his new dance
group. Goodman's men undoubledly
will look upon the layoff as a vacation and return to him when things
are ready. Shaw's new dance group
will consist of 21 men, will open
sometime. September at a San
Francisco hotel, and will do no onenighters—theatres and hotels only.
He had expected to take from Goodman Les Robinson, alto sax: Jerry
Jerome, tenor , Nick Fatool,
drums; Johnny Guareniez, piano,
and another unnamed sax player,
not a trombone man as first thought.

Larry Spier Dickering For Abner Silver Part Of Mayfair Catalog

Larry Spier dickering to buy out Abner Silver's interest in May-fair Music (Joe Davis catalog); the songwriter preferring to freelance. Silver and Willie Horowitz started the firm when the latter left Miller Music, and bought the Davis songs as a nucleus for ASCAP rating.

Spier, Inc. itself has the old Mc-Kinley Music catalog as one of its major components.

GASKILL LAID UP

Tunester Clarence Gaskill in U. S. Marine Hospital, Stapleton, S. J. Suffered a hemorrhage, losing about three quarts of blood, and required a transfusion.
Okay now.

By ROBERT McDONOUGH
Old Orchard Beach, Me., July 23.
Entire southeastern coast region of
Maine, keystoned by this resort town,
is in midst of poorest season since
1917 if not since 1886, when it snowed
in August. Chagrined entertainment men and hostelry operators are
attributing the downbeat activity of
the graphs to Canada's war effort
and U. S. restrictions 'Jourists
from north of the border. In normal
times dependence on Canadian trade,
most of which is sent down here by
attraction, of comparatively balmy
salt water, payed off well, but now
it seems to have been shortsighted.
Only bright aspect of Old Orchard
picture has been weekend biz, which
as relatively held. Credit for this
freely assigned to Duffy brothers for
smart operation of their Pier. Duffys
have brought in unexcelled-for-region roster of name bands in the faceof numerous warnings and a falling
harmmeter. Policy has paid off for

gion roster of name bands in the face-of numerous warnings and a falling barometer. Policy has paid off for brothers—their takings are reported down only, five percent from 1939— and has kept balance of working re-sorters from complete discourage-ment.

According to Maine Publicity Bureau, all other sections of state are, doing healthy trade, and count of alien cars going through Portland is satisfactory.

Swank Room Empty As Adjacent Cocktailery Is Jammed; Statler Changes

Cleveland, July 23.
Manny Landers' otchestra was dropped, the swank Terrace Room shuttered for the summer and a new band policy was set up last week.
W. L. Hennessen.

diopped, the swank Terrace Room shuttered for the summer and a new band policy was set up last week by M. L. Hennessey for the local Statler. Hotel's dance spot has been swimning in red ink-lately, having more waiters than customers some nights. Fonically, the adjoining cocktail lounge is such a terrific moneymaker that Gene Kelly, managernaker that Gene Kelly, managernage small dance floor, Oscar Day's band and dozen extra tables in it. Experiment clicked so heavily in first week that lounge is being enlarged, crowds virtually moving into hall of the curtained-off Terrace Root which couldn't catch them. Letermalist the curtained-off Terrace Root which couldn't catch them. formality and lower prices doing the

TOOTS CAMARATA'S EVENING

TOOTS CAMARATA'S EVENING
Jimmy Dorsey's sustaining broadcast tomorrow night (Thursday) will
be dedicated to Toots Camarata, his
arranger. Dorsey's broadcast will
consist of all outstanding arrangements Camarata has written for the
band including 'My Prayer' Breeze
and I' and others.

He recently was away from the
band for a short spell, but returned
about two weeks ago.

Alex Bartha band signed to MCA Band has been house crew at At-lantic City Steel Pier for past five



Night Club Reviews

MARDEN'S RIVIERA (ENGLEWOOD, N. J.)

Al Trahan with Rose Perfect, George Givot, Terry Lawlor, Chan-dra-Kaly Dancers (3), Shea and Raymond; Leo Reisman and Pancho's orchestras; no cover, \$3.50 and \$4

New lineup of Ben Marden's otherwise ultra roadhouse is a haphazard affair, spotty in its unfolding and susceptible to much improvement with judicious pruning and ment with judicious pruning and priming. Perhaps the major short-coming is George Givot's indifferent effect with his hackneyed Greek-comedy. He was almost in danger-ous waters at the dinner show. Cut-ling may improve him a bit.

ting may improve him a bit.

Al Trahan, added starter, with Rose Perfect doing the foiling where Lady Yukona Cameron used to fit in, was a last-minute addition, which may have accounted for Leo Reismans unshowmanly reading of the music from the score. As result, with little eye to what was going on, the cues were askew and the general effect not too good. Offsetting this, however, was Trahan's yeoman sllowmanship and generally effective knockabout comedy.

Shea and Raymond with their

knockabout comedy.

Shea and Raymond with their standard eccentric hoofology open. Terry Lawlor, personable redhead songstress, registers with her pops that range from 'Woodpecker' and an Irish number to 'Spic and Spanish' (with conga variations) to 'Old Man Mose. 'Then Givot, overlong and dull.

Chandra-Kaba De Chan

and dull.

Chandra-Kaly Dancers, a man and two capable femme aides, in an unique terpsichoreau routine, blend Indo-China dancing and Brazilian sambas, done in bare feet (a la the Jack Cole Siamese manner) and in very picturesque native getups. Chandra-Kaly trio are the lone holdovers from the previous show, with exception of the sturdy Reisman and Pancho orchestras.

exception of the sturdy Reisman and Pancho orchestras.

This is the third of the Chester Hale revues; the 16 girls, all lookers, holding over, with acts changed every four weeks. Idea is a 16-week season, shows shifted every month. For the August racing season, when many of the Riviera's regulars go to Saratoga, a particularly strong show will be brought in, headed by Joe E. Lewis to offset the pull of the upstate spa. Biz good right along, the hot weather a natural hit-the-road inducer. No cover; minimum \$3.50 and \$4, later on Saturdays.

Cocoanut Grove, N. Y. (PARK CENTRAL HOTEL)

Sally Rand's Star Studded Revue, with Miss Rand, Mabel Nelson's Dogs, Roland, Dora Maugham, Burt Harger & Charlotte Maye, Valentinoff, Sid Tomack & Reis Bros. (2); Buddy Clarke's Orch. 75c-\$1, couvert.

Mayor LaGuardia's ban is evidently the Park Central Hotel's gain, Sally Rand moving into the Cocoanut Grove when she found that the New York World's Fair had posted a 'No Fan Dancers Wanted sign She's playing the roof room on a percentage, providing the whole show, plus getting a cut on the business in the cocktail room. Room seats 380.

This 'Star Studded Revue,' for all of its corney tile, is a nifty fissh for a popular-priced spot such as this contract of the company of the company of the company of the company of the scheduled 11-week (plus options) run.

Actually, Miss Rand is presenting three shows chamsia and the seat of the scheduled 11-week (plus options) run.

pass the engagement of the rest of the scheduled 11-week (plus options) run.

Actually, Miss Rand is presenting three shows, changing costumes and routines for the dinner, supper and 2 ann sessions. Its probably the Music Box on the Coast, where, with most of the girls currently appearing, she ran for a year and a half.

Naturally Miss Rand is still the star of her own show, alternating between fan and bubble dancing, and wearing a costume that probably comes in a small can stamped 'adhesive tape'. She sells the nudity as artistry, which removes the curse of offensiveness, though the ringsiders are given enough of a fash to drool. Practically the entire show, in fact, so the nice side, the only exception being Dora Maugham's naughty specials and even less-camoufaged asides. Opening night Miss Maugham, who has grown quite portly since the two-a-day days became very irked at some mike and pendengen and didn't miss and the star of the dressing room. The following night she had calmed down, although a bad case of hecklers was working against her.

Two acts in the show, that definitely don't belong are Roland (New is on the nice side the only exception being Dora Maughants caption being Dora Maughants and point point of the control of the

Acts), a Mexican satirist, and Mabel Nelson's inconsequential dog act that has the added handicap of being extremely slow. Orner past three turns the show runs quite the trans the show runs quite the trans the show runs quite the though a sock singer or hoofer, or both, can be used.

Most notable in the production is the costuming, also the nice routining of the 12-girl staged the entire thing, with an assist from Midge Fled Paradise on Broadway. They've managed to weave in nicely the ball-room routines of Burt Harger and Charlotte Maye. goodlooking team, Valentinoff and Flower, doing a ballet variation of the Conga, and the comedy of the Sid Tomack and Reis Brothers (2).

Latter trio have a lot of material, but not all of it is of the best. They're doing several specials, with We Are the Mountles for M-G-M being tops, but their twist on Irving Berlin's God Bless America', annett Kate Smith should sing God Bless the Bank of America' is in the poorest possible taste. Most of the time they work like life-of-the-party boys; when they are less hectic and more professional they are much better.

Buddy Clarker's hand, a holdover in the Congant Grove, is playing the seven and the dancing and doing the seven raised from 50c to 75c week-days, but sticks at 51 over weekends, and indications the second night were that Miss. Rand may recoup some of that big chunk of coin she daroipped in the Nude Ranch at the San Francisco Expo.

Closes With Anthem

San Francisco, July 23.
Henry Busse playing Star Spangled Banner every night as closer at Palace Hotel, San Francisco, since band, opened, June 18. Says every band should do it in these times. Act drew hearty commendation from Mayor Rossi, who penned letter of appreciation, which got Busse's picture in the papers.

in the papers.

Busse will go to Hollywood in October to make a feature picture for Columbia and short for Warners.

EMPIRE ROOM, CHI (PALMER HOUSE)

Network Plugs, 8 A.M. to 1 A.M.

Following is a totalization of the combined plugs of current tunes on NBC (WEAF and WJZ) and CBS (WABC) computed for the week from Monday through Sunday (July 15-21). Total represents accumulated performances on the two major networks from 8 a.m. to 1 a.m. Symbol. performances on the two musicals, all others are pop. Parenthetic numeral after the title indicates how many weeks the song has shown up in these

14	the costuming, also the nice rou- tining of the 12-girl line and seven	Busse will go to Hollywood in	tistings.	GRAND
J	chowgirls Miss Rand staged the en-	October to make a feature pic- ture for Columbia and short	I'm Nobody's Baby (6) *Andy Hard	PUBLISHER TOTAL
s	tire thing, with an assist from Midge Fielding, the femme stager once at the Paradise on Broadway. They've	for Warners.	I'll Never Smile Again (6)	Sun
2	the Paradise on Broadway. They've managed to weave in nicely the ball-		Sierra Sue (11) I Can't Love You Any More (12)	Shapiro 26
-	woom routines of Burt Harger and	July 29, when George Duffy takes over baton. Interludes nicely filled		
d	Charlotte Maye, goodlooking team, Valentinoff and Flower, doing a	by Grace Morgan who plays plenty.	Pools Rush in (6). Nearness of You (6). I'm Stepping Out with Memory Tonig Meet the Sun Halfway (11). *If I He Make-Believe Island (13). You're Lonely, I'm Lonely (10). †Lo	ht (6)
it	ballet variation of the Conga, and the comedy of the Sid Tomack and	of piano in conversational tempos.	Meet the Sun Halfway (11) Halfway (11)	id My WaySantly 18
k	Reis Brothers (2)		Make-Believe Island (13)	uisiana Purchase. Berlin 17
i	Latter trio have a lot of material.	EMPIRE ROOM, CHI	You're Lonely, I'm Lonely (10), 160 Devil May Care (8), Mr. Meadowlark (5) Hear My Song Violetta (9), Madame La Zonga (6), Playmates (17) Imagination (15), Breeze and (12), Where Was 1? (16), "TII We Meet J I Can't Resist You (9)	Mercer 16
'n	but not all of it is of the best. They're doing several specials, with 'We Are the Mounties for M.G.M.	(PALMER HOUSE)	Hear My Song Violetta (9)	Crawford 16 BVC 15
e	being tone but their twist on Irving.	Chicago, July 20	Playmates (17)	Santly15
h.	Berlin's 'God Bless America,' anent Kate Smith should sing 'God Bless	Chicago, July 20 Ray Noble Orch (16), Igor and Grace Poggi, Tenner and Swift, Texas Ramblers (4), Valerie Thon;	Breeze and I (12)	
5-	the Bank of America' is in the DOOF-	Texas Ramblers (4), Valerie Thon,	Where Was I? (16)*Til We Meet A I Can't Resist You (9)	Again Remick 14 Ager 13
t,	est possible taste. Most of the time they work like life-of-the-party	Gary Stone, Dick Barstow, Abbott Dancers, Don Francisco Orch; (Mini-	When Swallows Come Back to Capist All This, and Heaven Too (5). *AT	rano (4) Witmark 12
n,	hove when they are less hectic and	mum \$3, Saturdays, \$3.50).	Fable of Rose (4)	
S,	more professional they are much better.	On this show is the Ray Noble	God Bless America (1)	
e	Buddy Clarke's band, a holdover in the Cocoanut Grove, is playing	orchestra. And that's all, at least where the entertainment comes in	Orchids for Remembrance (3)	
ir	the chow and the dancing and doing	Noble's new group does a fine job on melodic dansapation and general	Please Take Letter Miss Brown (3) Blueberry Hill (2)	
n.	a nice job of both, Spot's cover has been raised from 50c to 75c week-	accompaniment for the show. It	It's Lovely Day Tomorrow (2)tLou	isiana PurchaseBerlin
25	days, but sticks at \$1 over weekends, and indications the second night	gets a bit loud at times, but that is indicated as the fault of the sound	now can I Ever Be Alone: (0)	nerican JubileeChappell 9
id n-	mare that Miss Rand may recoun	system, and not the outfit, which is well-founded and rounded Band can	Yours Is My Heart Alone (12)tLan	nd of Smiles Harms 8
ld	some of that big chunk of coin she dropped in the Nude Ranch at the	do about anything, with an instru- mentation that permits Viennese	Blue Lovebird (10)*Lillian Russel Tennessee Fish Fry (10)(American	I
	San Francisco Expo. Scho.	waltzes to be played in original form	A Lover's Lullaby (7)	Jewel 8
d		as well as in faster tempos for the younger hoofologist.	The state of the s	
id	VOGUE ROOM, CLEVE.	Band has size and distinction, with the violins given a position of promi-	Rand	Reviews
in 1e	(HOTEL HOLLENDEN)	nence, which is in itself almost a novelty among present-day orches-	Dana	<i>neviews</i>
in S	Glausland Tulsi 20	novelty among present-day orches- tras. In every way, it is a standout		
d-	Cleveland, July 20. Jack Marshall, Caryl Gould, Her-	orchestra and particularly suitable	PHIL HARRIS ORCHESTRA (15)	street traps, the kids are being lured
th	hert Taylors, Grace Morgan, Henry Cincione's Orch; \$1.50 minimum.	for a subdued dining and dancing room such as the Empire.	With Ruth Robin, Earl Evans Turnpike Casino, Lincoln, Neb.	by Profit and his aides (bass and guitar) plus Bob Howard.
	(1) (1) (1) (1) (1) (1) (1) (1) (1) (1)	But the rest of the show is on the	Phil Harris does not step out of	Latter is a commercial songologist
er s,	In spite of tough heat opposition, Jack Marshall is doing the sockiest	every touch that makes the Noble	character from the Jack Benny show when roadshowing about the coun-	who errs on overdoing his stuff. He was long at Will Rockell's Swing
ed 6-	biz for the Vogue Room that this	other side of the street, and lacks; every touch that makes the Noble- orchestra worthwhile. Where the rest are concerned, it is a cheap show and the turns are essentially	try. He's out now, because he fig-	Street spot, Mammy's Chicken Farm,
ry.	intimate hotel spot has had since Gus Van. Clicko is particularly un- usual since it's singing comic's first return visit to hometown in half	show, and the turns are essentially small-time, especially for the Palmer	ured he could make more income tax fodder on the road than he	and is a fixture on WOR-Mutual. Trio is the real swingophile lure.
a- i's	usual since it's singing comic's first	House, which deserves better treat-	could by etaying on the coast with	Profit's pianology and arrangements:
u- n	duzen years.	ment. Attempt is made to be barn-dance	promise of a small part in the Benny - Allen between-radio-seasons	far eclipse Howard's digit dexterity on the Steinway, but the latter is a
he	Local-boy-makes-good stuff as a rule boomerangs here, but Marshall	in a smart-alec sort of way and the stunt is missed completely. Show		better personality with endless vo- calizing of pops. Profit's threesome is equally expert for the hoof, but
a	is pulling in set of good-spenders	stunt is missed completely. Show displays corn from every angle, Gary Stone is m.c. and invites every	vindicated, and he's had excellent	is equally expert for the hoof, but
or er	who remember nostalgically when he played trombone and clowned in		highters, now better than half com-	particularly good for straight alli- gator appreciation. Having a WOR
	Austin Wylie's outfit at old Golden Pheasant before he joined Benny	Ramblers are a male quartet with fair pipes and practically no show-	pleted.	wire, the colored trio and the Har- lemesque Howard have become must-see spots for the music pub-
-	Meroff's unit	manship. They sing standard tunes	Harris uses his band merely to fill in the holes while he's drawing	must-see spots for the music pub-
	Going solo, Marshall shows he is a corking all-around trouper whose	manship. They sing standard tunes without much on the ball, being dressed in cowboy suits. Tenner and	breath, vocally fondling the mike for	lishers. Abel.
	volatile personality stuff gets clients on his side quickly. As a mugger,	Swift are rope spinners, one of whom is passably good while the	all, or most of every number. He likes to slip in such pieces as 'Man Who Comes Around,' to which he	ISHAM JONES ORCHESTRA
	his rubber-faced impersonations of everybody from Popeye to Paul	other found it tough here to get by	Who Comes Around, to which he adds near-dirty seasoning, and his	Terrace Grill, Hotel Muchlebach
n's	Revere are howlers in robust	with even the most simple stunt. Valerie Thon is a graduate from	manner in the warmer numbers sug-	Kansas City, Mo. Band which the veteran leader and
ırt n-	Revere are howlers in robust mimicry. What gets them most is his smart, vivid panto with a hat,	the Abbott line. She's now doing a dancing single, but unimpressively.	gests his stick shaking, considering the upturned faces of femmes near	composer, Isham Jones, has under his baton currently was assembled
rt.	tied only by a rapid-fire travesty on radio announcers in 'Night in Day.'		the roctrum is improper used of	last fall. It's a group of youngish players who by this time form a
	Character of Joe Slobotsky, Polish	other turns to keep to the dude ranch theme, the dance team of igor	his time. Ruth Robin, the girl chirper, is okay, and Harris, in his	well-knit organization. Jones has his
/i-	coal miner, is a fine piece of comedy work revealing Marshall's real forte.	They are a ballroom couple who are	continual gab, cheats the audience out of Earl Evans, who gets in only a couple of tunes. He can sing.	crew styled for commercial dancing primarily, fitting nicely into such a
n. a-	Should do more like it, but this clientele demands variety and keeps	more adagio than ballroom. They	a couple of tunes. He can sing.	spot as this.
he ed	him going like a human dynamo for	work hard and earnestly but lack distinction. Dick Barstow leads the	The Benny cracks about Harris' brass section aren't dreamed, be-	Present crew of 12 is long on brass and reeds, complying with the cur-
n.	nearly 20 minutes. Caryl Gould, very much photo-	chorus line at the finish and handles himself well enough as a dancer.	cause they really are heard. He has	rent trend to the Glenn Miller style. Leader plans to individualize his
le	genic, gives 'em a good eyeful and cheerful earful of pop ballads swung	Particularly meek is the current Merriel Abbott line with colorless	Verret, and Bill Fletcher and three	band with the addition of a fiddle trio shortly, and plans to use the
si-	high and fast. A little too nervous	routine. About the best stunt of the	trumpets, George Kennedy, Roy Wager, and Ralph Dadisman, When	strings prominently in all arrange-
5	and theatrical at first, but her voice has freshness as well as verve in	chorus. Abbott line was always long	unsmothered in respect to a vocal	ments. While the violins may be overshadowed in ballrooms and
all or	things like 'Do I Love You.' Ball- room duo of Herbert Taylors merely	on acrobatics and short on routine beauty, and the current Abbott	they can bear down. Two pianos are Charles Bagby, and Skippy Ander- son; guitar, Frank Remiey; drums, Sam Taylor; bass, Stan Fletcher;	larger halls. Jones figures them to fit
is. ut	passable in hackneyed routines that don't miss one cliche, but moderate-	chorus emphasizes that point.	son; guitar, Frank Remley; drums,	ideally into the more intimate spots such as the Grill and is intending to
ce	ly liked. Henry Cincione's dance-	specializing in tropical instrumenta-	and the saxes, Jack Mitchell, Wayne Songer, Earl Evans, and Jack Echols.	specialize in this style of music Ac-
it he	able orch is holding the stand until	tion and rhythms. Gold.	However corny in style and gen-	cording to the customers' requests, jive is on the way out and patrons
us			eral packaging, Harris is wise in not	sweet tunes with a lilting rhythm.
ng	Incide Str	uff-Music	departing from expectancy. He does see to it that all arrangements are	While his orch is heavily equipped
nd nd	mone of		easily danceable, but he overworks	in arrangements of this type at pres- ent the leader expects new string
he			be vocals every third or fourth set, with Evans and the Robin girl giv-	section to sweeten and smooth the output.
he th	The pro-ASCAP music men, who	are fingerpointing at BMI's belief it		Singing chores are handled by
r-	can pick song hits written by amate	urs, point to an amateur songwriting	but fails to see it start thinning	Connie Starr, a recent addition, and Warren Covington. Miss Starr joined
r- can pick sons hits written by amateurs, point to an amateur songwriting contest which the late Lou Diamond, head of Famous, and Paramound Music Corps., tied in with True Confessions. Sam Coslow was to set the			but fails to see it start thinning out at the halfway mark and take cue therefrom. He's okay for the sitters.	
e. melody for the best lyric, the winner to get a standard royalty contract,			who just want to listen and watch	via WOW. Does nicely by the rhythm type of song with a voice tending; toward the Middred Bailey style. Thus she handles 'I Cadt. Love You Anymore' for better results than 'Star Dust'. Gal has classy Dustrance.
nd a guarantee of a Glenn Miller recording and a synchronization into a Para- ly mount film subject (presumably a short).			Harris is a hard worker, tries to	style. Thus she handles 'I Can't
The contest now over, of the 39,000 submissions the eight judges finally as selected a lyric titled This Is Our Last Night Together, by Mrs. Pauline Bouchard, 93 Hearth avenue, Cohoes, N. Y., who has yet to be notified of			Harris is a hard worker, tries to reach out to everybody, and gets over well enough. He's an ideal one-	Love You Anymore' for better re- sults than 'Star Dust' Gal has classy
of rs	Bouchard, 93 Hearth avenue, Cohoes	, N. Y., who has yet to be notified of		appearance in addition. Covington obliges in the baritone range on ballads. Likewise a more recent ad-
ol.	her win via a forthcoming frue Cor	nfessions edition. the general mediocrity of all 39,000	upon one who is associated with	ballads. Likewise a more recent ad-
et, X-	contributions made it almost impos	ssible to pick anything approaching	celebrity. Art.	asset.
ı's	quality, and Coslow is now faced a Bouchards' wordage into acceptable	with the task of also whipping Mrs.	CLARENCE PROFIT TRIO	Brass section lists Joe Curran, Ray
s-		프로그 경영하다 네 아이를 모른 유명하다면	Hotel Times Sq., N.Y.	Brass section lists Joe Curran, Ray Aspinal and Phil Marack on the trumpets with Covington sliding the
n	Columbia Records is currently sur	oplying bands on its new Okeh label		Len Hartzell Russ Hartzell and
ne	when one of its crews is working. I	ennants made up in blue and white.	black-and-whites is not new. His trio first came to attention at the	Robert Tretz toot saxes and double

Band Reviews

dition to the band and a decided asset.

Brass section lists Joe Curran, Ray Aspinal and Phil Marack on the trumpets with Covington sliding the frombone. In the reeds Bill Hitz, Len Hartzell, Russ Hartzell and the strums has the first tool saves and dished strums has, Len Sohnston lans strums has, Len Sohnston land Strums, Sal Bellomo thumps piano, and Al Orient fingers piano. Jones takes an occasional at the keyboard, and concentrates on arranging and composing, currently plugging a new dream ballad.

Following two weeks in the Grill.

De Marcos Open In S. F. After Renee's Harrowing Plane Crash Experience

San Francisco, July 23.
Renee DeMarco opens her airplane-crash delayed engagement at the Falace hotel tonight (23), per schedule, despite injuries received when the chartered plane in which she was riding crashed in a field four miles from Salinas (14).

Dancer went through harrowing experience, arriving blood-soaked at Mexican farm shack after dragfing herself four miles across plowed fields. Her face streaming with blood from cuts, she and her pilot, also injuried, were loaded into a lailopy by the startled rancher and hunded to Monterey hospital. There she was found to have ut cheek and lip, nose and eye requiring total of 11 stitches, left shoulder, leg and foot also sustaining minor hurts. Dancer also suffered concussion, although original fears of a broken nose were unfounded.

Flying to charity benefit at Del Monte on behalf of Allied War Relief, specially hired plane piloted by E. R. Mahan, of Burbank, ran out of gas in the darkness.

Tony DeMarco, not in plane, appeared at socialite shinding at midnight, announcing postponement of neat. Said later they'll do a special benefit performance at the Palace Aug 6.

Team, engaged at \$2,000 a week for two weeks, was skedded originally to open last Tuesday (16), as part of Palace's new big-name hyponomers of the proposition of the pro

John Law Again Cracks Down On Blossom Heath, Det.

Detroit, July 23.

Blossom Heath, famed nitery on Detroit's outskirts and long closed because of jams with the law, continues to head into trouble since its

inues to head into trouble since its reopening.
Reopened this spring, the spot came out simultaneous with one of Michigan's reform fevers. Result was that on May 2, when it opened, state police barged in and found gambling equipment. This cost Blossom Heath its liquor license—which had been denied in 1938 and 1939. The place, presenting floor shows, presumed to continue slong the old prohibition line of tote your own booze.

It was going along just dandy until state police paid a return call this week, broke down barred doors and cosed 60 of the clientele into jail. Again they reported the seizure of roulette wheels, dice and card tables.

tables.
Police also claimed that the carry-your-own was blind, confiscated 50 bottles of liquor, nabbed a battender and added that its undercover men had made earlier buys of drinks. It looks like the black-out again for Blossom Heath.

ARTHUR WIRTZ TAKES **OVER 'ICE VANITIES'**

Chicago, July 23.

Arthur Wirtz of the Stadium has taken over 'Ice Vanities', which colded after a single week of poor business at the Arena. In taking ever the show, Wirtz is assuming 50% of the money owed to the performers by Bill O'Brien, the 'Ice Vanities' impresario.

All acts in the Vanities' have been signatured to the Skating Boöking Agency, which is controlled by Wirtz with Wirtz guaranteeing the acts 12 weeks work during each season on a six-year contract.

Wirtz intends to use the acts in the rich with which will be produced at the New York Center heatre, or in the Sonja Henie road show, which has a minimum route of 20 weeks for the coming season.

Danny Dare, director of 'Meet the Feople,' is directing the new MCA show, 'Misid in America,' at the new Rancho San Pablo nite spot in wide-open El Cerrito, across San Fran-cisco bay. George Peachard and M. Kessler, listed as operators of new

99 44/100% Not Pure

New Bedford, Mass., July 23. Ian Lee, Major Bowes' scou was in town last week. He o.o.'d talent at New Bedford hotel roof.

FLIPPEN QUITS AS AGVA PREZ

Jay C. Flippen has resigned the national presidency of the American Guild of Variety Artists, his letter to the board stating that his various commitments make it impossible for him to be active in that post, He suggested that somebody who could be more active be chosen, and the executive committee Monday (22) elected Dewey Barto (and Mann) to the post, subject to confirmation by AGVA's national board.

tional board.

Flippen, who has been broadcasting the N. Y. Yankee home baseball games, was active only in the very early part of his term. He attended two or three national board meetings and then skipped the rest.

He states that his resignation was in no way prompted by the factionalism and unrest that has become evident in the N. Y. Jocal in the past month or so.

Kelly, of AGVA Philly Local. Denies He's Alien

Philadelphia, July 23.

Philadelphia, July 23.
Thomas E. Kelly, business agent for the Philly unit of the American Guild of Variety Artist, last week issued a denial of published reports that he was an alien. He stated that he was born in Philadelphia and said he had a birth certificate to prove it.
The executive board of the local held a special meeting two weeks ago at which the alien question was taken to oust Kelly. Shortly afterward Kelly arrived with papers to prove his citizenship. At first it was reported that the documents were his first naturalization papers. Kelly said they were his birth certificate. The obster vote was rescinded later. Kelly declared that the Impression he was alien started when it was learned that he had worked as a performer. In England and Australia in his youth.
Meanwhile the exec board decided to postpone its campaign to sign closed shop contracts with night spots until the fall, when business picks up.

'Icecapades' to Open Pitt's Ice Season

Pitt's Ice Season

Pittsburgh, July 23.

Gardens, Jocal sports arena owned
and operated by John H. Harris,
Pittsburgh theatre circuit head, will
launch its ice show season in Nowember with 'Icecapades', rink revue
produced by Arena Managers Assn.
and slated for engagements at more
than half dozen, spots represented
organization. Arena Manajers
also going after flock of outside
bookings.
In addition, Gardens has 'Ice Follies, biggest money-maker of
son here last year, and Sonja Henie
show booked for return runs. Jerry
Mayhall, local musician, composer
and pianist, left down couple of
weeks ago to become nusical director for 'Icecapades', now in Atlantic
City.

Hollywood's newest ballroom after

Hollywood's newest ballroom-cafe, the Palladium, on Sunset boulevard near Vine street, set for opening Oct. 15. Spot will use only name bands.

'Scandals' Into 3-Day

Wheeling, W. Va., Stand

Pittsburgh, July 23.

With Stanley, WB deluxer here, closed to stage shows for the summer. Harry Kalmine, zone manager in this district, has taken condensed version of George White 'Scandals' for his Capitol in nearby Wheeling, W. Va. Unit goes in there for three days, Aug. 6-8. Atrangements for booking were made recently between Kalmine and Tom Bodkin, White's company manager; when latter flew here from Milwaukee for funeral of his brother. Local agent Joe Hiller handled the 'deal' at this end.

Swell showing so far of Stanley with straight pix leaves dates for resumption of flesh at deluxe spot pretty vague. Originally announced to get back on combo policy Sept. 1, it may possibly be a month later than that now. Although Stanley's out; WB booking a Jot of flesh in suburban houses, with Maurice Spitalny's band, and show latest to play those spots one-night junkets.

BRANDTS BURN AT BRONX **GRIPS**

Due to what he terms arbitrary, demands and interference by the New York stage hands union, Local No. J, William Brand: states that it is very possible the Windsor in the Bronx, N Y, will not return to stage shows this fall.

Shows will go back into the Flatbush, Brooklyn, however, Brandts having no trouble with the stage hands there.

Problem in the Bronx relates

nance there.

Problem in the Bronx relates largely to dictation by No. 1 as to the men who shall handle the show, plus other conditions.

MPLS. NITERIES SHOW **INCREASED ACTIVITY**

Minneapolis, July 23.

Local night club activities seemingly are picking up.

'St. Regis Bustles', first ice show ever to be presented at a nitery here, opened at the town's swankiest spot, the Hotel Nicollet Minnesota Terrace, last week. It stars Dorothy Lewis and features Jack and Bob Heasley, Harriette Haddon, Bernice Stewart, Norah Gale and Lucille LeMarr. George Barton, Jr., and his Chicagoans orchestra are playing the the show. Minimum has been upped from \$1 to \$1.50 for week-days and from \$1.50 to \$2 on Saturdays.

Treddie Fisher's Schnickelfritzers are playing an extended engagement at the Happy Hour club. Lawrence Welk came into Excelsion Amusement Park this week for nighter.

Brian McDonald Back In Niteries, M.C. in Pitt

Pittsburgh, July 23.
Brian McDonald, former musical comedy juve and m.c. back in night club harness again after an absence of, five yenrs. He's opened an engagement here at the Yacht Club, replacing Jackie Heller while latter is away on a theatre tour. Heller's a fixture at the spot, jointly owned by his brother, Sol Heller, and Nick Andolina.
McDonald's last cafe date was a second of the spot of th Pittsburgh, July 23.

McDonald's last cafe date was at the Jefferson Hotel in St. Louis in 1935. Since then, he's been in radio almost exclusively as the Major Bowes of Wilken's weekly amateur hour on WJAS, which celebrated fifth consecutive year air last week. In interim, however, McDonald, has played a few theatre dates, couple at deluxe Stanley here and some with amateur radio units in suburban houses.

BOB BRODER BACK IN N.Y.

I. Robert Broder, counsel for the Artists Representatives Assn. in New York, returned yesterday from a trip to Los Angeles, Frisco and Chicago, where he made an effort to tie-in variety agents' groups into a national

setup.
Matter is still under advisement by
the councils of the various 10% or-

Scandals' Into 3-Day Wheeling, W. Va., Stand Members of AGVA N. Y. Board Resign in Body for 'Harmony', But **Opposing Faction Remains As Is**

Turbulence within the board of the New York local of the American Guild of Variety Artists has at least temporarily ended with the resignations Friday (19) in a body of the 20 members. Those leaving include Dave Fox, president of the N. V. local, who is also quitting that elective post. It had been suggested that the entire local board and all local officers resign, or submit to a "recall vote by the membership, for the sake of harmony, but thus far the remaining faction has made no such move.

sake of harmony, but thus far the remaining faction has made no such move.

Besides Fox, those who have sent in their resignations include Billy Glason, Fred Pisano, Dick Barcley, Ben Haskell, Don Deleo, Arthur Ward: Fox and Glason, however, are retaining their membership on the national board.

An eighth member of the local board, Rod Rogers, is also expected to join the faction that has already walked out, but up to yesterday walked out, but up to great part of the same and office workers of being Communists, fellow travelers or sympathizers. They have also been in strong opposition to the non-actor element in important positions with the union, including Hoyt Haddock, executive secretaries pro tem Los Angels and Chicago, respectively, and some of the organizers. secretaries pro tem Los Angeles and Chicago, respectively, and some of the organizers.

Trio's Statement

and Chicago, respectively, and some of the organizers.

Three of the resigning seven the property of the resigning seven than the property of the resigning seven than the property of the pro

stand, thereby killing the motion.

Difficulty Getting Flag

Since its inception the AGVA
office has not had an American
Flag. Six weeks ago we put
through a motion to buy one and
display fi in a prominent place
in our reception room. When
Fred Pisano, a board member,
went to hang a borrowed flag,
one of the CIO. office staff said,
Why do you want to spoil the
wall? To which he replied he
never knew of the American
Flag spoiling anything, anywhere, anytime. The flag now
hanging in the office was not
bought by union funds, but
loaned by Arthur Shields, or
ganizer who was fired and remains fired contrary to the rule
of a majority of the board to reinstate him slnce the records
prove him totally competent and
100% American. To date recardless of our motion a flag still has
not been purchased.
We realize it is an awful thing
to put the stigma of Communism
on anyone; but since we can only
judge people by their actions
and their affiliations this is the
only conclusion we can come to

We, therefore, after due de-

liberation and consideration, have decided to follow your suggestion 'that, both sides can end the battle by leaving the battle-field,' and have this day resigned from the New York Local Board. from the New York Local Board Having the welfare of AGVA at heart we tendered our resigna-tions and demand the subversive element to do likewise. We also ask the AAAA, if they want. AGVA to prosper, to give the actor the American Guild of Variety Artister, run by Ameri-can actors for American actors.

Variety Aftistes, run by American actors for American actors.

An executive committee from the N. Y. local will probably soon elect replacements on the board for those who already have quit. Besides Rodgers, those remaining are Charles. Arno, Charles Honi Coles, Joy Dixon, Thelma Flowers, Jack Gullford, Jack Hilliard, Elton Rich, Sam Kramer, Michael Lewis, Helen Sanford, Pete Wells and Hazel Scott.

The board its entirety was warned at its meeting last Thursday (18)-by Henry Jaffee, union's counsel, that unless the intense factionalism stopped the union's national board would have to declare an 'emergency' and take over the governing of the N. Y. local as well; Hechided the opposing board members for undermining the union by their bickerings. bickerings.

Chi Resignations
Chicago, July 23.
Chicago local board of AGVA last week okayed a resolution giving a vote of confidence to Graham Dolan, executive secretary, but most of the officers of the AGVA local are readying to quit their posts.
Among those who are understood to have handed in their resignations are president Jack Irving, first v. p. Willie Shore, recording secretary Chuck Wilson, and treasurer Vincent Gottschalk.

Morris Office to Stage 'St. Louis Cavalcade' For Town's Firemen

St. Louis, July 23.

The William Morris Agency, New York, has inked a contract to produce 'St. Louis Cavalcade,' a combo circus, rodeo, 'carnival, revue and wild west show, Sept. 16-29 in the \$7,000,000 Municipal Auditorium, Net profits will be turned over to the St. Louis Pension and Charities. Assn., Inc., and added to the sinking fund for firemen's pensions. Formerly the fire laddies got cut from an annual Horse Show, but when Mayor Bernard F. Dickmann and execs of the horse show fell out over a policy procedure, the firemen also, withdrew.

Last year city employes partici-St. Louis, July 23.

over a poncy procedure, the nremen also withdrew.
Last year city employes participated in a home-town produced musical revue and while it gathered a bundle of kopees for the cause it was thought better results could be obtained with names from stage, screen and radio. James E. Darst, manager of the auditorium, opened huddles with the Morris office several weeks ago. More than 300 entertainers from New York, are expected to participate in the show. Funchon & Marco produced one of the firemen's shows, staging a circus in the Auditorium a couple of years ago.

FAREWELL DINNER TO CHAS. FREEMAN

A farewell dinner was tossed to Charles J. Freeman at the Astor hotel, New York, last night (Tuesday) by around 60 friends. Jay C. Flippen was toastmaster and spackers included Bob O'Donnell, general manager of the Interstate Circuit; Joseph Vogel, vp. of Loew's, and Bob Weitman, managing director of the Paramount theatre on Broadway.

the Paramount theatre on Broadway. Freeman, who was booking manager of .RKO, Interstate booker for years, then with Paramount and last as general manager of .Consolidated Radio Artists, leaves around Aug. 1 to take up his new duties as film booker for the Interstate theatres. He'll work out of Dallas.

Boys gave him a wrist watch as a nartime seft.

STATE, N.Y.

Russ Morgan's orch (18), with The Paulens (2), Jimmy Lewis, Carol Kage, Paul Roberts, Ethel Shatta, George Beatty, Neiss Troupe (4), Riby Zwerling's pit orch; 'Edi-son, the Man' (M-G).

Shatin. George Beatty, Neiss Troupe (1). Ribby Zwerling's pit orch, 'Edison, the Man' (M-G).

State's current layout is nicely balanced but lacks punch, which puts a nice lineup of talent in the strictly average show class. At the last show opening night if appeared as though the heat was the mention of the show on the nether and the strictly average show class. At the last show opening night if appeared as though the heat was the mention of the show on the nether and the show on the nether end. Morgan session, taking up more than half of the show on the nether end. Morgan unquestionably has one of the better crews, but the maestro is either trying to be a comic of else forgot the rule of brevity at the show caught. His introcs were being stretched, especially that the heat of the show caught. His introcs were being stretched, especially that the heat of the show caught. His introcs were being stretched, especially the the show caught. His introcs were being stretched, especially the mention of the show of the show caught. His new of the show is a failed for them.

Musically, however, it's a far different story. There are 17 men in the band, plus Morgan's own wailing trombone, and they handle an arrangement that the melody is clear and recognizable. It's sweet most of the time, the three fiddle strate in bands nowadays) making themselves felt. Apparently that a stessed Rag towards the finale and which undoubtedly woke up any of the sleepers in the audience.

Where Morgan can stand improvement is in his specialties. The Paulens are a mixed ballroom team, but, while the girl is a looker, the boy is dancing as though his muscles are hobbled. Their dancing, as a result, doesn't lend much be there weak specialty in its primarily due to his grant and the same show, and Jimmy Lewis, who doubles from the mike, also his lazy manner, rather than his tenor voice. Band includes two other vocalists, Carol Kaye, who suffers from comparison with Ethel's architect and in the

the guitar. Mogan asso costs sominging, notably Small Fry, and okay.

Small of the show sticks to tormula Opening is the Neiss Troupe (New Acts), aerialists, and in the subsequent slots are two standard singles, first Miss Shutta's and then Ceorge Beatly.

While Miss Shutta's singing is more of the character type, she might drop that corney recitation in My Son. Otherwise she will be mumber over mines to the number over mines and the number over mines (Six Lessons from Mines LaZonga, Darn Clever These Chinese' and, as an encore, a parody on 'The Lady's in Love'.

Beatty hasn't changed his act much through the years, but still manages to get a pretty good shared laughs. He's plenty stage-wise and gradually breaks down the autence to climax with dry special.

Son China Chillians of the stage of the sta

Show is running 66 minutes and could be cut. Business was fair opening night, the heat having some effect on the gate. Scho.

ORIENTAL, CHI

Chicago, July 20.

Ambassadorettes (4) Ming & Toy, Mirth & McWodk Wilson, Verne Back house Orch and Preson fack house Orch and Preson of Back house of Ba

Sellers once more handling the organ for audience accompaniment. This was once a great house for the community yodeling and it might again be sparked. Verne Buck orchestra plays accompaniment for the three acts before Tomini's band arrives, and Buck, as always, does his mic, duties with manniers. Bisinesse was allight, at the first show on Friday (19). Gold.

TOWER, K. C.

Kansas City, July 20, Isham Jones Orch, with Warren Copington, Connie Starr, Sid Whit-tles Bille Lee, Clamour Girls line, Lester Harding, Lucky Cisco Kid (20th),

tes. Billie Lee. Clamour Girls line Lester Harding: Lucky Cisco Kid (20(h))

Isham Jones' crew is set up on the Tower stage this week, and entire show is practically left to the orch Stage time is kept down to 41 minutes to give the show pepper, but the show is practically left to the orch stage time is kept down to 41 minutes to give the show pepper, but the show is practically left to give the show pepper, but the show is practically left to give the show pepper, but the show is practically left to give the show pepper, but the show is reputation for composing sentimental ballads, orch numbers are executed in strict jive for an odd contrast to the tenure of show expected from this maestro. Crew of the swing version of 'Volga Boatman' at clong. The show is swing version of 'Volga Boatman' at clong. The show is swing version of 'Volga Boatman' at clong. The show is swing version of 'Volga Boatman' at clong. The show is swing version of 'Volga Boatman' at clong. The show is swing version of 'Volga Boatman' at clong. The show is swing version of 'Volga Boatman' at clong of 'Pools Rush In' by Warren Covington, trombonist, who gets to fit well, and singing of 'Tangle-weeds Round My Heart' (composed by a local boy) and 'My My by Connie Starr, also a Jones member. Girl gets over with My My, which is suitable to her rhythm style, but misses on Tangleweeds.

Outstanding contribution to the Show is unitseen of Tangleweeds.

Outstanding contribution to the Show is unitseen of Tangleweeds.

Outstanding contribution to the Show is suitable to her rhythm style, but misses on Tangleweeds.

Outstanding contribution to the Show at the plano, the swing suitable to her rhythm style, but misses on Tangleweeds.

Outstanding contribution to the Show at the plano, the swing suitable to her rhythm style, but not set of the swing suitable to her rhythm style, but not set of the swing suitable to her rhythm style, but set Harding, resident mc. Opening on 'Make Believe, 'Harding carries over to 'Why Do I Love You' and rings out hit you

GOLDEN GATE, S. F.

San Francisco, July 17.
Fred Sanborn, Rex Weber, White
and Manning, Don. Hooten, Mauer
Bros., Rebecca Austria, Charles
Kaley's orch, Peggy O'Neill Line;
Tom Brown's School, Days TRKO).

EARLE, WASH.

Washington, July 20.
Art Brown, Cherie & Tomasild,
Oxford Boys, Colstons, Jackie Heller,
16 Rhythm Rockets, 'Our Town'
(UA).

House has worked up a big and varied revue this wock, only objection, as noted by several crities its clashing with the mood of film. Four Town: is, getting heavy class trade, and vaude is aimed directly at the jitterbugs. Those who go for pic are annoyed at footlight doings and those who revel in the pop slapstick and rhythm under the spotlight are bored by pic. It may make for wider marquee appeal, but it leaves the customers in a situation where they can't wiu.

Art Brown, local radio organist

where they can't win.

Art Brown, local radio organist and chalterer, opens show again this week with his community sing stunt, doing nicely by the patter, turning the house lights down so folks can hold hands' during Just a Dream of You Dear, getting laughs via trick lyrics to Little Gypsy Tea Ioom' and catching current. Political interest with 'Happy Days Are Here Again. Show opens with pit band on stage and entire company lined up to warble rhytlimic infromesion of Jacobs and the company lined up to warble rhytlimic infromesion. If Jacobs has been supported by the control of Jacobs and the company lined up to warble rhytlimic infromesion. If Jacobs has been supported by the control of Jacobs and the company lined up to warble rhytlimic infromesion. If Jacobs has been supported by the control of Jacobs has been supported by the Jacobs has by the band for solid final

ORPHEUM. MPLS.

Minneapolis, July 20.
Lou Breese Orch (15), with Barry
Warner, Lucienne & Ashour, Dean
Murphy, Gertrude Niesen; Turnabout (UA).

h Warner, Lucienne & Ashonr, Dean Murphy: Gertrude Nissen, Turnh about (UA).

This is the first slage fare town has had in several months and it's a day layout. Each of the three acts is of show-stopping proportions reads of show-stopping proportions acts is of show-stopping proportions acts in this fast company. As a matter of state, the Breese has goodly measure of the entertain ment, and doing it superbly, rate with the many top name swing and proverly bands which have appeared to with the many top name swing and proverly bands which have appeared to with the many top name swing and proverly bands which have appeared to with the many top name swing and the search of the same the show has contained by the same that search and the stopping for show-stopping the same that show has been also that the same that search and the stopping for show the same that sells audiented the same that sells aud

The boundary and are not the second course of

four of the musicians essaying hill-billy roles.

The first of the outside acts, Lucienne and Ashour, provides a striking Agache dance embellished with numerous original and different touches. During its course the woman handles her male partner plenty rough and both are tossed about with considerable abandon.

A glee club number has the musicians in front of the footlights singing Breezing Along With Breese. The audience likes it. Then there's a corking band arrangement of Tennessee Fish Fry, featuring Skip Moore's comety warbling and tromboning.

Dean Murphy returns with his skilfully done impressions. He is at his best again in the F. D. Roosevelt lakeoff. Murphy is so expert in his mimicry that it seems unnecessary for him to drag in occasional bluistly tinged material.

The band congement, this time intriguing the Fail before Gettrude Niesen when Seems unnecessary the Fail before Gettrude with the part of the part

HIPP BALTO.

Baltimore, July 21.

'Baltimore Stardust Revue with Caorge Afters, Diane Purnell, Ellert Sixters (2). Beverly Ann Welsh, Ginger Dulo, Happy Johnny & Gang (5). Louis Hauktus, Dancing Rocketes (16). Phil Lamiphin and House Orch (14): "Tom Brown's School Days (RKO).

Days' (RKO).

Sixth semi-annual local talent revue staged in tieup with the Baltimore News-Post by Ted Routson, of the Hipp staff, with number by John 'Rev' Lonergan, brought in for the stint, is smoothest and best playing edition of the series. Placing Phil Lamplin and his house orch on stage, and employing his line and interpolated acts in front of the band, Routson manages to give an unorthodox twist to this type of doings and accomplishes a highly entertaining and swiftly paced result.

Fast opening by line of 16, smothly

ing and swittly paced result.

Fast opening by line of 16, smothly trained in self-introducing donce routine to specially written lyric, is touched off by George Akers, betterwhen he's singing than as an mic, and is followed nicely by high kick routine from Diane Purnell. She sets matters for sock hand balancing stint by the Ellert Sisters, aged six and four, respectively. Tots go through a highly accomplished series of lifts that would prove a sensation anywhere. Ring the ball in resounding style very early in the layout.

Akers essays a series of vocals to

Out.

Akers essays a series of worsts to follow giving out with Donkey to follow giving out with Donkey of the following the fol

year.

Well trained line follows with clever picture number in pastel tinted flowing gowns, highlighted by good lighting, just right for stint of Ginger Dulo, next. Singing comedienne has also started to reach out and effect of her experience is highly notable in current task. Of good appearance and possessed of considerable assurance, she essays a fast opening followed by specially writen bit of material titled 'My Cavalcade,' a melange of parodies tracing her development as an actress from early, beginnings hereabout. Encress with okay imitation of Martha Raye and a begoff.

Happy Johnny and his gang, quin-

APOLLO, N. Y.

Slim & Slam, Three Sparks, Taps Miller, John Mason, Evelyn Charles, ton; 'Man About Town' (Par).

In the heart of the dusky helt, this combination grind, gives the top billing currently to Rochester (Eddie Anderson) but he's not here in person. Management explains the billing by indicating that. Man About Town' is Rochester's picture. A guy by the name of Jack Benny is also in it. Film is more than a year old, but since it was made Rochester has become much hotter as a marquee attraction and that especially holds true up in Harlem.

Stage show is along conventional lines. They are all staged about the same, with a white act usually booked in each week. Ordinarily booked in each week. Ordinarily these acts are rather good. Tops currently, however. Is Slim and Slam's elever little swing outfit, billed as the Fall Toot Floogle band. Getting very unique effects, the

currently, however, is Slim and Slam's clever little swing outifi, billed as the Flat Foot Floogie band Getting very unique effects, the combination consists of only six men (colored), with Slim and Slam on a bass fiddle and guitar. The other pieces are piano, drums, clarinet and trumpet. Swing dealt out liby the little band is far more listenable than from some of the other hot out fits played up here. This is the second time Slim and Slam have played the summer of the other hot out fits played up here. This is the second time Slim and Slam have played the summer of the other hot out fits played up here. This is the second time Slim and Slam have played the house isn't air-cooled, but pretty good audience was on hand. Closing the show, Slim and Slam the house isn't air-cooled, but pretty good audience was on hand. Closing the show, Slim and Slam at first work as a double, singing the worked into a production number with the girls, also, before going on with their six-piece orchestra. There is also a trumpet solo farther up ahead.

The There of Charleston, in a dance bit that classes, and the summer with the girl and the summer of the best on the production are guence on top of that around '12 Sides of Life, with the line girls, is much too long and the vocalistics not so hot.

The Three Sparks, white, work in tails. This is an excellent tap triand one of the best only turns series here of alae, A shell game gue here of a late, A shell game gue here of a late, A shell game gue here of a late, A shell game gue sequence, with Mason and supernumeraries. Slim and Slam follow the summer of late, A shell game gue here of slate, A shell game gue here of slate, A shell game gue here of slate, A shell game gue sequence, with Mason and supernumeraries. Slim and Slam follow the summer of late, A shell game gue here of the sequence of the best only turns even here of a late, A shell game gue here. We show the sequence on the production the production that the production the production that the production that the productio

LYRIC, INDPLS.

Indianapolis, July 19
Sammy Kaye Orch (13) with
Tommy Rugu, Three Kadets, Chriv
Cross, Dancing Debs, Three Nonchalants, Love, Honor and Oh Baby'
(U),

Here's an attractive layout with Sammy Kaye and his orchestra attracting the kids and the young folks, with a musical setup that's a couple of good specialties.

Kaye is smart in that he sells his boys and not himself. Band consists of four brass, four sax, double piano and drum and guitar and bass. There's a never-ending stream of yocalists with the band-all members—and all good. Arrangements are clearly and effectively. Kaye adds a portion of a clarinet solo, but stay out of the pic most of the time, leaving the spottight to his boys and the acts. Band makes a swell appearance.

Show opens with band's theme.

out of the pic most of the time, leaving the spotlight to his boys and the acts. Band makes a swell appearance.

Show opens with band's theme song behind curtains. They get right down to business with a novelty called Helen—then into a medley of Lovers Lullaby, Dutch Garden and Make Believe Island. The Top novelty tune is Tough Hombre. Top novelty tune is Tough Hombre, in which the entire band joins into some pleasant fun. The Dancing Debs, do a rhumba in front of the band, and also split up and do a tapad acrobatic routine. All very nice. The band features a medley of tanges and rumbas which is welt received. Ryan, band's featured and survey and the state of the state of

decod strick. So you want To Lead a gardener so you want To Lead the sold show, and asks them to lead the hand. Audience applause selects the (Continued on page 39)

House Reviews

Continued from page 33

LYRIC, INDPLS.

best director, who is allowed to com-pete later for a first prize of \$35. Kaye manages to get a great deal of humor out of the would-be band

of humor out of the leaders. The band is swell throughout especially in their all-vocal numbers it's a smooth running show, and the 'band leader' gag is helping to pull 'em' in. Business was very good at third show opening day (19). Kiley.

EMBASSY, N. Y. (NEWSREELS)

News is mighty thin with the newsreels this week. Even considerable footage devoted to the Democratic convention fails to save it from Jethargy. A couple of human interest clips serve as highlights for the new program here, on which three shorts are needed to fill out running time. Drafting of Roosevelf for a third term is handled by the new program here, on which three shorts are needed to fill out running time. Drafting of Roosevelf for a third three spectrum is the needed to fill out running time. Drafting of Roosevelf for a third three spectrum is the needed to the

20TH CENTURY, BUFF

Bufalo, July 21 Don Bestor Orch (10), with Penny Lee, Johnny Russell, 5 Juggling Jewels, Condos Bros., Stepin Fetchit; 'Gangs of Chicago' (Rep).

Dipson-Basil, during their first summer operation here, are contin-uing their regular season policy of

Best Coffee in England **QUALITY INN** Leicester Square

LONDON, WEST-END

WALTER (Dare) WAHL BILLY ROSE'S FRISCO AQUACADE

name bands at approximately bimonthly intervals. This means that the town still gets some stage attractions and these shows have been good for substantial business, withthough traveling light, packs a load of entertainment and at the prevailing tariff is a buy all the way. The aggregation, except for piano, druins and bass, is made up entirely of brass, but the music is mostly and creditably on the sweet side. There are practically no straight musical offerings, although Playmetes, not been substantially on the sweet side. There are practically no straight musical offerings, although Playmetes, not offerings, although Thaymetes, solo vocals are passable, but his clowning with Penny Lee is far more productive of returns. Miss Lee has a pleasing personality and delivery, even though Bestor's cute little bundle buildup is something to live down. Routing etc. The solution of the most of the control of the proceedings, taging props, together with their clicko club precision work, make the act effective enough.

Gerry Stevens, of the ensemble, gives a nirtly vocalization of Where Do I Go From You and Bestor's Vibraharp solos, backgrounded by the best are and a real strength. Or the linear way and real strength to the linear way and real strength.

the orchestra, are good for some of the best appliause pay-offs of the proceedings.

Condos Brothers add real strengthto-the lineup with their excellent tap work. Their reception more than justifies their underscored billing. Stepin Fetchit found strong favor with the early birds of the opening show. His offering is a smart exploitation of the personal characteristics which he is naturally fitted to sell. With smartly tailored material and sure-fire showmanship, he milks the last drop of entertainment out of his now standard lethargie darky characterization. Initial show was ragged, with most of the acts suffering from bad lightling. Incidentally, Bestor is using the notice of the standard sure-fire shown and see us, which has helped some of the maestros to hang up some new house records here. The gag is getting frayed and the boys ought to drop it.

FOX. DETROIT

Detroit, July 20.

Funzafire, with O'Connor Family.

(3), Benny Meroff's band, Ken & Roy Paige, Dolly Bell & 4. Buster Browns, Betty Atkinson, and assortment of slooges; 'Private Affairs' (U).

From the way the crowd reacted to this show, it must be true that what the public wants these days is laughs. And Funzafire, unashamedly modeled after Olsen and Johnson's Hellzapopin, while employing all the old gags and situations mixed with very few new ones, is a surefire laugh provoker.

The show moves swiftly

is a surence laugh provoker.

The show moves swiftly through its 55 minutes, and so cluttered with a strange assortment of stooges, there is little time to worry about the vintage of the material used.

ternal used.

Headlining are Benny Meroff and his band, and the O'Connor Family, chronologically, Jack, Donald and

worry about the vintage of the material used.

Headlining are Benny Meroff and his band, and the O'Connor Family, chronologically, Jack, Donald and Patsy.

Meroff does a fine ibo of main and soon has the crowd responding and soon has the crowd responding early and soon has the crowd responding early and his ingiging act draw heavy on the applause. The Meroff than the supposed to be the big draw of the O'Connor, because of his film name, is supposed to be the big draw of the O'Connor family and his impression of the tap act his faither did in vaudeville 50 years ago. But pint-size sister Patsy really wows them with her Smilling and the state of the table of the properties of the table of the properties. The found the properties of the table of the properties of the properties

a girl named Levenia, introduced as a Detroit discovery, sings 'If I Had My Way' in a weak voice while a very large stooge wiggles his body through a hoop that looks at least eight sizes too small. Ken and Roy Paige do a slapstick routine in which one demonstrates on the other 'illegal wrestling holds. They work hard for their few laughs.

Ace and Roy Paige do a siapstick routine in which one demonstrates on the other illegal wrestling holds. They work hard for their few laughs.

Between these acts—and sometimes during—stooges have their innings, usually working from the audience, with Meroff stooging for the stooges. Typical of their material is the long-hair who mounts a box and begins shouting 'Down with the bosses' Down with the bosses bown with the bosses, he answers. Greyhound bosses, he answers. Greyhound bosses. And that's the sort of thing that adds up to a very furny unit.

Attendance good at show caught Friday night (19).

Unit Review

ICECAPADES OF 1940 (CONVENTION HALL A.C.)

Allantic City, July 23.
Vera Hruba, Belitta, Jo-Ann
McGouan, Pierre & Denise Benoit,
Cliff & Roma Thaelt, Robin Lee, Jeff
Stevens, Sid Spalding, Monty Stott,
Serge Flash, Robert Dench & Rose
Marie Stewart, Fritz Diett, Everett
McGouan & Ruth Mack, Alfred
Trinkler, Red McCarlly, Lois Dworshak, Buster Grace, Riding Ballet,
Silver Ballet.

More than 7.200 persons saw something new in ice entértainment Feiday night (19) when the Tecapados of 1940 began a six weeks showing in the \$15000,000 Convention Hall here. The crowd, a blase one in its choice of entertainment, thunder-ously applauded the performers in their fancy spins, stunts, thrills and amusing comedies, and called for more.

amusing comedies, and called for more.

It is without a doubt the best ice show seen here, a town which has seen them all. The settine for the affair is striking. A seenic background shows a yacht anchored ortine silhouetted in the rear. Jerry Mayhall's orch plays from the yacht. White Vera Hruba, top-billed Czechosłovakian lovely, is a pretty sight in her ballerina number with its difficult whirls and pirouttes and her peasant dance with its brilliant costumes on ensemble drew great applause, the fine performances of the lesser billed skaters equally stand out.

out
Belitta, shapely blonde from London, together with her ladies in the ensemble, gave a Ziegfeldian 'Alice Blue-Gown' dance-that-would-have been beautiful even without the added grace and smoothness on the blades. Bob Mack soloist with Mayhall's orch, does the vocals that go with this delightful number.

with this delightful number.

For smooth fast and flawless teauwikh, scelain went to Pierre to Denies Benoit. Robin lee, blond college boy type, who was five times 'U. S. men's tancy skating champ, carries off honors for best single performance.

McGowan and Mack, in the cafe to l'Apache number, are excellent. The spectators called them back three times. Their first routine is followed by a difficult adagio number, and their last is a hilarious Apache number in reverse.

Two outstanding comedy numbers:

swhams. She an attractive brunette.
with the second property of the

ber.

The Riding Ballet, with the en-semble in red coats, white trousers, black boots and cap, and Silver Ballet are both well done and color-

Ballet are both west staged and directed by Charles and Vida Uksila; scehery by E. J. Dougherty, Maurice Levy. Pete Tyrrell is manager. Cart.

Saranac Lake By Happy Benwa

Milw. Festival

Continued from page 2.

meroifully. Came Milwaukee and their date at the festival and with a million and a quarter people on the grounds they cleaned up. The festival commission, a civic body, got a percentage of the intake.

Eyen the weather man was with the outdoor events, providing an entire week of ideal summer weather and heat that fairly drove the populace to the Lake Michigan shore, where, in the huge natural ampitheatre, the restival is held. Parades, pageants, aquatic events, band concerts, outdoor theatre, choruses—of thousands of voices, folk dances participated in by hundreds, and nightly chouse of the could be seen without cost, brought visitors from every state in the union.

Incidentally, this may be the last year in which a carnival will be permitted at the midsummer frolic. Mayor Carl F. Zeidler heads a large body of citizens who are decidedly opposed to anything of this nature in connection, with the festival, believing it lowers the high standards they think should prevail for a civic celebration of this nature. The Mayor let it be known that the carny would have been barred this year had not contracts already been signed when he came into office.

New Acts

Saranac Lake, July 23.

One of the outstanding comebacks of the Colony has been made by Martha Gill, now taking her allotted time out as official mail clerk at the lodge and doing downtown shopping for the less fortunate.

Three of the Hotel Saranac orchestra are papas, Bryce Lavigne, Dick Emperor and Pat DiMascio all hoping that the offspring will become abaton swinger.

Tudor Cameron is out of the 'doshouse' and seen downtown shopping and sporting spats and cane.

Paul Welsh, the Chicago, p.a., showing nifty comeback. May get an exercise assignment soon.

Tommy Vicks, who commutes between Boston and Rochesfer, N. H. and who recently licked a slight setback, will soon m.c. a New Hampshire nilery.

Millus Fischer, ex-burlesquer now auto dealer, celebrated his I7 years up here, is now working for a Chicago caterer.

Madeline Murray, ex-tab primadonna, to a N. Y. hospital for an o.o. and a possible operation.

Eddic Vogt, who anticipates a go-home signal, is now assisting Ruly Plank, X-ray expert of the William Morris Memorial Park which will take place during August.

Glen Olin, orch leader, stopped off on the the gang here while en youte to Montreal for summer park booking, He is an ex-cooner, having done his bit in Colorado.

Write to those who are Hill.

Milus. Fostival

Continued from page 2.

important, is humor.

NEISS TROUPE (4)
Aerial-Trampoline
6 Mins: Full
State, N. V.
Neiss Troupe is not exactly new, having been around at circuses and fairs, plus some vaude dates. They present a neat novelty for the stage in a routine of aerial work over a trampoline.

Two of them men, working on opposite ends of the apparatus, are strictly catchers, while another boy and girl do the stunts. Boy also finales with a long series of high turnovers off the springs.

Open here and over strong. Scho.

Touts to Filmers Continued from page 1.

would place for them. Neither felf or that but they played the horses they were given. As it happened the bangtail referred to Miss Joyce won at nice odds. Result was that the tout next day came by her hotel looking for a handout and followed it up by trying to tout her on a 50-1 shot also at Empire. She refused and a police guard was assigned after she had been threatened.

Miss Joyce had bet \$5, while Miss Morison went on a loser for five win, five place.

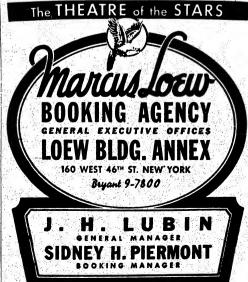
Wally Vernon opened at Grace Hayes Lodge in Los Angeles.

BERNIE CUMMINS

AND HIS ORCHESTRA

MEADOW BROOK COUNTRY CLUB ST. LOUIS, MO.

Management: MUSIC CORP. OF AMERICA



Lou Martin Oro D del Carmen Oro Luba Malina Rence Lablarr 3 Jerry Vance Jocl & Annett Norman & McKay Mildred Craig Both Chandler

Lido Beach Club

E Madriguera Orc Botty Hutton Paul & Eva Royes

Old Roumanlan

Old Roumanha,
Frankle Booth
Jackle Stawart
Jon La Porto's Orc
Place Eleganto
Ernest Franz Oro
Hill Farrell
Jon Ravazo
Vincent de Costa
Art Tubertini
Tino Donelli
Ducen Mary

Tino Donelli
Queen Mary
Jos Eills Orc
Ginger Wayne
Kny Parsons
Carol Dennilson
Consuelo Flowerto
Virginia Glisson
Rainbow Grill
Barry Winton Oro
Marlynn & Michas
Rainbow Roam

Rainbow Room

Riviera (Ft. Lee, N.J.)

(Ft. Lee, No.).
Leo Reisman Orc
Praicho Orc
Al Trahan
George Givot
Terry Lawlor
Shea & Raymond
Chandra Kaly
Chester Hale Gis

Stork Club Charlle Wright O Dawn Roland Versallles

Nicholas D'Amico C Panchito Orc Beverly Roberts

Paris Ins
Kenny Henryson
Dominie
Margrite & M'ttinss
Erle Maesey
Heilen Miller
Chuck Henry Ors
Sevel Seas
Lillian Gibson
Bob Mathew
Bob Mathew
Pulmani
Johnie Bright Orc
Slapsy Mexics
Lewis & Moore
Margie Gerreton
Cullen Richards
Jerry Brandow

Jerry Brandow
J Riley Scott Ore
Somerset House

Harry Ringland Lou Salles Orc Lou Salles Orc
Swanns Ian
Gladys Bentley
Charlie Evans
Eddle Baal
Dudley Dickerson

Topsy's
Duval & Tregg
Ugo Martinelli
Zara Lee
Hal Howard Ore

Rouald & Robert Gus Aruhelui Oro Victos Hugo Matty Malneck Or

Fenton Farmoury Park, N.J.)

Variety Bills

THIS WEEK (July 19) NEXT WEEK (July 26)

Numerals in connection with bills below indicate opening day of show, whether full or split week

Loew

WASHINGTON
Capitol. (26)
Jay C. Flippen
Eddle Hanley
Eunice Healey
Sara Ann McCabe
Rhythin Rockets

Paramount

NEW YORK CITY Faramount (24) Ethel Waters Louis Armstrong B BUFFAI.O Buffalo (26)

Frank Parker Henry Armetia 6 Whirlwinds DETROIT Michigan (26) Genc Krupa Bd Andrews Sis Red Skellon Georgie O'Leary

Warner

WASHINGTON Earle (26) Strand (26)
Will Osborne Orc
B West & Page
Ben Berl
Yost Singers
Yost Singers

Independent

NEW YORK CITY
Music Hall (25)
Jan Peerce
Madeline B Karson
Bill Murquetto
Myron Steffin
Capt John Tlobor
G Wesimorgland
Karles Peterson

Karlos Peterson

Rosy (26)
Dennia Day
Linda Moody
Nash & Evans
3 Otlentals
ATLANTIC CHTY
Steel Flor (28)
Hal Menken
3 Oxford Boys
Perfsy Taylor Co
Charille Barnett Or
Vanderbilt Boys
Trikie

Trixie

If Reynolds G's

Millies Pellar Pier

(28)

G Fester Roxyettes

The Guardsman

Virginia Vaughan

St Claire & Durand

Lorraine Rognan

Lorraine Rognan

BALTIMORE

Hippodrome (26)
Goodrich & Nelson
Buddy Clark
DeVal, Merle & Lee
Marly May
4 Sidneys
State (28-31)
Fonneily & Betty
Herbert Dexter Co
Fraday Danc

Ballantine Inn Adrian Rollini Tri Brazilian Bidg

Romeo de Sliva Or Gravos & Graham

rhary C Parsons

May Parsons
Dano Campus (20)
Harry James Oro
Gay New Orleans
Jay Froeman Oro
Murlel Page
Mark Plant
Ben Dova
Carlos & Carlta
Ann Lewis

Week of July 15

DUNDEE Palace Mayarre Gus Chevalier Co Millie Juckson Gls

EDINBURGH Royal . Jack Anthony

Jay Morelle Henderson ? & Die Elsie Percival Cicely Hullett Elsie Percival
(Itel): Hullett
12 Lurcita Cls
Helen & Campbell
Road Rowell
Bob & Alf Fearson
Bertla Ricardo
Maidfe Dickson
Robert Wilson

July 15
GIASGOW
Tommy Morgan
Troy Siz & Wilson
1 Simili & Fewings
Oliga Hoffman
M Donald & Mirles
Morgandtes
LiveryOli
Holder
LiveryOli
Holder
Al Michael
Petry
Al Michael
Petry
Rich & Eva
S Calores
Jinks Paton
S Calores
Jinks Paton
S Calores
Dinks Paton
Pato

Cabaret Bills

NEW YORK CITY

Armando's Frank Mandella Pedrito Orc Eleanor French

Burney Gallant Nida & F. Pores
Parka & F. Pores
CERICAGO
Oriental (190c.
4 Ambassadoreties
Ming & Toy,
Mirth & Mack
Ming & Toy,
Mirth & Mack
Lucienne & Asbaur
Nai Assassadoreties
Lucienne & Asbaur
Nai Assassadoreties
Nai Assassadoreties
Nai Assassadoreties
Nai Assassadoreties
Nai Assassadoreties
Nai Assassadoreties
Parka Denerico
Parka Den

Benchcomber Benchcomber
Sonny Kendis Orc
Chavez Orc
Rumba Octet
LeAhn. Sis
Rannon & Renlia
El Nauero
Bill Bercolotti's
Don. Sylvio Orc
Angelo Orc
Pat Williame

Bill's Gay 90's
Charles Strickland
Gus Wicke
Sthel-Gilbert
Billy Lorraine
Fred Bishop
Spike Harrison
Harold Willard
Harry Donnelly
Bernis Grauer

Norman McKeever Struley Krell Bob Knight Orc

Cafe Society
Teddy Wilson Or Hazel Scott
Golden Gate 4
Albert Ammons
Pete Johnson

Chateau Moderne
Maurice Shaw Orc
Dorothy Tanner
Margaret Scott
Gabriel Deveile
Maurice Shaw
Lem Leach
Jimmy Erikson
Jack Messing
Sam Grassis

Club Caravan

Club Gaucho Don Miguel Orc Marle del Carman Nedra Madera Mimi

Cuban Cusino Consuelo Morene Los Ojcdas Dolores Laurell Don Casanova

Don Casanova
Dlamand Horseshoe
Noble Sissie Ore
Don. McGrane Ore
Risache Ring
Gilda Gray
Gilda Gray
Gilda Gray
Gilda Gray
Gilda Gray
Gilda Gray
Harland Dixon
Harland Dixon
Horton Spurr
Dave Mallen
Herman Hyde
Sally Burrell
Ef Chico

Glen Island Casino

Diana Dei Rio Ruth Kidd Mary Jane Brown Linda March

Hotel St. George (Brooklyn) Zinn Arthur Ors Muriel Lane Tommy Taylor Hotel St. Mor Eddle Varzos Oro Marcella Hendrick Emile Boreo Gonzalo & Christina Hotel St Rogis

Hotel Taft Frankie Masters
Hotel Waldorf

Astoria
(Starlight Roof)
Xavier Gugat Orc
Mischa Burr Orc
Larry Adler
Raul & Eva Reye
Georges & Jajing
Josephine Hauston

Josephlie Hauste
Hurricane
Eddle Bush Orc
Fausto Curbello
Romo Vincent
Glorla Biska
Moymo' Holt
Florence & Alva
Nathanoa
Romo Vincent
18 Club

Gordon Andre Peter Breut O

Peter Breut Occ.

Jimmy Kelly's
Betty Carer
Peggy de la Pian
Swank Twins
Princess Aloma
Joe Capello Occ.
La Conga

Maya Orc Elliseo Grenet Or Victoria Cordava. Ciro Rimac Juanita Juarez Rosita Rios Chiquita Maria Aida Alvarez 'Charlie Boy'

Charlie Boy
La Marquise
William Palermo
Muriel Welch
Chris Curtis
Frances Connolly
Jeanne Jordan

Le Coq Rouge

Le Ruban Bleu Rasha & Mirko
Paula Laurence
Sylvie St Clair
Stuart Ross
Hayward & Allen
Leon & Eddle's

Village Barn Acthur Warren Or Audrial Bros Blaine Miller Wille Solar Richards & Carson Sons Purple Sase Villepigues Arthur Davy's Ore Zimmerman's Auguria Rivera Lajos Barsony, Gene Kardos Ore LOS ANGELES La Conga Joe Frisco Chiquita Paul Nelghbors Phillip Lopez O Faris Inn

Biltmore Bowl
Carol King
Gwynne
Varsity 8.
Perre & Renne
George Wendt
Rudolf Frimt Ora

Club Ball Bruz Fletcher Nellie Lutcher

Cocoanut Grove Jane Pickens Eddle Duchin Orc

Jane Freein

Eddie Duchn ore

Eddie Duchn ore

Francis & Gray

Francis & Gray

Francis & Gray

Francis Bron.

Fay Carroll

Bob Bromiey

Frakkom

Bob Williams

Bob William

Florentine Garden Eliner Troy
NTG & H'wood Re
Clymas Troupe
Daryl Harpa Ore
Falth Bacon

Faith Bacon
Grace Hayes Lodge
Peter Tind Hayes
Grace Hayes
Sibyl Bowan
Jeffrey Gill
Wally Vernon
Nick Cochran Orc

It Cafe Al Graham Oro CHICAGO

Lou Holden Orc Virginia Hays Hadiey Gle Leonard Keller Or Marlen Holmes Collette & Barry

Blackstone Hotel (Ballnese Rm.) Dale Evans Pluk Mansfield Or

Edna Sedgwick Dan Sterlings Or Rose Gls Clyds Lucas Orc Breveert Hotel (Crystal Room)

Broadmont
Flo Whitman
Nyra Lou
Sharone Stringe
Whitman Gis
Tonya Tonya Herb Rudolphe O

Chez Pares
Ted Lewis Orc
Lillian Carmen
Charlie Whittler
Geraldine Rosa
Morgan Dane
Evans Gis

Pat McGowan Marrita Ryan Danielle Don Dunn Jimmle O'Natl Earl Wilsy Ore Colony Club

(I'enther Room)
Glenn Miller Orc
Carl Marx
Silver Cloud
Jerry Dinn
Betty Hill
Mary Jane
Norma Bear
Babette Gle
Ray Stelber Ore
Elinor Daniels
Hazel Zalun
Billy Carr
Billy Carr

Catherine Harris
Ja Ann Carroll
Jai Leta
Wilma Noyak
Pathy Shaw
Lilli Dawn
Don & Betty Lyur
Barbara Donne
Sol Jake Ore
Tripoll \$

Stevens Hotel (Continental Roo

Griff Williams Oro Walter King

Al Blank Ernis McGes Chas Verne's Ors

Chas Verne's Ors

(M Walton Roef)
Vincent Rizzo Ors
Jimmy Blake
Herble Dubrow
Sally La Marr
Patricia Kingsley
Leon & Mace
Caes Franklin
John Ds Vant
Glamour Gls (14)
Nall Fontalus Ors

Colony Club
Carl Ravazza Ore
Owen & Purker
Monchita Ore
10 La Playae
Colosimos
Ada Leonard
Jackson R & Stone
Hartzella
Mary Stone
The History
Pronaph Ills
Pronaph Ills Millie O National State of the Control of the Contr

Pronaph (Jis Club Dellisa Billy Mitchell Cyclone Morgan Billie Edicatelu De Alexander Chippis Hill 6 Jitterbugs Rhythm Wills Charles Isom Pattale Gl. Red Saunders World Saunders Hotal

Palmer House Empire Room Empire Room.
Gary Stone
Ray Noble Orc
Pogice & Ygor
Tenuer Smith
(Texas Rumblers
Abbott Dancere
Phil Dooley Ore
Sherman Hotel
(Ceitte Cafe)
Gene Kerwin Ore
Jaros Sis
(Panther Room)
Genn Miller Orc

ked Saunders Orz Congress Ridel (Glines Hat Hm) Johnny Banga Ore Jos Verse Hm) Jos Verse Hm) Jos Verse Hm) Jos Verse Hold Ore Dick Rogers Patricis Martin Dor Dorben Gis Herb Foots 885 Club.

Rogers & Morels Linda March Milo Perez Ore Johnny Honnert

Franke's Casino
Bradshaw & Fenton
Tangee
Don & Lee
Helen Fox
Buitdy Kirby
Dick Conrad
Bob Tinsley Ore
Graemere Hotel
(Glass House Rm) Hai Munroe Orc. Wynn Faire Nord Richardson

Nord Richardson Harry's New York Whitson Bros Larry Vinceut Armanda Foliette Bankoff & Cannon Dorothy Johnson Mark Talbert 3 Joanne Jordan Mel Cole Ore Hoveler Gis

HI Hat Wille Shore Mary Grant Conway Sis Korsten Gls Jimmy Cassidy Ord Ivan

Ivanhoe
Florence Schubert
Al Trace Oro
Holly Swanson
Helan Sumner
Al Velra Ora
L'Algion
Emil Desalvi Ora
Arsone Sierel
Leobel de Marco

Hotel La Salle (Blue Front Room Crusaders Orc

Liberty Inn

Buddy Marino Thiompsons 16 Club Ray Reynolds Steve Situliand Orc Di Novi Twins Louise Shannon Ellen Kaye Pat Thomas Marin McCurdy, Villa Moderne Rosemary Dering S White Guarde Mayon & Brach Jayon & Brach Jacquelyn Panetis Tony Cabol Orc

PHILADELPHIA Anchorage Elmer Hoffman Peggy Morgan Clem Williams

Arcadla Frank Jule
Stanley Rich
Patsy King
Johnny Carlin Ora

Cadillas Tavers
Eddle Thomas
8 Cadillac Coquette
Hendriques & A
Bill Gates Orc Cedarwood Cable (Malaga, N. J.)

Pat Proceill Nikki Nikolal Betty Williams Frankle Schluth Walt Temple Ors

Club Ball
La Comfarra
Danny White
Allen Fielding's Ore
Johnny & George
Don Renaldo Ore

College Inn Harry McKay Estelle & Fielding Loretta Walsh Crescent Log Cabin (Gloucester, fights, N. J.)

N. J.)
Jos Kraft Orc
Julian & C Half
Tom Turner
Marllyn Dals

Cusano's
Dick Jones
Penelope Raymond
Ginger Lynn
Lou Furland
Ralph Sunner Oro Di Pinto's

Phil Fletcher
Lloyd Mann
Mary Ann
Phyllle Love
Margio Mealy
Joe Wayne
Eddle Jarero Orc

Embassy
Nino Nanni
Del Norella
Loretta Lane
Mendoza Trio
Marion Kingsiey
Evergreen Casine
Kay Alien
Earl Leach
Josephine Leach Josephine Leach Ethel Lynn Tom Barry Pat Sheviln Ore

Manea Inn
Wayne & Kenon
Jack Hutchinson
Janck Hutchinson
Janch White Co
Bunip & Dump
Nancy Newell
Frank Cuneo Ore
Edythe Hallade

Vicki Cooper Jane Mitchell Donua Leo Dottle Payton Paul Moth Fan Caewell Ponn Fay Orc

Open Door Cafe Billy Hays Orc Mazzone & Abbott Marj Drunmond Ethel Maeder Old Covered Wago Peacock Gardens Earl Denny Orc

Hayos Watson Purple Derby Jean Lamar Johnny & Joan Irvine Irvine Morty Burk's Ore Hilly Newsome Nan Getty Betty Mealy Alice, Gormley

Philladelphia Roor

lted Lion Inn
Ed Chambers Ore
Joe Foulkner
Dot Wilson
Frank Dumont
Rilly Burns
Tony Gallagher

School House Int Jean O'Neill
Andy Russell
Buck Callioun
Niles & Jo-Ann
Billie Les
Jimmie Venuti Orc

Silver Lake Inn George Roed Allee Lucy Mary Anna Savoy & Regina Mickey Familant O

Streets of Paris Mildred Benson 4 Charms Mildred Lewis Virginia Worth Rendezvous (Hotel Senstor)

Pearl Williams Spatola's

Susan Lang Stork Club Tominy Mills Billy Daniels Sonny Ray Helen. Wilson

Patricia Ellis
Decario & Grenada
Irving Jacobs
Lund & Lund
Ranco & Diana
Leticia
Bowery

Letlela
Bowervettes (12)
Jitterbugs (8)
Johnny King
Chas Carlisle
Benny Resh Ore

Benny Resh Ore
Blue Lantern
Al Verdi & Dolore
Marie Paul
Jack Terry
Glamour Gis (6)
Frank Temple
Lee Walters Oro
Corktown Tavern
Dick Haylland

Dick Haviland
Milly Wacky Wane
Frank Reynolds
Maji & Co
6 Vesters
Eddis Bratton Ore

Hund's

DETROIT

Book-Cadillac Hotel (Book Casino) (Book Casino)
Lowry Clark Ore
(Meter Bar)
Vic Abbs Ore
Biossom Heath
Park & Clifford
Toni Lane
(Carule & Sherods
Lydia & Jeresco
Ruby Ore

Mayfair
Frankle Hamille
Frankle & Days
Kelno & Lee
Sonia Adair
Jack & A Martia
Phil Olsen Ors
Nebleto's
Randall & C
Joe Allen
Emerson Fronte
Earl Harger Ore
Di Gloyanul
Marthwood Inm

Northwood Inn
T & L Taft
Sally Joy
Jean Ritchie
Sanny Dibert Ore

Huck's Redford Inn Mac McGraw Oro Club Royale

Dale Somere Oro Botty Smiley

Boogle-Woogle Clul Boog Sherman Reggie Dvorak Max Simon Bishop Bros Ralph Wolfram

Club Pace

Hotel Fort Pitt Ken Palicy 3 Vernen Hotel Henry (Silver Grill)

Stamp's Cafe
Bert Lemish Ore
Vio Earlson
Sybit Ross
4 Novelettes
Stamp's Trio Silver Lake Inn (Clementon)

Lillian Stewart Marcolla Marchans Edith Brown Raiph Brown Henry Patrick Ore

(Clementon)
George Reed
Motter & Engel
Valentine
Wirthman Twins
Mary Anna
Savoy & Regina
Alice Lucey
M. Familiant Ore Spread Eagle Inn Clem Williams Dimer Hofman Ed Gornely

20th Century.

Bobby Bernard

Tonners

Ruth Phillips

Harry Dobbins Oro

Venice Grille Venice Grille
Joe Reilly
Venice Swingsters
Vickay Lane
Tanya Garili
Barbara & Margie
King Sis
Viking Cafe

Viking Cute
Bonnie Staurt
Murray Parker
2 Tones
Vincent & I.
Phillis Lane
Joe Vernon Orc
Weber's Hof Brau
Camden

Cumden
Julea: Fiacco Ore
Bob Merrill
Leonard Cooke
Circistiania
Great Rockeys
Kirle & Lawrenc
Sidney
Signor Karmine
Tia

Tia Pat, Sulliyan Tod & Julia Jack Smith: Daye Peterson Elmor Seltzer Dorra Elliott Rather Eldoradiana Wilson's

Wilson's
Joe Hough,
Lunatrix
Eddie & Jack
Beale & Peggy
Flash Lane
Geo Bakay Ore
Yucht Club

Grace Collins
Mary Navis Ord
La Vodis
Mildred King

Saily Sweet Ray Carllin Oro

Palm Beach
Bobby Jones
DiMarlo & Mary
Radio Jester,
Monnie Drake
Don Pablo Ore

Whittler Hotel (Gold Cap Room) Londonaires

Hund's Old Timers Roland LaPrise 8 London Chop House Pura Reyes Mary Jane Funk Roger-Stanley Ore Mar-Jo Carroll & Gorman PITTSBURGH

Hotel 7th Avenue Bess Saunder Ida Iola Everett Haydn Itelty Donaine Tominy McFarland Jessica Wheatley

Botty Smiley
Balconndes
Daie Somers Orc
Bill Green's
Jack McLean Orc
Don Gilbert
Tom Cunningham

Charlle Jennings Or Ruth Henneyman Rodgors & Wayne Bertha Peyton Jimmy Harper

New Penn
Herb Fritschie Orc
Don Andrea
Warren & Durkin
Gloria & Ray
Jim Valdaire
Don Ranion

Hotel Rossevell
Kasihyes
Hotel Wm. Pens
(Continental Bar)
Wanda Shinee
Harry Bigley
Ray Catizone
Sleve Mulhews
Mike Shamrella

Jessica Wheatley
Evergreen Gardens
Earl Tate Ore
Jimmy Baldwin
Frank Hamilton
Mabel Herold
Le Vonn Charlotte
Nonie Walters

Hotel Roosevels

Mike Shamrella Kennywood Mai Hallett Orc Fallenberg Pears Merry-Go-Round Will Asche Ai Fremont Ors

Doreen Beb Lloyd & Betty Patricla & Colin

London

Dominion
7. Elliotic
5. Storre
Mariora
CAMDEN TOWN
Gaumout
Sutherland Felos
Serano & June 3
Daymar & Aun
HASHMERSJUTH
Gaument
Doc Carlos
Resena

Week of July 15 HOLLOWAY Gaumont

HUMART ROKETS

ISLINGTON
Blue Hall
Merlin & Martyn
Val Vett
Lewis & Lawn
Gaumont
Deve

Carrie Finnell
Berry Broe
Albertina Rasch (
Pabst Blue Ribbe
Gardens
Bob Norris Orc
Streets of Paris
Gypsy Rose Lee
Hylton Sis
Milton Watson
Enis Beyer

Willow Grove Park

(28 only)

Naida & E Perez

Jim & Mil Mulcay

Sammy White

Alexander & Santos

World's Fair

Enla Beyer
F & J Hubert

Nomina Royce
Maharra
Winfer Wonderland
B & B Wade
Alex Hurd
Al Surette
Genevieve & Stanl'y
Mary Jane Haisted
May Judela
Ellizabeth Cravens
Sig Steinwall
Duke & Sloen
Zomble

John Kirby Ord

Provincial

Frank McCormick Sylvia Barry

Hotel Ambassac Larry Siry Orc Motel Aster Larry Siry Orc

Hotel Astor

Tommy Dorsey Or
Ralph Rotgers Or
Paul Mason
Cannie Haines
Frank Sinatra
Pled Pipers
Fioria Vestoff
Cottons
Del Rios

Hotel Belmont

Flatav
Val Olman Ore
Zito Ore
Grace: Vaughun
Belmont Balladeer
Jöe Howard
Hotel Belwedere
Ron Perry Ore
Hotel Biltmore
Alvino Rey Ore
Al Shelleday
King Sis
Dick Morgan
Skeets Herfurt
Hotel Bossert

Skeets Herfurt

Hotel Bossers
(Brocklyn)
Eddle Lane Ord
Hotel Brevoort
Geo Lloyd
Palomo
Sam Ray
Vera Sanoft

Hotel Edlson

Gray Gordon Ore Hotel Essex Hou Al Kavelin Ore Pattl Morgan Marlyn Stuart Hotel Homestead (Kew Gardens)

(Kew Gardens
Bill Lester Orc.
Nick King
Paul Anthony
Prof Harwal
Pat Marrow
Lucille Wright
Hotel Lexingto
Ray McKinney
Honolulu Maids

Hotel Lincoln Hotel MeAlpin J Messner Orc Jeanne D'Arcy

Larry Clinton Ore Euwina Blades Alfred Trenkler Nathan Walley Edith Dustman Roberte & Farley Rose MacLean Margaret Richmone Hotel Park Centre

Hotel New Yorker

(Cocoanut. Grove)
Sally Rand
Valya Valentinoff
Dora Maugham
Sid Tomak
Rela Brov
Harger & Maye
Highland Scottles
Nelson'e Dog Shov
Nelson'e Barnes
Roland
Buddy Clarke Orc
(Cocktall Lounge)
Botty Allen Buddy Clarke (Cocktall Lounge Botty Allen Helen Standish Scat' Powell Charlle Bourne Esterbr'k & Farm

Hotel Pennsylvania Jimmy Dorsoy Oro Ralph Rotgers Oro Helen O'Connell Bob Eberle Buddy Schutz Till Blacid

Morgan Dane
Chab Alabam
Stida Drown
Miction Moore
Allian Cov
Bernie Adler
Louise Lucano
Lore, Gambol
Lore, Gambol
Lore, Cambol
Lore, Ca

1523 Loci Bubbles Shelby Betty Stone

Andre & Frances

Jem Sessica
Mickey House
Kickey House
Krechner
Freddie Kornfeld
Max Spector
Jim Thorpe
Hopking Braslow Age
Te did Kornfeld
Michael Control
An Martin
Bill Hopkins
Latimer Chevaller
Daniu Barry
Latimer Chevaller
Cornel
Chevaller Travis Ore
Cashile Travis Core
Cashile Costello
Perly Michael Costello
Pert Williami
Olive Boyd
Daniu White
Fele Hayes
Barbare Richarde
Ruber, Johnny &
Ruber, Johnny &
French Follies
Michael Michael
Michael Costello
Per Williami
Olive Boyd
French Follies
Michael Costello
Perly White
Fele Hayes
Barbare Richarde
Ruber, Johnny &
French Follies
Michael Salver
Michae

Lide Venice

Lide Ventes
Join Joiseph Ore
Frank Hali
Carmen Chitta
Dillon & Parlow
Margie Smith
Des Rogers
Little Rathskeller
Ruth Clayton
4 Muelcal Notes
Bert. St. Clair
O'Connor Broe
Jan Hall Word
Jewis Signers
4 Ink Spola
Victor Hugo Ore
Missirel Tavers
Alian & Parker

Freddy Castle Orc Eugene Baird Sid Green Cork and Bottle Frank Shean

(Continued on page 46)

NO MORE MET OPERA

Met Opera Minimums

Compensation of principal singers employed by the Met shall not be less than any of the minimums listed as follows:

	Maximum Perform-
Single Minimum	ances
Performances Weekly Leading tenors and sopranos \$50 \$150	per week
Leading baritones 50 150	4
Leading mezzos and contraitos 50 150	5
Leading bassos 50 125 Stage directors 35 125	8
Comprimario singers	7
No principal may be required to take part in more than	one per-

formance in a day. Any additional performances are to be paid for on a pro rata basis. Additional daily allowances are to be made to singers paid on a weekly basis for the annual road tour.

Gillmore's Resignation From 4A's 'By Mistake' Nixed by Board

Mix-up over the status of Frank Gillmore, president and executive director of the Associated Actors & Artistes of America, was finally straightened out at a meeting held last Wednesday (17). Gillmore tendered his resignation, which move had been tipped off in advance, but it was rejected. He explained that he did so under a misapprehension, thinking he had been 'expected to do explain the same of the s

Gillmore, former head of Equity, agreed to a reduction of salary several weeks ago. Beginning next week he will receive pay on the basis of \$7,800 annually, which is \$100 weekly less than the \$13,000 yearly called for in his contract as directional head. His term as president of the Four A's expires July 26, 1941, but his contract as director has two more years to run and salary is to be paid until its expiration, whether or not he continues with the organization, and in the event of his demise the salary will be turned over to his estate.

Two Factions

Two Factions

Two Factions

There are two elements in Equity who have differed over the retention of Gillmore. Those in the east sought to have him replaced, but the conservatives on the Coast expressed the opinion that in light of his long service with Equity his contract should be fulfilled to the letter. Fact that the veteran Equitylie accepted the salary cut indicates a compromise.

to have him replaced, but the conservatives on the Coast expressed the opinion that in light of his long service with Equity his contract should be fulfilled to the letter. Fact that the veteran Equitylie accepted the salary cut indicates a compromise.

When he stepped out of Equity, Gillmore figured the Four A's berth would be a less ardous assignment. That appeared to be so untill the rouble that started last year with the revocation of the American Federation of Actors' franchise and the battle with the stagehands that followed. In any event, when Gillmore's salary cut was virtually forced because the Four A's revenue could not carry the full load.

Stagehands' fight cost Four A's Stagehands' fight cost Four A's (Continued on page 44)

Miriam Hopkins Pays

Blau \$750 Settlement

Dispute between Miriam Hopkins and Bela Blau over the latter's Deterrees theatter, Harrison, Me., in The Guardsman, has been stitled. Equity council, which had been slated to hear the charges, was to informed yesterday (Tuesday).

Reported that attorneys for the actress agreed to pay Blau a week's salary, in this case \$750. Manager had sought to be reimbursed additional expenses, amounting to some \$3,000.

Council also received yesterday charges by Maryverne Jones, operator of the Starlight theatre, Pawing, N. Y., against George Bendix and Florence Barrett, for alleged violation of contract; Actors were given 30 days to reply.

Chi 'Dinner' to Tour.

But Woollcott Uncertain

Chicago company of The Man Who Came to Dinner, 'original of which is running at the Music Box, N. Y. will open on tour Sept. 6, in a midwestern stand, then go to the Cass, Detroit, for an engagement of between four and six weeks. Clifton Webb will again head the cast. Whether the Coast company, which halted when Alexander Woollcott became ill last spring, will go to the road is not definitely determined. Writer-actor is at his Vermont retreat, where he will be visited by representatives of Sam H. Harris, seeking his final answer about reappearing in 'Dinner.'

'Road' Closing Aug. 17 After Record Run

PERSONAL DEALS

No Executive, Coach, Con ductor or Other Personage Connected With Opera Can Hereafter Take Any Part of Singer's Income

OTHER CLAUSES

OTHER CLAUSES

The American Guild, of Musical Microphilan Opers, after sweeth and the Microphilan Opers, after sweeth and the straing before the Dies committed the first the immediate work, when the Microphilan Opers, after sweeth as the same as sweeth and the straing before the Dies committed of the presentation of the spens along and the companies of the system of the companies of the system of the companies of the system of the companies of

AGMA PACT ENDS Equity Receives Lambertson Reply Furnishing Reasons for His Red Charges; TAC Also Posts Denial

Equity Asks Probe

After a lengthy meeting which the question of Communistic influence in the association's affairs was again thrashed tion's affairs was again thrashed out, Equity council voted yesterday (Tuesday) to demand a hearing before the Dies committee or any other authorized Government agency on the charges recently made against the organization by Representative Lambertson.

Legislator was asked to his efforts to bring about such hearing as soon as possible.

Before going further into the charges of Rep. William P. Lambertson that seven members of Equily's council Communists; all having made denials, the association awaited a reply to its letter of refutation that the council is controlled by radicals. Response from the Kansan was received by Paul Dulbell, Equily's executive seretary, Lambertson spilling some strong stuff in support of his allegations.

Lambertson formally replied to Equily's request for suitatactory proof, his communication being received Tuesday (23). He enclosed photostat copies of certain articles, particularly from the Daily Worker, admittedly Red, issue of Aug. 14, 1939. The names of Equity members were included with others and his opinion is that if they are not Reds they are members of Communist front organizations or fellow travelers.

THE HARD WAY

Skowhegan, Me., July 22,

Farce in times acts	by Ailen Buietz,
staged by Melville Bu	rke. Presented by
Malville Ruelre of La	kewood playhouse.
Skawhoven Me July 2	22 '40: \$1.10 ub:
Joe Miles	
Joe Miles	Louise Campbell
Willie Blaine	Albert Huckert
Mary Hill	Joyce Arling
Linnel Tennel	Hume Cronyn
Jarry Klaoner	Don Terry
Lily Blaine	Harriet Maci amoon
Ilmole Henry	Frank Wilcox
Dr. Feeblah	Calvin Thomas
Mr. Skolnlt.	Owen Davis, Jr.
Amos Garlin	Arthur Franz
Miss Zoinits	Virginia Dunning
Mes Hill	Rosalind Ivan
Ray Dr. Graham	Dordon Duff
I unamed woman	Musa: Williams
Subasian	Henry Richar!
and the second	

The Hard Way' is a fast farce by the co-author, Allen Boretz, of Room-Service. It has a potentially surefire theme and an excellent second act. Plenty of good situations and gag comedy; and a strawhat production here that is a Shade better than passable. What it needs in addition to new first and second stanzas is satirically more serious approach to the radio theme and a long period of rehearsal.

satirically more serious approach to rehearsal.

Boretz saw, as who hasn't, a rich mine of comedy in scripting of kilchovite soap peras, but the control of the control of

cuttain falls.

Hume Cronyn, as a guilty swish radio exec, turns in a standout performance, and is only one having real satiric meat. Albert Hackett and Grant Mills, the zany writers, read parts too shrilly for audience comfort and good projection, while Joyce Arling and Louise Campbell playing opposite, are miseast. Don Terry assisting the control of the control

acts shystering lawyer in acceptate asshion.

Melville Burke's directing job, considering the summer stock circumstances, showed hard work, but no George About finish. The third act ended with attendance still in the dark as to the resolution of some of the main plot elements, which means that important lines weren't properly emphasized.

Don.

SHE ATE HER CAKE

SHE AIE HER CARE

Stony Creek, Conn., July 16.

Canniby in three acts, five access, by Journel of the Connection of the

Here is one that is definitely worth juggling around till the right answer is found. Louis Sheeter and Norman Clark, Baltimore advertising exec and drama critic, respectively, whose Window Shopping hit Broadway briefly last season, have struck whose Window Shopping hit Broadway briefly last season, have struck with the season, have struck with the season with the season of the struck with the season with the struck with the season have struck in the season with the struck with the season have struck in the season have struck whose with the season have season have

Lasi week at Chicago, they nominated candidate for the White House. Last week, at Marble Dale, they nominated a candidate for the storehouse. Play is a comedy built around the complications that crop up when a twice-divorced matron finds as her weekend guests her two ex-mates, a prospect for a third altar journey, her two children by her various husbands and a film glamor girl on the hunt for some publicity in connection with a forthcoming stage try. The family is pictured as a nutty group and the play is a consensual to the control of the

Reporters	Philip Harmon .
Reporters	Anthony Payton
Annalielle:	Liouis de Milhau
Annalielle:	Sharon Lynne
William	
Luke	Lauren Gilbert
Hizzoner	.George Anderson
Plano tuner	Art Smith
Trudy	Edith Hopkins
Aunt Augusta Harvey	Jean Gulld
Martin Eccles	Edward Harvey
Henvenulo	Merritt Stone
Penelope.,	Anne Burr

ignore and recompare, the list from proposed control to the control track. They have for interest the control to the control track. They have for interest the control to the proposed control to the

UNDER THIS ROOF

John Taylor, Conway Washburn.

With a barn full of friends of the author, a Boston attorney, Under This Roof' made its debut here tonight to a most receptive audience. In the early scenes, every actor was roundly applauded at his exit and a range of titters to hoots greeted the lines of every pretext. But even with this ideal gathering, the effects of the gin faz or anticipation wore off as the evening waned and midnight neared.

the said the romage cargie is adequately content of the company's person of the romance classification and the romance classification and the romance classification and content of the company's person of the company that the company the company that the com

Andy
Marcia Lane
Severly Lune
Com Conroy William Howell
Sally Wallac
loe Wallace
Dorothy Dorn Sydney Shields
Dick Barton
Michael Lane
Lucia Traversi Cynthia Carlin
Marthu Martha Wright
hels Fred Hunter
Schneider
Garner Peler Van Buren
Ben Cohen

Chesis Robert Remard Gener Presentation of 'Salute Tomorrow' does no service to the memory of the late Cladys Unger, programmed as co-author. Play is another variation on the old straying husband theme, with a Hollywood background which is familiar to the point of banality. Mike and Marcia Lane (McKew Yorkers who have pent the last seven years of their 20-year martied life in the film colony, Mike as a writer and then as a too-flight director. Having come to be recognized as one of those rare model film couples, the Lanes run into trouble—Mike falling for a Brooklyn-born glamor gal who passes herself off as a foreign importation.

Along its generally lugutrious with the couple of entertaining incidental scenes. Episode, for example, in which Sally Wallace a friend of Marcia's, pretends that her own husband has walked out and that she wants revenge—whole thing being a hoax designed to snap Marcia out of the lethargy which has settled down on, her since Mike's departure. Dick Barton's marriage proposal to Marcia. Though she reveals certain mannerisms, such as a habit of running her hand across her forehead, her characterization is fresh and appealing. Morris suggests Mike Lane's inflated ego and makes his lapse understandable. As Dick Barton, who has loved Marcia for years, Hugh Marlowe contributes one of his typically pileasnt perform affathed and manner of the superior of the lether of the lates. The lates were acceptably; Cynthia and Milliam Howell handle the young love interest acceptably; Cynthia carlin is okay as the blonde interloper, and minor roles are well manared by Hugo Ford and Sydney Shields.

Sunny patio set designed by Sidney Redish gives 'Salute Tomorrow' a good send-off. Roy Lockwood's direction is adequate.

A MAN'S HOUSE

A MAN'S HOUSE

A MAN'S HOUSE

Thiblical Great Neck, L. I., July 21.

This is a William North State of the Sta

This is a story of Jesus of Naza-reth—of the four days preceding the crucifixion and the three days following it—as reflected in the lives of a well-to-do Jewish family in the city of Jerusalem. It is in every respect a sincere and moving drama, ideally cast and sonsitively directed. Salathiel is a successful and kindly merchant, but he has little patience with the new-langled doctrine of protherly love being, preached by a Nazarcne who is planning to visit. Jerusalem with His followers. He is upset considerably when he learns them with His followers, which is the property of the support of the supp

who is becoming rapidly one of the Nazarene's most ardent disciples.
When David decides to join desus at nearby Bethany, Rachel leaves, and the provide the property of the provided the pr

Erroi 1 sym second soldier: in the Malverne version.

Man's House' could stand little judicious editing especially on the half-dozen lines which lapse into near-slain and lower the whole tone of the piece. In addition to causing titters among the audience, which otherwise, was held in rapt silence throughout. Listen, you two-and-as nice as ninepence sound much too pat.

As is, there's a 50-50 chance for add way of the strong exploitation and way of the strong exploitation for the strong exploitation of the strong exploitatio

MAN FROM THE BAND

MAN FROM THE BAND
Comedy-drama in three acts, five scores, by Martha Pitleinker, presented by Thear of the Pitleen, directed by Haib McKeen, with next by Edward Sheffeld; at Onley-More and the Pitleen, directed by Haib McKeen, by Haib McKeen, and the Haib McKeen McHaib, mind.

Mary Greene Eliza Chaming, Mary Solbern, Belling Chaming, Mary Solbern, Eliza Chaming, Mary Solbern, Mary Solbern, Eliza Chaming, Mary Solbern, Mary Solbern, Mary Solbern, Eliza Chaming, Mary Solbern, Mary

The Boss, leader of band. Prank Rollinger Tool blue, administration of the Park Company of the Park Compan

Heat Clips B'way After Early Lift: Father,' \$18,000, Night' Down to 11G

Estimates for Last Week

Key: C (comedy), D (drama), R (revue), M (musical), F (farce), O (operetta).

O (operetta).

"DBBarry Was a Lady," 46th St.
(33d week) (M-1,375; \$440). Business improved first part of last week, but in the final two days a heat wave descended and attendance weakened; around \$18,000 for this musical

stayer. Helizapoppin, Winter Garden (66th week.) (R-1,671; \$3.30). Takings up here, too, for most of the week; laugh revue holds its position as one of the most popular in years; rated over \$21,000.

"Ladles in Retirement," Miller (17th week) (D-940; \$3.30). One of the first attractions to go to the road; will jump to the Coast for early September start; another three weeks; around \$6.000 and said to turn some profit at that level.

profit at that level.

"Life With Father," Empire (37th
week) (C-1,095; \$3.30). Easily the
top draw among straight shows; although off somewhat on lower floor
some nights, packs 'em in upstairs
and little under the winter pace;
over \$16,000 again quoted.

over \$18,000 again quoted.

"Louisana Furchase, Imperial (6th
week) (M-1450; \$4.40). Riding on
high with standers some performances except on torrid Saturday;
rated around \$33,000, which is away,
over nearest contender.

over nearest contender.

'Man Who Came to Dinner,' Music Box (40th week) (C-1,012; \$3.30).

Came back somewhat as expected for laugh show, which topped straight plays during winter in point of gross; approximated \$11,500, 'Separate Rooms,' Plymouth (17th week) (C-1,075; \$3.30). Costs little to operate and still expected to last through heated period; with aid of liberal cutrating the takings were about \$5.500.

'The Male Apimal' Communication of the content of the co

The Male Animal. Cort (28th week) (C-1,064, \$3.30). Among the winters will like most often the stresses has been affected, expectant of sticking through summer; \$7,000 estimated.

aviuu estimatēd.

There Shall Be No Night, Alvin (12th week) (D-1,375; \$3.30). On a seven-performance basis: Saturdays out, but an extra matinee; still talked about as most timely drama in a generation and slated into fall period; \$11,000.

period; \$11,000.

"Tobacco Road.' Forrest (254th week) (C-1,107; \$1.10). Finally slated to close after another three weeks (last performance announced for Aug. 17): has run more than six and one half years; a record; down under \$5,000.

\$3,000.

Walk With Music, Barrymore.
Taken off last Saturday after playing six weeks; operated in the red through that period; about \$6,000; much too low for musical.

much too low for musical.

Suspended Musicals

'Higher and Higher,' Shubert, due
to relight Aug. 5; boxoffice open.

Keep Off the Grass,' Broadhurst,
expected to resume late next month
with number of cast changes.

'WIDOW,' \$14,000, GOOD IN L'VILLE

Louisville, July 23.

Eduly 23.

Fifth week of summer open air shows at Iroquois Amphiliheatre wound up with an added perform ance Sunday (21) of Merry Widow. On seven performances, the estimated marker than 1400.

Robert Shafer and Nancy McCord carried bulk of the singing and act-ing chores in 'Widow,' with Jack Sheehan scoring in a dancing spe-cialty.

cianty.

Final week's show is 'Countess Maritza,' opening yesterday (Monday). Extra performance will again be added to this week's bill, bringing season to a close on Sunday (28).

Magic Show N.S.G. In Det. at \$5,000

After two weeks of socko bith the Al Joison-Ruby I with the Al Jolson-Ruby Keeler-Martha Raye musical, Hold Onto Your Hats, the Cass suffered a bad letdown with Dariel Fitzkee's Magic in the Air.

in the Air.

Show failed to draw because of lack of boxoffice names (it features international magiciaris) and pulled out after taking approximately \$5.000 for week's run. Top asking price was \$1.65 nights, \$1,10 matinees.

The Cass marked the end of its summer season with 'Magic' and the house is expected to remain dark un-til September.

Memphis Rain Washes Out 'James' to \$3,600

Memphis, July 23,
Local strawhat musical sagged
badly last week as the rains came
almost daily. One night was stormed
out completely and couple of others
were almost total losses with deluge
up to curtain time. Final take for
week was approximately \$3,600,
show being Little Jessie James!
with Alexander Gray, Ethel Taylor
and Don Gautier.
Memphis Open Air Theatre is op-

and Don Gautier.

Memphis Open Air Theatre is operating on \$5,200 weekly budget and came out slightly ahead on the first week with 'Merry Widow.' Still has three weeks to go.

Current week: 'Naughty Marietta.'

'Skylark' in Four L. A. Shows Nifty \$7,500; 'People' Ends 30th Wk.

Los Angeles, July 23. Gertrude Lawrence is closing Biltnore 1939-40 season with a nine-day Saturday (27). Piece opened run here (18) and first four performnere (18) and first four performances piled up juicy \$7,500, with no advance in prices for opening night. Meet the People' wound up 30 weeks in Hollywood (19) and moved to the Geary, San Francisco, with a second edition replacing at the Playhouse, Hollywood.

Bitmore opens its 1940-41 season Aug. 9 with two weeks run of Flora Robson in Ladies in Retirement. Company is now playing at the Henry Miller theatre in New York and jumps direct to Los Angeles by special train.

Estimates for Last Week

Estimates for Last Week
'Skylark', Biltmore (1,656; \$2.75).
Long-awaited appearance of Gertrude Lawrence winding up ceason
at the downtown legit with substantial grosses. Take on first four performances reached \$7,500, with extra
chairs necessary on opening night.

"Meet the People." Playhouse, Hol-lywood (1,100; \$1.65). Revne wound up 30th week (18) with strong \$5,500 and moved to San Francisco, with second edition replacing.

PHILIP GOODMAN DIES AT 55 IN NEW YORK

Philip Goodman, former producer and author who presented several musical comedy successes on Broadway and was also interested in the way and was also interested in the presentation of a number of straight shows, died of a heart attack Saturday (20) in New York at the age of 55. He had been inactive as a manager in recent seasons, devoting his time to writing plays. He had an arrangement with Lee Shubert for their presentation.

rangement with Lee Shubert for their presentation.

Hit musicals under his banner included 'Ramblers,' which made a run at the Lyric, N. Y., with Clark and McCullough and Marie Saxon in the cast, and 'Poppy,' which afforded W. C. Fields his first speaking part Madge Kennedy made her musical debut in 'Poppy', which played the Times Square. Other Goodman musicals which did well, 'too, were 'Dear Sir' and 'Five o'Clock (girl'. He came a cropper with 'Rainbow', presented in 1928 at the Gallo (now the New Yorker), that show having a Vincent Youmans score. Though the show did not last long, the performance of Charles Ruggles aftracted talent scouts and he landed solidly in Hollywood.

Goodman's first try at Broadway

lywood.

Goodman's first try at Broadway was hit comedy, 'The Old Soak,' presented by Arthur Hopkins at the Flymouth. Play was by the late Don Marquis and had a bootlegger background, one of the show's lines 'Al's Here' becoming a vogue.' Goodman was associate producer and then went on his own. Straight plays he presented were 'Among the Married.' The Wild Man of Borneo' and Washington Heights'.

Washington Heights.

Scripts of his own plays are now in circulation. Shuberts tried out Lady at Large, but it was not brought in: Considered a much better play is Birth of a Hero, which has not been produced. Prior to entering show business, Goodman was an expert in writing advertising copy in Philadelphia and New York.

Current Road Shows

(Week of July 22)

'Hold on to Your Hats' (Al Joi-son, Ruby Keeler, Martha Raye)— Grand Opera House, Chicago, 'Meet the People'—Geary, San

Francisco.

'Meet the People' (2d edition)—
Playhouse, Hollywood.

'Life With Father'—Blackstone

'Life With Father'—Blackstone Chicago. 'Skylark'. (Gertrude Lawrence)— Biltmore, Los Angeles. 'Scarlet Virgin'—Mayan, Los Angeles.

JOLSON FORTE \$24,000 IN CHI

Chicago, July 23.

Al Jolson had a great personal opening in 'Bold Onto Your Hats', with Martha Raye remaining to share audience honors with him. Show opened to \$5.50 top and just missed a sellout, and then went to \$3.85, an unusual high top for Chicago, particularly these days. Last Ziegfeld Follies' here played at that scale.

cago, particularly these days. Last Ziegfeld Follies here played at that scale.

With the top, however, the musical turned in a fine initial session, and figures: possibility of going follows a superior of the session working with a came and a cast on, his broken right foot, but this is not hindering business.

Life With Father continues to excellent business in the Blackstone with remarkably little variation from capacity business in view of the season, weather and length of the season, weather and length of the following the season, weather and length of the following the season, weather and length of the season of the sea

Strawhats

Continued from page 42 MAN FROM THE BAND

allment, and he could not speak intelligibly for months until after a
great many operations abroad.
Mary Greene, as the rich girl,
Barbara Parmley, as the swing
singer, and Richard Sullivan, in the
role of the weak, rich boy, all click
in major parts. Louise Long, as a
baby-talking dilly, and James Crow,
Willard Thompson and Frank Rollinger, as musicians, all dish out
some good comedy, while Elisabeth
Cope gives the Boston aunt just the
right touch without going overboard.
But Miss Pittenger gets the big fanfare for penning a swell story almost fool-proof for playing. Fox.

NO LACK OF MERIT

Litchfield, Conn., July 17.

Litchfield, Conn., July 17.

Drama in three note by Randolin Presence, directed by Jess Wynne, settlings by M. Reaumont, Williams at Litchfield Hills theorie for als days starting July 10, 1990; 4710 to 10.

Randolin Presence of Control of Co

And Career See Wanne Man Gater Warren Young Coroner's report of this play would read stillborn. Nor could the best surgical and medical men of the legit field ever put life into its lifeless body.

Poorly written, directed, acted (all members of the cast had difficulty remembering their lines), the play deals specifically with an anti-conscription theme. Anti-semitism problem is also touched on by the author. Granting that the play, had all the topnotch qualities that would normally bring it to Broadway, it still would have a tough grind ahead of it. Thoroughly saturated with the war in recent months, John Q. Public (according to literary tradeports) is turning to escapist reading Same would be true in his play-seeing. Hall mas been consistently scann talk mas been consistently scann talk mas been consistently still the property of the dailies for weeks.

Play centers about a young blood and thunder pulp writer who wants to do the world good through serious writing. Slowly going blind, hedrops his pulp activities for the heavier stuff, concentrating on anti-conscription writing. Feels that he is only person who can stop the draft of America's manhood, which he bevieves will in no time lead the nation into war. When measure is passed, he returns to the pulp field, pro tem, bitter in soul determined to again try to work for the social betterment of man at a later date.

6 Agcys. Testing Constitutionality Of N. Y. Ticket Law, Timing Suit With License Dept's First Move

'Morning Star' Gets \$4,000 In A. C. W'k

Atlantic City July 23.
Morning Star, with Molly Picon and Joseph Buloff, grossed approximately \$4,000 for week ending Sunday Miss Picon enter the Action four years, at which time she did a play and a short time later appeared in a vaude sketch at Steel Pier.

This week: 'Pins and Needles' is playing Garden Pier.

Rain Threat in St. L. Keeps 'Knick. Ho'iday' With Barton Down to 3G

St. Louis, July 23

First local presentation of the Maxwell Anderson-Kurt Well musical, Knickerbocker Holday, began one-week stand. the Municipal Theatre Assns affresco playhouse in Forest Park last night (Monday), Threats of rain were on tap all day and opening grossed only estimated \$3,000.

James Barton returns to the boards, for the first time in this since he tossed overboard the role of Jeeter in Tobacco Road, which he played for more than five years. His right leg is doubled back and concealed beneath his costume to carry the Peter Stuyvesant role. He copped copious audience approval with his cavorting on the wooden pin, and his warbling. Hope Manning, making first bow of current season, scored in the leading femme role, repeating, successes achieved in the open air theatre during the 1938 and 1939 seasons. Others who click Arthur Kent, New York met prizewinner, John Gurney, met basso, and Stanley Harrison, English comedian.

"Good News," aided by summer re-

basso, and Stanley Harrison, English comedian.

'Good News,' aided by summer resort weather, closed seven-night engagement Sunday (21) with a take of approximately \$36,000, good. Strong opposish was encountered from a huge convention and other outdoor activities. More than \$2,000 saw the piece, which proved the third best draw of the current season.

JAMES O'NEILL IN FRENCH HOSP, N. Y.

James O'Neill, former actor who has been on the staff of Equity in New York for many years, is ill with pneumonia at the French Hospital. He had, but recently recovered from a sprained back due to a fall and over a considerable period he contracted a number of aliments. Despite all this, his exceptionally keen sense of humor was rarely dulled.

His most serious mishap occurred when he was in silent pictures, in which he worked when studios operated in Fort Lee, N. J. O'Neill fell down the Palisades while ridan neck vertebrae. A year or so ago, leg wein burst and a rubber bandage was required so that he could get.

was required so that he could get about. Understood he has a silver

about. Understood he has a silver plate in his head.
O'Neill is a graduate dentist and practiced in Philadelphia, but quit the profession and went on the stage. He was a melodramatic leading man and appeared in stock for many seasons.

Legit Cues

Joan Miller, legit actress and nger, has changed her name to Joan

Mercer. | Walter Wagner staging Jules Le-venthal's 'See My Lawyer' production. Virginia Campbell doing a color

dance short.

George Abbott is playing a small part in the screen production of "Too Many Girls," which he is producing

many Girls, which he is producing and directing.

Ruth Holden will replace Shirley Booth when 'The Philadelphia Story' resumes its road tour in the fall.

Synchronized with the delayed move of Paul Moss, license commis-sioner for New York, who called ticket brokers and managers' repreticket brokers and managers' representatives to his office to explain new regulations drawn up by him and the police department, a suit was. filed Friday (19) N. Y. supreme court, on behalf of six agencies which contend that the new state ticket law, called the Mitchell bill, unconstitutional. It is the test, planned since Governor Lehman signed the measure and papers were served on Moss' and Police Commissioner Lewis J. Valentine.

Unon being served with the sum.

signed the measure and papers were served on Moss and Police Commissioner Lewis J. Valentine.

Upon being served with the summons, Moss postponed' the session with the ticket men. Indicated the legal proceeding was the reason, though he stated he would be out of the city.

William A. Hyman, former asistant state autorney general, was retained by the brokers. He explained that the penalities for violating the law, which limits the premium on all tickets at 75c, are so severe the brokers were forced to initiate the action to determine its constitutionality. It provides for a fine of \$250 for each violation and the liability of revocation of the license, although the law has not actually started to function. With the papers returnable next Monday (29) the suit acts as a stay for putting the Mitchell bill finto force.

Brokers' attorney believes the law is not constitutional because it violates the property rights provision in the 14th amendment. He says the bill is a replica of a measure passed 1922 which limited premiums on tickets to 50c and which was ruled out by the U.S. supreme court as price-fixing. Hyman adds that, as the new measure applies only to the city of New York it was passed illegally because the stat-constitution must first be requested by the governing body of each locality affected. No such request was made, it is averred. New law ties up with the ticket oden operating, but the code only pertains to legitimate attractions, while the law includes sports, concerts, etc., as well.

Old Ruling May Be Reversed.

Old Ruling May Be Reversed

certs, etc., as well.

Old Ruling May Be Reversed

Those who have furthered ticket control concede the high tribunal's rejection of the 1922 statute, but believe that, as the complexion of the supreme court has changer since then, a reversal would be likely. Hyman also contends that agencies make only small profit without price limitations, that the new law may make it impossible for them to continue in business.

Objections are made to the regulations surrounding the new law, quiring all employees to be fingerprinted, prohibiting resale of tickets from one broker to another, subjecting them to criminal prosecution for violations. Set forth that there were 74 new plays produced last season, of which 51 were failures. Critics are quoted to indicate that the onus could be put upon the brokers for the flops.

Total ticket sales as set forth in the papers amounted to \$12,658,800 during a period of 991 playing weeks last season. Previous season the total was \$12,751,000, when there were 1,061 playing weeks. Tickets

Total ticket, saies as sections in the papers amounted to \$12,658,800 during a period of 991 playing weeks last season. Previous season the total was \$12,751,000, when there were 1,001 playing weeks. Tickets for sporting events are sometimes in the said of the sporting events are sometimes in the said of the sporting events are sometimes in the said of the sporting events are sometimes in the said of the said o

Cowbarn Biz Better; 'Lilacs' Click, Miriam Hopkins S.R.O., Dennis Big

Westport, Conn., July 23.

'Green Grow the Lilacs,' with Betty Field, Mildred Natwick, Winston O'Keefe and Arthur Hunnicutt, and billed as directed by John Ford, had a satisfactory week at the Country playhouse here last week. Sellout benefit party Tuesday night (161 helped, and business built steadily through the week on favorable word-of-mouth plus some boost from local reviews.

Miss Field, who gave up a Hollywood layoff-with-pay to fly east for the engagement, gave an exceptional performances in the lead part created by June Walker, while Miss Natwick was also praised in the Helen West ley role, and O'Keefe and Runnicut were varyingly impressive. Production is playing the McCarter theart. Princeton, N. J., this week, in exchange for the latter's presentation of The Bat, with Claudia Morgan. Next week Miss Field will do Coquette' at New Hope, Pa. However, she expects to be called back shortly by Paramount to begin shooting 'Little Shepherd of the Hills; which is currently getting final script doctoring.

Although John Ford had agreed to stage 'Lilacs' here and was expected tight up until opening night, he lever appeared. Resched by phone several times by John Haggatt, codirector of the playhouse, he explained he was held on the Coast by film commitments, but expected toget away in a day or two. Actual direction, which was generally prissed, was handled by Haggatt, who explained that he followed ideas he and Ford mapped out together in Hollywood last spring.

Part played by O'Keefe had first

who explained that he followed ideas he and Ford mapped out together in Hollywood last spring. Part played by O'Keefe had first been announced for John Payne, but the latter backed out because of film assignments. Ward Bond was billed for the heavy, but he likewise failed to show, so Hunnicutt took that role.

Miriam Hopkins Draws Big \$4,500 in White Plains

Big \$4,500 in White Plains
Miriam Hopkins, guest-starring in
The Guardsman' last week at the
Ridgeway theatre. White Plains,
N.Y. drew virtually a capacity gross
of \$4,500. It was the third sellout
out of the four weeks the strawhat
has been open this season. Opening
two weeks went clean with the rerue tryout, Two Weeks with Pay,
and the third involved a small loss
on Grace George in 'Kind Lady'.
House seats 504, at \$2.20 top. Although it failed to break even due to
the heavy production nut, despite
sellout business, 'Pay' was figured a
worthwhile investment as the musical is slated for Broadway presentation this fall and the tryout revealed
necessary revisions.
This week's bill at the spot is Ethel
Bartymore in 'School for Scandal.'
Only other tryout of the season will
be 'The World Walks In', script held
by John Golden, which will be
preemed the week of Aug. 12.

Bucks County Big Better

Bucks County Big Better

New Hope, Pa., July 23.

Bucks County theatre, in its second season, is running somewhat ahead of last semester's profitable



CAL-NEVA LODGE SHOE COUNTY, NEVADA

Mgt.: WM. KENT 1776 B'way, New York

(Opened Monday (22), unless otherwise moted)

'A Man's House, by John Drinkwater, at Chapel theatre, Great Neck, L. I.
The Hard Way, by Allen Boretz, at Lakewood theatre, Skowhegan,

at Lakewood theatre, Skowhegan, Me.

Salute Tomorrow, by Marjorie Leonard and Gladys Unger, at County theatre, Suffern, N. Y.

The Walrus and the Carpenter, by Noel Langley, at Farragut theatre, Rye Beach, N. H. (opened last night—Tuesday).

Lot's Wife, by Peter Blackmore, at Community theatre, Spring Lake, N. J. (opens tonight—Wednesday).

'Deny the Heart,' by John Simon Rodell, at Parrish Memorial Hall, Southamplon, L. I. (opens tonight—Wednesday).

'Lee of Virgi', by Edward Boy-kin, at Barter theatre, Abingdon, Va. (opens tomorrow—Thursday).

Va. (opens tomorrow—Thursday).

(NEXT WEEK)

(Open July 29, unless otherwise noted)

By Any Other Name, by Warren Ferry Munsell, Jr., at McCarter theatre, Princeton, N. J.

'Crazy With the Heat,' revue by Kurt Kaszner, Rudi Revil, John La-Touche and others, at Red Barn theatre, Locust Valley, L. I.

'The Royal Roost,' by Richard Divenger, at Stanford (Conn.) Community playhouse.

'Cross Your Fingers,' by Eddie Nugent, at Hunterdon Hills playhouse, Juliand, N. J.

'Fallen Angels,' by Noel Coward, at Cross Roads theatre, Bailey's Cross Roads, Va.

'Summer Heat,' by Everett Glass, at Coch House theatre, Oconomowoc, Wis.

'Wind in the Salls,' by Dan Ta-theroh et Community the Community the Community of the Communit

woc. Wis.

Wind in the Sails, by Dan Totheroli, at Community theatre,
Spring Lake. N. J. (opens July 31).

The White Pony, by Marion
Lloyd, at Woodstock (N. Y.) playhouse (opens Aug. 1).

Gillmore

Continued from page 41_

Continued from page 41
around \$40,000, it is estimated. The
coin was obtained by loans from the
affiliates which may write the items
off their books. Formation of the
American Guild of Variety Artists to
supplant the AFA was another costby move, mainly due to its loans
from other talent unions from time,
to time. Equity for one will not
consider cancellation of advances
made to AGVA.

At the Four A's meeting a committee was named to work out further econômies and it is expected
that the present offices will be dispensed with. Those named to consider ways and means were: Paul
Dullzell, Equity, Emily Holt, Amercan Federation of Radio Artists, and
Florence Marsten, of the Screen
Actors Guild in New York

Actors Fund 1st Benefit

Saratoga Springs, July 23.
The first big Actors Fund benefit in the history of Saratoga Springs will be started at Convention Hall here Aug. 18. Announcement of this was made by Daniel Frohman, who will come to the Spa via special car with a group of Broadway 'names' on that day.
Sue Seymour Cooke is due here this week to handle the business end.

Sherman-Webb's Play Primed for Luella Gear

Charles Sherman and Kenneth Webb are collaborating on a straight comedy about divorce, tentatively titled 50 Ways to 10 It. Luella Gear, for whom it's intended, has okayed the first draft, and the pair are now writing in the dialog. It's slated for fall presentation on Broadway, but the production setup isn't revealed.

way, but the version of last sea-son's 'Streets of Paris,' while Webb wrote the book of 'Gay Divorce' and has more recently been active in radio scripting. He's in the B.B.D. & O. radio department. Miss Gear appeared in both 'Streets' and 'Di-vorce.'

Equity-Reds

Continued from page 41. printed in Equity's monthly maga-

printed in Equity's monthly magazine.

Committee appeared to have been the principal basis for the charges, but only some of the councillors named belong to TAC. Latter itself has issued a denial that it is Communistic. It was charged with being a front for that party and at least one who believes declared he would prove it.

So far no such pioof has been forthcoming, nor has any individual in show business, been definitely identified as being Red. Despite TAC's protestations, an Equity leader stated that the text of its house organ clearly indicates a leaning, if not liking for the Red principles, even subsequent to the tieup between Stalin and Hitler, which doubtless alienated some groups who previously were supposed to have radical tendencies.

TAC benies Red Leanings

TAC, in a letter to Lambertson, sets forth its objectives as principally the defense of civil liberies, raising the standard of living and truther security of its members. Its letter to Lambertson denying that its Communistic or any other istic over the signature of its executive secretary, Adelaide Bean, reads in part:

We in the theatre field are fa-

is Communistic 'or any other sitic, over the signature of its executive secretary. Adelaide Bean, reads in part:

We in the theatre field are familiar with the charge of red-balting. We still remember when Frank Gillmore, presently president of the Four AS, was accused of being a bolshevik merely because he was a leader of the actors' strike in 1919. Similarly, we of Theatre Arts Committee are accustomed to the charge of being red. We have answered it again and again, in public rallies, and in the public press. If it is necessary, we say once more then: Theatre Arts Committee is not Communistic or any other istic, but it is a democratic organization responsible at all times to its membership. The four things for which Theatre Arts Committee stands are eminently reasonable and devoutly to be desired, it seems to us, by all men of sood will. They are: increased security and more jobs-for those who work in the entertainment field, a resolute fight against America's involvement in the war, a defense of our American civil liberties, and the defense and extension of our American did with being subversive. It follows, then, that membership in the Theatre Arts Committee is not de facto a reason to charge any inclividual with being subversive effort to split the unions in the entertainment field, are all your statement, because we see in it a subversive effort to split the unions in the entertainment field we do not wish to see show business unions weakened and distracted from their efforts to raise the living standard and further the security of their members, by the irresponsible fullminations of an illinormed individual. We are inclined to believe that you are trying to smear the Theatre Arts Committee are inclined to believe that you are trying to smear the Theatre Arts Committee are alarmed and worth the security of their members, by the irresponsible fullminations of an illinormed individual. We are inclined to believe that you are trying to smear the Theatre Arts Committee are inclined to believe that you are try

No More Opera Fees

which seven any on the percention with a least of the appearance of the number of the appearance of the diverger as Enrich Caruso.

The Met may engage a singer for no more than three-year period, cluding options. This eliminates the old five-year agreements made with such singers as Enrico Caruso.

The dates of the appearance of the engaged singers at the Met shall be fixed by the Met in its absolute discretion. If an artist is engaged for five performances or less during a season; the dates shall be fixed by mutual consent.

The 'Met is granted for a period of one year, the exclusive right without payment of compensation, to broadcast and televise from the stage any performances, concerts or engagements in which the artist appears, by wireless, radio telephony or any means now in use. The Met shall have the right to use the artist's name in publicity for the broadcast or persons or companies sponsoring these broadcasts, but no name or photograph can be used to sponsors a broadcast without the written consent of the artists involved.

This clause eliminates the possibility of commercial sponsorship without payment, unless the name of the artist is not used in the sponsorship Although AGMA's agreement runs to 1943, it has granted the Het only one year, since none can predict the effects of Television should it suddenly become more marketable.

The singer agrees during his engagement that he will not perform without the written consent of the

should it suddenly become more marketable;
The singer agrees during his engagement that he will not perform without the written consent of the Met in any other company, or under any other management. However, the written consent of the Met may not be unreasonably withheld.
Artists need not be paid by the Met for performances in which they were unable to appear through illness or otherwise being vocally or physically unfit. However, if the Met engages an artist for a number of performances, and then is unable to cast the singer in these performances it's liable for the full amount of the contract, whether the singers appear or not,

able to cast the singer in these performances it's liable for the full amount of the contract, whether the singers appear or not.

An act of God and a war clause is included in the contract providing in the latter case for two weeks notice for cancellation of contracts in any war in which the U. S. is involved, or in which its interests are so affected as to hurt the possibilities of the singer's appearing or the operas being given. AGMA and the Met in inserting this clause had in mind the possibility of sudden unpopularity in the U. S. of certain forman or Italian singers and operas of both nations. The Met emembers only too well, its forced cancellation of any Wagnerian performances in the first world war. The Met shall not be allowed to deduct, discount, apply booking fees, remit or in any other way take off compensation from an artist's salary, except such taxes as are required by law, or fees due to AGMA. The singer may accept cash, or checks from the Met without notations that they represent payment of the missing amount.

The standard dancers contract infull and be entitled to later payment of the missing amount.

The standard dancers contract also in the main contract is similar to the singer's contracts, providing the same protection, with the terms being the same sthose listed above. The contract was signed for the Met by Edward Johnson, general manager of the company, Mrs. Herbert Witherspoon, returning from month's California visit yesterday (Tues.) also brought with the rife signed contract of the Los Angeles and San Francisco opera companies, which, added to the Chicago contract signed in May, gives AGMA 100% representation in every opera company of note in the U. S. Signing of the contract also allows the Met to sign its singers for the season starting Dec. 2. To date it season starting Dec. 2. To date it

allow favors which might not be has not been allowed to sign one granted to artists of similar ability). If any member of AGMA fails to keep his Met contract or breaches it in any way, the Met may file a complaint with AGMA who will discipline the singer. One of the most important is the complete elimination of the contract shall be settled by arbitration in accordance with the rules of the American Arbitration Assn. Either party may demand such arbitration in writing which demand shall include the name of the arbitrator appointed by it. Within three days the other side shall appoint its arbitrator with both arbitrators appointing a third within five days. Hearings shall be on two days notice and shall last no more than 14 days. Awards shall be made within seven days of that period and shall be inding on both sides.

Three-Year Limit

The Met may engage a singer for no more than three-year period, cluding options. This eliminates the old five-year agreements made with such singers as Enrico Caruso.

The dates of the appearance of the agraged singers at the Met shall be kinded by the Met in its absolute dissertion.

'Road' Closing

Continued from page 41_

"Road" Closing

Continued from page 41

was invariably higher than in New
York, where the scale has been
lower for three years. Most engagements out of town were from three
to four times the gross at the
Forrest.

50 Losing Weeks

Admitted that 'Road' had at least
50 losing weeks, but these were more
than equalized by the road profits,
Low water mark was \$2,200 last
summer and it is claimed that tha
takings this summer were slightly
above that figure. Several months
ago the top was reduced to \$1.10 after having been lowered to \$2.20 and
\$1.65 at various times. Idea of attempting to span another, summer
was based on the World's Fair, but
evidently the show has about usedtup nearly all of its visitor draw.
'Able' was playing at \$3.30 top and
never cut the scale, although it, too,
was in cut-rates on many occasions.
Deal is on for the film rights to
'Road,' 20th-Fox being interested.
Sale was dependent on the date of
release, which is said to have been
agreed on. Claimed bid for the
rights is \$150,000. There were five
leads (Jeeter Lester) during the run,
the part being supposed to be actorproof. They were Henry Hull, James
Barton, James Bell, Eddie Garr and
Will Geer.

Original managerial set-up was
Jack Kirkland, who adapted the
afram from Erskine Caldwell's book,
Sam H. Grisman, and Harry Oshrin,
with Anthony Brown, who staged
the show, said to be in on a percentage. A year or so ago Grisman,
who operated Road,' withdrew from
the outfit after going overboard
through leasing a number of Broadway theatres, guessing that the Fair
would create a house shortage, which
it didn't.

Engagements

Melissa Mason, Paul Draper, Mill Monte, Philip Loeb, Arthur Hunni-cutt, Ralph Bunker, Tess Gardells, Joseph Vitale, Fairfax, Loretta Say-ers, Eric Roberts, 'Little Dog Laughed.'

Laughed.'
Arlene Francis, Calvin Thomas,
Sidney Lumet, Frederic Tozere,
'Journey to Jerusalem.'
Ernest Truex, Jean Dixon untitled'
Kaufman-Hart play.

GREAT OPPORTUNITY!

design in different tones of rich rose. Lattler urg land woven in one piece. Approximately 90 ft. long by 22 ft. wide. Percented by Mr. I. J. Fox Eitth Avenue Furrier, for one of his fur saloss, at the auction of Parson's Stadow Lawn Estate at Long Branch last month. Only reason this excellent the sale of the sale of the sale in the sale of the sale of

Lucille Lafarge, wife of Cecil Lyle, getting over serious illness.

Eddies.

Joe Loss' new vocalist, replacing Chick Henderson, who is on Government munitions, is Bob Arden, 17-year-old son of Johnny Sharp, boxing promoter.

Lynn, Ambrose's crooner, ing single act in vaudeville.

Broadway.

Antoinette Perry to Denver to visit

Antoinette Perry to Denver to visit mother.

Dick Murray in Mlami conferring with Max Fleischer.
Fred Schang, Jr., of Columbia Concerts, rusticating in Maine.
Freddie and Rae Schader motored in from Detroit to visit Broadway, Stork Club being enlarged for banquet and special party facilities.
Barney Balaban weekended in. New England visiting his son at camp.
Terry Turner returned to town Friday (19) from Bartlesville, Okla. and Chicago.
Monty Gowthorpe just can't fig-

Terry Turner returned to town Friday (19) from Bartlesville, Okla. and Chicago.
Monty Gowthorpe just can't figure out that backgammon game and how it's played.
Kenneth Clark, Hays office publicity chief, returned from three-week thaurie, Jr. broke little finger walking the dog around. Mark Hanna broke big toe swimming. E. V. Richards health reported to have substantially improved. He's morthern waters on his yacht. Bob Smeltzer; Warner's central district sales manager, in town last week to huddle with Roy Haines. Testimonial dinner to Al Hyde, legit treasurer, at No. 1 Elks Sept. 14. Pat Liddy chairman of committee. Hattle Altoff, cafe booker with CRA, spells hern name that way, not Althoff, as in last week's Yola Galli Michael Todd ('without appendix')

ad.

Michael Todd ('without appendix')

the way his letterheads now read, since being discharged from Polyr clinic.

Mother Leone leaving for Coast. Going away party tonight (Wed.) will have Rudy Vallee chief entertainer.

Jim McFarland, who has just joined Par's press book department, has 80 milk cows on a farm he owns

Jim McFariant, who mas so joined Par's press book department, has 80 milk cows on a farm he owns Jersey.

Robert B. Abdrews, radfo and scenario writer, back to the Coast yesterday (Tuesday) after biz huddles: east for a week.

Oscar Serlin, has become a country squire, purchasing house and farm at Cornwall, Conn., owned by Dick Halliday, Paramount story editor.

Barrett McCornick flew. Sunday night (21) to the Coast to look at mey product and conte with Electric and the content of the Coast of the Coas

solving a castern Theatre Owners convenuent there.
Rodney Bush publicity aide to Charles McCarthy, passing up sumer vacation to take his next winter. Too much work on new 20th-Fox

Too much work on new 20th-Fox product.

To much work on new 20th-Fox product.

He was fuchs, Pathe News music efformed lesste Lebson, who were married Sunday (21), left immediately atterward on a motor trip to California.

Lily Pons and Andre Kostelanetz to the Coast for concert dates and then to Honolulu for vacation. Humphrey Doulens advance-drum-beating for the concerts.

When Jerry Horwin, playwright and scenarist, returns to the Coast in early fall he'll wed Betty Judell, and seemarts, returns to the Coast in early fall he'll wed Betty Judell, and seemarts, returns, back from Europe with his family, arther, two-thermode his energil headquarters.

Lewis Harmón, Broadway legit palabas turned in his notice as blurber for the Clinton Playsures. ne made his general headquarters.
Lewis Harmon, Broadway legit p.a. has turned in his notice as blurber for the Clinton Playhouse, Clinton, Conn., effective Aug. 3. He'll bicycle through Connecticut and Massachusetts.

through Connecticut and Massachusetts.
Dixie Tighe (Mrs. C. V. R. Thompson). N. Y. Post columnist, adopting, four children of Mrs. Christianson, wife of the London Express editor, who came over with them last week. Murray Powers, Akron Vaniery mugs, has been named an instructor in the journalism department at Kent State University, Kent, Ohio. Powers also is Sunday editor of the Akron Beacon Journal.
Nana Goliner planing from Hollywood to make her first New York appearance Aug. 1-2 in the title part in Giscile with the Bailet Theatre at Lewischn stadium. Tilly Losch making her debut the same night with the Bailet Theatre in Goya Pastoral.

Atlantic City By Mildred T. Carter

Lenny Ross m.c. at Cliquot

Club.
Andrews. Sisters signed to appear
Steel Pier August 4:10.
Steel Pier August 4:10.
Get Fred Sister Sis

oren paying kenatus Tavern on Borrdwalk. May Desmond Players will give Stusan and God' this week in Vent-nor Pier Theatre. Charlie Arthur is m.c. of Bothwell Browne's revue at Chez Paree, Boardwalk nitery. Aljce, Burch, soprano, teatured in

third of series of Sunday night concerts by Vincent E. Speciale on
Ventnor Pier.

Alberto and his rhumba orch playing at Herman's Music Bar. Dolly
Parker and Jimmie Solar vocalists.
Teva Gorodetsky and his gypsy orch
returned for short turn.

Helen Parks, formerly with Orrin
Tucker's orch, singing in fashionable Stratosphere Room of Traymore beachtrontery. Bill Madders
orch plays and Castane and Barry
dance. Ben Perry is m. c.

Al Donahue's orch began week's
engagement on Steel Pier Saturday
(20). Alex Bartha's orch alternates.
The Vanderbilts, acrobatic tap dancers, head vaude bill with Ben Yost
minstrels and Lewis and Van,
Woody Herman's swing band began week at Hamid's Million Dollar
Pier Sunday (21). Eddie Morgan
orch alternating. Vaude bill includes Johnny Masters and Rowena
Rollins and Claire and Shannon.

Vera Lynn, 'Ambrose's crooner, is now doing single act in vaudeville. Reported here 'Howard Welsch is dickering with 'RKO-Radio Pictures. To producer post.

Owen McGiveney in receipt of cable from his wife that he has become poppa of a boy.

Elizabeth Stavitzki, aged 63, mother of Raya Dollion' (and Raya Sisters) died in Paris.

Madeleine Carroll received her nal divorce decree from Captain Philip Astley on June 24.

Tom Arnold to tour Richard Tauber in revival of 'Land of Smiles,' starting early in August.

Norman Thomas, Jr., playing vaude here as Norman Thomas trio, wed Fanny Holman, local dancer, Associated British Pictures Corp's. The Farmer's Wife,' remake after 10 years, will have two 'directors, Norman Lee and Leslie Arliss.

Ada and Eddie Daros have split. Ada doing single in Wade-Ross touring revue, while Eddie has taken their son in act, working as the Two Eddies.

Joe Loss' new vocalist, replacing.

Stroudsburg, Pa.

By John J. Bartholomew

Dorothy Waldo Phillips at Skytop.

New 'Skyrackets' in the offing.

NBC's Fran Shinn announces'
Myckoff dept. store hour via WEST.
Easton.

Maurice Dumoff's Continentals playing in Penn-Stroud hotel's airconditioned grilli.

Frank L. Hantly Taided by state induor control board agents and state troopers following complaints.

Buck Hill Players will present Wesleyan University's Paint, and Powder Club success. The Commuter' by Ralph Pendleton, July 26 at The Inn, Buck Hill Falls. Author will direct.

First annual Pocoho open bridge tournament at Buckwood Inn for Fred Waring. Shawner Condense of the Myches of the Power Condense of the Myches of the Mych

Wanger

Continued from page 3

verstone, United Artists head, on disverstone, United Artists head, on distribution of 'Voyage' and 'Foreign Correspondent,' both of which will be ready for release by September. Correspondent' cost \$1,440,000, and 'Voyage' almost \$1,000,000, as a result of which Wanger is taking a personal hand in the selling to insure her success. He revealed that he will start no more production until late fall or perhaps the beginning of the year, while he determines how the current pair of films do. In the meantime hell travel through the country confabbing with exhibs on the pix.

on the pix. 'Paid for Not Working'

Paid for Not Working*
On the cost situation, Wanger declared that one of the troubles is that many people are getting paid and not working.

That isn't carelessness, he delared, but part of the evolution of the business. When I started with Paranhount, we were making 100 pictures a year. Only five years ago I made 12 pictures in 13 months, Star and directors were making 10 pictures a year. Now they don't make more than three. As a result, people are paid who aren't working, but only gradual evolution will straighten the situation out. Gestapo, ough Films, in course, 20th Century-Fox, as quota 20th Century-Fox, as quota Metro.
Richard Tauber's debut in vaude-ville, at Hyams Brothers' State, Kilburn, upped biz to over \$7,000, which is 25% above current intake for house. Tenor grabbed 30% for his constant of the consta

Among other observations by the producer was that radio is more conscious of its obligation to the conscious of its obligation to the public than pictures, because exhibe won't use 'sustainers' no matter how good, and despite the fact that they build up new film audiences. Willingness of exhibs to play unusual pictures would create more screen variety by giving producers incentive to get away from 'stereotyped material. He mentioned 'Grapes' of Wrath' as an unusual picture put over by a great ad camapign and, in this regard, remarked that film advertising is as stereotyped as pictures.

Plug for New Sound

Plug for New Sound

He also declared that the industry idoesn't know enough about itself and advocated more fact-finding such as Dr. George Gallup is, now doing, Next revolutionary step in the industry, Wanger said, is as big as sound itself, will be the general use of the new stereophonic sound. It will bring on a whole flood of musical pic because reproduction is so good; he predicted.

Wanger said he is a great believer in eastern production and sympathized with Mayor LaGuardia's campaign to bring 25% of all production to New York—if there were proper facilities. There aren't, however, he said.

said.

'The majority of the talent that Hollywood is now living on,' Wanger declared,' was developed in the east. These players would have never been acceptable on the Coast, but they grew and developed in New York and that process could be con-tinued were there still production

London

ance in the Municipal Theatre Assn.'s Forest Park theatre.

Abe Bacon, father of Max Bacon, died at 59.

Pyramid Productions have shelved Mein Kampi' film.

ance in the Municipal Theatre Assn.'s Forest Park theatre.

Tony Martin of the screen and radio skedded for a one-night p.a. at the Forest Park Highlands, major amusement park, Saturday (27).

Gate receipts for one night at the Cahokia, Ill., Speedway, midget auto track, across the river, were donated to Johnny Bendel, who was injured seriously in smashup two weeks ago. Art. Kawell and Harold Burian, who will open the Casa Loma dancery in South St. Louis next fall, and Al Damm, operator of the Colinsville, Ill., Park ballroom, are sponsors of a one-night engagement of Glenn Miller and his band in the Municipal Auditorium Friday (26).

Chicago

Anne Nichols in town discussing her deal for 'Abie's Irish Rose.'

Al Jolson opening on Monday (15) a smash sell-out, with ducats sought

amry:
Fred Bartow has resigned as n
est press agent for the War
tros, exchange, Ken Murray and Bob Hope among the show people in for the Demo-cratic nominations.

George Raft around town and catching most of the fistic matches and the ball games.

Jimmy Petrillo doubled between the Musicians Union and his delegate seat at the Democratic convention.

seat at the Democratic convention.
Madge Plau Kelly in from the
Coast to set syndication of her
Guw'nor Says' and 'Quillosoph' cartoons and chatter.
Mayor Ed Kelly presented visiting
newspepermen at the Democratic
convention a general pass book with
oakleys for all theatres, race tracks
and baseball.

New Type Raid _Continued from page 1.

ment munitions, is Bob Arden, 17year-old son of Johnny Sharp, boxing promoter;
Alfred Esdaile, managing director
of Prince of Wales theatre, playing
Present Arms, has taken show over
from Tom Arnold & Harry Foster.
Cast on percentage.

"Me and My Girl, after running
two and a half years at the Victoria
Falace, after twice announcing it
would close, has decided again-tocarry on indefinitely.

The new Imperial heatre at
Brighton, built by a syndicate headed
which opened April 9. Cand Llyn
Reason given: war conditions.
Paramount still talking of producing. A. J. Cronin's 'Hatter'
Castle, although no director set,
some time in August, with Robert
Morley being dickered for lead.

Sam Joseph submitted Jack Bilbo's
book, 'Top Hat Crook,' to Moss Empires; to be turned into play. When
M. E. was ready to talk biz, they
found author had been interned.

M. E. was ready to talk biz, they
found author had been interned.

"Although no director we'
which recently closed healthy run
at Criterion theatre, and wants Alice
Delysia to tour in her original role.

Leslie Howard has acquired film
rights to Wolfgang. Withelm's story,
based on European refugees tragedies, with Scarlet Pimpernal background, in which he will star himself.

Cella Johnson has given up her
part in 'Rebecca, currently at
who scored in 'Jeannie,' takes her
lace.

Night Train to Munich, headed
for the Empire, was originally titled

Continued from page 1

checked. Whole thing took about an hour. Waitresses continued to serve drinks to those who wanted them but there was no music.

Agents declined to say how many persons under 21 they discovered being served drinks, preferring to make their findings direct to Liquor Control Board in Harrisburg. Report will determine whether or not Green is to be cited again for violation of his booze license. his booze license.

At same time, Yacht Club ran

is to be cited again for violation of his booze license.

At same time, Yacht Club ran afoul of Liquor Board with its outdoor Patio Barge, Open-air spot atlached to anchored boat at river wharf had been in operation for only two nights when Board Agents informed owners they'd have to stay inside pending an okay from licensees. Seems place wasn't specified, being a new addition, in Yacht Club's application for a license and therefore was against the law. So for last fortnight, Patio Barge has been closed but owners expect a green light for it from the board sometime this week Merely a technicality but it's kept Yacht Club from running open-air barge when it would have done most good, during hottest spell of year.

Toscanini

Continued from page 1.

burn, upped biz to over \$7.000, which is 25% above current intake for house. Tenor grabbed 30% for his whack.

Jack Buchanan's musical. Top Hat and Tails, folded after 14 weeks to the proper of the control of the con Montevideo, Uruguay, the admission scale ran to \$5-\$6 top in American money value. B.A. ran the scale to \$8-\$9 and got it. Specs were reported getting \$50 pair for choice legations.

to \$8-\$9 and got it. Specs were reported getting \$50 pair for choice locations.

Americans' Coup
Yankee businessmen were delighted with the effect of the trip, which coincided ideally with events in Europe and the world-wide spread of pessimism at German successes. One called it an emotional cullet for something other than misery. It was evidently a consciousness that the Yankees were scoring a neat coup that gave the Italians their burst of ill-temper.

Most of the 18 concerts during the 29 days of the four were broadcast on South American stations and eight were shortwaved back to the United States. Two NBC engines made the trip to handle this aspect.

The party accompanying Toscanini included for Bevel the NBC ven

made the trip to handle this aspect. The party accompanying Toscanini included John Royal, the NBC vp. who took an airplane at Trinidad and flew in ahead of the ship, Others were Samuel Chotzinoff, of the New York Post, the man who got the maestro for NBC. L. J. Fitzgerald, who handled all the business detail. Dan Russell, a bi-lingual announcer, Wallace McGill. a music librarian, and Phillip Barber, who acted is a liaison with the latin press, etc.

Superstitutous musicians told å tale

liaison with the latin press, etc.

Superstitious musicians told a tale
of their aversion to playing 'Danse
Macabre' and the resultant death of Macapre and the resultant death of viola-player Jacques Tushinski, who was sideswiped by a local omnibus. His body comes in on the ship following the orchestra.

Hollywood

Oscar Serlin divorced in Reno Herbert Sorrell bruised in a mo

rash, ' John Ford cruising in Mexican

waters.
Armand Schaefer to Idaho on a fishing trip.
Henry Ford and party gandering the film studios.

Armand Schaefer to Idaho on a shing trip.
Henry Ford and party gandering the film studios.
Brenda Marshall and William Holling the film studios.
Brenda Marshall and William Holling the film studios of the film studios of the film studios.
British Clayton recovering from a stomach operation.
Ben Carter changed his film name to Shadrach Carter.
Walter Wanger back from a business trip to New York.
June Preisser heading for New Orleans, her home town.
Charles Starrett winding up five-year contract at Columbia.
Masquers Club throwing testimonial dinner for Gracie Fields.
Mickey Rooney to British Columbia for three-week vacation.
George Sherman pinch-thirth growing the film of the film o

Australia

By Eric Gorrick

Pic biz high with right fare. U.S. dominating marquees.

Busman's Holiday folds in Melbourne after poor legit run.

Hoyts donating ambulance to Red Cross for service abroad. Charles Munro behind scheme.

Williamson-Tait preems 'Ice Follies of 1940' this month. Repeat run of Switzerland Ice Show not successful

same spot.

same spot.

New war tempo finds newsreel theatres back into favor as spot clips reach here via the air route for quick screening.

quick screening.

Covent Garden Russian Ballet
doing only soes biz in Adelaide for
williamson-Tait. Moves into Sidney
next for repeat run
After 10 years Greater J. D. Willams, unit of greater J. D. Wilper a control of the control of the control
per share to stockholders.

pay a dividend of about six centsper share to stockholders.

Fifty employees of Greater Union Theatres have enlisted for service overseas. Many loops are already feeling the shortage of mapower. Increased employment in all industrial centres brings welcome biz to theatres spotted in these zones. Night spots also continue to do good bizh spots also continue to do good bizh spots also continue to do good bizh spots also continue to do good spots are upping advertising rates owing to rising operating costs brought about through war conditions. Film loops intend reducing space to offset the increase.

Jack Joyce and V. O. Djubinski will endeavor to float a unit shortly for the presentation of vaude-revuen Sydney and Melbourne. Former is an American, with latter previously holding interests in India. Home talent will be the mainstay. Following sinking of the Canadian steamer 'Niagara' by a mine off the coast of New Zealand, several U.S. acts, including Ann Suter, Barbara Blane and Gilbert Bros., cancelled return trip by U.S. boat and will remain in this territory for some time.

Wallace Parnell running a 'Crazy Wallace Parnell running a 'Crazy

will remain in this territory for some time.
Wallace Parnell running a 'Crazy Show' at Tivoli, Melbourne, on two-a-day, Lineup includes Edwin Styles, Jenny Howard, Percy King, Bob Dyer, Glimore & Wells, Lew Fine, Takiers, Margie Lou, Marvellos, and George Wallace. Jitterbug contest is highlight.

Minneapolis By Les Rees

Sammy Kaye band due at Or-

Sammy Kaye band due at Orpheum.
Gene Autry, here as star of Aquatennial rodeo, guest of honor at Variety club party.
Frank Burke, erstwhile Paul Whiteman representative, opened publicity office here.
Roger Ferry, editor of 20th-Fox Dynamo, here with Moe Levy, S. 73. Kent drive leader, to address sales meeting.
Happy Hour nitery going in form of 10th of 10t

name and the area of the control of

St. Louis

with who scored in Jeannie, who scored in Jeannie, many place.

Night Train to Munich, headed for the Empire, was originally titled (Cestapo, Was made by Gainsborough Films, in conjunction with 20th Century-Fox, as quota for Matrix.

By Sam X. Hurst St. Louis Little symph society ended successful season.

ended successful season.

June McMahon, of the singing chorus at the Municipal Theatre, sidetracked with appendicitis. Mike Christie, operator at the Plymouth theatre, a nabe, celebrating his silver wedding anniversary.

brating his siver wearing sary. Youngman has succeeded Cass Daley to headliner at Chase Cib, west end hitery. Carlos Molina's band hoss. The 'Star Spangled Banner' is being played prior to every perform-

Literati

Japs' Press Offensive
Assassination of Samuel H. Chang. American-educated insurance man and torturing of Hallett Abend, N. Y and torturing of Hallett Abend. N. Y. Times correspondent, in Shanghai over the weekend further emphasized the Japanese drive to curb the press in, its sphere of influence, Chang, who was on the Nanking regime's list of 83, including 30 journalists, whom it sought to oust from Shanghai, was a newspapermain until recently. He was a graduate of Columbia University Journalism school. Earlier last week the newspaper Shun Pao had been bombed, resulting in one death and .18 being wounded. N. Y. Times correspondent was attacked in his own apartiment.

resulting in one death and 18 being wounded, N. Y. Times correspondent was attacked in his own apartment. In the death of the dof manusuripts by two armed Japanese.

Six American correspondents and one Briton were ordered to leave Shanghal the first part of last week. Nanking has a puppet regime not recognized by the United States: Move was part of a, showdown on control of the Shanghal International Settlement by the Japanese.

Since the International Settlement by the Japanese.

Since the International Settlement is outside the Wang governments jurisdiction, the order carries no weight, but once outside that area the seven are liable to Japanese seizure. Among the group are Hal P. Mills, Vanier's correspondent in Shanghal whose Hwan Melwanpao, daily, has been bombed several times by Nanking Japanese. All seven are proChinese sympathizers.

Others, ordered to leave are:

All seven are proChinese sympathizers.
Others ordered to leave are:
Randall Gould, former Shanghai manager of UP; for years editor of the Shanghai Evening Post and Mercury; C. V. Starr of New York, prez of Post-Mercury Co; N. F. Aliman, legal rep of, the American-registered newspaper, Shunpao; J. B. Powell, editor of the American mag, China Weekly Review and former correspondent of the Chicago Herald Tribune; C. D. Alcott, radio commentator and former correspondent of the N. V. Times; J. A. E. Sanders-Bates, the lone Briton, publisher of the three British-registered Chinese newspapers.

PM's Lavoffs

PM's Layoffs

PM has laid off about 20 members of its editorial staff during the past couple weeks. Mrs. Virginia Schoales, assistant publisher, explains that most of those who departed were hired during the paper's pains of birth on the understanding their work might be temporary. They are not being replaced.

Among those to go were Hodding Carter, editor of the Press section, and Joan Thomas, his assistant Press department dropped. Mrs. Schoales said, because it 'just didn't seem to jell.' News of the publishing industry will go into other sections of the paper in the future. Carter will be taken back when he returns from a vacash in a couple returns from a vacash in a couple weeks if a spot can be found for him, the assistant pub stated. At any rate, he and Miss Thomas are on a preferred hiring list, as will be the case with anyone 'dismissed without prejudice' when a section is

any rate, he and Miss Thomas are on a preferred hiring list, as will be the case with anyone 'dismissed without prejudice' when a section is dropped or the paper otherwise revised, Mrs. Schoales declared.

Other layoffs resulted from the axing of the Business department, although Nathanlel'S. Keith, its editor, was retained and transferred to New York news. Frank Jelinet, Mexico City correspondent, who was hired only to cover the elections, is also off the payroll, but will be added again if events in Mexico warrant it. Others v. ho felt the efforts of PM to become oriented wore several artists. Publisher Ralph Ingersoll felt he was getting too much material from them. In the future, instead of keeping them on the payroll, he will buy work from these men as he needs it. Remainder of the dismissals were of minor employes, seattered through all divisions of the editorial department.

Mrs. Schoales declared the sheet's exees are highly pleased with the even keel at which circulation is holding.

Annenberg's 'Valedictory'
The Philly Inquirer yesterday
(Tuesday) printed a front page
'valedictory' by its publisher, M. L.
Annenberg, who surrendered the day
before to authorities in Chicago to begin his three-year prison sentence for evasion of \$1,217,296 in Federal income taxes.

Wrote Annenberg in part: That I pleaded guilty to one count of one indictment is a matter of record. In doing so I invited the penalty which now confronts me. I now ask the readers of this news-

paper, whose interests I have en-deavored to serve faithfully, to with-hold judgment pending a time when whole story can be told.

If ask our readers to judge me by the obserator and achievements of

A ask our reacter and achievements of this newspaper, which will be con-ducted by the loyal editors and ex-ecutives who have been associated with me, upon the basis of the prin-ciples and ideals of my platform, published daily the editorial nage.

page."

The platform referred to reads in

The platform referred to reads in part. to expose political hypocrisy and corruption. to fight and never cease fighting to maintain the sanctity of personal liberty and the inviolability of human rights. During Annenberg's imprisonment the paper; according to reports, will be run by a board consisting of Ancherg's son, Walter, vice-president; Charles T. Tyler, president and general manager, and John T. Custis, editor.

U. S. Mags' Canadian Stymic

U. S. Mags' Canadian Stymie
Many Canadians who subscribe to
U. S. papers and periodicals have
been beefing since 10% war exchange
tax was added a couple of weeks ago
that they haven't been getting delivery. Customs authorities are holding the papers until publishers remitthe tax on them in bulk, as it is
obviously impossible to collect twotenths or three-tenths of a cent' on
each paper.
Newsstand sales have not been atfected, as the agents have been paying the tax. It does not apply to
English periodicals or newspapers.

Sues for \$1,310,000 Libel

Sues for \$1,310,000 Libel

Libel suits against eight daily
mewspapers, King Features Syndicate and the magazine Newsweek
were filed in N. Y. federal court
last week by Count Anastase A. Vonsiatsky of Thompson, Conn. He's
seeking damages totaling \$1,310,000.
Alleged libel was printed July 17,
1939, by the aforementioned, and
dealt with the arrest of Fritz Kuhn
while latter was allegedly in company of Vonsiatsky.

Amounts sought are \$500,000 from
King Features, \$115,000 each from
the Journal-American, Mirror, Daily
News, Post, \$100,000 each from the
Times and Tribune, \$50,000 each
from the Daily Worker, Bronx Home
News and Newsweek.

O'Neill to Host G. J. Nathan

O'Neill to Host G. J. Nathan
George Jean Nathan will visit
with Eugene O'Neill, at his home
outside of San Francisco the end of
this month. The dramatic critic,
meantime, will decide on a couple
of new writing deals for magazines
and syndicates that he's had since
leaving Newsweek.
Nathan continues with Equire
and he may work out another deal
with King Features, which was an
on-and-off proposition basically.

Winchell's Reaction

Winchell's Reaction
Walter Winchell's burn at St. Clair
McKelway's series of six 'profiles', in
The New Yorker is an open secret.
He says McKelway and/or Harold
Ross, the New Yorker editor, deliberately switched facts and data.
At first there were reports Winchell
might consult legal counsel but he
denies it on the premise that he's the
last one to resent any rock-throwers
but he does take exception to distortions of fact.
"Now It's My Turn', is the caption
on a series of rebuttals to McKelway's alleged distortion.

Milw'kee Paper Changes Han

Milwkee raper changes manus
The Milwaukee Evening Post, born
in the plant of the old Milwaukee
Leader, Socialist, little more than a
year ago, and which pursued a socalled independent policy, has
hanged bande.

changed hands.
Ownership has been acquired by
the Post Employes' Assn., just organized as a non-stock corporation.

CHATTER
Cosmopolitan bought Charles Hoff-nan's serial, 'Somewhere Vil Find

Aben Kandel, author of 'City for Conquest, is writing a sequel, of the Locust.

of the Locust.'

Karen De Wolf is bringing out
'Gardenias Make Me Cry,' a book of

her own verses.

C. S. Forrester is writing a sea novel. "The Captain from Connecticut," for Little, Brown.

The Remarkable Andrew, novel by Dalton Trumbo, hits the Lippin-cott presses for September publica-tion tion

Roger H. Ferger, for last year business manager of morning Pitts-

burgh Post-Gazette, named assistant publisher of Cincinnati Enquirer. He takes up his new duties Aug. 1;

Bi-weekly mag. Town Crier is slated for preem in Boston late this month, with Marguerite Downey, local press agent, as editor-in-chief. Town Crier, priced at 10c, will carry 'smart' chatter.

Smart clatter,
Edward Berger, former city editor,
upped to me. of the N. Y. Morning Telegraph, replacing Lew Clarke
who's out: Hank Senber also added
to staff for summer in endeavor
to yppo non-turt sections, namely

to staff for summer in enceavor to hypo non-turt sections, namely Broadway.

Duncan Aikman, in the National Affairs department of PM, filing series of articles on the South American political situation during his tour of the continent, prior to Pan-American convention at Havana, July 20, which he'll also cover.

Bills Next Week

Continued from page 50.

Zane & Todd Betty McClur Poli Mar Gis Angelo Di Palm

Jim Buchanon Harry Nosokoff Milke Peytun Ray Nesdile Ted Blake Joe Kicin Honey Boy Buzzin Bees Orc

Orch Jimmy Gamble Ore Jay Loring Chuck Miller

Rivlera
Benny Burton
Yarht Club Orc H Middleman Oro Jerry & Turk Brian McDonald Shirley Heller

com page 50.

Chickie Konnedy
Jou Bouers
Gadie Matesife
Faul Florenz dis
Sky-Yue
Cyril Wolstman OlHelen Young
Union Grill
Art Yagello
Frank Natule
Mike Sandretto
Villa Madrid
Foo Shafer Orce
Categolo & Rosita
Lou Stare
Lois Doun
Websife Hall

Webster Hall George Weber West View Howard Bauin Jean Reaz Buzz Aston 3 Bauinshells 4 Grotefents

Land McIntire Orc

CLEVELAND

Alnine Village Alpine Village
Otto Thurn Ore
Pancro & Lollia,
Patsy LaRains
Clem Belling Do,
Carl Mueller
Mildred Smith
Myron Ryan
Aleway Club

Alrway Cub
Troy Singer Orc
Judy Black
College Inn
Norman Brill Orc
Bonnie LaVonne.
Eddie Rau

Eddie Rau
Freddie's Cale
Art Lackey Orc
Manharianettes
Roberta Costello
Wilkie & Dare
Berbara Long
Eddle Barnes

Hotel Allerton

Motel Carter Don Bari Cre Carinua Hotel Cleveland Leighton Noble Or Chick Floyd

Ho Ma

Jack Marshall
Caryl Gould
Herbert Taylors
Grace Morgan
Hotel Statler
Oscar Day Ore
Jack & Eddle's
Broadway Billie
Rubertino, Roberts
Sche likerman
Arlene Rice Oro

Lindsay's Sky Clu

Lindsay's Sky Clu Roy Raysor Pearl DeLaicea Judy Preston Monaco's Cafe Ernie Taylor O'c Mounds Club Gomez & Miner Dorothy Blaine Saunny Walsh Three Juliers Sid Prussin Ore Three Sid Pr Ohlo VIII

Austin Wylle Orc Mickey Katz Lee Allen Ord Thirty-Seven Club Carole Chapelle June Vale Helen Hayes

BIRTHS

Mr. and Mrs. Ray on, July 17, in Boston. I Girardin son, July 17, in Boston. He's production man and announcer for WEEL.

tion man and announcer for WEEL.

Mr. and Mrs. Laurence Hammond,
son, in New York, July 7. Father is
a radio writer; mother is Margaret
Montague, costume designer.

Mr. and Mrs. Cedric Belfrage, son,
in Hollywood, July 19. Mother is
Hollywood correspondent for the
London Express. Father is a screen
writer. writer.

Mr. and Mrs. Thornton Freeland, son, in Hollywood, July 20. Mother is June Clyde, screen player, Father is a film director.

is a film director,

Mr. and Mrs. Don. Ameche, son, inLos Angeles, July 20. Father is a
star at 20th-Fox.

Mr. and Mrs. Kent Taylor, son, inHollywood, July 19. Father is a
contract player at RKO.

Mr. and Mrs. George Courti,
daughter, in Los Angeles, July 19.

Mother is the youngest daughter of
Charles P. Skouras, president of Fox
West Coast Theatres.

To Mr. and Mrs. Woody Barrett, a son, July 18. He is manager of Miller Theatre, Wichita, Kansas.

To Mr. and Mrs. Bill Bivens, son, July 17, in Charlotte, N. Bivens is a WBT staff announcer

Mr. and Mrs. Frank Nicholas Veloz, son, in Pelham Manor, N. Y., July 20. Parents are the dance team (Veloz and Yolanda).

Mr. and Mrs. Hal Kemp, daughte in New York City, July 21. Fathe is the dance maestro.

Mr. and Mrs. Don Heyworth, son July 12, in Upper Darby, Pa. Father is member of KYW, Philly announ-cing staff.

OBITUARIES

ARTHUR J. WALLACK
Arthur J. Wallack, 91, last of the original members of The Lambs, died July, 21 at his home in Stapleton, S. I. He was the son of Lester Wallack, actor and theatre manager, who died in 1888, and for whom various Manhattan, playhouses, have been named.

The younger Wallack, having be The younger Wallack, having become associated with the business
end of the theatre, upon his father's
death took over the management of
the old Wallacks', then located at
13th street and Broadway. He remained in charge until it closed early
in the 1900's. Management of the
Wallack theatre at 30th street and
Broadway, which opened later, was
by Charles Burnham.

CHARLES F. DEMPSEY

CHARLES F. DEMPSEY
Charles F. Dempsey, about 72, died.
July 21 at Lowell, Mass. He had been, in show business for 50-odd years including periods as mainager of Lowell theatres, film salesman for Columbia, Universal and Monagram working out of Boston.
Years ago he was an advance agent for legit attraction of May Irwin, Andrew Mack, Al Hart and others.

others.

Several children and grandchildren survive.

HENRY BURTON WELLS

Henry Burton Wells, 66, for 40 years in the theatre business in Newberry, S. C., died July 19 at his home. Funeral services held July

21.

A leader in fire prevention edu-cational program, he was president of the South Carolina Association of Fire Chiefs and for 25 years had-been chief of the Newberry fire de-partment.

EMMA NEVADA

Emma Nevada, prima donna, died in Liverpool, Eng., June 20, aged 81 Born in Nevada of British parentage she took the stage name of her na-tive state. During her career she sang in the opera houses of Italy and the Opera Comique, Paris. She and the Opera Confide, Paris. Sin Eng-land as an oratorio singer, and also appeared in opera in the U.S. Her last public appearance was in Berlin in 1910.

CLAUDE C. BARTRAM

CLAUDE C. BARTRAM
Claude C. Bartram, one of the
earliest workers in the formation of
the Variety Artists Federation, died
June 22 in a South Wales hospital.
For some time he was associated
with the management of The Performer, the official organ of the VAF. Orginally he came from Can-ada as part of the club juggling act of Albertus and Bartram. Survived

WILLIAM R. ARNOLD
William R. Arnold, 57, screen and
stage actor, died July 20 in Hollywood from streptococcus infection. He
started his career in vaudeville.
Later played in 'Irnei' and 'The Kidding Girl' at New York Winter
Garden.

Garden.

Appeared most recently in pictures in 'Edison the Man' and 'The Dictator.'

PETER MAHER
Peter Maher, 71, last of the bare-knuckle fighters, died in Baltimore July 22. He fought all the old-timers, including John L. Sullivan and Bob

Fitzsimmons,

He was featured with a burlesque troupe in 1900, taking on all comers on the stage.

MARION M. WARD

MARION M. WARD
Marion M. Ward, former actress,
radio playwright and director of
KHJ-Don Lee juvenile stock company, died at her home in Los Angeles July 21.
She was former wife of Frank J.
Ward, theatrical agent.

HENRY E. McCARRELL

Henry E. McCarrell, 60, manag of the Lawrence and the Indiana th atres of Redford, Indiana, committ artes or heatord, Indiana, committed suicide by inhaling gas from a jet in a bathroom in his home. Ill health is said to be the cause of his act. His widow, a son, two daughters and two brothers survive.

J. EDWIN ROBBINS

J. EDWIN ROBBINS
J. Edwin Robbins, 43, film director
in the silent days, died suddenly
July 18 in Hermosilla, Mexico.
He was a member of the Royal
Air Force in the last war.

JOHN G. BRIDGES

John G. Bridges, 34, radio anouncer, died July 13 following a

10-day illness. He came to Mobile in 1933 from his native Montclaic, N. J.

Since 1937 had been studio man

PHILIP GOODMAN

Philip Goodman, 55, legit producer of musicals, died at his home in New York Saturday (20) from heart

Details in legit section.

ETHEL DOURAS (DAVIES)

Ethel Douras, former stage actress and sister of Marion Davies, died July 18, in Beverly Hills, following a cerebral hemorrhage:

Mrs. George H. Downing, widow of George H. Downing, bass-baritone, who toured many years with Boston symphony and Victor Herbert or-chestras, died at her summer home at Denville, N. J., Friday (19). Her husband died three years ago. Sha had resided in Syracuse since. Last rites in Binshamton. rites in Binghamton.

Barton Leon Bainbridge, 32, husband of Evelyn Keyes, screen acress; committed suicide July 19, in an automobile near Hollywood, Cal. They had been estranged for a month.

Mrs. Ruby Tompkins, 58, formerly accompanist for William Miles, bartone soloist, and during the last several years organist and choir director for Coldwater, Mich., churches, died July 19, in that city.

Donald McNamee, 43, stage actor, died July 17 in Hollywood of a skull fracture. Survived by his wife, Ada Lilly. Both appeared in 'The Drunk-ard' there.

Oscar C. Roeske, 60, died in Muskegon, Mich., July 19. For many years, before coming to Muskegon in 1926, he played piano and organ in theatres in Wisconsin.

Mrs. Cordelia Raynor, president of the Haarlem Philharmonic Society of New York City for the past 25 years, died July 18 in Long Beach, L. I.

Grandfather, 54, of Carolyn Lee, 4, child film actress, died at Daylon, O., July 15, of burns received in a filling station explosion.

Eddle Thorn, 44, interior decorator at Warners, died July 14 in Hollywood. He was formerly an associate editor of Good Fortune magazine.

Wells P. Plerce, 71, father of Roy Pierce, district manager in Milwau-kee for Fox Wisconsin Amusement Co., died July 16 in that city.

Mother, 70, of Jack Dawn, makeup head at Metro, died in Los Augeles July 13.

May Ellen Duffy, 30; Warner ex-change employee, died July 10 iu Hollywood.

Father, 63, of Dolores Del Rio, died July 19, in Santa Monica, Cal., after a long illness.

MARRIAGES

MARKIAGES

Dorothy Diller to Stanley Neubrecht, in Toledo, July 14. She's staff pianist and he's an engineer at WTOL, Toledo.

Marja Mianowska to Stanley Wyszakcki, in Detroit, July 3. She's voice and music teacher; he's director of Polish language programs at WTOL, Toledo.

Phyllis Santomarco to Frank Daniels, in New York, June 29. He's a salesman for Forjoe Co, radio station rep.

tion rep.
Marion Minier to Reginald Lyons, in Reno, July 7. He is film librarian at RKO.

at RICO.

Betty Jane Schroeder to Joe LaGuardia, in Newrort, Ky., July 17.
He's a saxophonis. Ted Fio Rito's
orchestra and cousin to Mayor LaGuardia of New York City.

Betty Hill to Joe Parker, at Tiajuana, July 21. She's film actress;
he's NBC director.

Mary Morrisey to Leonard Case in
New York July 12. She's secretary
to Jock Whitney, he's comptroller of
Selznick-International.

Jeanne Francis and Jerry Grey, now appearing at Earl Carrolls in Hollywood, go into Ed Wynn's new show, "Boys and Girls Together," opening set for Boston, Sept. 2:

Tuning Up America

recently-evolved idea of reviving old tion of the stage play, with songs pop tunes for films and naming the added, pictures for them. Universal and Republic will both have a flock in this associate producer, with Ken Murategory. On the schedule at U are ray and Rose Hobart slated for cast. gublic Wil John the schedule at U are 'I'm Nobody's Sweetheart Now,' Fireman Save My Child, 'Ragtime Cowboy Joe, 'Margie,' Dinah and 'Moonlight in Hawaii, while Rep promises at least 10 in this category, promises at least 10 in this ca

including eight Gene Autrys.

In addition to straight musicals, the list is being run up by more than the usual number of films with songs. Unique in this respect will be Universal's Seven Sinners. It's a meller with Marlene Dietrich, but will have three songs. Roadshow, which Hal Roach making, will have four three songs. Roadshow, which Hal Roach making, will have four tunes from the pen of Hoagy Car-

Westerns, once strictly limited to Westerns, once strictly limited to the music of six-shoolers, are likewise becoming bigger users of songs. Both Columbia and Republic, particularly the latter, are offering boots-and-saddlers with vocal additions. With Gene Autry carded to do eight such and Roy Roberts, another of its leather-pounders, eight more, Rep leads all studios-majors included, in number of films with warbling. Col's westerns are given harmony by a group called 'Sons of the Pioneers.'

Another point in the filmusical

the Fioneers.

Another point in the filmusical field is the number of pictures which will have name bands or, at least, name leaders them. Five are field is the number of pictures which will have name bands or, at least, name leaders them. Five are listed far. They are Second Chorus, with Artie Shaw, being made by Boris. Morros for Paramount; Hit Parade of 1941, probably with Benny Goodman, which Rep. is filming; a Par film with Orrin Tucker and Bonnie Baker, Pol of Gold, with Horace Heidt, a James Roosevelt, production, and a successor by Kay Kyser to 'That's Right, You're Wrong, which he made for RKO last season. A late starter may be Glenn Miller for Voco (RKO unit) also, with Buddy DeSylvajoining Paramount as a producer in November, that means another murical entry.

November, that means another sical entry.

In the total of musicals and films with songs, Republic easily leads the list, having 23. Universal comes next with 14. Par has 10. Metro and RKO have nine each, Col has eight, all westerns; 20th-Fox five; and UA and WB will have three, although the Warner program is somewhat in doubt!

As detailed in last week's Vantery.

As detailed in last week's VALLETY, As detailed in last week's VAMETY, the Broadway musical situation appears good, particularly for early in the season. Although there are regularly many more prospects on the Street of, Great Hope, than come to the pass, it looks as though at least half a dozen shows can be definitely counted on for September and October.

Scheduled filmusicals and pictures with songs for release next season of with songs for release r

Finte Kid,' featuring Sons of the

Finners.
Finners.
Dirango Kid, likewise Pioneers.
Thundering Frontiers. Ditto.
Five others, stories still unchosen,
with Pioneers.

Metro

Met

'Ziegfeld Girl' with Eleanor Powell, ana Turner, Hedy La Marr, James

leanor Powell. 'Go West.' Marx Bros. 'Countess Maritza,' Emmerich Kal-

man's operetta.

Tittle Nellie Kelly, filmization of George M. Cohan stage success, with Judy Garland, Bitter Sweet, Nelson Eddy-Jeanette MacDonald in Noel Cow-

and operetta.

1 Married an Angel, another for Eddy-MacDonald, from the stage

Strike Up the Band, Mickey Rooney, Judy Garland and June Freisser.

Broadway, Rooney-Garland again.

Paramount

Ratamount
Rhythm on the River, Bing Crosby, Mary Martin, Oscir Levant.
Dancing on a Dime, Robert Paige,
Giace McDonald.
There's Magic in Music, Allan
Jones, Susana Foster.
Love Thy Neighbor, Jack Benny,
Fred Allen, Eddie Anderson, Merry
Macs.

associate producer, with Ken Mur-ray and Rose Hobart slated for cast. Orrin Tucker and Bonnie Baker

Orrin Tucker and Bonnie Baker in as yet unselected story.

"Las Vegas." Musical western. Allen Jones and Ellen Drew reported being sought to star.

"Republic."

"Hit Parade of 1941," with Kenny Baker, Frances. Langford, Hugh Herbert, Mary Boland, Ann Miller, and, probably, Benny Goodman.

"Melody Ranch," big-budget Gene Autry musical.
"Down Mexico Way," ditto.

Melody Ranco, Autry musicial.
Down Mexico Way, ditto.
Carolina Moon, Gene Autry, standard (on the 1939-40 slate).
'Old Mill Stream, Ride Tenderfoot Ride, Walley of the Moon,' Song at Twilight, Under Flesta Sters, Old Faithful. The Autry lineup of standards for 1940-41. All from song titles.
'Scatterbrain. Judy Canova's first.

Release July 20.

Puddin' Head.' Canova's next.

Barnyard Follies.' Rural musi-

Barnyard Follies to Friendly Neighbors. Arkansas Judge, 'Old Gray Mare,' with Weaver Bros. and Elviry, for the bucolic belt.
Eight. Roy Rogers westerns, each with at least one-song.
Sing. Dance, Plenty Hol. with Ruth Terry and Johnny Downs.
County Fair.
Melody in Moonlight.

RKO
'Too Many Girls,' from the George Abbott show, with Lucille Ball, Francès Langford, Hal LeRoy, Desi Arnaz, Ann Miller
No, No, Nanette, filmization of oldi legit musical, Anna Neagle

starring.

starring.

Sunny: ditto.
They Met Argentina, 'part, of
the South American wave.
Kay Kyy a successor to last
season's That's Right.
Voco Production 'Jack' VotionSam Coslow) with Glenn Miller, also
three Lum and Abner pix, with
sones.

20th Century-Fox

'Young 'Young People, final Shirley Temple for 20th (awaiting release) 'Down Argentine Way,' with Dor Ameche, Betty Grable and Carmer Miranda. with Don

Miranda.

'Youth Will Be Served,' Jane Wither's starter with songs.

'Say It with Music,' successor to 'Alexander's Ragtime Band,' including six Irving, Berlin tunes of the '20s.

Tin Pan Alley.'

United Artists

Road Show (Hal Roach). Four tunes by Hoagy Carmichael. Broadway Limited: Another in which Hal Roach will insert songs. Pot o' Gold' (Rosevejt). Hor-ace Heidt's outht in film version of

ace Heiurs radio giveaway. Universal

Riviera, with music by Jerome Kern, Allan Jones in picturization of Earl Derr Biggers story. 'Argentine Nights,' Ritz Bros. and

Andrews Sisters.
'I'm Nobody's Sweetheart Now,'
with Constance Moore, Dennis
O'Keefe. One of the song title

ries. 'Margie.' Tom Brown and Nan Gray in another song title musical.

'Little Bit of Heaven, Gloria Jean

Little Bill of the Heart, ditto.

String Parade, Deanna Durbin.

Nice Girl, also Durbin.

Seven Sinners! Marlene Dietrich in a meller with three songs.

Moonlight Hawaii.

Thinah!

'Dinah.' Bob Burns-Martha Raye in story Ragtime Cowboy Joe." Western with plot built around song of the

ame name. 'Fireman Save My Child.' Song titler for Baby Sandy.
Ritz Bros. Jules Levey pro-

duction. Warner Bros. Four Mothers' Probably

song.
"Temporary Sweethearts." Mebbe
music, uncertain yet.
"College Widow." Ditto.

but not a musical. Opens in Boston in mid-September, in N. Y. two weeks later.

'The Little Dog Laughed,' Billed by Eddie Dowling. Songs by Harold Rome. Cast includes Phil Loeb, Paul Draper, Milli Monti and Tess Gar-della. Now rehearsal for Sep-tember opening.

tember opening.

New Faces of 1940. Presented by Leonard Sillman. Only a possibility, as has been postponed several times. Cast said to include Joe Cook and Patsy, Kelly.

Little Joe. Presented by Al Lewis and Dr. Milton Bender. A Negro fantasy with songs by Vernon Duke and Iyrics by John LaTouche. Cast includes Cab Calloway and his orch. Ethel. Waters and Katterine. Dunham dancers. An October prospect.

Those and Gilly Torether. Pre-

Boys and Girls Together. Pre-sented by Ed Wynn, who stars. Cast includes Jane Pickens, Dave Apol-lon, de Marcos. Opens in Boston, Sept. 2. New York about four weeks blete. Sept. 2, weeks later.

"Higher and Higher." Presented by Dwight Deere Wiman. Suspended on June 15 after 84 performances and stated to reopen Aug. 5. Cast in-cludes Jack Haley and Shirley Ross.

cludes Jack Haley and Shirley Ross.

'Keep Off the Grass' Presented by
Shuberts and Hurry A. Kaufman.
Suspended on June 29 after 44 performances. Slated to reopen late in
August. Slars Jimmy Durante. Cast
indefinite otherwise as Ray Bolger,
Ilka Chase. Larry Adler. and Virginia O'Brien say they will not resume.

1 Am Listening, by Moss Hart.
Play with music. Score by Kurt
Well and lyries by lia Gershwin.
Due about November. Gertrude
Lawrence starred.

Two Weeks With Pay Two Weeks With Pay. Presented by Feli Jacoves and Dorothy and Julian Olney. Revue with contri-butions by Cole Porter, Rodgers and Hart, Ira Gershwin, E. Y. Harburg and others. Due in October. "Panama Hattie." Presented by B. G. DeSylva. Now being written by Cole Porter and Herbert Fields. The Memora may be in cast. Due

by Cole Porter and nerve. Ethel Merman may be in cast. Due

Show Boat. Revival presented by Albert Johnson and Nick Holde. Paul Robeson mentioned. Slated for late September.

Untitled musical by Jerome Kern and Oscar Hammerstein 2d. Pre-sented by Johnson and Holde. Due in September.

Untitled musical from Lew B Untitled musical from Lew Brown and Ray Henderson, supposed to be swing version of 'Hansel and Gretel,' although pair are also said to have another musical which may precede this.

'Uncle Tom's Cabin.' Musical version to be presented by Marty Forkins and possibly Nat Karson. Bill Robinson and Shirley Temple mentioned.

mentioned.
'Iceapoppin' to be presented by group headed by Olsen and Johnson. Mere possibility.

Mere possibility.

'Meet the People! Hollywood Theatre Alliance success, currently in San Francisco, has long been spoken of as a Broadway possibility.

Three mysicals from Lee Shubert and Harry Kaufman are possibilities. Tony Martin, Carmen Miranda, Ab-bott and Costello, Harry Richman, Ruby Mercer, Beatrice Lillie and Jimmy Durante said to be optioned for them

Michael Todd and Hassard Shor doing some talking about a musical George Hale production by Guy Bolton, Eddie Davis, Matt Brooks, E. Y. Harburg and Burton Lane. Indefinite yet.

N.A.B. Stars

Continued from page 3

Virginia Rea. Frank Munn. The San cisco symphony will play a lection and the music from the east will be directed by Frank Black. Howard Barlow and Alfred Wallen-

slein.

Norman Corwin will write and produce a dramatic sketch along the lines of his Seems Radio. Is Here to Stay, which he wrote: 1939 for CBS. Charles Laughton may be in it. Radio Oue, by John La Touche, with score by Tom Bennett, will be offered as well as a patriotic tone poem. More Perfect Union, by Carl Managhin. There's Magic in Music, 'Allan Jones, Susana Foster.

The Susana Foster.

The Broadway LEGIT PROSPECTUS

BROADWAY LEGIT PROSPECTUS

BROADWAY LEGIT PROSPECTUS

Haverlin, scored by Paul Nordoff. There will also be a brief symposium with FCC chairman James; Ply, Dr. John Wartha Raye and Ruby Luring Martha Raye and Ruby Keeler (who may be replaced before duction, with Artie Shaw, Fred Astaire, Paulette Goddard.

'Road to Zanzibar,' Bing Crosby, Seplember.

Bob Hope, Dorothy Lamour.

'Kiss the Boys Goodbye, Mary which he will co-produce with Al Ray Milland, in the filmiza- Lewis. To have three or four songs.

Yorkville's Nazi Whoopla

FBI Indifferent
American citizens, frightened and angry at the outward admiration and allegiance in their midst for Nazism, have made frequent reports

and allegiance in their midst for Nazism, have made frequent reports of the theatres' activities to the Department of Justice, FBI agents admit they are well-familiar with the spots, add that there's nothing they would want to do about them, at least right now. Teldzug in Folen' is a 70-minute compilation of official German newsreels distributed by UFA through its American agency in Radio City. N. Y. As propagandistic as a picture can be, it is billed as The Only Authentic Film of the Campaign of 18 Days. It will continue at the Self Steet until further notice. With it on the program is the 'new set, highly-interesting UFA weekly news review' a short, Schnelle Truppen ('Past Troops'), building up still more regard and admiration in Yorkvilles, already expanded chest for the Reich's mechanized might, and, incongruously enough. a Paramount cartoon. Three Busy Little Bears.

Feldzug., Polen, 'from any un-Little Bears.

a Paramount Little Bears.
Felizug, Polen, from any unbiased viewpoint—if it's possible for anyone to view it that wny—is the most tiresome and boring of films. It's nothing but troops marching, tank's rattling and planes dying in a manner familiar to every news-reel audience. There no battles, only German walk-throughs and at every fown there are joyous peasants to throw flowers to the incoming soldiers. Apparently, the army had to do more fighting to get through banks of admiring women the Polish ii through banks of admirin than through the Polish I

Taking An Energe
As each portion of the campaign
in Poland is completed, the film
starts over again on the next, done
in the same way. Explaining the
plan of, campaign are frequentlyinterspersed maps in which the German troops are depicted by arrows
and the Polish as blobs resembling
sausages. It's just sausage after
another being compressed to nothingness by the arrows pushing in
on them from all sides.

Germans are without a doubt better soldiers than film makers, if this
be evidences. There's attempt
whatsoever to put any imagination
into the picture (same does not hold
good concerning the facts in the commentary). What's worse, as far as
such a film is concerned, is the commentary. What's worse, as far as
such a film is concerned, is the complete lack of human interest angles.
It's too much about troops and equipment and blown in bridges for

It's too much about troops and equip-

It's too much about troops and equipment and blown up bridges, not enough about people.

But the audience at the 96th street didn't seem to mind. Elderly German women, who comprised at least 70% of the house, and their heavily-paunched men, sat on the edge of their seats, applauding at every turn. Probably significant edge of their seals applauding at every turn. Probably significant was the almost total absence of

was the almost total absence of youths.

Picture, oddly enough, does not show one dead body. Taken entirely, of course, from behind German lines, it leaves the old ladies to think war is starcely more than a picnic. There's nothing to remind them of their sons or relatives who might have been lost in those 'glorious' 18 days in which Poland was taken.

Commentary, spoken in Oxfordian-English with a German accent. is always apologetic, always emphasizes the kindness and gentility of the Reich's army compared with the barbaric Poles. At the start, for Instance, to a background of faming houses, the voice states: 'The terror by the Poles increased against the poor German, minority'. And then, Poland takes up arms against the just. Or the German government.' And finally, after the victory. The days of terror and Polish persecution are over once and for all'.

Sadistic Repristi!

One 'particularly sadistic seeneshows bedraggled-looking. Polish

One particularly sadistic shows bedraggled-looking troops lined up while Ge shows bedraggied-looking Polisi troops lined up while German walked past them pointing out on after another, who were the promptly dragged out of line. Com mentary, txplains that these people are attempting to recognize Polisi murderers' who killed members of Germans

Square, a five-minute subway ride from mid-Manhattan. The theatre was the 96th Street, at 96th street and Third avenue in Yorkville, which plays only German features. It's tography, only German features. It's tography only German features. It's tography, which has already been one of three such houses, within few blocks, and of 12 such in the United States.

FBI Indifferent

American citizens, triphened and angry at the outward admiration spired.

Pictures of Der Fuehrer—and they

Pictures of Der Fuehrer—and they are as frequent as every 30 seconds towards the end of the film—were greeted each time with the same uproarious applause. (This reporter was viewed highly suspiciously by was viewed highly suspiciously by his neighbors when he failed to join in). Entrance of German troops into Danzig, into, Gdynia, into. Warsaw likewise called for handclapping and cheering, as did each sight of the swastika-decorated Imperial German flag. One of the shots of Hitler, incidentally, shows him as besieged by soldiers seeking his autograph as any Mallymore than Hollywood star

Hollywood star.
That pictures such as 'Feldzug in Polen' create a pride in the German population here in the Reich's military might, and stir up hatreds that don't belong and are infimical to this country's interests, can headly be country's interests, can hardly be doubted after this viewing.

Muni-Dieterle

_ Continued from page 3

percentage for one of the dis a percentage for one of the dis-tributing company producers, hasn't yet been determined. Pair is also said to be confabbing with RKO, which is offering complete financing

Muni Balks at Toting Guns, Quits Warners

Hollywood, July 23.
Paul Muni walked off the Warne

Paul Muni walked off the Warner lot with his contract cancelled by mutual agreement after an argument over the choice of picture material. Under, his pact with the Burbank studio, Muni had seven more films to make at \$125,000 apiece.

Break was caused by Muni's assignment to the top role in 'High Sierra', which called for gunplay. He preferred the life of Beethoven, which the studio nixed, in view of the recent grosses of biographical pictures. Humphrey Bogart lakes over the 'Sierra' job and Muni is mulling several freelance roles.

William Dieterle, director, obtained a release from his Warner contract

a release from his Warner contract a release from his Warner contract at the same time, with II months still to go. His latest picture was 'Fleet Street.' Understood Muni and Dieterle are figuring a star-director unit on a freelance basis, possibly RKO.

Cohan Warns

Continued from page 1.

And we share ev'ry pray'r over

Our Uncle Sam's aware, It's time that we prepare On the land, On the sea, In the

This Is Our Side—Of the Ocean Can you hear, can you hear over there? This Is Our Side—Of the Ocean

This Is Our Side—Of the Ocean
So beware, so beware, so beware!
And forever with devotion, We
will fight for the right to declare,
This Is Our Side—Of the Ocean

Can you hear, can you hear.

Don't you dare, don't you dare, don't you dare.

ш

Rat-a-tat-tat-tat. We're up and we're at it for fair.
On the job, on the job, ev'ry-

where. No ballyhooing, Yet ev ryone doing his share

To prepare, to prepare, to pre-We'll never grin and bear. We'll meet with any scare
On the land, On the sea, In the

Armond's New Partner

murderers who killed members of Armond, formerly of the dance the German minority group before toan of Armond and Diana, has actifile marched in. quired a new partner, Margo Moyen, Scene brought from the elderly and i'll be 'Armond and Margo' and pot-bellied citizen sitting next beneforth.

to this mugg the comment. Diet Chriently at La Mesa Country sollten sie alle gegen die Wand Club, San Diego. Armond, formerly of the dunce







Bonnie BAKER

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ASCAP NUMBER

ARIETY

Published Weekly at 154 West 65th Street, New York, N. Y., by Variets, inc. Annual sub-cription, \$10. Single copies 25 cents. Entered as Second-class matter December 22, 1956, at the Foot Office at New York, N. Y., under the act of March 3, 1378. COPYRIGHT, 1940, BY VARIETY, INC. ALL, REGITTS RESERVED

VOL. 139 NO. 8

NEW YORK, WEDNESDAY, JULY 31, 1940

PRICE 25 CENTS





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SCHWARTZ & FROHLICH



THE WHITE HOUSE WASHINGTON

July 18, 1940

Dear Gene:

I have learned with much interest that the American Society of Composers, Authors and Publishers is about to celebrate its twenty-fifth anniversary. May I be among those to congratulate you on this very happy and significant event.

The importance and value of music to the culture, morals and entertainment of the nation were fittingly recognized by the government in the issuance of five special postage stamps honoring outstanding composers — Victor Herbert, John Philip Sousa, Ethelbert Nevin, Stepnen Collins Foster and Edward NacDowell — in the famous Americans stamp series.

Your Society, in its highly worthwhile work of giving protection and encouragement to our creators of music, can, I sincerely believe, play an important part in advancing American leadership in the field of music. In extending hearty greetings may I express the hope that your Society will have continued success in such a laudable objective.

With all good wishes,

Very sincerely yours,

from the Mhamele

Mr. Gene Buck, President, American Society of Composers, Authors and Publishers, 30 Rockefeller Piaza, New York, N. Y.

ELLIOTT ROOSEVELT DENOUNCES Estates Of Composers ATTEMPT TO MUZZLE MUSIC

President of Texas State Network Signs New ASCAP Contract-Raps 'Dictatorial' Chains

By A. P. WAXMAN

DY A. F. WANIMAN

LILIOTT ROOSEVELT, president of Texas State Network, at a press conference. Friday (28) denounced the attempts of the national chains to "muzzle". American songwriters. In signing a five-year contract with the American Society of Composers, Authors and Publishers, Roosevelt said: "The air waves belong to the American people, and I challenge the right of any self-appointed, self-anointed rulers of the air to dietate to the people of Texas what they may or may not listen to on their radios."

Roosevelt asserted that the National Association of Broadcasters, which represents the majority of broadcasting stations throughout the United States, was really controlled by the chains in New York. According to him-they are presently engaged in a campaign to prevent independent broadcasters of signing contracts with the American Society of Composers, Authors and Publishers. He said that N.A.B. hae threatened individual broadcasters with "discipline" should they attempt to do business direct with the songwriters.

writers.

He said: "Down in Texas we don't recogni the right of any group to be judge, jury and executioner of a man who tries to run his business in accordance with the wishes of the public. If I am to be disclipined by the chains, I will flie a protest with the Federal Communications Commission, and if necessary will take them into every court in the land and have so instructed my attorney, Milton Diamond.

"As I understand the American way, it's only the courts, legislatures, and the properly constituted government bodies which have the right to discipline a man if he violates enacted laws. I challenge the discriminatory authority of any self-constituted group to discipline business men for disregarding star-chamber rules and regulations."

garding star-chamber rules and regulations."

Under the terms of the contract, which was signed by Roosevelt, Milton Diamond, his attorney for the network, and Louis Bernstein and John G. Paine, respectively, first Vice President and General Manager, of ASCAP, the Roosevelt stations were given a license which assures them of all the music past, present and future, written by the Society's composers and authors, and the catalogs controlled by its music publisher members. Contracts call for the ASCAP repertoire for the Texas State Network as a whole, as well as the individual stations. These include KFIZ. Forth, Worth; KABC, San Anionio; KCMC, Texarkana; KPLT, Paris; KBST, Big Spring; KRBC, Abliene; KGKL, San Angelo; WACO, Waco; KNOW, Austin;

Justice Holmes' Decision Cited

Justice Holmes' Decision Cited

In discussing his reasons for "defying the chains' Roosevelt said: "Inspired propaganda has charged ASCAP with almost every crime on the calendar. The mildest of these charges allege they are a monopoly in restraint of trade. These allegations are laughable, knowing as I do that the members of the Society include Mrs. John Philip Sousa, widow of the late March King; Mrs. Edward MacDowell, Mrs. Ethebert Nevin, Mrs., Victor Herbert, Mrs. Frank L. Stonton, widow of the celebrated poet of the Atlanta Constitution; the mother of George Gershwin, Deems Taylor, Edna St. Vincent Millay, Walter Damrosch, Irving Berlin, George M. Cohan, Sergei Rachmaninoff, Fritz Kreisler, Jascha Heifetz and the widows and orphans of all the composers and authors who have died in the last 25 years.

"If this cross-section of American songwriters is a monop-

and the widows, and orphans of all the composers and authors who have died in the last 25 years.

"If this cross-section of American songwriters is a monopoly, then the word, monopoly has taken on a new meaning. I see nothing wrong in these songwriters controlling their rown works; at least it's much better for them to retain the management of their own affairs than to have their works under the control of outsiders whose only interest would be to exploit the talents of the living and dead writers whose works are represented in the ASCAP repertoire.

"Justice Holmes of the United States Supreme Court handed down a decision some years ago upholding these people in their rights to their literary property, and his decision is good enough for me."

Roosevelt stated that his decision to resist the pressure of N.A.B. was influenced by the fact that it was aiding the chains in their monopoly of the radio industry, by trying to absorb the music publishing business.

Roosevelt said that the chains ignored the Federal Communication Commission's regulations, and now controlled (Continued on page 70)

(Continued on page 70)

ASCAP Is Insurance

By RUDY VALLEE

A SCAP may very apily be described an insurance policy that provides multiple coverage.

To the writers and publishers of songs, it gives protection of property in accordance with the copyright law. To musicians, by reason of the fact that it encourages songwriters to exert their best efforts, it assures a regular flow of compositions—the essential working material reviewed by musicians.

To the operators of amusement enterprises depending upon or employing music in any form, it guarantees a steady supply of the commodity that every them in busices a steady supply of the commodity that every them in wairly show to put on every week in addition to their engagements, can appreciate the value of this portion of the policy.

"policy."
Finally, to the general public, which has an insaliable appetite for musical entertainment, it brings the maximum possible output by supplying to the creators of music the incentive that elicits the most prolific activity and the highest quality.

I consider it a thrill and an honor to belong to ASCAP.

Know Your Song Writers By DON CARLE GILLETTE

O KNOW composers better is to enjoy their musi

more.

Great music springs from great joy or great sorrow. The song final lives is the one that has its inspiration in suffering, the one written in heart's blood.

A songwriter's life and the circumstances surrounding the creation of his works very often hold as much thill as the songs itemselves. But as a rule the public never-becomes really acquainted with a composer until he gone. That's why it takes 50 years for a Stephen Collins Foster to be fully appreciated.

To the many potential Stephen Fosters who are writing music today, this issue is dedicated.

WGN-Chicago Tribune Strong on Music

By LARRY WOLTERS Radio Editor, Chicago Tribune

Adilo Edilor, Chicago Iribiune

Chicago, July 30.

A LTHOUGH WGN and The Chicago Tribiune, which owns the station, already have blazed a big trail to more and better music for radio listeners; what has been done is only beginning. Bigger and better musical programs, are planned, in response to public demand.

As part of this move, a Concert Bureau has been created by the station. Noted singers and instrumentalists appear regularly on the station in the augmented music policy established this year, and last April the station brought Bill Bacher here from Hollywood to handle a series of full-hour operettas. Then the Chicago Tribiune Symphonic hour, conducted by Henry Weber, was set as a regular Sunday night feature. Dance music is provided by Harold Stokes.

Simulianeously with WGN's musical advances, the Chicago Tibiune has been active in giving the public something entirely naw in music. It developed the now famous Chicagoland Music Festival, which it has sponsored each year since 1930 with the aid of associated newspapers and other organizations in other communities.

Around 5,000 singers, instrumentalists and other performers participate in these great musical presentations each year. And nearly 100,000 persons join in the community singing. On the roster of its headliners have been such notables 3 John Philip Souss, John Charles Thomas, Dave Rubinoff, Al Jolson, Alec Templeton, Marion Claire, Arthur Pryor, Carrie Jacobs Bond and many others. Among the winners of the vocal contests have been several young men and women who have gone on to fame and fortune. A substantial portion of each year's festival has been broadcast nationally in recent years over Mutual.

A Cultural Necessity

By FRITZ KREISLER

M USIC cultural necessity, as necessary to refresh the soul and spirit as food, drink and sleep are necessary to refresh the body. Music through the centuries has been the medium for arousing religious feeling, love of one's native land, love for mankind in general. Man by nature needs music; good music makes better men.

Yet, the finest of music is not made by man, but by nature. What sweeter sound than the wind rustling through the trees or the music of waves on the shore? The greatest composers are those who can translate these and similar voices of nature into the musical dicinm. Yet the field of art is so wast and its sphere so wonderful and unlimited that every day the artist discovers new outlets and vistas.

This is the essence of true art, the infinite variety of its beauty. Yet what does it avail the composer to pour forth his heart in melody to the practical exclusion of all other interests without adequate regard for his efforts and protection of his rights?

Creators are notoriously poor business men and women, but through organization, they have managed in the literary and musical worlds, at least, to effectively defend their intellectual properties. I regard membership in the American Society of Composers, Authors and Publishers not merely an accolade of merit, but as a substantial commercial protective system. American composers and authors create better work with this assurance against exploitation.

The Broadcaster Is A Showman

By ROBERT PAINE and RICHARD FROHLICH

IN our first-hand contacts with the owners of radio stations on a trip around the country, we found these men to be shownen. We covered the entire country. We came in contact with station operators personally. We were sent out by ASCAP to see how the Society could be of even greater service to the stations; to see what these men, who are the backbone of radio—for it is the small station owner and not the chain that nurtures and develops this powerful entertainment medium—wanted from the men who write music. We know these showmen do everything possible to serve the public. We know that they continually plan new programs and that they encourage talent by offering that talent an opportunity. We found that 65% of the time of an average station is devoted to music. We also found that these men who operate the stations credit ASCAP with being the foundation of their industry.

Protected By ASCAP

THAT music is property, in tangible sense, is admitted by the Federal Copyright laws. Recognition of this prop-L by the rederal Copyright laws, Recognition of this prity right, was evidenced 157 years ago when the Massac setts State Legislature passed protective legislation in the terest of writers and composers with the phrase "being no property more peculiarly a man's own than which is produced by the labour of his mind."

erty right was evidenced 137 years ago when the Massachn setts State Legislature passed protective legislation in the inserts of writers and composers with the phrists. "Librer being no property more peculiarly a main's own than that which is produced by the labour of his mind."

That principle is recognized by the American Society of Composers, Authors and Publishers, a living organization, through maintenance of membership for the estates of deceased composers and authors. The widows, orphans sind other heirs of 143 famous American creators derive an come from ASCAP commensurate with the works of the deceased, rated not merely on the basis of their current use but also on their value to American Included in this solemn roster are the names of Victor Herbert, founder of ASCAP, Reginald De Koven, Nahan-Franko, Ethelbert Nevin, George Gershwin, Leopold Godowsky, Henry Hadley, Louis A Hirsch, James Weldon Johnson, Charles K. Harris, Karl Hoschna, Gustave Kerker, Ring Lardner, Frederick Knight Logan, Edward MacDowell, Glen MacDonough, Chauncey Olcott, John Philip Souss, Harry B. Smith, Frank L. Stanton, Richard A. Whiting, Leopold Auer.

One of the youngest song writers to pass on was Brooks Bowman, fresh out of college where he had written "East of the Sun, West of the Moon," "Low on a Dime" and other songs indicative of a great future. One of the oldest members was Theodore A. Metz, composer of "There IB se a Hot Time in the Old Town Tonight."

Other great song writers whose works continue in the repertoire of ASCAP, protected in the interests of the whole of the hind, include Alfred E. Aarons, Maurice Abrahams, Mark Andrews, Felix Arndt, Emil Ascher, Harold Atterridge, Frederic Ayres, Karolyi Wells Bassett, James W. Blake, Henry Blossom, Lew Brean, Addy Britt, Al, W. Brown, Barnetta Brown, J. Lewis, Browne, Raymond A. Browne, Earl Burnett, James, A. Byrnes, Grant Clarke, Will D. Cobb, Con Conrad, C. Whitney Coombs, Henry Creamer, Dorothy Donnelly, Paul Dresser, James, P. Dunn, Sam Errich, Jusia Elie, Allond Art

Veteran Music Publishers

By JERRY VOGEL

POR some reason or other, popular opinion of music publishing has classified the business a fly-by-night-affuir. How wrong the public can be! For despite the occasional "immediate-success" of a new firm, the story of the song publishing business is the same as the story of any other business. It requires years for a concern to build up a catalogue. It requires patience and money. And it requires an unexplainable gentus for the discovery and development of talent.

Let the figures speak for themselves. Here a small list of some of the older music firms established before 1900 and all now members of ASCAP.

Oliver Ditson Co 1783	Schroeder & Gunther
Chappell & Co1810	Inc
William A. Pond & Co. 1820	Clayton F. Sunny Co. 18
Edward B. Marks Corp. 1846	Volkwein Bros. Inc. 18 Will Rossiter 18
John Church Co 1854	Chas. K. Harris 18
White Smith Music	Lorenz Publishing Co 18
Pub. Co	Hope Publishing Co 18
G. Schirmer, Inc 1867	Walter Jacobs Inc 18
J. Fischer & Bro 1869	P. Tesio & Sons 18
Carl Fischer, Inc 1872	Hall-Mack Co
Fillmore Music House. 1874	Corp
Harms, Inc	Leo Feist, Inc 18
Emil Ascher Inc 1879	B. F. Wood Music Co. 18
Evans Music Co 1882	Chas. W. Homeyer &
Theodore Presser 1883	Co
Boston Music Co 1885	Willis Music Co 18
M. Witmark & Sone . 1002	C

ASCAP AND GENE BUCK

FAME PAYS NO BILLS The Who, What, Why, When and

By DEEMS TAYLOR



HAVE often wondered what mental kink it is that makes a great many otherwise intelligent people assume that the antiquity of an injustice is a good reason for not righting it. They would be shocked and indignant if, you accused them of the same, that's the way) they reason. If, for example, I happen to mention the fact that a contemporary composer, popular or serious, has a hard time making a living, and ought to get a decent return for his work, half of my heariers are obviously shocked to hear me take such a sordid, commercial attitude. They generally contrive to point out, gently, that Mozert and Schubert died of overwork and malnutrition, that Wagner lived most of his life on borrowed money, that Cesar Franck had to scrape a living out of being a churre organist and music teacher, that Bach did the same, that Haydn, while he was fairly comfortable, had the social status of a domestic servant. The implication is that if these geniuses spent their lives in poverty, modern composers ought to be ashamed to aspire to any better lot.

I am not impressed. I think the great musicians of the past got the rawest of raw deals, that they were mercilessly exploited by people who picked their brains and gave them nothing in return, that what they accomplished, in spite of their poverty, is as nothing compared with what they might have given us if they had been allowed a decent modicum of contort. In other words, I don't believe that poverty is any more the God-given destiny of a composer than it is of a radio executive.

Fundy, isn't it? We have enormous respect for the man who takes out

of a radio executive.

Funny, isn't it? We have enormous respect for the man who take out a patent, but none for the man who takes out copyright. That difference in attitude comes, I suppose from the fact that a patent usually involves something tangible, something that has an obvious; easily grasped, utility—a hairpin, for instance—whereas the man who writes a symphony or a ballad has produced something that is, fundamentally, nothing but a lot of sounds. Those sounds may have a profound effect upon the moods and emotions of millions of people. They may make them happier, may make them better men and women. But there is definite measure of that effect, and so we tend to ignore it.

measure of that effect, and so we tend to ignore it.

It an invention makes a man a millionaire, the public will probably agree that his reward was a fitting one. But try suggesting to the average man that the men who "invented" "Hark, Hark, the Lark," or the D minor Symphony, "Way Down Upon the Swanee River" deserved, say, ne-hu dredth of the financial reward for their labor that an inventor receives—and observe the shocked silence with which your suggestion will be received.

receives—and observe the shocked silence with which your suggestion will be received.

That's where ASCAP comes in. For half a century and more Europe has admitted that any compose; has the right to collect a fee for a performance of his work for profit, just as a dramatist has. Performing rights societies are accepted matter of course over there. Incidentally, in collecting their fees they have the backing of their respective national governments. In highearted America our rate of progress has been more moderate, ASCAP is only 28 years old; and seven of these 28 years were spent in establishing its bare right to existence. It has had to fight for its life every inch of the way. In fact, if you have been an observer of current events during the past half a dozen years, you could have enjoyed the grotesque spectacle of a national government, which grants copyrights, trying to destroy.

a monopoly suit, the only effective mechanism that copyright owners have devised for protecting those copyrights. You could have seen half the state legislatures in this country passing bills (usually identical in their wording) designed to put ASCAP out of existence.

Who is—or are—behind all this? I wouldn't know. However, if you're interested, you might try thinking of all the people who would make more money it ASCAP were not in existence. Somewhere among them are the instigators of this hostile legislation.

hostile legislation.

hostile legislation.

And still ASCAP survives. It survives because it stands for a principle, shocking to some, but still, I believe, admitted by most Americans that the laborer worthy of his hire; that the creator of a great symphony, or a universally beloved ballad, or a wildly popular dance tine, has as much right to some financial return from his work as has the creator of a can-opener or a hairpin. That is all that ASCAP claims. I cannot believe that the average American will deny that the claim is a just one.

Burleigh and the Negro Spiritual

NECRO spirituals, like the songs of the ancient Hebrews, owe their origin to a religious impulse. Both have the same dignity and sublimity and for the most part expression of tragedy and sadness.

expression of tragedy and sadness.

Leading standard-bearer for the present day revival of Interest in the Negro spiritual is Harry Thacker Burleigh, whose career exemplifies the kinship of art that knows no distinctions of creed or race. Born in Erie, Pa. Burleigh sang in the churches there until he won a scholarship to the National Conservatory of New York. He became baritone soloist at St. George's Church and Temple Emanu-El. and learned to sing in Latin, Italian, French, German and Hebrew, besides English. He has composed 200 ballads, choruces, sacred anthems, etc., and wrote the music for over 50 spirituals. His arrangement of Deep River has been incorporated in the programs of leading singers throughout

the world.

Though the music of spirituals contain idioms transplanted from Africa, it is the influence of the Bible and Christianity on the life of the Negro in America that gives them their words or subject. The experiences, heartbreaks and gropings of an alion people seeking readjustments to the customs of white men, says Mr. Burleigh, account for the quaint, naive, whimsical or garbled language which is so much a part of their charm.

Where of the American Songwriter

By A. P. WAXMAN

By A. P. WAXMAN

The man who wrote "Home, Sweet Home," died homeless. His name was John Howard Payne. His death gave birth to an idea. And that idea has developed into one of the most extraordinary experiments in democracy since democracy was first conceived.

Here's the story. The "Who. What. Why, When, and Where." The five facts that are involved in every story.

John Howard Payne was a man who was born out of his time. He should have been a troubadour in Touraine. Or a lyricist in Lorraine, in that esthetic era when knights went jousting and crusading for a thrill or idyll.

Payne was a ministrel in his heart. He was blessed with a gift. And cursed with wanderlust. He was the perfect prototype for Gilbert & Sullivan's 'Nankr Poo.' If you remember their 'Mikado," you'll remember their lyrical description of their hero,

"A wandering minstrel, I, a thing of shreds and patches, Of ballads, songs and snatches of dreamy lullaby."

This answers the description of Payne and his kind. It's their combined story, and their combined epitaph.

"The wandering minstrel," "the thing of shreds and patches, cames to the end of his journey and confessed his credo in a song. 'His swan song. And there was no necessity for a Freud to psychoanalyze him. He did th imself. And he set it to music. A nocture to nostalgia. A hymn for the homesick. In all lands, and in all languages. The vagabond through life met death with a song. John Howard Payne wrote "Home Sweet Home," and died, homeless:

Victor Herbert and a group of cronies were holding wassall in the famous Lambs Club in New York. All were Behemian spirits. The great composer was at the height of his career. He loved life. He loved his fellow composer. And all too many were out of tune with the time. Their mistortunes were a discord to the sensitive spirit of Victor Herbert.

ASCAP Is Bern

Herbert.

ASCAP Is Born

There at the Lambs Club the gifted composer conceived his greatest inspiration. Then and there ASCAP was born. The American Society of Composers, Authors and Publishers. It was formed because Stephen Collins Foster, the man who wrote "My Old Kentucky Home," died without the fare to get there. Because Dan Emmett, who wrote "Dixie" lived from hand to mouth, aud died up North though his (Continued on page 88)

ASCAP's Tribute to Nathan Burkan

"A man with a little gratitude in him is a man with a lot of good in him."—The Talmud.

When the American Society of Composers, Authors and Publishers initiated its Nathan Burkan Memorial Award it established a new precedent in the history of lawyer-client relationships. Lawyers have been credited with making clients. Lawyers have been credited with making clients. But as far as I know never has a grateful client created a perpetual endowment in honor of his attorney.

Though he never wrote a song, or published a sheet of music, Nathan Burkan devoted almost his entire life to the cause of the songwriter. And ASCAP has not forgotten his service. He served law and justice with rare ability. He worked unsparingly, so that those who created music for the people might be protected from those who sought to exploit them.

Songwriters are akin to all other creative geniuses. And genius has been credited with every virtue except gratitude. But songwriters have proven the exception to this rule.

Nathan Burkan went before the Great Judge in 1936. In 1937 ASCAP effected its plans to perpetuate its gratitude to him. It was agreed that no more fitting tribue could be paid to any man than to perpetuate his name in his own professor it was decided to establish an undownent in the name of Nathan Burkan, Lawyer, for the benefit of law stidents.

Thus the Nathan Burkan Memorial Award, consisting of

name of Nathan Burkan, Lawyer, for the beieft of law students.

Thus the Nathan Burkan Memorial Award, consisting of a cash prize to the outstanding student in the graduating class of every law school in the country, has helped many a young attorney, to hang out his shingle.

The grateful client, however, did not stop with this most beautiful tribute to perpetuate the memory of a well beloved triend and counsellor. Knowing that he would have liked to have his associates continue the crusade in which he had played so important a part. ASCAP immediately retained Schwartz & Frohlich, Mr. Burkan's protegees. The Society was mindful even of the unexpressed desires of the man who served them so well.

As long as there are courts of justice, as long as there are attorneys, as long as there are law students, just so long will ASCAP continue to pay homage to Nathian Burkan. In his name it extends a helping hand, to those on the threshold of their careers, hoping that his example might serve to guide them.

them.

As long as sengs are written, as long as a melody is sung, as long as a piece of music is played, just so long will ASCAP pay homage to Nathan Burkar, as an outstanding example of his profession. He was a man of honor, whem men of honor were delighted to honor.

A. P. W.

Regular News Section
Of 'Variety' Begins On Page 92

AMERICAN MUSIC

By MARIAN (MRS. EDWARD) MacDOWELL

By MARIAN (MRS. EDWARD) MacDOWELL

American is a mecessarily young, since America is the baby sister of the great old music-making countries. At first, the Colonies were usuinly interested in sacred music. As time went on, European musicians emigrated to the New World and music became a port of American life.

The Handel and Haydn Society in the Colonies brought music to the people of mostly European origin. American music then was influenced by the Protestant Choir, the Spiritual in New Orleans, and later by more Negro and even. Indian motivation. Between 1720 and 1800, American composers began their attack on the musical citadel. After 1800, the American art of music began to develop.

Among our first Americans who won fame and respect as composers were Lowell Mison, European bred under the mighty List. The Mason family is very much like a dynasty of musical monarchs. Today's reigning representative is Daniel Gregory Mason Their there was the Damrosch family. Walter Damrosch is the present well loved scion.

With John Knowles Paline, the first professor of music at Harvard, we come to a period in music when Americans thought they knew enough music to teach to college men.

Soon, American composers began to be famous. Among these are: Arthur Foote, George Chadwick and Horatio Parker, who had his opera "Hora Novissima" performed by the Metropolitan. Opera Chompany.

Edward MacDowell, who had the cause of composition and education at heart, was trained in Europe. He returned to America and, according to all critical comment, became an inspiration to America and Americans. His home and estate in Peterborough, N. H., is a Mecca for American composers, as well as writters, in accordance with his dearest wish. Because of the possible training right here at home, Americans no longer have to go to European schools to learn composition, Aaroit Copland, for example, its teaching composition and ther branches of music.

So today, American composers are famous in every branch of music from grand opera to jazz. We have Lou



Let Me Be A Troubador

By IRVING BERLIN

Let me sing a simple song
That helps to jog the world along,
Along its weary way
And I'll be glad today.

Let me mould a homely phrase For those who sit through wint'ry days Before a fireside. And I'll be satisfied.

Let me be a troubador, And I will ask for nothing more Than one short hour or so To sing my song and go.

237 STATIONS ALREADY OKAY ASCAP, SAYS PAINE

Society's General Manager Cites Elliott Roosevelt's Views Upholding Songwriters

EXACTLY 237 individual owners of radio stations have indicated their approval of the new ASCAP radio license since it was first announced June 18 by John G. Paine, general manager of the Society.

The attitude of individual station operators, says Paine, is summed up in a New York Times story on Elliott Roosevelt, president of the Texas State Network, who was granted the first new ASCAP contract because of his pioneering activities in promoting the cultural values of music throughout the Southwest Said Mr. Roosevelt in the Times story.

"The new plan is based on an unprejudiced attempt to equalize the license fees among comparative stations and equitably distribute them on a sounder commercial basis all the way through the radio industry. Since broadcastals those to call ASCAP a monopoly, it seems to me they are trying to combat a monopoly with another which is even bigger."

choose to call ASCAP a monopoly, it seems to me they are trying to combat a monopoly with another which is even bigger."

"Under the new plan," according to Mr. Paine, "with very few exceptions, no single station in the whole country will be asked to pay, a larger percentage than in the past, It will result in approximately 350 stations getting a 50% reduction and 200 additional stations benefitting by, a cut of at least 33½%. Mr. Roosevelt said in the Times that the networks are making money and should pay for the right to use ASCAP music, which is the backbone of our business. The price we, are asked to pay is ridiculously low."

"Stations are asked to pay is ridiculously low."

"Stations are asked to pay as little as \$12 a year for the use of all our resources, past, present and future, for their sustaining, programs. For only \$1 a month, they are given the right to use the greatest music written.

"Under our present plan it is obvious that we can prosper only when the station prospers. The new principle of Clearance at the Source, which goes into effect with the new licenses, conforms with the desires of the radio stations as expressed by them time and time again at their conventions and in their individual talks with ASCAP representatives."

Again quoting the N. Y. Times and Elliott Roosevelt, Mr. Paine stated: "Under the present method, according to Mr. Roosevelt, the networks take the lions' share of advertising revenue and pay nothing for the use of the music, while the affiliated stations must pay all the fees, ASCAP's new system of chearance at the source places the larger cost where it belongs, on the chains, not the small station owner. This is because the chains were most of the music; because the chains seem out of the music; because the chains seem of the music; because the chains seem of the music; because the chains were most of the music; because the chains were most of the music; because the chains with most of the subsic; because the chains were most of the music; because the chains were mos

Music Is Lifeblood Of Radio Industry

By ORRIN E. DUNLAP, JR.

M USIC is the backbone of broadcasting, "it's the broad-casters' safety-first. It is served up "alive" and "canned," and in both forms it has become the raw product of a vast industry. As a main ingredient of broadcasting, melody dominates because it appeals widely to the mood of the multitudes; to the lover of the classies and to the jitterbug. It stirs the emotion also the feet, and yet for others "the concord of sweet sounds" may be placked from the air as a sedative.

It is radio that has opened up new opportunities for musicians, young and old; it has prolonged their period of usefulness far beyond the normal span of the pre-radio era. The Walter Damrosch as a veteran missionary of music is the outstanding example of one whose life-work has been lengthened by radio as an inspiration to the youth of merica.

the outstanding example of one whose life-work has been lengthened by radio as an inspiration to the youth of America.

Dr. Damrosch, Benny Goodman and the other "pied pipers" of the air have lured no end of young people to take up music as a study and to appreciate it to the utmost. Radio has made America more music conscious than ever; it is gradually ripping away the idea that the music of the masters and opera are highbrow. No longer is the lad a "sissy" who takes up the violin or piano; he knows by listening-in that music is an art, an opportunity and a worthwhile accomplishment. Where the tongue stripped of melody often stire controversy and ill-will, the song appeases and pleases. For more than a year, because of so much belligerence rampant in the air, radio finds safety behind the fortification of music. It is a relief and protection from the tragic news flashed from Europe; from the commentaries bombs and bloodshed, destriction and destruction. The spoken word projected from Europe, no matter how honeyed the tongue or how sweetly sugarosated the words, causes thoughtful listeners to weigh the contents: Is it straight news or propaganda; fection or fact? But waft a song into the air from any aerial tower on the face of the earth and it is received as a melody with the same ring of sincerity with which it was composed. In music, "The Blue Danube" is still the same river of melody as before the war. In radio's tavalcade, Beethoven, Bach, Furell, Sibelius, Verdi, Tschalkowsky and Debussy are not lined up as enemies; they bring peace to mankind in a troubled world. In music the listener is not on guard, intent upon selection of nationalities, but when the spoken voice comes down the wavelengths without a song, then ears may perk up in search of a motive, propaganda or some "method in the madness."

Broadcasters, through music, have over a period of 20 years established harmonious relations with a farflung audience,

up in search of a motive, propagana or some metnou in the madness."

Broadcasters, through music, have over a period of 20 years established harmonious relations with a farflung audience, with millions of different minds. Music makes broadcasting 75% of what it is today; melody is the big business of broadcasting. It is the life-blood of an industry ever being freshened by new songs, but kept flowing freely by the old favorites of which the public never tire. Few speeches bear repetition, but music can be played over and over again, gaining in flavor, always winning new friends. Such is the magic of music powered by radio; it adds to the joy of living. Through music, even today, no matter from what soil the song takes wing, it still holds high the mutto, "Nations shall speak peace unto nations." Music is peace in the air.



ELLIOTT ROOSEVELT SIGNS FIRST NEW LICENSE WITH ASCAP

Because of his pioneering activities in promoting the cultural value of music throughout the Southwest, ASCAP granted Elliott Roosevelt, president of the Texas State Network, the first new license. Those attending the signing ceremonies are (1. to r.), Milton Diamond, attorney; Robert Womboldt, executive assistant to Mr. Roosevelt; Mr. Roosevelt, John G. Paine, general manager of ASCAP; Louis Bernstein, first vice-president of the organization, and A. P. Waxman, advertising counsel.

Young Songwriters' Opportunity

By GEORGE W. MEYER

N EVER before has the embryonic songwriter been faced with the great opportunity to be

NEVER before has the embryonic songwriter been faced with the great opportunity he has today. In the days before radio only a comparatively few songs were published every year, necessitating fewer songwriters. This was due to the fact that the life of a song was from six to twelve months—because the welcome and popularity of a song were not destroyed by constant repetition and over-exploitation.

Nowadays, with the ever-increasing demands of radio bands and singers, it is humanly impossible for just a limited number to supply the necessary quota. As a result, the young songwriter has been having a field day. His works are received with open arms, and ASCAP is only too willing to recognize his merit and assist him. Thus ASCAP has admitted to membership some 300 writers in the past five years. No song is now unimportant, whereas in the past if a song did not sell copies it was a wasted effort. Today every song serves a purpose. It is fodder for the cannons of radio; it bombards the airwaves for a few weeks and then dies, to be quickly supplanted by a score of new works.

Lyrics Can Be Literature

By MABEL LIVINGSTONE

M USIC, literature and all the other arts have generally been referred to as sister-arts. But the lyric writer was for many years regarded as only a step-sister. Gradually, the connection between text and music has taken on increased importance, through the coming of such gifted wordsmiths as Howard Dietz, Ira Gershwin, Harold Adamson, Lorenz Hort and others. The biggest song hits today are those where the verses are indissolubly bound up with the melody. This great improvement, so noticeable in popular music, is not always equally true of art songs. Yet this is the field that offices the greatest opportunity for lyrics to become literature.

Whereas production or musical comedy numbers can be written to order to fit the plot or libretto, concert or standard songs should derive their inspiration from the words. The great composer, Rubenstein, once said: "People send me poems to set to music."

The ASCAP Founders

By RAYMOND HUBBELL

WHEN I behold the picture of a 1940 ASCAP—strong, defermined and well on its way to a harmonious future, my mind reverts to a night in October, 1913, when some 35 or so composers, authors and publishers had promised to attend a meeting at Luchows' 14th street restaurant, 1 see George Maxwell standing beside everybody's lawyer and friend, Nathan Burkan, expectantly waiting to greet the rank and file of the popular music world. Glen MacDonough and had to be there early as we had arranged the dinner and had done the preliminary scouting.

Burkan and Maxwell had spent much time and effort in laying the ground work for an American performing rights society and had succeeded in instilling a great enthusiasm for the idea into those of us who knew of their plans; so we four waited with high hopes for the rest of the 30 odd who were to join us.

the loca lillo those of us who knew of their plans; so we four waited with high hopes for the rest of the 30 odd who were to join us.

Just five came! Victor Herbert, Gustave Kerker, Silvio Hein, Louis A. Hirsch and Jay Witmark.

A lot of water has flowed under the ASCAP bridge since that night when we nine started the campaign which resulted in a formal organization the following February.

To me the greatest result of all these years of building up this wonderful organization is that we have provided a haven for the American author, composer and publisher who, due to the terrible uncertainties of his precarious profession, never knows where today's hit will be tomorrow.

The years have taken seven of us from the picture: God has graciously sparred Jay Witmark and me to behold ASCAP triumphant but wherever the seven are, they see their ideals being adhered to by the men who today sit in their seats and they are content.

Picking Song Hits

By BING CROSBY

Picking the song hits is strictly guesswork. Anybody who zets himself up as an oracle with special mystic powers to toresee which tune will become a hit isn't tooling anybody but himself.

Fublic opinion is never consistent with regard to popular music. It veries from week to week, depending on changing world and local conditions. Generally speaking, in rowy times the public likes love songs and ballads; in gloomy times the public likes love songs and ballads; in gloomy times the choice switches to crisp, bright, gay melodies and novelly tunes that provide a mental vacation.

Of one thing you can be certain. A song whose melody and lyrics express your own thoughts while you're doneing with the girl you adore, stands a good chance to be a hit.

Radio is a wonderful thing, but it cuts the life of a song will prove to be a hit, and when it does prove to be a hit, it's good for just 96 days at top.



They Shall Have Music!

By Gene Buck, President

American Society of Composers, Authors and Publishers

THE Society was formed to protect the Composer-Author in his lifetime and his loved ones thereafter. To encourage the creation of music by the writers and the appreciation of music by the public.

ASCAP believes that the man with a song in his heart has the same right to write, as has any other writer. But many powerful people challenge that right.

Dramatists write plays, novelists write novels, lawyers write briefs, jurists write decisions, lawmakers write laws, men of the cloth write sermons, ad men write ads, and newspapermen write pieces for the newspapers.

All are writers. Their rights are respected. And their literary property is protected. All but the songwriter. Discriminatory legislation has been enacted against him by various States in violation of the Federal laws. Believe it or not, he's actually exiled from four of the sovereign States. I'm speaking of today, this very day.

Congress votes George M. Cohan a medal, a great honor greatly appreciated by all songwriters; the President of the United States sends us greetings on our 25th Anniversary; the Postmaster General issues special stamps in honor of Victor Herbert, John Philip Sousa, Stephen Collins Foster, Ethelbert Nevin, Edward MacDowell; and the Attorney-General serves us with subpoenas.

Thorns come with roses, "but ain't the roses sweet." It was a songwriter who said that.

And it takes a man with a song in his heart to remember the roses and to forget the thorns.

The radio chain executives who control the air, have publicly announced that beginning New Year's Day, ASCAP music will be barred from the air. What a beautiful way to ring out the old year and ring in the new!

The music of the thousands of composers of England, France, our sister republics in Latin America; "The Stars and Stripes Forever," "God Bless America," "Over There," to be "given the air" by the gentlemen who claim squatter's rights on the air. Fantastic? But true! We have their published word for it.

What will we do? We have a duty and a responsibility to thousands of enterprises which depend upon a steady flow of new music to entertain their patrons. And an equal responsibility to the thousands of musicians and artists who interpret that music. And above all to the public, which needs the inspiration and stimulation and relaxation of music to maintain its morale in these days of uncertainty.

The American Society of Composers, Authors and Publishers is conscious of its duty and will perform it. Whether we're on the air or "given the air," when the public says, "Let's start the show, let's have some music," we'll see to it that they shall have music.

We're show people.

We have a tradition that the show must go on.

The show will go on!



SEE BANDS GETTING THE WORKS FROM THE NETWORKS

"It's A Grand Old Flag"

By GEORGE M. COHAN

THOUCH I've always felt that "It's a Grand Old Flag."

I'll admit that when I wrote those words a few decades ago I did not realize their significance as fully as I do now. And a lot of other Americans today doubtless are feeling the same.

are feeling the same.

The highlights of a nation's history are reflected in its songs. From the 'Yankee Doodle' of Revolutionary Days on through The Star Changled Banner' and up to the current 'God Bless America,' songs honoring our flag and our country have marked periods of great national' stress. The people are highly responsive to musical interpretation of their patriotism—they actually yearn for it—and songwriters put those emotions into mass appeal form.

Take my own "Over There." The feel of it was in the air. Otherwise the public would not have responded.

This grand old flag of ours has been growing m.

This grand old flag of ours has been growing m popular every year. Never was our emblem of liberty more popular, and never did more people crave its protection and privileges, than right now.

In helping the people to understand and appreciate what the American flag stands for, no factor has been more important than the song writer in setting the people's emotions to words and music.

RECOLLECTIONS OF THE MARCH KING

By MRS. JOHN PHILIP SOUSA

THOUGH decorated by royalty, by academies, schools and associations all over the world, John Philip Soura was re proud of his title of March King, affectionately bewed upon him by the people, than of any other tribute its achievements.

to his achievements.

Mr. Sousa was fortunate in winning recognition early in life. Eorn in Washington, D. C., he sudied violin and composition from early childhood. At 13, he had already entered the U. S. Marine Band. At 26, he became its director, a position he held for 12 years. Incidentally, he was instrumental in having Congress pass a bill giving the leaders following him the status of a commissioned officer.

In 1822, Mr. Sousa formed his own organization and funced his policy of giving his public the very best in American and European band music. In his own compositions, he invented orchestrations and instrumentations that were most effective in adding to band music some of the nuance of the symphonic orchestra.

Already known wherever music was played my husband.

Already known wherever music was played, my husband's popularity became even more widespread after the advent of the phonograph record, which he was the first to christen "canned music."

Mr. Sousa and his band made countless tours in his own country, Canada and Europe. A trip around the world in 1910-1911 proved an artistic and financial triumph. These various tours were unique in that they never contemplated nor required any subsidy.

He was a witty and fascinating raconteur and our travels upplied him with endless material for story-telling. Besides his many marches, he wrote 10 comic operas. In most cases, he also wrote the libretti.

In the early days, there was constant pirating of his music. Consequently, the formation of ASCAP, in which he was a director until his death in 1932, became in his opinion one of the most important milestones the history of American music.

How Some Songs are Born

By FRED E. AHLERT

SCRAPS of paper with cryptic pencil notations may con-Tain: the germ of a great song. Most composers and authors have pockets full of such scribblings on the back of envelopes, business cards, corners torn from a newspaper parts of menus.



envelopes, business cards, corners torn from a newspaper parts of menus.

Inspiration comes at odd morrents and without warning, so you will find song embryos in pencil on a restaurant cloth, scratched on a cuff or, written in a kind of musical shorthand on an old bill.

Comes the moment when a snatch of melody is heard, by the lyric writer and promptly the line or title to fit it comes from his pocket. Or it may be a line of poetry, a fragment of conversation overheard, a slogan or a phrase, and instantly the music notation in the pocket of the composer has found its mate.

Most of us have come upon many of our songs in this manner, among notable instances being Harry Von Tilker with "Wait Till the Sun Shines, Nellie"; Milton Ager with "Happy Days Are Here Again"; Shelton Brooks with "Some of These Days"; and George Gershwin and Irving Caesar writing "Swance" on top of a bus.

After the song is written, the struggle is only begun, for now comes the difficult process of finding the publisher; and after that, performance. When the public finally hears the song it has passed through the sleeve of considerable criticism and revision. Payment from sheet music sales and records so problematical. The writer must by force of current circumstances lean for a major portion of his earnings upon the value of his perfoming rights, as licensed by ASCAP.

and the state of t

SCRAP WILL INVOLVE SCRAPPING MUSIC LIBRARIES OF BANDS AND STATIONS

By A. P. WAXMAN

"Should the radio chains fall to renew their contract with ASCAP before January 1, the radio industry will lose more then \$25,000,000 that is tied up in music libraries and electrical transcriptions," declared John G. Paine, general manager of the American Society of Composers, Authors and Publishers, in an interview. He emphasized the fact that his figure was a conservative one.

nis ngure was a conservative one.

"They claim to be business men," he continued, "men wholook a figure in the face without flinching. They may
forget the artistic loss. They may forget the public. They
may forget the F.C.C. They may forget that it will take
years before any sort of library can be built up, years and
millions of dollars for the development of as yet undiscovered songwriters.

"But they can't forget what they have satisfile injected."

Put they can't forget what they have actually invested. The chains and stations have spent many millions in buildup electrical transcription and record libraries. They need these recorded works to fill time on the air. When they repudiate their ASCAP contracts on January 1, those transcriptions cannot be played. What will they substitute for those collections of every type of music? What will they offer the public? the public?

offer the public? "Then look at their libraries. Special arrangements for orchestras ranging from five to 100 pieces. Not worth the paper they're printed on after January 1. Vandalism is no name for it. When dictators destroy libraries the world stands aghast in horror. What shall we say of men who deliberately destroy their own libraries? And what of the destruction they wreak upon the innocent bystander?

deliberately destroy their own libranes? And what of the destruction they wreak upon the innocent bystander?

"The libraries of the orchestra leaders. Hundreds of men like Paul Whiteman, Eddie Duchin, etc., have spent their own mouey in generous amounts to build up diversified libraries. They are part of their stock in trade. They are to be made worthless over night by the arbitrary rulings of just a few powerful executives who've never given a moment's consideration to these hapless victims.

"And this is only half the story. The American Federation of Musicians lists literally thousands of smaller bands. Each one has an investment in his own library. Every one of these bands will be faced not only with the loss of their investment but the loss of work. The radio people responsible for this situation might just as well take away their instruments as take away their music,
"We've done what we could. We've tried to deal as business men. The facts and the figures speak for themselves. Our door is always open—and will always be kept open. All our music, past, present and future, is available to all at terms within the means of all."

Had There Been an ASCAP—

By EDWARD B. MARKS

By EDWARD B. MARKS

It is almost bromidic to remark today that, had there been an ASCAP in Stephen Foster's days, things might have been very different with that gitted composer. Yet behind this observation there is a world of truth and sound basis for applauding the underlying principle that gave birth to the American Society of applauding the underlying principle that gave birth to the American Society of a policy crew, generally speaking, who carned appreciable sums of money during the heyday of their success, but who almost invariably ended up penniless. Stephen Foster was not, as has often remously been said, pauper all hi life. For at least 11 consecutive years he received from Pond, his publisher, royalties that were very sizable for those days. But when had fortune descended upon him there was no performing rights society to which he could turn.

To my mind, one of the very best things which ASCAP has done has been to lend assistance to the old-time writer, who himself was not a member, or to the heirs of those who have passed on. Gene Buck and John G. Paine have personally interested themselves in many such cases, realizing full well that a man who wrote great successes in the 90's or at the turn of the century has contributed higgly to the vast field of American popular music.

In my library at home there is a most beautiful and interesting art book containing self portraits of 400 of the greatest painters of all time. They appear to be well fed, well clothed and well provided generally with worldty goods. The fallacious idea that an artist must starve in a garriet to achieve greatness is completely dispelled when one realizes that many of the most glorious of these artists were subsidized by kings, rich patrons or so recognized in their, time that they were able to live most comfortably. In literature, despite an occasional Edgar Allan Poe, the same thing—true; and in the field of classic music, most of the great masters were well rewarded for their work. The writer of popular and semi-concert songs,

good ones.

Had Foster lived to be 74, rather than 37, think how the musical world might have been additionally enriched. It is, of course, merely conjecture; but there might have been financial security and comfort for dozens of other fine writers as well as Foster, had there been an ASCAP.

Songwriters' Tryout House

By RUBY ZWERLING

BACK in the days when radio was still wet behind the ears, Loew's State on Broadway was the tryout house for the boys who wrote songs. Not that every man who wrote a song could sing it; for, as Irving Berlin once explained to me: "Some songwriters can't carry a tune, but they can 'lift' a lot of them."

During my 13 years as musical director at the State, we've had everybody who was anybody the song writing field at Loew's State. Gus Edwards, Anatole the song writing field at Loew's State. Gus Edwards, Anatole Friedland, L. Wolfe Gilbert, Lew Brown, Benny Davis and his "Margie," Theodore Metz who wrote "Hot Time. In The Old Town Tonight"—even Jimmy Walker, whom most people remember as one-time Mayor, and not composer of "Will You Love Me In December As You Do In May." I remember one act, billed as Songwriters On Parade, that featured Charles Tobias, Al Sherman, Al Lewis and Gerald Marks.

Lewis and Gerald Marks.
Back in the days before radio popularized the tunes of
the day, Ivving Caesar gave his numbers a workout at
the theatre. Irving has been back several times since
then with his excellent new collection of Safety Songs.
Then there's my good friend, George Jessel. Don't think.
Jessel's only claims to fame are as actor, radio favorite,
after dinner speaker and husband; he has a number of
songs—good ones, too—to his credit.

WHY DO I LOVE YOU?

(Meaning Music)

By OSCAR HAMMERSTEIN II

I WROTE the song for a couple of young lovers, in "Show Boat" and Jerome Kern composed great music for it, and it's there in ASCAP's files for all lovers to sing. But it has a special macaning for me, because it expresses my secret feelings for my profession.

I love song writing, I might have been, well, many things; and enjoy the normal life of the average successful American, dividing my days between work and play; and sleep. But I had to be a songwriter. My every wakeful moment is tense and tortured. Song ideas crowd my mind, clamoring

Now a phrase, now a title now a snatch of melody to torment me to instant labor. Pockets full of scratch notes and memos of songs to be written, rewritten. And I might have been a lawyer, an architect, a business man. But I couldn't—not with my love for music. Common sense tells me there are so many more stable professions, so many careers with more reward.

more reward:

But how could they compensate for the thrill of waking in the mid-hours with a great idea. Prodded by the mistress of song to leap out of bed and dash down the inspired words before losing them forever. Then, in the morning, reading wry-faced the words that had seemed so brilliant in the night. But better that than plan an unsold bridge, an unconsummated deal, a losing case.

A hundred sones written to the bitter and the second of the second seco

consummated earl, a losing case.

A hundred songs written to the bitter end, to produce one acceptable tune. Lyrics rounded out, days to turn a phrase, weeks to find precisely the right word—and then the thrill of success, a hilf Gone the envy of the barrister, the builder and the broker. I'm a songwriter—and I love it!

Radio and Music

By IRVING KOLODIN, N. Y. SUN

W HATEVER the Incidental disclosures of the recent controversy between the AFM and the radio networks which took the nation's name bands off the air for a week of late evening broadcasts, one fact was clear. Radio needs music more than music needs radio. Those who spun their dials in futile search of plausible after-eleven entertainment came up almost exclusively with house orchestras from Buffalo, Philadelphia and way points, or less than hilarious sketches that had not previously made the networks. The invariable recourse was to a powerful little five-watter, or slightly more, giving, out with a recording respectably played, worth the listener's attention.

All of which was plain proof of the extent to which bis-

Istemer's attention:

All of which was plain proof of the extent to which bigtime bands have entered into the listening habits of the nation and the gap which is left when their activities are curalled. They go on night after night, month after week with unconsidered regularity and with an amazingly high average of performance. And in the general satisfaction with their efforts, the part that is owing to ASCAP and its supervisory subsidiaries is a vastly important one.

The complaint of the hit-writers that radio has been a locust plague to their crop is a reasonable one, but one shudders to think of the condition that would confront the industry were the market wide open, with no interested agency to look out for their welfare. Especially in the current era, when the trend to the good old ones is more pronounced than ever before, the establishment of a right to control performance is indispensably important. Even if a time is skipped the first time around, the writer stands to profit when public taste has made a full cycle and comes back to the piece it passed by. It is, at least, something to look forward to, even if it is among the longest of long shots.



Say It With Music

By John G. Paine, General Manager

American Society of Composers, Authors and Publishers

ASCAP is proud of its part in providing service to thousands of enterprises in the entertainment industry.

Music is a language that everybody understands, and a form of entertainment that everybody enjoys.

"Music, Maestro, Please." Three little words. What miracles they perform in brightening up life.

We have the great responsibility of providing an unending flow of music to theatres, restaurants, roof gardens, hotels, ballrooms, dance halls, amusement parks, and endless numbers of other places of assemblage.

Ours is the task of contributing music to the theatres on Broadway and the movies throughout the country, the picture studios in Hollywood, and the broadcasting studios all over America.

Our vast treasury of music is available to all, at terms within the means of all.

The service we render includes the works of the great majority of outstanding composers and authors of this country, and many foreign countries, and the catalogues of their outstanding publishers.

Our repertoire is increased every month. Our membership of creative writers likewise is increased every month. One fee covers complete availability on all our music, past, present and future.

There is no increase in fee, regardless of the increase in quality and quantity, by old and new members of our Society, and the Foreign Societies affiliated with us.

Our licensees can assure their patrons of a steady flow of music from the great music masters of the past and present.

In these times of stress, the public turns more than ever to music, for the entertainment that only music brings.

ASCAP will permit no obstacles to stand in the way of serving its clients and the public.

ASCAP, as always, will Say It With Music.

RADIO PAYS ONLY 6c PER SONG PER USE

'Your Hit Parade,' Depending That's How We Need Music Wholly on Music, Gets It For a Song

The inexpensiveness and utter indispensability of ASCAP "raw material" is perhaps best demonstrated by the "Lucky Strike Hit Parade" radio program. Without ASCAP music, Strike Hit Parade, Taglo program. Without ASCAP must, there would be no "Hit Parade," and yet this major ingredient sine qua non costs the radio industry only \$218.50 a week while George Washington Hill is shelling out no less than \$15,500 in time and talent costs for the show.

Viewed from another angle, the situation may be described

thus, each of the 100 stations carrying the program gets an average of \$43.70 from CBS for carrying the show per average. Yet to get this \$43.70, the station only has to pay ASCAP \$2.19 in license fees. And since the ASCAP grants unlimited availability of as much music as the licensee wishes to use, the \$2.19 is paying for a lot more than the "Hit Parade" In fact, when all performances—commercial and non-commercial are bulked together—ASCAP gets just about 6c per composition per user each time that composition is

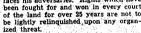
played.

The sources for the material in this program analysis are as follows: the time costs are based on Lucky Strike's expenditure of \$796,678 with CBS in 1939; this amount was then divided by \$2 to get the weekly cost Prom the weekly cost 25% was subtracted for discounts making \$11,500. From FCC figures it was found that in 1939 the networks payed the stations 38% of their intake. Thus the station figure is 38% of \$11,500, or \$4,370; and ASCAP's share of this amount is 5%, or \$212,850 [The talent cost is from a story in Vasierr (June 19, 1940, page 2011]

SONGWRITERS IN MILITANT MOOD

By BILLY ROSE

POR too many years songwriters have acted like the famous Ferdinand the Bull, smelling sweet flowers and refusing to fight. But these traits have now vanished under the attacks of their exploiters and a militant songwriter now faces his adversaries. Rights which have been fought for and won in every court of the land for over 25 years are not to be lightly relinquished upon any organized threat.



ized threat.

The names of Victor Herbert, Nathan Burkan, John Philip Sousa, Louis Hirsch, Karl Hoschna, Gustave Kerker, Glen MacDonough and the other pioneers in the struggle against organized users of music stands as an inspiration to the present defenders. These men whose membership in ASCAP is today held by their heirs, set an example of courage against overwhelming odds during the early years of the life of the Society.

is today held by their heirs, set an example or courage against overwhelming odds during the early years of the life of the Society.

They received small compensation for their efforts at the time because every cent was needed for the battle. During the first seven years of the life of ASCAP not one penny in royalties was paid to any member of the Society nor to its counsel, Nathan Burkan.

Take my own case. Though in recent seasons I've been rather successful as a showman, there is nothing I prize more highly than my membership in the Society. I consider the income which this membership yields me as my most valuable asset. It's a nest-egg for my future.

Today, many songwriters whose name was a household word during those years, but whose active productive period is now passed, is adequately compensated by the Society on the basis of his previous contributions. The younger members of the Society know that that is something to fight for

Perfect Union Essential In Lyrics and Music

By RICHARD RODGERS and LORENZ HART

IKE the hackneyed riddle of the chicken and the egg, the question of which comes first and is more important, the music or the lyrics, plagues the musical world.

Who is to decide whether "Road to Mandalay," by Rudyard

Kipling, is better separated from the music by Oley Speaks, or whether the Speaks composition could not be just as stirring, no matter what the words? It is a fact, he outside of Irving Berlin very few songwriters write their own

lyrics as well as the music.

Each contributes in practically equal proportion to the finished work. This is especially true in popular music and receives practical recognition from the classification committees of ASCAP which rate composer and author as of equal merit. Many a tune that would have died unsung became hit through the timely and apt lyrics of the late Joe Young. Many a good lyric would have died aborning had not the composer created immortal music. Take the famous poem "Trees." The public remembers the author, Joyce Kilmer, but the melody of Oscar Rasbach definitely saved the poem from becoming a recitation piece.

We think, conclusively, that both composer and author, not to mention the public, should rejoice when the union of lyric and tune results in a harmonious song.

By HARRY MAIZLISH Gen. Manager, Station KFWB, Los Angeles

ITS NOT a question of whether we need music to run a radio station, but how much we need it. And the answer to that is: we need music more than we need any other item on the radio entertainment bill of fare.

Music is the only dish that is wanted by every one. Some folks don't like drama or quiz shows, just like some don't like olives or caviar. But everybody goes for

nusic.
In short, you simply can't run a radio station without
nusic. And you can't have music without songwriters.

A Constant Search For Geniuses

WALTER S. FISCHER, head of Carl Fischer. Inc., one of the oldest and most important of the Standard Music Publishers in America, says:

The radio interests of this country are too wise to believe and comprehensive catalog. Biberal terms, He knows from deep experience that a catalog of standard music cannot be built in a decade or two, even though an unlimited bankroll is placed at the disposal of the publisher. That it is good business to invest millions of dollars in an attempt to build and operate a music catalog as a side line to radio when ASCAP is prepared to offer them the unlimited use of its diversified them the unlimited use of its diversified operating costs of publishing and exploiting music are so great that no new publishing firm can hope to be financially successful. It is only because the established catalogs were created before radio changed the use of music that these catalogs do now exist and can hope to survive.

"A standard catalog is created much like a grove of oaks. Through the years, thousands of acorns have been scattered over the ground, not haphazardly, but by careful selection, infinite care and hope. While many have sprung up to thrive for a while, only the more virile have pushed their roots deep into the soil to flourish and to mark the creative growth of music in America.

"Our catalog, founded by my father, Carl Fischer, in 1872, has throughout the years nutured many seedlings, and while our catalog comprises thousands of compositions that looming high with creative genius, these successful compositions represent but a small percentage of the total number of compositions which were published.

"Music publishing is one of the few industries where the human element plays so important a part. You have to put usiness mach!" impersonalization.

"Because the publishing is one of the son busics and mortar, shelves and buildings, it's an exasperanting, excriting aud thrill-

of the most important factors in the success of present-day business machi , impersonalization. "Because the publishing of music is not bricks and mortar, shelves and buildings, it's an exasperating, exciting and trilling chase for those Will-o'-the-Wisps known as geniuses. Publishing is largely the staking of creative dreamers. How can you know a Stephen-Foster when you meet one? Each year Almighty God in His Infinite Wisdom, touches the heads of a few children and blesses their with the gift of composing music. A search for those gifted few with all its heartaches and headaches, makes the music publisher."

THE ARRANGER

By LEO REISMAN

By LEO REISMAN

Let very orchestra has its tune arrangers. In some bands these arrangers carry through the basic thought and character of the leader, doing a good tailoring tob of a good designer. In other bands the arranger is on his own. I personally believe in the first method. Otherwise I can't see where the conviction and the arrising thoughts of the conductor are ever expressed.

The arranger's knowledge of the neuroses and habits of the instruments and his ingenuity in their use. Itianic Furthermore, some arrangers have expanded the uses of instruments, even as Berlioz did when he was the first to stuff the bell of a horn probably made by Saxe. Many serious writers have learned a lot from arrangers of popular and jazz music.

Among interesting arrangers for bands are: Jacques Gruenberg, who orchestrated some of Gershwin's works, Larry Clinton, Morton Gould, Will Hudson, Spud Murphy, Joe Mooney, Chaul Whiteman's band). For films and other media there's Frank Skinner, Virgil Thompson, Charles Henderson, George Lessner, and one of the kings of orchestrators, Robert Riussell Bennett. Besides these, there are men like Adolph Schmid, Jesse Smith, Dean Kincaide, Paul Wetslein, Red Bone, Charlie Hathaway, Vic Schoen, and the many unknown arrangers of serious music in the broadcasting studios and song shops. These men interest the really musical listener.

Paul Whiteman was one of the first to realize that dance tunes could be orchestrated and re-orchestrated for variety Ferde Grofe was one of his first arrangers. Two of his interesting jobs are his version of Ponchielli's 'Dance of the Hours' for fox-trotting; and 'Cho-Cho-Sau,' a dance version of a tune from 'Madame Butterfly'. Grofe, also orchestrated the great melodist George Gershwin's 'Rhapsody in Blue and others of his works.

Records' Debt to Songwriters

By JACK KAPP, President, Decca Records

It is practically impossible to estimate the debt owed y the recording field to the songwriters. Orchestras and singers provide about 99% of entertainment on rec-

ouds.

And orchestras and singers might just as well be wooden Indians if they didn't have that indispensable executed provided by the ASCAP membership—music.

er one games and an analysis of the

The American Home And ASCAP

By DR. JAMES FRANCIS COOKE

Philadelphia June 30

Philadelphia, June 30,

FOR OVER three decades the writer, as President of the
Presser Foundation and Editor of the Etude Music Magazine, has been in intimate daily contact with the musical
interests of the American home. He has seen the fabulous
transition from the time when that home
was largely dependent for musical educational and entertainment leadership upon
itinerant teachers, occasional concerts
and operatic performances, musical books
and the musical journals, to this amazing
moment when the best music of the world moment when the best music of the world

and operate personances, musical books and the musical journals, to this amazing moment when the best music of the world is piped into homes like water, gas and electricity.

Music has become one of the great necessities for finer, happier living, Morever, for the first time in history, every student of music could hear the world's greatest performers and at the low cost of buying a radio. At first teachers of music were in something of a panic. The radio was going to take away their means of livelihood. But radio developed a new respect for music and its creators. Music became everywhere a topic for popular conversation.

It was not until this condition was reached that it was possible for the public to realize what the composer meant to the joy of living in the modern American home.

No one can make composers, Any artist can paint a butterfly, but none can make butterflies that will really fly. The musical creative worker is a natural phenomenon. No one can explain Mozart, Stephen Foster or Ethelbert Nevin. The conservatories of the world have put out armies of men and women who have studied to be composers, but the actual composers produced are about one in a thousand. Publishers have always taken enormous chances and continually meet unavoidable losses in trying to find out what the public wants in music. They gamble on genius and are entitled to some of the winnings when there are winnings. The genius that makes a real composer, whether it produces a "Londonderry Air," an "Old Man River" a "Fifth Symphony," is one of the rarest and most precious things in the world.

Often genius is so concentrated upon what it creates that its possessor suffers from neglect of practical affairs.

phony," is one of the rarest and most precious things in the world.

Often genius is so concentrated upon what it creates that its possessor suffers from neglect of practical affairs, that the result is literal starvation, as in the case of Schubert, the youthful Wagner and scores of other masters. It is my strong belief based upon the widest possible correspondence for 30 years and upon personal contacts made through 100,000 miles of travel to musical centres in America, that the members of the American home would bitterly resent any attempt to deprive the American musical on f. his right to profit upon his creations.

The able business executives at the head of broadcasting futerests cannot fail to recognize the fact that very obviously the composer is just as important to the publisher, to the manufacturer of every kind of musical instrument, including Separated none can succeed; together all can soar to great elegists. But remember, the whole movement starts with the composer, and without the composer not one red cent of income could in most instances ever be realized by radio.

Portrait of an Old-Fashioned Guy

By SYLVIA ROSENBERG, Secretary

In these days of so-called sophistication, it is unsual to find someone like Gene Buck, who prefers, above anything else, to be called 'just an old-fashioned guy.'
Neverthcless, through his talents as an artist, songwriter, playwright, producer and president of ASCAP. Mr. Buck keeps thoroughly abreast of the times. He comes in contact with persons in every walk of life. And all of them love it when he 'dusts the attic of his memory' and tells stories of the most glamorous characters of the theatrical and musical worlds.

worlds.

A pioneer at heart, Mr. Buck, together with Victor Herbert, Nathan Burkan and others, in 1914, set forth to make one of his fondest dreams come true—genuine protection for those who write the songs of our nation. His extraordinary sense of vision and unfailing ability to grapple with a problem in all its various angles mark him as one born to leadership.

lem in all its various angles mark him as one born to leader-ship.

Mr. Buck's slow manner of speaking always fascinates people when they realize how quickly his mind works and how readily it reacts to any given situation. His sincerity is so marked in every word he utters that he naturally in-spires confidence and faith in his listeners. And he is blessed with an infinite amount of patience. Though an impressive, witty and spontaneous speaker, who never has to reach into his vest pocket for notes; he never loses sight of the mood of the moment, the audience involved and the reason for the sathering.

his vest pocket for notes, he never loses sight of the mood of the moment, the audience involved and the reason for the gathering.

Especially refreshing to me, is Mr. Buck's keen zest for life. He has encountered every type of person in the melting pot of humanity which makes up America, without ever succumbing to distillusion or disinterest. His desire to be helpful to all less fortunate than himself, in the fulfillment of their ambitions, is amongst his most outstanding characteristics. Forever finding excuses for others, he thinks this era of tremendous changes in our lives brought about by the mechanical age, makes people prone to assume an air of sophistication which is superficial. For himself, he prefers to cling to the finer ideals and fundamental meaning of lifewhich were instilled in him by his mother in boyhood days and he endeavors to pass on the same credo to his two sons. The world of the theatre harbors within its portals librelists, singers, composers, artists, dangers, songwriters, costumers, musicians, financiers and business executives. Yet, throughout the years, not one of these varied personalities and temperaments who has ever been closely associated with Gene Buck can fail to mingle admiration and affection for the 'old-fashioned guy' whether they met him as the associate of the late Flo Zlegfeld, in the production of his two shows, or as chief executive of ASCAP.



President Roosevelt presenting medal to George M. Cohanvoted to him by Congress for writing "Over There."



RATHER WRITE SONG ľD

By GEORGE M. COHAN

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Ev'ry man should do the work he wants to do.

That's if he'd be a happy man at all;

this scheme of things, there is a spot for you,

And in your heart of hearts you hear the call.

Life is what you make it, and you've got your life to live: Anyway you take it, you will get just what you give.

The joy of life is work, that is a saying old and true;

old and true:
Especially, when the work's the sort of
work you want to do.
There's not a man will ever shirk the
thing for which he's strong,

And that is why I like the work of working on a song.

A song, then work is play;

A song, that's why I say:

CHORUS

Let the farmer plough the fields.
Grow the things that nature yields;
As for me, I'd rather write a song.
Let the architect reveal
Giant cities built of steel,
Honestly, I'd rather write a song.
Listen, artists, scientists, historians,
astrologists,
All men to whom the master minds
belong;
Webs of mystry you've unspun,
Brought the truth to evry one;
Still, I say with all you've done,
I'd rather write a song.

I'd rather write a ballad like the "Spinning Wheel",

Or else a song like "Smoke Gets In Your

Than to write the greatest book with widest world appeal,
That would bring me in to win the Nobel prize.

I'd rather write a song like "Stormy Weather", for the gang,
Than to paint a famous picture for the Art Museum to hang.

I'd rather write most any song the night club singers shout, Than to be the English King they sing "God Save the King" about.

The only three cheer bringer is the song that gets the throng, I don't care who the singer is, I want to write the song.

The song the bands all play, The song hit of the day.

CHORUS

Let the miner dig for gold,
Strike a vein of wealth untold;
I don't care! I'd rather write a song.
Let the great dictator stand
At the head, and rule the land;
On the square, I'd rather write a song.
Listen, all you millionaires, and all you
Wall Street buils and bears,

Wall Street bulls and bears, All men who send the stocks and shares along; I tell you now, and tell you straight, With all the millions you may rate, With all you may accumulate, I'd rather write a song.

m

Let the sailors plough the sea, Soldiers battle fearlessly; Not for me! I'd rather write a song. Let all heroes, brave and true, Find heroic deeds to do; Truthfully, I'd rather write a song. Listen, aviating soarers, mountain climbers, wild explorers, Men to whom romantic lives belong:

With all the romance of your game, With all your high and mighty fame; With all your glory, just the same, I'd rather write a song.

CHORUS

Let the great professors reek, With their Latin and their Greek; Keep them both! I'd rather write a song. Let O'Neill write all the plays, Let him get the critics' praise; On my oath, I'd rather write a song. Listen, famous statisticians, doctors, lawyers, politicians,

All men with ambitions, fine and strong; With all the wonders you conceive, With all the triumphs you achieve, I swear, so help me, please believe! I'd rather write a song,



HAROLD ADAMSON

Now in Hollywood writing songs for Universal Pictures. Left brilliant college career at Harvard to write popular music. Born in Jersey City, N. J. Educated at Hackley Prep, University of Kansas and Harvard.

At college, wrote book and lyrics for several musical comedies, which attracted Vincent

At college, wrote book and lyrics for several musical comedites, which attracted vincent Youmans, under whose guidance he progressed rapidly. Among his works are: PICTURES: The Road to Reno. Youth Takes a Fling, That Certain Age. Mad About Music, You're a Sweetheart, Hitting a New High, Merry-Go-Round of 1938, When Love is Young, Breezing Home, Top of the Toug, Banjo m My Knee, The Great Ziegfeld, Folies Bergere de Paris, Dancing Lady. SONGS: The Woodpecker Song, it's a Wonderful World, The Little Man Who Wasn't There. The Thrill of a New Romance, What Are the Wild Waves Saying, Tony's Wife, Moon Rise, Dream Shadows, Thank Your Stars, Time on My Hands, Love Came Into My Heart, Ferry Boat Serendee, It's Been So Long, Where the Lazy River Goes By, Where Are You, I Love to Whistle, That Foolish Feeling, Oh Me Oh My Oh You, I Think You're Wonderful, Sifting in the Dark, Say the Word, Have a Heart;



MILTON AGER

Has written close to 500 songs and is still active as a writer and a publisher. cago and educated in the public schools there. A self-taught musician. His first job was with music publisher as pianist. Came to New York in 1913. Worked as a pianist, arranger and writer. L. 1922 (2011)

with music publisher as pianist. Came to New York in 1913. Worked as a pianist, arranger and writer. In 1922 formed his own publishing firm, Ager, Yellen and Bornstein. Writer of many stage and screen musicals. Included among his works are:

SHOWS: Rain or Shine, John Murray Anderson's Almanac. PICTURES King of Jazz, They Learned About Women, Chasing Rainbows, Honky Tonk. SONGS: 11 Didn't Care, You Can't Pull the Wool Over My Eyes, You've Letting the Grass Grow, Under Your Feet, Little You Know, Dieam Man Make Me Dream Some More, Roll Out of Bed With a Smile, There's a New Day Comin', Sweet Muchacha Sing a New Song, Blame It on the Moonlight, She Don't Wanna, Ain't She Sweet, Crazy Words, Crazy Tune, Lay Me Down to Sleep in Carolina, Could 1 I Certainly Could: I Wonder What's Become of Sally, Louisville Lou, I'm in Heaven When I'm in My Mother's Arms, I'm Nobody's Baby, Everything is Peaches Down in Georgia, You Hit the Nail on the Head, Lovin' Sam, Hoppy Days Are Here Again.



FRED E. AHLERT

Attended City College of New York and Fordham Law School. Native Manhattanite. He gave up the practice of law to write popular songs.

Is a collector of first editions and stamps. Expert bridge player. Loves golf and deepsea fishing. Has three sons attending college. The list of his works includes:

SHOWS: Riviera Follies of 1937, March of Time, Marianne. SONGS: Many Dreams Ago, I've Got a New Lease on Love, Sing an Old Fashioned Song, I'm Gonna Sit Right Down and Write Myself a Letter, Life Is a Song, I'll Follow You, Why Can't This Go On Forever, Love You Funny Thing, Keep Your Last Goodnight for Me, Where the Blue of the Night Meets the Gold of the Day, Walkin My Baby Back Home, The One That I Love Loves Me, Mean to Me, I'll Never Ask for More, I'll Get By There's a Cradle in Caroline, I'd Love to Fall Asleep and Wake Up in My Mammy's Arms, Oh What a Pal Was Mary, The Moon Was Yellow, Just a Little Home for the Old Folks, Here's to Love, With You Beside Me.



ANDERSON

Native of South Carolina, Bachelor of Literature, Converse College, Spartanburg, S. C. While at college met Dr. Walter Damrosch, who helped her secure scholarship at Institute of Musical Art (now Juilliard School).

thus travelled widely and has used the far corners of the earth and its scenes as themes her songs. One of her best known melodies, My Lover's a Fisherman, was inspired while for her songs.

for her songs. One of her best known melodies, My Lover's a Fisherman, was inspired while sightseeing in Calcutta, India. Listed among her works are:

OPERETTAS: The Maid of Killarney, Mutiny on the Mary Anne. MUSICAL PLAYLET: Fatry Moon. COMPOSITIONS: Dance Moods, Four Aztec Love Songs, Saharan Silhouettes, Soudanesque, Oubangi, Indianne, Mo Bayou Songs, Indian Mosaics, From a Caravan, Songs of India, From a Sun'ts Tent, Bayou Songs, Songs from the South, A Beggar at Love's Gate. SONGS: Lindy Lou, Miss You So, Just Lovin' You, Laddie Mine, At Dawn, Viking Song, My Jeanie, Jes' My Song, Dreamin' Time, Lonesome Moonlight, Honey Chile, My Arcady, Moon of Iraq, At Eve I Hear a Flute, Here in the High Hills, Home Coming, Jes' Lonesome, Egyptian Scenes, Himalayan Sketches, Through an Indian Gateway, Fairy Moon.



MRS. H. H. A. BEACH

Born Amy Marcy Chency in Henniker, N. H. Made her debut as a pianist in Boston when 16 years old. Appeared frequently with the Boston Symphony Orchestra, Kneisel Quartet, Thomas Orchestra, Pittsburgh Orchestra, St. Louis Orchestra and Berlin Philharmonic. Gave piano recitals, at which she played her own works, in the United States and abroad. After her marriage to Dr. H. H. A. Beach, she retired from the concert platform, devoting herself to composition. Her Mass in E Flat, presented by the Boston Handel and Haydn Society in 1892,

gained her recognition as a representative American composer. Among her works are:

COMPOSITIONS Gaelic Symphony, Concerto in C Sharp Minor, Variations on Balkan Themes, Improvisations, Choral Responses, Two Songs for Children, Three Songs, SONGS: 15 Sought The Lord, Evening Hymn, Hearken, Unto Me, The Year's at the Swring, I Shall Be Brave, Dark Garden, June, On a Hill, Around the Manger, In Springtime, By the Still Waters, Spring Dwine, In the Twilight, Dusk in June, Meadow Larks, In Blossom Time, Wind o' the Westland, A Thanksgiving Fable, The Candy Lion, Prayer of a Tired Child, May Eve, Mine Be the Lips, Very Early, Song of Welcome, A Humming Bird, Panama Hymn, Drowsy, Dream Town.





CHARLES BENTER

Holds the distinction of being the first musician to attain the rank of Lieutenant Commander

Holds the distinction of being the first musician to attain the rank of Lieutenant Commander in the music branch of the United States Navy. He is the founder and officer in charge of the Navy School of Music in Washington, D. C. Is a member of the American Bandmasters Association, National Press Club, Army & Navy Country Club. Holds various service medals. Born in New York and educated in public schools. In 1929 received an honorary degree of Doctor of Music from Columbia University. In 1905 he enlisted as an apprentice boy musician in the United States Navy. At 19 he was made bandmaster and organized the Navy Band. Since 1919 has been its leader. Included in his works are:

Irresistible March, Lure of Alaska March, Our Navy, All Hands, Light Cruisers, The Submarine Force, A Great American, Comairons, Longwood Gardens, Mi Querida, The White House Correspondents, Navy Blue, Strike Up the Band, Shenandanh National Park, Amarilla, Here Comes a Saitor, Washington Times, A Day Aboard an American Man of War, Chief of Naval Operations, Major Denby, Bits of Hits of Other Days, Commander Battle Force.



IRVING BERLIN

His latest song, God Bless America, is the patriotic melody of the hour, adopted by both the Democratic and Republican campaign committees. His current musical comedy, Louisiana

Democratic and Republican campaign committees. His current musical conteut, Louisiana Purchase, is Broadway's biggest stage success.

Songwriter, author, music publisher. For 30 years the outstanding figure in popular music. An unschooled genius of melody and lyrics. Of him it has been said: "Irving Berlin has no place in American music," A few of his works: SHOWS: As Thousands Cheer, Face the Music, Ziegleid Follies of 1927, The Cocoanuts, Music Box Revues 1921 to 1925, Ziegleid Follies 1918 to 1920, Cohan Revue of 1918. The Canary, Rambler Rose, Century Gril, Jack o' Lantern, Dance and Grow Thin, '1y '1y '1y Apanak, Stop Look and Listen. Step This Way, Watch Your Sten, Real Girl, PICTURES: Alexander's Ragtime Band, On the Avenue, Follow the Fleet, Top Hat. SONGS. Alexander's Ragtime Band, A Pretty Girl Is Like a Metody, Everybody's Doing It, What'll Do, Say It Inn's So, How Deep Is the Ocean, Soft Lights and Sweet Music, Marie, Russian Lullahy, Blue Skies, Always, Lindy, If I Had You, International Rag, When That Midnight Choo Choo Teaves for Alabam', When I Lost You.



ERNEST BLOCH

A native of Geneva, Switzerland, he studied music there and in Brussels. Served as a symphonic concert conductor in Lausanne and Neuchatel, Switzerland. Was teacher and lecturer at the Conservatory of Geneva. Came to the United States in 1916. Became a citizen in 1924. He founded the Cleveland Institute of Music and was its director for five years. Later was di-

rector of the San Francisco Conservatory.

In 1927 his orchestra composition, America, won the Musical America prize and has been played by most major symphony orchestras. Few indications of outside influence are found in his creative works. Generally credited with finding modern musical medium for exaltation of Jewish poetry, as revealed in writings of priests and rabbis of ancient times. Now devoting his time to composition. Among his best known works are:

Concerto Grosso, Four Episodes, America, Abodah, Prelude (Recueillment) Helvetia, Sonata for Piano, Voice in the Wilderness, Evocations for Orchestra, Avodath Kakodesh (Sacred Service).



CARRIE JACOBS BOND

America's beloved queen of music. Still at her piano every day evoking the clusive muse. Immortal composer of The End of a Perfect Day, I Love You Truly, Just a-Wearyin' for You. Born in Janesville, Wisconsin. As widow of country doctor, she turned to songwriting through necessity. Determination and perseverance conquered years of hardship. Soared to famous the least two properties of the control of the cont

necessity. Determination and perseverance, conquered years of hardsnip. Soared to tame when Jessie Bartlett Davis, star of Robin Hood, sang her songs.

Grateful music lovers throughout the country paid tribute to her with a bronze tablet on the house where she was born. Among her works are:

At Morning, Noon and Night. Because I Am Your Friend, The Birds, California, Compensation, Consolation, Cottage in God's Garden, The Crimson Breasted Bird, The Dark Lament, Dear California, Democracy, Doan' Yo Lisn, Do You Remember; The Elopement, God Remembers When the World Forgets, Going to Church with Mother, Got to Practice, Trouble, Have You Seem My Kitty, Homeland, His Buttons Are Marked U. S., A Hundred Years From Now, Lazy River, Just by Laughing. We Are All Americans, The Little House, Roses Are in Bloom, To My Valentine, Lonely Hour, My Garden of Memory, In My Garden.



J. KEIRN BRENNAN

Composer of the immortal ballad, A Little Bit of Heaven. Born in San Francisco. His collaboration with Ernest Ball in a series of ballads lasted until that great Irish composer passed on about fifteen years ago. Self-educated, with the natural learning of a ranch-raised boy. At 14, was night manager of a telegraph office. At 19, cattle buyer for one of the largest ranches

14, was night manager of a telegraph office. At 19, calle buyer for one of the largest ranches in California. Drifted to the Yukon during the gold rush. Then became an entertainer in Chicago. There he met Ball. Included in his works are:

SHOWS: Luana. The Lottery Bride, Music in May, Boom-Boom. Oh Johnny, A Night in Venice, SONGS: One. Night of Love, I Close My Eyes and Dream, Watching the World Go By, Dear Old Daddy Longlegs, When Love Comes Knocking at Your Heart. Why Must We Say Goodbye, I Dream of a Castle in Spain, On the Shores of Napoli, Shadows on the Sand. Tell Me How I Can Forget; I'll Let the Whole World Know I Love You, Old Fashioned Looket of Gold, The Succeitess of Your Song, Love Has Given Me to You, I Know a Lazy Lane, I Know a Road, You Hold My Heart.





SHELTON BROOKS

Pioneer Negro composer of the "ragtime" school of music. One of his early compositions, Some of These Days, has held a high degree of popularity for more than a quarter of century. Learned to play the organ instinctively before he learned his alphabet. In his early youth, proficiency at playing the piano helped him to secure professional engagements.

Became a headliner in vaudeville, appearing in the best theatres in this country and abroad. With the passing of vaudeville he devoted himself to composition.

Born in Amesburg, Ontario, his inheritance was the traditional love of the Negro for music. Largely through self-instruction, he penetrated the mystery of written music. He has been credited with having set a distinctive style of musical composition in America. Sophie Tucker has been closely identified with his biggest hits both here and abroad. Among his songs:
Waking the Dog, Darktown Strutters Ball, Ruf Johnson Harmony, Jean, Swing That Thing, All Night
Long, You Ain't No Place but Down South.



LEW BROWN

Lyric writer and musical comedy producer. "Yokel Boy" was his most recent contribution to the gayety of Broadway. Now preparing book and lyrics of a musical comedy for next season.

Born in Odessa, Russia. Started writing at early age. Has more than 800 songs to his

Born in Udessa, Kussia. Started writing at early age. Has more than 800 songs to his credit. Joined ASCAP at its inception. The combination of De Sylva, Brown & Henderson flourished for many years as songwriters and as music publishers. Now producer of musical comedies for which he writes books and lyrics. His works include:

SHOWS: Hold Everything, Three Cheers, George White Scandals, Follow Thru, Calling All Stars, Flying High, Hot-Cha, Forward March, Strike Me Pink, Yoket Boy, PICTURES: Tarnished Angel, Carolina, Sunny Side Up, Stand Up and Cheer, The Music Goes Round, Vogues of 1938. SONGS: Bont Tell Her What's Happened to Me, Broken Hearted, It All Depends on You, I Used to Love You but It's All Over, Dapper Dan, Mana. Lowes Papa, Does Papa Love Mama, Annabelle, Shine, Then I'll Be Happy, Give Me the Moonlight, Give Me the Girls, My Sin.



GENE BUCK

President of American Society of Composers, Authors and Publishers. Helped to organize the Society, in 1914, together with the late Victor Herbert, the late Nathan Burkan, and others.

Born in Detroit. Educated at Detroit College. Originally set out to be an artist, but developed into a songwriter, playwright and producer. Was closely associated with the late Florenz Ziegfeld, Jr., for 17 years. Wrote 20 editions of the Ziegfeld Follies and 16 editions of the Ziegfeld Midnight Frolics. Discovered such talented performers as Will Rogers, Ed Wynn, Eddie Cantor, Joe Frisco and many others for Ziegfeld. Since 1931 he has confined

wymi, Educe Cantor, Joe Fried and many others for Legicia. Since 1931 he has commed his activities to the affairs of ASCAP. Some of his works include:

SHOWS: Ziegjela Follies, 1914, 1915, 1916, 1917, 1918, 1919, 1920, 1921, 1922, 1923, 1924 and 1925; Nothing but Girls, Ziegjela's Midnight Frolic, Girls of 1920. Ziegjela Frolic, Annie Dear, Palm Beach Nights, Take the Air. SONGS: Deaday Has a Sweetheart and Mother 18 Her Name, Hello Springtime, One Little Hour With You, Carmen Has Nothing on Me, No Fooling, Who Do You Love.



HARRY T. BURLEIGH

A Negro artist whose career as a baritone singer and composer exemplifies the kinship of art that knows no race. His ballads, concert sougs and arrangements of Negro spirituals have been favorites of our greatest singers for many years. Has sung before distinguished audi-

been favorites of our greatest singers for many years. Has sung before distinguished audiences both here and abroad. Baritone soloist at St. George's Protestant Episcopal Church, New York City, for 44 years.

Famous for his arrangement of the Negro spiritual, Deep River. A charter member of ASCAP. Has honorary degrees of Master of Arts from Atlanta University and Doctor of Music from Howard University. Among his works are:

Mother O' Mine, Southern Lullady, Little David Flay on Your Harp, Didn't My Lord Deliver Daniel, Scandiae My Name, Steal Away, Couldn't Hear Nobody Pray, Go Down Moses, Swing Low Sweet Charlot, Heavin, Go Down in the Lonesome Valley, Stan's Still Jordan, Deep River, Ezekiel Saw De Wheel, Promised Land, Nobody Knows De Trouble, Don't Be Weary Traveler, Just You, Hear De Lambs a Crying, Give Me Jesus, Tis Me O' Lord, Oh! Rock Me Julie, De Creation, Didn't It Rain, Little Mother of Mine.



ERNIE BURNETT

Wrote one of the greatest popular song successes of all time, My Melancholy Baby. Written in 1910, the song has become an American classic. Born in Cincinnati, Ohio, Of French-Italian-Austrian ancestry. Spent youth in various European countries, where he studied music. Toured in vaudeville with an act called "The Pianophiends."

Later was employed as a piano player in San Francisco and Denver. Was gassed in the

World War. Ordered into an army hospital, where he remained for ten years. Cured in 1931,

World War. Ordered into an army nospital, where he remained for ten years. Cured in 1931, he renewed his enthusiasm for popular song writing. His songs include:

Steamboat Rag, My Kathleen, Longing for You, Love Me or Leave Me, My Divie Rose, An Ocean of Love With a Kiss on Each Wave, Melancholy Me, The Band Played On and On, Cabin in the Carolines, It's a Long Lane That Doesn't Have a Turning, Tomorrow, Angel's Ragtime Ball, All for a Girl, Let Me Live in Your Heart, Sing Me a Song, Alone in a Crowd, We'll Meet. Again, I'm Burning a Fire, The County Tryone, Surget in Bermuda, Don't Ask Me Why I'm This Way, Please Take a Letter Mus Brown, Georgia Serenade, You'll Want Me to Want You Some Day.





CHARLES WAKEFIELD CADMAN

Composer of semi-classical songs such as the immortal At Dawning and Land of the Sky Blue Waters. In addition, he is a creator of music in practically every form. Has written everything from elementary teaching pieces for kiddles to grand operas. His contribution to American music consists of more than 300 songs as well as compositions for plane, organ, violin and chorus.

Has been a member of the American Society of Composers, Authors and Publishers since its inception. Holds membership in the National Institute of Arts and Letters and honorary degrees of Doctor of Music from the University of Southern California and Wolcott Conserva-tory of Music in Denver. Is regarded as an authority on American Indian music and folk-song. He was born in Johnstown, Pa., in 1881. His list of works include: Cheerful Indian, Stars Over the Hills, Red Rock Gnomes; The First Snow, Evening in the Ozarks, Sonata in G. Sonata in A, Trio in D Major, Canoe Song, Spring Song of the Robin Woman.



IRVING CAESAR

A benevolent and ultra-modern Pied Piper. Has saved the lives of hundreds of children through his Songs of Safety. Native Cothamite. Was student at City College of New York when invited to become stenographer aboard Henry Ford's 'Peace Ship' during World War. Is keen student of current world affairs. His lyrics have been translated into almost

every civilized tongue. No, No Nanette, of which he was co-author was one of the most successful musical comedies of our times. His Tea for Two and I Want to Be Happy for this

show turned into perennial favorites. Among his works are:

SHOWS Good Morning Judge, Greenwich Village Follies, Hitchy-Koo, Poppy, No No Nanette, Sweetheart Time,
Yes Yes Yvette, Ziegfeld's Palm Beach Girls, Show Girl, Nina Rosa, George White's Scandals, Wonder Bar,
Curleytop, White Horse Inn SONGS. Swance, Supposing, Head Over Heels in Love, Can I Forget, Love Is Such
a Cheat, Is It True What They Say About Dixie, If I Forget, You, That's What I Want for Christmas, Sing-aSpace Center Service. a Cheat, Is It True W. Song-of-Safety Series.



HOAGY CARMICHAEL

The haunting melody of his Stardust made it one of the greatest song successes of a generation. A college graduate, he gave up practice of law in Florida to turn his talents to songwriting. Born in Bloomington, Indiana, he early learned to play the piano. Defrayed the cost of college education by playing with orchestra. His compositions while at college drew attention of publishers and orchestra leaders.

attention of publishers and orchestra leaders.

On completion of his college course, was invited to enter music publishing house. Took job in bank instead. Tried law. Joined Jean Goldkette's orchestra and turned attention to musical composition. His hobby is tennis. His works include:

SHOWS. The Show Is On PICTURES. I Met Him in Paris, Sing You Sinners, Thanks for the Memory, Say It in French, A Song Is Born. SONGS. Stardust, Rockin' Chair, Georgia on. My Mind, In the Still of the Night, Lay Bones, Sing Me a Swing Song, Jubilee, Sing a Song of Nonsense, Ballad in Blue, One Morning in May, Daybreak, South Breeze, Manhattan Rag, Papa Treetop Tall, Snowball, Our Jim. Jolly Two-Step, Come Easy Go Easy Lone.



Born in Park Ridge, Illinois. Bears a name that comes to him by direct descent on his father's New England. Studied music with John Knowles Paine at Harvard. His songs are great favorites with concert singers. Holds honorary Master of Arts degree from his alma mater, Harvard. In 1921 received the Legion of Honor decoration from the French Government.

Has made interesting use of modern rhythms in his works, mainly ballets and orchestral compositions. His high idealism is perhaps most apparent in the choral ode he composed for the George Washington bi-centennial celebration in 1932. For this Song of Faith, as he called it, he provided a text of his own, some of it taken from Washington's actual words.

Among his works are:
Adventures in a Perambulator Concertino for Piano and Orchestra, Skyscrapers, Song of Faith, Birthday of Infanta, Krazy Kal, violin concerto, songs for voice and chamber orchestra, a string quartet and two ballets.

JOHN ALDEN CARPENTER



FRANK E. CHURCHILL

Composer of the hit songs in Walt Disney's Snow White, one of the greatest motion pic tures ever produced. Has been in Hollywood under contract to Disney Studio since 1930. Ancestors came to America in 1609. One of his forbears was John Churchill, a son of Duke of Marlborough. Started studying for medical career at University of California.

His music for The Three Little Pigs has practically become history. This music, incidentally, was his first creative effort. Unlike most composers, he can write his music with out first having the lyrics. He can work from an idea, a given sequence, a scene or a character.

Included in his works are:

PICTURES: Snow White, Three Little Pigs. SONGS: Who's Afraid of the Big Bad Wolf, Spring Is in the Air.

Ain't Nature Grand, Who'll Buy a Box Lunch, The Golden Touch, Slow But Sure, The Big Bad Wolf Is Back
Again, Someday My Prince Will Come, With a Smile and a Song, I'm Wishing, Heigh-ho, Happy as a Lark, Put
Your Heart in a Song, The Sunny Side of Things, One Song, Whistle White You Work, Snow White.





GEORGE M. COHAN

The original Yankee Doodle boy. Born on the Fourth of July. Rhode Island's favorite son. Successful songwriter before 21. Writes both words and music. Is most versatile man in show business. For years wrote his own plays, directed them, starred in them, and produced them himself. Wrote and sang his own songs. Also danced.

numselt: Wrote and sang his own songs. Also danced:

Has starred in vaudeville; musical comedy, drama, on the screen and radio. Has written hundreds of songs of every description. Congress voted medal, and President Roosevelt presented it to him, for writing Over There. Some of his works:

SHOWS. Little Johnny Jones, Forty-Five Minutes From Broadway, Talk of New York, The Honeymooners, The Yankee Prince, The American Idea, Little. Nellie Kelly, Rise of Rosie O'Reilly, Molly Malone, The Cohan Revue of 1918, Hello Broadway, Little Millionaire, Billie. SONGS: Give My Regards to Broadway, I'm a Yankee Doodle Dandy, It's a Grand O'd Flag, So Long Mary, Mary Is a Grand O'd Name, Life's a Funny Proposition After All, Good Old California, Goodbye Flo, They're All My Friends, Always Leave Them Laughing When You Say Goodbye, What a Man, I'm a One Girl Man.



JAMES FRANCIS COOKE

Author, composer, executive, publisher, editor, educator. Born in Bay City, Michigan. Studied music in the United States and Europe. Since 1907, editor of Etude, magazine of music. Holds honorary degrees of doctor of music from many universities. Member Sons of the Revolution, Philadelphia Art Club, Art Alliance, Rotary International, Franco-American Institute of Science, Alliance Francaise. Decorated by France as Chevalier of Legion of Honor.

Books on music include Great Pianists on the Art of Piano Playing, The Standard History of Music, Mastering the Scales and Arpeggios, Musical Playlets, Music Masters Old and New, Great Singers on the Art of Singing, etc. Compositions include:

In a Garden Filled With Roses Valse Encore, Lawn Fete at Versailles, Twilight at Carcassone, Negro Lament, Summer Skies, Jasmine and Nightingales, Hungarian Echoes, Fire Dance, Beautiful, 1et, An Old Portrait, The Angelus, Only to Live in Your Heart, The Breath of Allah, Rose of Killarney, The Moon Flower, March of the Daffodis, Columbine, Rose of Andalusia, Love's Good Night, Forest Voices, Of Carolina, Valley Forge March, Time's End, Pansy Poka.

Time's End, Pansy Polka.



J. FRED COOTS

Born in Brooklyn. Mother a concert pianist, and father a church singer. Sold first song at 16.

Born in Brooklyn. Mother a concert pianist, and father a church singer. Sold first song at 16. A prolific writer since. Has nearly 500 songs registered with ASCAP. In 1922 four musical comedies on Broadway featured his numbers. Has done songs for over 20 shows.

Is member of The Lambs, New York Athletic Club, Catholic Actors' Guild. A skillful bridge player, also enjoys golf. While active in popular music, has deep interest in classic music. Ambition is to prepare musical work in modern popular idiom which will lend itself to production by Metropolitan Opera. Among his works are:

SHOWS: Green Fruit, Ritzie, Sons o' Guns, Ripples, Casino Varieties, Hollywood Holiday, Cotton Club Parade, Spice of 1922. PICTURES. Illusion, Broadway Bill. SONGS. You Go to My Head, There's Honey on the Moon Tonight, Who's Honey Are Yon. This Time It's Love, Two Tickets to Georgia, There's Oceans, of Love by the Beautiful Sea, Love Letter's in the Sand, I Miss'a Little Miss, I Still Get a Thrill, You Can't_Stop Me From Falling in Love With You, Pal of My Sweetheart Days, Just Another Kiss, A Precious Little Thing Called Love, My Little Dream Boat, Fascinating Lady.



WALTER DAMROSCH

Dean of American Musicians. Still an active figure in classical music circles. Born in Breslau, Silesia, in 1862. Is an authority on compositions of Wagner and/Liszt. Was conductor of Metropolitan Opera Company. Also composer and producer of operas. Has been honored Metropolitan Opera Company. Also composer and producer of operas. Has been honored with Doctorate degrees by New York University, Princeton, Columbia, Brown, University of New York State, Washington and Jefferson College. In recent years has added to his achieve-

New York State, Washington and Jefferson College. In recent years has added to his achievements with radio broadcasts on music appreciation.

His proudest boast is "I am an American musician." In his original compositions and concert programs reveals ardent devotion to his adopted country. His works include:

OPERAS: The Man Without a Country, The Dove of Peace, The Scarlet Letter, Cyrano de Bergerac. SONGS.

Star Spangled Banner (his own special arrangement), The Friar's Song, Nuplial Procession, The World Well Lost, Danny Deever, First Love Remembered, The Looking Glass, My Heart Is a Lute, Sudden Light, Mandalay, Mary Magdalena, My Wile, The Virgin Mary to Child Jesus, Mania Te Deum; The Desert Jentatation, Was Ever a Maid of Spain, Death and General Putnam, Sonata for Piano and Violin, Ein Feste Burg



B. G. DE SYLVA

Producer of Broadway's latest musical successes, Du Barry Was a Lady and Louisiana Purchase. Born in New York of theatrical parents. Co-author and lyricist of some the most successful musical shows produced on Broadway. Producer of many of Hollywood's best musical pictures. With Lew Brown and Ray Henderson, he formed his own publishing company. Generally credited with being greatly responsible for Shirley Temple's success in pictures.

After eight years as writer-producer in Hollywood, returned this year to Broadway and produced two hig musicals. His works include:

Auer cigail years as writer-producer in Hollywood, returned this year to Broadway and produced two big musicals. His works include:

SHOWS Sally Ziegfeld Follies 1921, Greenwich Follies, Bombo, I'll Say She Does, Broadway Whirl, Big Boy, Queen High, George White Scandals, Manhattan Maru: Good News, Three Cheers, Follow Thru, Flying High, Take a Chaince, FICTURES. Sunny Side Up, Say It With Songs, Just Imagine, Indiscreet, My Weakness, Under a Pampas Moon, The Littlest Rebel. SONGS: Sonny Boy; When Day Is Done, Broken Hearted, It All Depends on You Cottage Small by a Water Fall, California, Here I Come, I'll Build a Stairway to Paradise, I'll Say She Does, N'Everything.





PETER DE ROSE

Composer, lyricist and thorough musician. Comes by his musical heritage naturally. Born of Italian parents in New York, educated in schools there. Musical education began he was 12. Soon was writing melodies. On finishing school, worked in music house.

he was 12. Soon was writing melodies. On finishing school, worked in music house. In 1923, teamed with May Singhi Breen. He played the piano, she the ukulele, and both sang in a new and inimitable style. Soon duo of May Singhi Breen and Peter De Rose was among foremost stars of National Broadcasting Company. Nor has their radio popularity dimmed through the years. His output includes:

SHOWS: Broadway to Paris, Burlesque, Yes Yes Youtte, Feelin' Blue. Zieg/eld Follies, Earl Carroll Vanities: PICTURES: Lone Wolf's Daughter. Eternal Love. SONGS: The Lamp 1s Love, On a Little Street in Singapore, To Know You is to Wash You, I Wonder Where My Old Girl 1s Tonight, Deep Pupel, When Your Hair Has Turned to Silver, Somebody Loves You, Memphis Blues, Linda, A Garden of Roses and You, Down Among the Sugar Cane, Sunshine in Your Big Blue Eyes, Mary You're the Sweetest Girl I Know, Russian Rose, Inspiration, Have You Ever Been Lonely, One More Kiss Then Goodnight.



NATHANIEL R. DETT

Negro composer, born in Drummondsville, Ontario. Is an authority on Negro folk songs and spirituals. Has Bachelor of Music degree from Oberlin College and Master's degree from Eastman School of Music. Director since 1913 School of Music, Hampton Institute. Author

Eastman School of Music. Director since 1913 School of Music, Hampton Institute. Author of Dett Collection of Negro Spirituals in four volumes.

In 1920 won Harvard Bondwin prize for essay, Th. Emancipation of Negro Music. In 1927 received first award for creative music from Harmon Foundation, also Palm and Ribbon from Royal Belgian Band by order of the Queen. Received Doctorate degrees from Oberlin College and Howard University. In 1929, as conductor of Hampton Choral group, toured U. S. under sponsorship of Elizabeth Sprague Coolidge. For some years has been working on an oratorio. Has also written a symphony and choral works. Among his works are:

Album of a Heart, The Magnolia Suite, in the Bottoms, Listen to the Lambs, The Chariot Jubilee, America the Beautiful, Enchantment Suite, Cinnamon Grove Suite, Tropic Winter Suite, Don't Be Weary Traveler, Juba Dance.



HOWARD DIETZ

An outstanding motion picture executive. Is advertising and publicity director for Metro-Coldwyn Mayer. Born in New York City. Attended public schools and Columbia University. A noted writer of light verse, his contributions have appeared in many magazines and newspapers. Is top rank bridge expert.

papers. 1s top rank bridge expert.

During the World War was editor of Navy Life, publication of the Hampton Roads Naval base. Wrote lyrics, sketches and planned scenes for many successful Broadway musical productions and motion pictures. His works include:

SHOWS: Three's a Crowd, Second Little Show: The Band Wagon, Flying Colors, Revenge With Music, At Home Abroad, Between the Devil. PICTURES: Battle of the Sexes, Operator 13, Hollywood Party, Under Your Spell. RADIO REVUE: The Gibson Family. SONGS: I Guess I'll Have to Change My Plan, Is It All a Dream, Got a Man on My Mind, I've Made a Habit of You, If You Think It's Love, Weeping Willow Tree, The Melody of Love, In a Little Hideaway, Moanin' Low, How Can We Be Wrong, I Can't Forget, Caught in the Rain, All Lanes Must Reach a Turning.



WALTER DONALDSON

Currently in Hollywood composing music for Second Chorus, a Boris Morros production for Paramount release. Is a self-taught musician. Noted style setter in the creation of popular American music.

Born in Brooklyn and educated there. His mother was an accomplished pianist and

Born in Brooklyn and educated there. His mother was an accomplished pianist and teacher of music. While at high school started composing school songs. His first three songs sold more than eight million copies. Has written song hits for many of Hollywood's best nusical films. His Blue Heaven, written over a decade ago, still a favorite. Among his works: SHOWS: Whoope, Simple Simon Follies. PICTUIES: Hot for Paris, Cameo Kirby, Gloriying the American Girl, Operator 13, Hollywood Party, Kid Millions, Here Comes the Band, The Great Ziegled, Suzy, That's Right You're Wrony. SONGS: Blue Heaven, You've Got. Evrything, You're Telling Me, That's What I Like About You, Nobody, Loves No Baby Like My Baby Loves Me, You're Driving Me Crazy, She's Wonderful, in a Bamboo Garden, Because My Baby Don't Mean Maybo Now; If I Can't Have You, There Must Be a Silver Lining, After I Say I'm Sorry, I've Got the Girl, Sam the Accordion Man.



AL DUBIN

Member of a leading Hollywood tunesmith team. Born in Zurich, Switzerland. Father was

Member of a leading Hollywood tunesmith team. Born in Zurich, Switzerland. Father was prominent Philadelphia physician. Molher an analytical chemist for U. S. government. Educated at Perkiomen School. Wrote material for vaudeville actists.

One of the first songwriters to arrive in filmland during the musical cycle in the early talking picture days, the Gold Rush of '30. With his collaborator, Harry Warren, wrote dozens of musical pictures for Warner Bros. Works include:
SHOWS: Macistla, Ritzie. PICTURES: First Kiss, Gold Diggers of Broadway, Evidence, Show of Shows, She Couldn't Say No, Sally, Dancing Sweeties, Oh. Sailor Behave. Hold Everything, Top Speed, Blessed Event, Crooner, Forty-Second Street, Foolight Parade, Roman Scandals, Gold Diggers of 1933, Moulin Roupe, Wonder Bar, Dames, 20 Million Sweethearts, Sweet Music, Gold Diggers of 1935, Go Into Your Dance, Broadway Condolier, Stars Over Broadway, Skipmates Foreer, Living on velote, In Caliente, Page Miss Gry, Hearts Divided, Coller, Cain and Mabel, Gold Diggers of 1937, Sing Me'a Love Song, San Quentin, Melody for Two, Mr. Dodd Takes the Air, Gold Diggers in Paris, Garden of the Moon.





WILL EARHART

Now director of music for Pittsburgh public school system. Author and writer on musical education. A frequent contributor of articles to various musical magazines. Recognized authority on music teaching methods.

Native of Franklin, Ohio. Educated in public and private schools. Teacher and supervisor of music in various Ohio cities. Received Doctor of Music degree from University of Pittsburgh in 1912. His progressive ideas in musical instruction are widely followed. Has done much to develop musical study in relation to child education. Stresses need of youth

of America for instrumental as well as vocal training. Among his works are:

Calm At Sea, Below in the Valley, Farevelt, Oh Tis the Melody, Cradle Song, The Song of the Drummer,
Golden Sun Streaming, Sleep Little Angel, By the Light of the Moon, If Thou Be Near, Blessed Redeemer, As
From the Sun a Ray, Soul of My Heart, To Part Ah Grief Unending, The Jailer's Slimber Song, Return to the
Mountain Home, Night and Dreams, Here Amid the Shady Woods, The Song of the Nightingale, The Cradles, Serenade, Leave Me in Sorrow, Request, Ring Ring De Banjo, Come With They Sweet Voice Again.



GUS EDWARDS

At present in Hollywood. A picture based on his life, called The Star Maker, was a recent Paramount release. Has been called the Columbus of the amusement world. Discovered such personallities as Eddie Cantor, Georgie Jessel, Walter Winchell, Eleanor Powell, Georgie Price, Elsie Janis, Groucho Marx.

All of these talented performers, as youngsters, appeared in his musical productions when vaudeville was the popular form of entertainment. Among his works are: SHOWS: Sho-Window: PICTURES: The Gamblers; SONGS: By the Light of the Sitery Moon, Goodbye Little Girl Goodbye, Tammony, School Days, Morning Noon and Night, Wonderful You, Every Day is Mother's Day For Me, When You're in the Arms of the One You Love, when the Roses Bloom Again, I Can't Tell Why I Love You, Every Molifer's Lullaby, Old Fashioned Rose, Someone's in Love With You Minsterl Days, Orange Blossom Time, Back in My Old Howne Town, Wrap Me in a Spanish Shawl, That International Melody, Side By Side By the Zeyder Zee, Hello Melody Goodbye Jazz, Honeymoon Parade, His Master's Voice, Member When, Out of a Clear Sky, I'm Gonna Meet Minnie Tonight.



DUKE ELLINGTON

Between barnstorming and composing popular tunes, he's still working on his symphonic history of the Negro race. Been at it five years now. Born in Washington, D. C., where his father was a government employee. After finishing high school he won a scholarship at Pratt Institute, but never claimed it, because piano playing paid him better.

Formed his own band in 1924 and hit New York. After being turned down everywhere, returned to Washington. He came back to Broadway two years later and this time one engagement led to another. Won an American Society of Composers, Authors and Publishers first prize award of \$2,500 for Solitude. His works include:

Rockin' in Rhythm, Nood Indigo, It Don't Mean a Thing, Drop Me Off in Harlem, Sophisticated Lady, Solitude, Blue Feeling, In a Sentimental Mood, Yearning for Love, I Let a Song Go Out of My Heart, Creole Love Call, Mississippi Moan, Haunted Nights; Syncopated Shuffle, Moon Over Dixie, Sweet Charlot, Sump'n Bout Rhythm, Caravan, Alabamy Home, Steppin' Into Swing Society, Skrontch, The Blues I Love to Sing, Black and Tan Fantasy, Blue Bubbles, New Orleans Low Down.



MISCHA ELMAN

Genius of the violin. One of the greatest attractions of the concert halls. Made first public appearance before concert audience when five years old. Born in Stalnoje, Russia. Studied with Fidelman at Royal Music School, Odessa, for five years. In 1902 accepted invitation of Professor Leopold Auer of Petrograd Conservatory to study with him. Has honorary degree Doctor of Music from Chicago Musical College. Greeted as great artist is. Petersburg at age of 13. Has made several tours of the capitals of Europe. Made debut in New York, 1908.

Has since appeared with all major American and European orchestras, in addition to touring the Orient. His annual concert tour of the United States is a major musical event everywhere. Among his works are:

tolting the Urient. Ins annual concert tour of the United States is a major musical event everywhere. Among his works are: Contra Danses; Orientale, Serenade, Song Without Words, Das Herzensschlussellein, Der Tolen Mutter, In a Gondola, The Departure, Die Herrliche (The Enchantress), In Stillen Garten, Deep River, Grandmother's Min-uet, Mischa Elman, Fevorite Encores, After a Dream (Apres un Reve), Dew is Sparking, Passepied, Polka Bo-heme, Scarl Dance, Mischa Elman Concert Folio, A Woman's Love, Eili Elli, Notturno, Romance, Tango.



FATHER FINN

Noted founder and conductor of the Paulist Choristers, famous boys' choir of St. Paul's Ro-Noted founder and conductor of the Paulist Choristers, famous boys' choir of St. Paul's Roman Catholic Church, New York City, since 1918. Born in Boston, Mass. Educated at Boston Latin School, St. Charles College, Maryland, Catholic University Magister Cantorum, and the Vatican in Rome. Has a Doctor of Literature degree from Notre Dame. Ordained a priest in 1906. Organized Paulist choristers at St. Mary's Church in Chicago.

His choral group made a tour of Europe in 1912. Transferred with choir to New York in 1918. The broadcasts of his organization since early days of radio have set a high standard in American choral music development. Has composed more than 60 Christmas Carols. Is the author of Epitome of Choral Technique and Art of the Choral Conductor. Included among his works are:

Tell Him a Welcome, Sleep of Divine Infant, A Wassail Gentles, The Hills: The Virgin Lullaby, Noel Allelvia, Te Lucis ante Terminum, The Easter Sermon of the Birds, A Rhythmic Trilogy for Easter, The World Itself Keeps Easter Day, Cease Thy Weeping Magdalena, Come See the Place Where Jesus Lay.





WILLIAM ARMS FISHER

As editor and writer, has a tremendous influence in the music world. Born in California, he had a thorough musical education in this country and England. After writing songs, became editor and publication manager for Oliver Ditson Co. On retirement in 1937 was vice-president of firm.

president of firm.

Edited The Musicians Library, Music Students Library, Music Students Piano Course and A Course of Study in Music Understanding. Is a past president of the Music Teachers National Association. Author of Notes on Music in Old Boston, Ye Olde New England Psalni-Tunes, Music That Washington Knew, 150 Years of Music Publishing. Among his works:

Swing Low Sweet Chariot, Steat Away, Sometimes I Feet Like a Motherless Child, Wearying For You, Lassie With the Lips So Rosy, Goin Home, Eili Elli, Deep River, Be Comforted Ye That Mourn, What a Tryin Time, I'm Troubled in Mind, How Sleep the Brave, Hymn of Peace and Good Will, Awake Hou Thou that Sleepest, Nelly My Love and Me, So Near to God, Sleep Darling Sleep, Eastern Morn, I Know Not Why. The Rose of Ispahan, The Angel at the Door, Don't Be Weary Traveler, I Heard a Cry, Tell Me So, When Allah Spoke.



RUDOLF FRIML

One of the most prolific composers of recent times. Currently on a world cruise. He gave up a promising career as concert pianist and composer of classical music to write American light operettas. Born in Prague, Bohemia. Studied at Prague Conservatory. Dyorak was his composition instructor. Jiranek his piano teacher. Kubelik a fellow student.

Came to America in 1906 for concert engagement at Carnegie Hall. Has composed music for many of the most successful musical plays seen on Broadway since the turn of the century. Has collaborated with Oscar Hammerstein II, Gene Buck and many other topnotch lyriciats.

century. Has collaborated with Uscar naminerstein II, Gene Duck and many other tophoten lyricists. His list of works includes:
SHOWS: Luana, The Lottery Bride, The Vagabond King, The Musketeers, The White Eagle, Ziegfeld Follies of 1921, Smoke Rings, June Love, High Jinks, Firefly, Rose Marie; SONGS: I Found a Bud Among the Roses, When I Waltz With You, Madeleine, Bring Back My Blushing Rose, Two Lovely, Eyes, Roses in the Garden, Chansonette, Florida, The Moon and You, When I Hear an Old Fashioned Waltz, No Foolin', A Gypsy of Song, I Want the World to Know, My Sweet Bambina, On the Blue Lagoon.



IRA GERSHWIN

Brother of the late George Gershwin. Wrote lyrics for most of his famous brother's musical

Brother of the late George Gershwin. Wrote lyrics for most of his famous brother's musical compositions. Record as lyricist places him in ranks of foremost present day writers of popular music. Native New Yorker. Educated in public schools and City College of New York. Fond of books from early childhood. Often reads 10 or 12 novels a week.

Before turning to music was photographer's assistant, shipping clerk, reviewer for theatrical trade journal. First wrote lyrics under name of Arthur Francis in order to gain recognition in own right. His works include:

SHOWS: Ladies First, La La Lucille, Dere Mable, Voques and Vanities, Two Little Girls in Blue, Dangerous Maid: The Sweetheart Shop, For Goodness Sake, Scandals of 1922, Be Yourself, Lady Be Good, Funny Pace, Rosalie, Girl Crazy, Strike Up the Band, Crazy Quilt, Social Register, Let 'Em Eat Cake, Life Begins at 8:40, Porgy and Bess: FICTURES: Shall We Dance; SONGS: Cheerful Little Earful, Soon, Do What You Do, Liez, Pue Got a Rainbow, Feeling I'm Falling, Maybe, Sweet and Low Down, That Certain Feeling, When the Castles Come: Tumbling Down.



L. WOLFE GILBERT

He liked Hollywood climate and movie money so much he opened his own publishing house on the coast, Born in Russia, his family settled in Philadelphia when he was about three. Attended school there until 14, when he came to New York. Tried to get on the stage, but wound up as copy boy on the Post. Finally clicked with a rep show, then followed vaudeville, burlesque, night clubs. While touring with John L. Sullivan he wrote his first song.

Ups and downs were followed by succession of smash hits. Then came executive jobs

in publishing industry. Among his works:

In publishing industry. Among his works:

In publishing industry. Among his works:

Note: The Common of the Millionaires, Paramount on Parade, Romance of Rio Grande; SONGS: My Son My Son Take Me to the Siwanee Shore, Mammy Jinney's Jubilee, My Mother's Eyes, My Sweet Adair, Don't Wake Me Up Let Me Dream, My Little Dream Girl, Shades of Night, I Miss My Swiss, Oh Katharina, Mama Inez, Marta, The Peanut Vendor, Jeannine I Dream of Lilac Time, Lily of the Valley, Ramona, Hitchy Koo, Waiting for the Robert E. Lee, Hello Aloha How Are You, Chiquita.



EDWIN FRANKO GOLDMAN

Generally regarded as America's greatest living bandmaster. Creator of famous band bearing his name. His mother was famous concert pianist. Native of Louisville, Ky. Came to New York to study music. Won scholarship in National Conservatory. Studied composition under Dvorak, cornet under Jules Levy. Youngest cornet soloist with Metropolitan Opera orchestra. Organized his symphony orchestra in 1918. In 1924, through gift of Guggenheims to New York City, his outdoor concert became civic enterprise. Has written many books on band conducting and organizing. Has honorary Doctor of Music degrees from Phillips University and Boston University. Honorary life president of American Bandmasters' Association." Honorary music counsellor of the Boy Scouts of America. His works include:

""" Cherokee March, On the Green, Springtime Fanotes, Columbia March, The Spirit of Youth, On the Campus, Central Park March, Italian Fantasy, Theme and Variations, Tribute to Sousa, Valley Forge, In the Clouds, Southern Echos, On the Heights, Happy Go Lucky, Jubilee (The Goldman March Album), On the Mall, Sunapee, Sagamore, Eagle Eyes, Indian March, Radio City, Mother Goose, Pride of America, Chimes of Liberty.



Damon Runyon On ASCAP

(From syndicated column, "The Brighter Side," by Damon Runyon, copyright 1937 by King Features Syndicate, Inc.; reprinted by special permission)

A EOUT twenty-five years ago the songwriters and song publishers of the United States took up serious consideration of the fact that while they made the nation's songs, the nation was not paying for them. This remissency, we might rad, was somewhat characteristic of the nation up to that time.

nation up to that time.

For a great many years the naton had made a practice of leaving its songwriters to die broke, with appropriate pauses a few generations later for a few tears in their memory, perhaps on the occasion of the unveiling of a bust. A couple of orders of ham and eggs while the songwriters were alive would have done them more good.

So many of our old-time songwriters died broke that it became the popular impression that a songwriter was supposed to die broke, like Stephen Foster. The impression was generally enhanced by a little tradition that the songwriter loved a beautiful girl, but failed to get her, so he wrote a song about his love for her snortly before he cirrled up and died broke.

ne curled up and died broke.

We do not find any special impression of the song publisher. Perhaps he was supposed to be some nice old men with whiskers who published the songs as a hobby. Anyway, if a couple of lads got together in a back room and sweated out a lyric and melody that some optimistic publisher produced in printed form, and the nation sangthen nation seemed to feel that the glory of authorship was sufficient reward.

Finally Organized

We fear the nation never got to know its songwriters Songwriters cannot eat glory. They thrive better on salami.

Songwriters cannot eat glory. They thrive better on sulami. Years ago a song born of inspiration and hard work could be pirated by any theatre or other place of public entertanment and played and sung, with no thought of paying the authors or publishers. It was the same thing as appropriating the copyrighted work of a novelist, or playwright, or even of an inventor, without permission or pay, though it look a long time to convince some persons that a song was not public property.

Of course, the authors and publishers of songs got their money out of the original sheet music, and the sale of sheet music was a nice item in the days when popular songs sold up into the millions and individual songwiters made as high as \$100,000 a year.

Eut nowadays, when the radio has knocked the sheet music business cockeyed, and the playing of musical instruments is not the popular pastime it used to be, the writers and publishers have reason to thank their lucky stars that they got together those twenty-five years back and formed ASCAP.

Receipts Pooled

Receipts Pooled
ASCAP means the American Society of Composers and
Fublishers. It represents the most shining example in
this country of an industry solving its own problems. It
is said that no member of ASCAP ever has been on relief.
The organization was not a new idea. It had existed
fur years before the late Victor Herbert and others got
to ugitating it here, in France, Germany, Italy and other
countries. In France it is known as the Petite Doits, or

small arts.

The fees collected on foreign compositions go to the countries in which the authors live, and the foreign countries in turn send to ASCAP the royalties collected on the use of American works abroad. The memoers of ASCAP are classified according to their past works and ournent activity, and all the money collected is pooled and then prorated yearly among the members in line with this classification.

The highest rating in the society is AA, and the lop money is \$15,000. This, of course, has no reference to the publication royalty fees of the writer or the publisher. A member is rated according to the number and importance of his works, whether they have stood the test of time, how frequently they are played and the nature of the performance.

Wins Recognition

In short, in good times and bad a songwriter or pub-sher allied with ASCAP is practically assured of some accome. He does not have to worry about starving to

death, anyway.

In some parts of the country it is said ASCAP still meets with opposition from small networks and others who cannot see why they are not allowed to use copyright productions at their own sweet will, but in general the purpose and the value of the society is pretty well

recognized.

Mr. Irving Caesar, a songwriter and publisher, volatile and sometimes voluble, summed up ASCAP right nicely one night at a dinner to Mr. Gene Buck, who used to anthor for Flo Ziegfeld, and who has been president of the society so long the younger members think he was born in the job. Mr. Caesar said:

"It is the outstanding and most successful of all co-terprative movements."

And everybody said "Hear, hear!"

MUSIC REMAINS

By GLADYS SWARTHOUT

COUNTRIES may be conquered, boundaries may be changed and peoples may be merged, but fortunately music remains.

music remains.
The culture of a people is passed on through its art, music, literature, painting, sculpture. But while paintings, books and buildings can be destroyed, music survives. And from the songs of a people we learn their folkways, their beliefs, their manner of living.
Today composers and instrumentalists can make a tremendous contribution not only to music but to civilization by preserving the folk songs of the many nations on a constantly changing world map.

A Commission of the Commission



Gene Buck, ASCAP president, receiving from Postmarster Albert Goldman the first block of stamps in the Victor Her-bert series. At left is Edwin Franka Goldman, and behind Buck is John Golden.

Government Honors Composers

By GENE BUCK

IN RECOGNITION of the cultural value and influence of

In RECOGNITION of the cultural value and influence of music, a signal honor was conferred on American composers this year when Postmaster General James A. Farley directed the issuance of special postage stamps in memory of five noted creators of native music. The names thus commemorated in the Famous Americans series of stamps were Victor Herbert, John Philip Sousa, Edward MacDowell, Stephen Collins Foster and Ethelbert Nevin.

As evidence of the keen interest in these stamps among both collectors and the general public, first-day sales of the Herbert 3-cent stamp in New York on May 13th amounted to 1,234,128 copies, while 168,200 covers were cancelled. The first stamp in this series was bought by ASCAP's president from Postmaster Albert Goldman.

The MacDowell stamp, a 5-cent denomination, lainrohed its sale in Peterborough, New Hampshire, on May 13th, when 210,208 stamps were sold and 135,155 covers handled. Sales on the other three issues were in slightly smaller amounts. The Foster 1-cent stamp had its first-day sale in Bardstown, Kentucky, on May 3rd; the Sousa 2-cent stamp in Washington, D. C., May 3rd and the Nevin 10-cent stamp in Pittsburgh, Pa., June 10th, (Incidentally, issuing of memorial stamps in honor of noted American composers was suggested in the November, 1937, issue of ASCAP Journal.)

Mediat to Cohan

Another government honor, in appreciation of the important role played by the songwriter in the life and history of the nation, was the presentation of a gold medial to George M. Cohan for his authorship of the famous World War song. "Over There." The medial actually was awareded to Cohan by Congress four years ago, but the presentation did not take place until this year. President Franklin D. Roosevelt personally handed the token to Cohan at the White Honse.

Songwriters Best Friends Of Orchestra Leaders

By ABE LYMAN

A MONG the many troubles an orchestra leader has—and having led my own orchestras for 25 years, 1 know them all—one of the worst is the monotony which creeps into dance music routines when once popular tunes shed their glamor and begin to bore listeners. In order to meet the everlasting demand for novelty and change, orchestra leaders are forced to resort to frequent and difficult arrangements; but the real "trouble shooter" is the songwriter who arrives at the critical moment with a new number intriguingly worded and catchily tuned.

For some years I was associated with that magnificent team of songsmiths, Gordon and Revel. With those boys around, there was never a dull moment, a complaining listener or a state repertoire. Band leaders often find their own crews going haywire. Despite use of every trick in the bag, the listless gang plays like a bunch of zombies in a musical mechanism. The band leader who studies the psychology of his men, watching them as they play the same tunes over and over on the podium, or in the band shell, knows what other cannot detect. It's time to slip a new song into the routine; and when it's done, the effect is electric.

Waldorf-Astoria's Musical Fare

HOTELS should offer the public a change in music as often as possible and it's better still for the hotels if they can have different types of orchestrus in their various dlining rooms. That is one of the Waldorf-Asturia's sectors of success, according to Ted Saucier, of the famous hotel's stiff. Saucier believes that every type of music from swing to Stravinsky, from the waltz and tango to the almost extinct Lambeth Walk, has a definite place in a hotel's music program. As proof he cites the Waldorf schedule, which includes concert music for luncheon, sweet, music for dinner and swing for supper. Although the hotel has other music at all, times in its various rooms, this serves as the main repertoire.

at all times in its various rooms, this serves as the main reperfoire.

"No matter what the reputation of a hotel may be as far as atmosphere, food and service go, it can still aftract more people to its dining rooms by offering them the type of music they want than by trying to force a particular kind down the public's throat, "says Saucier." You can't really build up a place as permanent as a hotel's dining room on just swing or sweet music, for like any other business a change of pace usually proves profitable."

The change of pace at the Waldorf has included the use of such different bands as Benny Goodman, Gily Lombardo, Leo Reisman, Hal Kemp, Orrin Tucker, Xavier Cugul and a host of others.

Mark Hellinger On ASCAP

OLD MAN HOMER, "smitin' his bleomin lyre" for a handout at an ancient Greek banquet, got a direct return forhis lyries in the form of a feed. Centuries later the idea still persists that when a poet is fed, he's paid. The same goes

persists that when a poet is ted, he's paid. The same goes for songwriters and non-union musicians. The gag is that songwriters are born--not paid.

David of old played his harp to contented sheep and got paid off in bleats. Solomon's songe had a better audience; better-looking anyway. A writer today doesn't even see his audience—and probably never will, unless television is made to work two ways.

Since music was born, the performer or user alway, felt he was doing the writer a favor by "advertising" his works, Book publishers in America re-printed the novels of Sir Walter Scott, to their profit, without paying a cent of royally and advanced the specious excuse that they were making his works "popular." They were charter members of the lily-painters guild.

Charles Reade, when he wasn't writing novels, found time to pen essays and tracts on problems current in his day. He wrote a whole book, now out of print, on the piracy of literary works. The book was called "The Eighth Command-

literary works. The book was called 'The Eighth Commandment,' which Reade thought should be amended to read: "Thou Shalt Not Steal—Except from Authors." Book publishers of his day were in favor of the amendment. Copyright laws caught up with the piratical practices of those days, and writing as a profession began to pay a little. But these laws were not passed, as one would Jmagine, at the pleadings of authors. The laws were passed because a buccaneering publisher squawked when a rival hi-jacked the book he had pirated! Anyway the author began to get a slice of royalty money.

Music, somehow, was never seriously profected by its creators until-1913. The copyright act of 1909 had granted certain rights expressly provided for under the Constitution, but the boys were too busy plugging the sales, of sheet music and had no organization to protect their performing rights.

Then one evening the late Victor Herbert heard a singer in Shanley's restaurant entertain a packed house with selections from his operetta "Sweethearts," from which he de-rived a percentage of the gross. The restaurant, using the same music in competition with his show, paid him nothing. It took a Supreme Court decision to establish the rights of authors to collect a fee whenever their works were per-formed publicly for profit.

In order to collect this fee, against the organized opposi-tion of all users of music, the American Society of Com-posers, Authors and Publishers was formed, in 1914, One of the first jobs of the Society was to prosecute willful in-fringers; practically the only means at hand with which to fight these pirates was the clause in the copyright bill which provided for a minimum statutory damage award of \$250 for each infringement.

While ASCAP has won nearly every court engagement on behalf of the writers, it has rarely collected this slatutory award, because the Society is in the business of licensing the use of the music in its repertoire, and not the collection

of penalties.

It has been a long, hard battle to protect the writers property, and the end is not yet in sight. The important commercial users of music, while signing license contracts, have not relented in their effort to put the Society onl of business. It is as if all the Chambers of Commerce and Better Business Bureaus were to combine to render ineffective the prosecution of commercial frauds.

The Supreme Court decision as well as the copyright act and the copyright provisions in the constitution are now being undermined at the instigation of commercial users of music. Anti-ASCAP legislation has been introduced in Iwenty-two states, and has actually passed in five, Washington, Nebraska, Montana, Tennessee and Florida. A government suit to dissolve the American Society is still pending in the United States court. Several new bills amending the Copyright Act have been introduced in Congress, and hearings on these are scheduled to begin shortly.

Since each individual violation of the composer's rights is bound to be ephemeral, inlangible and fleeting, it is hard to conceive what standard will guide the jurists. Faced with a multiplicity of law suits, all over the country, with local influences guiding the damage awards, ASCAP may find it too expensive to sue, and in time the country will be overrun with musical and literary piracy. Facing a weakened organization of writers (which seems to be the aim of the larger music users) the radio, motion picture and hotel organizations will be in a position to dictate practically their own terms for the use of music—the life blood of their business.

Nowadays a song writer has to produce about ten times the number of songs he wrote in the days before radio, to satisfy the insatiable demand for new misic. His earnings from these songs to accome to even half his earnings from the sale of sheet music and phonograph-records in the era before radio. With his performing rights royalties thus diminished, it takes very little, imagination to see that songwriters will have to find some other means of earning a living. They can't live on airs anymore.

Edward B. Marks' Collection

M OST extensive collection of photographs, illustrated sheet music covers, first editions and other memorabilia pertaining to music and related fields is owned by Edward B. Marks. Many of the illustrations in this issue are through his courtesy.

ward B. Marks. Many of the illustrations in this issue are through his courtesy.

The veteran music publisher also did some first-rate song-writing in his early days. His "December in May," introduced by Lydia Yeaman Titus, scored a big hit and was sung by her throughout the world. "My Mother Was a Lady," "The Passing Policeman" and "Little Lost Child" were among other numbers written by Marks for outstanding artists including many Tony Pastor performers.

Ring Lardner On ASCAP

(The following excerpts are from an article by Ring Lardner in New Yorker Magazine a few years ago when the music industry and radio faced an impasse similar to the present one. The remarks remain so true today that they are reprinted by special permission.)

V OU probably know that radio and the writers are very close to a split. Unless one side or the other weakens the crooners, mooners and trombooners will be limited to numbers that belong in "the public domain." But Etling's then will be "Larboard Watch, Ahoy!" Bing Crosby can try his glissando on "My Mother Bids Me Bind My Hair." And when you want to fox trot, you can tune in on George Olsen's rendition of "Work, For The Night is Coming."

Radio, which for a while was using everybody's words and music as if they were Golly's free gifts to his favorite industry, finally was requested by the authors and composers to kick in and pay part of the losses suffered by the latter through the prodigal dissemination of their formerly profitable wares.

Decisions by a few hard-boiled courts convinced the new owners of God's Great Outdoors that Harry Ruby and Edward Eliscu felt better for an occasional sandwich, so they agreed to donate a million dollars a year to be divided among their members according to their classification.

Well, even a Class D cut in \$1,000,000 would have been nice a few years back, before radio reduced a promising song's span of life from twelve months to two weeks. But now with sheet music selling like yachts and the manufacturers of rolls and records paying royalties in loose stamps, the young Irving Berlins must remain singing waiters on the side unless radio, finding the music men firm gets bigliearted again and agrees to pay what is asked in the way of royalties.

The present arrangement ends soon. Then help yourself to Mozart and H. P. Danks.

The radio moguls' contention is quaint and their scheme to win the argument quainter. They are expected to charge that the Society of Composers, etc., is a monopoly seeking to deprive the common people of music that is justly their and ought to be given them as freely as paper drinking cup on a Monon local.

Propaganda setting forth this thesis will be prepared and will doubtless rouse the rabble to such demonstrations of mob fury as have not been witnessed in America since the Theatre Guild decided to close "The Apple Cart." Strong women, fat kids and midget-minded men, eut off from their nightly diet of "My Mom," "Hello Gorgeous," "Paradise" and "South in My Soul" and inflamed by the unfairness of it all, will riot through the main streets of every thorp and dorp, throwing balls of worsted at the windows of former nusic stores and shouting: "Coop an alley with Alli Bad luck to Buck! Toil and trouble to Raymond Hubbell! To leek with Anderson! Down with Brown! We'll kill ya de Sylva! Burn Kern! May Ruby blue be! Skin Berlin! Let Doualdson and Kahn eat cake! Is This the Youmans thing to do."

And they'll wind up by marching and hitch-hiking to New York and camping in Longacre Square till the song-smiths, paralyzed with fear, acknowledge the freedom of the C's and E flats and surrender.

Radio's next step forward will probably be to force all members of the Authors League to hand their stuff over to Tony Wons for broadeasting instead of submitting it to newspapers, magazines and book publishers and making people pay to read it. Millions of red American he-blooded men and she-blooded women are being unjustly deprived of Ernest Hemingway, Scott Fitzgerald, Edna Ferber and Socker Coc.

Tragic Fate of Genius

By ALBERT SPALDING

IT is sometimes the world's bad luck to lose its géniuses at an untimely age. America and ASCAP have suffered one of these losses in George Gershwin, who died at the age of 39.

of 39.

Like Mozart and Schubert, Gershwin had a rare gift for melody. Like Mozart and Schubert, he seemed to have been born under a happy star of lyricism; his melodies flow, like theirs, with an irresistible spontaneity as from a natural source. Unlike these two Europeans, however, Gershwin was not destined to fulfill the whole circle of his talents. He died unsatisfied. Not content with the glamor and renown he had won with his light works, he longed to strike a deeper and more elevated note. deeper and more elevated note.

deeper and more elevated note.

Among his attempts at symphonic music were, first, his Rhapsody in Blue," orchestrated by Ferde Grofe. After this successful achievement, he studied composition with Rubin Goldmark to extend his command of technique. His next symphonic works were his "Piano Concerto in F" commissioned by Walter Damrosch for the N. Y. Symphony Society in 1925. Then came "An American in Paris" in 1926. Second Rhaspody" in 1931; and his last serious work. "Porgy and Bess," in 1935. For this, he used the play Porgy by Dubose Heyward, also a revered member of ASCAP, whose death was, likewise, a great loss.

Whether. George Gershwin was satisfied with himself or not, he gave us such joy, such entertainment, and such satisfaction in the theatre, that he must know by now that he did one of the most indispensable things that can be done: He entertained, amused and diverted.

That the good die young certainly applies to many com-

That the good die young certainly applies to many composers. Pergolesi (composer of "La Serva Padrona") at 26; Mozart, at 36; Schubert at 31; and our own Charles T. Griffes at 38. What these men would have done for music had they lived longer is difficult to say, of course. There is one thing, however, we can says: They would not have "stood still."



Stephen Foster Anniversary By ETHEL PEYSER

By ETHEL PEYSER

On July 4, marking the 114th anniversary of the birth of Stephen Collins Foster, a portrait of the composer by Howard Chandler Christy was unveiled at Bardstown, in the Old Kentucky Home, made famous in song. The painting was presented by the Honorable Order of Kentucky Colonels, and Governor Keen Johnson delivered the acceptance address. After speeches by well known persons in the music, radio and movie realms, the exercises were concluded with the reading of a letter from President Roosevelt commemorating the occasion.

The President recalled that on the same day of Foster's birth in 1826, the fiftieth anniversary of the adoption of the Declaration of Independence occurred. Under that immortal document, he said, was established a democtacy which skeptics and reactionaries had prophesied would never endure. But it did, and it has, and it will.

Almost those same words might appropriately he applied to the works of Foster. Present day skeptics are forever saying his songs cannot live. Arguments are advanced to prove they are dated, that they are too sentimental to appeal to our modern hard-boiled era which scoffs at tear-jerking self-martyrdom, that they are relegated exclusively to a past period in our history.

But the fact remains that 'Old Black Joe,' My Old Kentucky Home,' 'Massa's in de Cold, Cold Ground' and a host of other lovely songs written by the great Troubador of the South (who was born in a suburb of Pittsburgh, but learned Negro music from his parents who were Southerners and from the Negro servitors) have lived. New sheet music editions of Foster songs as well as ablum collections are constantly being reissued by our leading publishers.

America's Chance to Serve the Art of Music

By DR. DANIEL GREGORY MASON

THE sinister and widespread suppression of free scientific and artistic activity in Europe by political tyrannies and wars lays upon us in America a new responsibility to sustain and develop all the higher values in lite, and opens up to us new possibilities to make our own contribution to human culture.

In music especially, our existing organizations and the widespread musical talent and love of music of our people make possible to us a future of signal service to art, provided we can maintain and gradually extend the degree of political and economic freedom we already enjoy. Now is the moment in the long, slow, arduous development of world music when we can to some extent repay our debt to our suffering brothers in Europe, and carry forward the lorch they have handed us of artistic light in a world darkened by greed and the lust for power.

the lust for power.
Our musical creators, whether of jazz and other popular Our musical creators, whether of jazz and other popular music or of opera, chamber music, and symphony, are fortunate in having an organization like ASCAP to protect their rights, administer their affairs, and assure them of fair treatment. ASCAP is thus helping our native sons to play their part in the impressive artistic development that now seems within our reach, as well as the refugee musicians who bring to us their talents and their traditions, and receive in return the freedom to work that we rejoice to share with them.

We hall the future of American music, and aspire in all humility to contribute to it in the full measure of our individual talents.

Massed Singing For The Masses By FANCHON KLAR

MASSED music has always brought people closer together, in a feeling of unity and single aspiration than any other one thing.

At dawn on Easter Sunday, the Hollywood Bowl gets good sleepers up at 4 am. and brings them together in a sunriss service with a chorus of a thousand voices. The amphitheatre is packed with singers as well as listeners. The knowledge of the unitying power of massed music is used adroitly in conventions and heterogeneous gatherings. The ancient Egyptians had the most colossal and gigantic choruses the world has ever seen. Martin Luther would never have introduced hymn singing to the congregation instead of leaving all the work to the choir had he not realized massed music's efficacy.

massed music's efficacy. massed musics efficacy.

Now the municipality with the community choruses has chught on to the ways of the Church and ancient folk ways. We have professional, local, town, festival and club choruses—a total of more than 1,500 choruses in the U.S.A. They attest to the inestimable value and utility of massed music.

Walter Winchell On ASCAP

"Things I Never Knew Till Now About ASCAP"
(American Society of Composers, Authors and Publishers)...

ASCAP was organized in 1914 to protect composers and authors against the widespread piracy of their music. In 25 years ASCAP has fought thousands of legal battles in be-half of its members and has won every case.

ASCAP was founded by Victor Herbert, Gustave Kerker, Glen MacDonough, Silvio Hein, George Maxwell, Louis A. Hirsch, Raymond Hubbell, Jay Witmark, and Nathan Burkan as attorney.

Today over a thousand American composers, authors and publishers are members of ASCAP, and about 45,000 European composers and authors are affiliated with ASCAP through their own performing rights societies, making available a world reservoir of music, from one source.

From 1914 to 1921 none of ASCAP's staff took a penny for his services, not even the late Nathan Burkan.

Stephen Foster's purse and the 38 cents in coins and "shi plasters" that it contained, his entire fortune when he died, are preserved in a memorial that cost half a million dollars,

No American songwriter has been on relief. None will be, ASCAP disburses about \$600 a day in relief and royalty advances. The money with which to do this comes from the membership dues and a portion of what is collected from radio stations, theatres, dance-halls, and other users of music in public proferomances for world! in public performances for profit.

When you buy a sheet of music you have the right to play or sing the composition to your heart's content in private or in public so leng as the performance is not for purposes of profit. When for that purpose, the proprietor of the establishment where the public performance is given is required by law to have a license from the copyright owner, and if the composer or publisher of the music is a member of the Society or any of its affiliates, ASCAP issues such license in his behalf. If not, license must be secured from the owner of the copyright or the performance is illegal. It took two years of litigation and a final decision in 1917 by Supreme Court Justice Oliver Wendell Holmes to establish this principle.

Broadcasters used to maintain that their performances were not public because the public was not admitted to their studios; that they were not broadcasting sound, but electrically energized waves; that the purpose was not profit. This at the time when radio was doing \$412,000,000 worth of business annually, and approximately 75% of radio time was devoted to the performance of music.

Today if every radio listener paid only 10c a year for all the music performed on the air the composers and authors of America could live in comparative comfort. Listeners, however, pay no direct fee. Radio, which profits from listeners, pays ASCAP only about 4c a year for every listener in America.

Motion picture theatres pay ASCAP about one cent out of about every \$6.83 they collect from their patrons.

Since radio a songwriter has to write four times as many hits to earn half as much as he used to before radio.

Sengwriters are born, not paid

An army marches 10 miles a day without music—with music 18 miles.

The first public performance for profit probably was when Homer sang for crumbs from the table of some Greek ban-quet. Lots of songwriters are still living off the crumbs of music fees grudgingly paid by people who clean up from

Charles Read, the novelist, who waged a bitter fight against plagiarism and piracy of literary works in the United States, once wrote a book advocating that the Eighth Commandment should be changed to read "Thou Shalt Not Steal—Except from Authers." This sentiment is heartily endorsed by pirates and plagiarists.

Napoleon said: "Music, of all the liberal arts, has the greatest influence over the passions, and is that to which the legislator ought to give the greatest encouragement."

A frequently misquoted phrase actually reads: "Let me write the ballads of a nation, and I care not who make its laws."—Fletcher of Saltoun.

ASCAP is a non-profit voluntary membership Society, After expenses are paid all remaining revenue is distributed to its members, including an apportionment to its European affiliates.

In 25 years of fighling piracy ASCAP has been awarded thousands of judgments. In nc case has ASCAP collected these judgments, but has instead accepted a liceuse contract and mere payment of legal court costs as satisfaction.

ASCAP adds about 40 new members to the Society each year, making available their creations as well as the new works of its older members.

Songwriters in ASCAP were born in nearly every State in the Union; they were born on nearly every day of the year; (That for astrology.)

Nearly 150 estates of deceased composer or author members of ASCAP are protected from need by their shares of the Society's income.

ASCAP IS THE SOLE REFUGE AND PROTECTION FOR THE SONGWRITER AGAINST MERCILESS COMMERCIAL EXPLOITATION AND PIRACY-OF HIS RIGHTS.

MUSIC LOWEST PAID RAW MATERIAL

The Chief Ingredient of Radio Programs Is Obtained by Broadcasters At Very Low Cost

Despite the fact that music is redio's greates; "rew material"—being the content of \$2\frac{1}{2}\times of all time on the airmadio pay less for this indispensible ingredient than virtually any other U. S. industry. Whereas the makers of soft drinks, an industry in which profits are said to be northly high, pay just about 49\times of their intake for raw materials, radio pay just about 49\times of their intake for raw materials, radio pay into vehicle manufactures—have to shell out around 77\times for raw materials, radio, at the very corticle can get by with one-tenth of that percentage figure.

In the accompanying chart, the year 1927 it used as base because figures are plentiful in all fields. By "raw material is here meant the cost of goods purchased necessary to manufacture. These costs were compared to the selling value of the product as it left the factory, and a percentage figure as obtained. In the case of radio, the industry took in \$115,872,489, of which ASCAP got £3\times 2,732, or only 2,4\times. Even assuming that every minute of 1937 had been filled with music, instead of \$2\frac{1}{2}\times C. the total time, the cost to the radio industry would on this basis) still be less than 7\tilde{5} so far as ASCAP is concerned. But inasmuch as ASCAP does not charge on a per-sue basis, the broadcasters in 1937 could actually have filled every single minute of the year with ASCAP raw material, and \$\times 1\times 10\times 1

Eureka! The American Composer

By LEONARD LIEBLING Editor of Musical Courier

By LEONARD LIEBLING Editor of Musical Courier

In 1802 there were only a dozen or so American composers who wrote in the larger forms, and Edward A. MacDowell uses generally regarded as the best. At the same time, critical opinion held that his music showed preponderant European romanic styles and idloms, with more than a suggestion of Liztz, Raff, Schumann and Grieg. Performances of American symphonic works at the beginning of this century were few and far between, and not only because of the scarcity of orchestras. Our public did not believe in its native composers, and they were heard chiefly at specialized concerts devoted entirely to their music. It was MacDowell who protested at such exclusiveness, and when an "American program" scheduled his "Indian Suite" he wrote an open letter to the management saying. "If my music is not good enough to be heard beside European works, then I do not wish it to be played at all."

For a number of years after that American composers still studied in Europe for "musical atmosphere" and the acquisition of technique, and came home to write in the manner of the models they had consorted with abroad.

Then suddenly something began to happen, and it is difficult to say exactly when and why, for the World War did not stirrt the change, but only developed it. Our composers became articulate and put up a fight. They wrote articles, lectured, entered into controversies with indifferent or sneering rities; chied and produced and shamed the public, and, best of all, sought inspiration—and found it—in American subjects, American character, American folksongs, and "the American way of living." Lo and behold, the public responded, and the critics gave enforced attention! With something of pride, listening Americans understood that our composers for any of the tender of the tender of the subject of a more of the tender of the subject of the vention of the subject of European have found and feeling. Typical rities gave enforced attention! With something of pride, listening American subsc

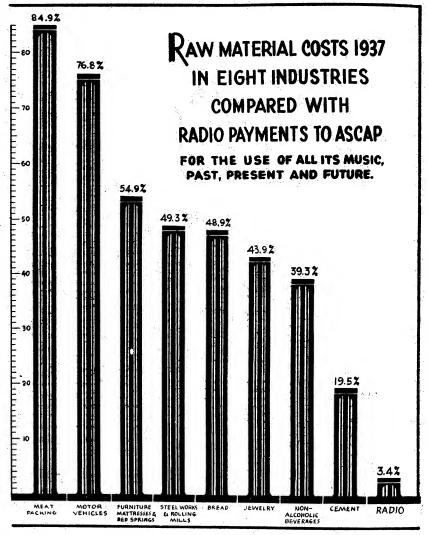
"A Friend in Need"

By JOHN ALDEN CARPENTER

WHEN any American composer tells his friends (and they all do) that ASCAP is a "friend in need," he is making a mild understatement. For he knows that the Society has advanced his cause and furthered his aspirations more effectively than any other factor in American life.

And he takes a special pride in the broad democracy of the Society, dedicated as it is to the fostering and protection of American Music, from swing songs to symphonics.

....



MUSIC AND RADIO'S HIT SHOWS

SET ownership and program popularity aren't the only things that can be measured in radio. The yardstick can also be applied to the matter of music's importance to the business of broadcasting, and it isn't necessary to go far afield in arriving at a sound equation.

afield in arriving at a sound equation.

—While sustaining service is vital to maintaining interest in the medium, there's the incontrovertible fact that what actually makes the works go 'round is what drops into the till from the sale of time. With that premise set down, attention is then turned to one of radio's prime laboratories for determining relative and potential values, the Co-operative Analysis of Broadcasting. It is through this instrument that the advertiser seeks to find out what dent his investment in time and talent is making on the country's radio ear. According to this same Co-operative Analysis of Broadcasting the 25 leading evening programs from October, 1939, to April, 1840, were as follows:

- April, 1840, were as follows:

 1. Chase & Sanborn Heur.
 2. Jack Benny.
 3. Lux Radio Theatre.
 4. Fibber McGee & Molly.
 5. Kraft Music Hall.
 6. Major Bowes.
 7. Pepsodent—Bob Hope.
 8. Kay Kyser,
 9. One Man's Family.
 10. Kate Smith Hour.
 21. Pet o' Gold.
 21. Fried Allen.

 23. Ruy Vallee-Scallest,
 24. Texaco Star Theatre.
 25. Walter Winchell.

Of the 25 programs in this list only four. Gang Busters, Lowell Thomas, Grand Central Station and Walter Winchell, made no use of music whatever. Grand Central, like Gang Busters, which has left radio for, good, chose sound effects instead of incidental music. As for the other dramatic sketches in the above roster, Lux Theatre, Onc Man's Family, First Nighter and Big Town, the preference has been for original scoring.

original scoring.

Deducting the eight dramatic shows and newscasters, there remains 17 programs. Every one of these 17 shows depends no. only on published copyrighted music but on current pop tunes of more or less hit classification.

In terms of percentages the shows in the first-10 grouping that must have current music represents 80°c, while the proportion of those in the list of 25 leading programs that are likewise dependent on this type of music figures 68°c.

Herbert Hoover's Tribute To Gene Buck

FOLLOWING is the tribute paid by former President Herbert Hoover to Gene Buck at the testimonial dinner given by the Catholic Actors' Guild to the ASCAP president:

"I am glad to appear here with so many other self-Tail gold to appear nere with so many other sort-confessed ex-presidents. Some of them may be yet hopeful, but all will join the ranks inexorably. That is the process of American life. They should not get too confident. And I can claim one superiority. I at least, in my role as an 'ex' have learned to keep within the two minutes.

not often in America that we take time out to publicly express our affections. We have come here to express our appreciation, but mainly our affection, to an American whose outstanding characteristic has been his

American whose outstanding characteristic has been his kindliness. If I were in fact trying to find the American who best, expresses the great American quality of kindliness. I would have chosen Gene Buck.

"There is a phase of American democracy that has always insplied me with confidence and hope for America, and that is the unequalled development of associational activities such as The American Society of Composers, Authors, and Publishers, that organization which Mr. Buck has presided over these many years, and the Catholle Actors Guild, the association that has examined this eccasion this evening.

That is a method of government, a method of democracy preset than political government. When men complime to settle the problems that arise in a people themselves onitised of government, than pare engaged in government, and Mr. Gene Buck has been a great governor street and Mr. Gene Buck has been a great governor but we are not here so much to express our admiration for what Gene has accomplished, as to express in a splitter expressed for men, our affection."



















ASCAP'S Versatile Composers and Authors

SINGING SONGWRITERS

Gene Austin Gene Autry Bing Crosby Frank Crumit Vaughn DeLeath Geraldine Farrar Al Jolson

Eddie Leonard Tack Leonard lack Little Carmen Lombardo John Mercer Harry Richman Rudy Vallee

VERSATILE VIRTUOSI

Charles W. Cadman Abram Chasins Mischa Elman Morton Gould Percy A. Grainger Jascha Heifetz Fritz Kreisler Oscar Levant Mana-Zucca

Muriel Pollack Vee Lawnburst Sergei Rachmaninoff Albert Spalding Efrem Zimbalist Mischa Levitzki Rudolph Ganz Alec Templeton

COMPOSER-CONDUCTORS

Ben Bernie Frank J. Black
Larry Clinton
Xavier Cugat
Walter Damrosch
Duke Ellington
Ted FioRito Edwin F. Goldman Johnny Green Ferde Grofe Werner Janssen Isham Jones Wayne King Jerry Livingston Abe Lyman Matt Malneck David Mendoza Russ Morgan
Erno Rapee
Nathaniel Shilkret
Noble Sissle Jimmy Van Hensen Joe Venuti Fats Waller

COMEDIANS

Phil Baker George Jessel Georgie Price Sid Silvers Ed Wynn

PRODUCERS

George M. Cohan Eddie Dowling

Farl Carroll Billy Rose

Even Great Composers Had Their Light Moments

By ARTHUR SCHWARTZ

WE are so accustomed to thinking of the great composers as stodgy, humorless, alien individuals that it will take or great deal of enlightenment to present them to the American public as they actually were, as their contemporaries was them. True, they had every reason to be dour, pessimistic, even morbid, sidering how poorly rewarded they were for the golden music they poured forth. Yet I am sure that contemporary evidence would reveal that many of these chaps had high moments of good humor, ecstasy and genuine interest in their roundings.

Many of them who were not under the direct patronage of rich and titled personalities of their days lived hand to mouth without adequate compensation for their works or protection against piracy. Fortunate indeed is the modern composer of serious music who has become a member of ASCAP and is thereby definitely assured against need.

As an individual, however, the American composer is quite and the head a kean interest.



nitery assured against need.

As an individual, however, the American composer is quite apt to have a keen interest in sports, to participate in physical activity and to spend a fair share of his time in the theatre and night clubs as well as in the so-called temples of music.

f music.

Rachmaninoff, Stokowski and many others that I could ame are often seen on Swing street. This has not detracted name are often seen on Swing street. This has not detracted in any way from their serious contribution to our musical culture any more than it hurt any of the oldtimers to waltz in the ballrooms of old Europe or play in the gardens of

Long List of Tunesmiths Came from Chicago

Chicago used to have a Tin Pan Alley. There are a few mative Chicago songwriters such as Dick Jurgens, Edde Howard, Ros Metzger, Holland Engle and Carl Hohengarten, who are still pounding out songs. But in the main the glory of Chicago's pop song days is in the distant past. But in the early days of the century Chicago's songs were the songs of the nation. And a remarkable number of these songs have become a solid part of the American song catalog.

From Chicago comes Carrie Jacobs-Bond, Leo Friedman ("Meet Me Tonight in 'Dreamland"), Henri Petrie ("Asleep in the Deep"), Abe Olman ("Oh, Johnny"), Tell Taylor ("Down by the Old Mill Stream"), Walter Blautius ("Jise of Golden Dreams"), Will J. Hartis ("Sweet Sue"), Johnny Black ("Dardanella"), Thurlow, Lieurance ("By the Waters of the Minnetonka"), Wendell Hall ("It Ain't Gonna Rai No More"), Zez Confrey ("Kitten, on the Keys"), Abe Lyman ("Mary Lou"), Isham Jones, Gus Kahn, Egbert Van Alstyne, Shellon Blooks, Milton Ager, Joe Howard, Charles K. Harris, the Von Tilzer brothers, J. Kiern Brennan and scores of others.

WORLD'S LARGEST MUSIC HOUSE

By HERMAN STARR

MUSIC PUBLISHERS HOLDING CORP. houser under one root the largest music publishing enterprise in the United States. This is rather a sweeping statement; but consider alone the vast catalogs of Witmark and Harms, both firms operating successfully for over half a century; then add to them the catalogs of Remick, New World, Shubert and Advanced Music Corp., and you will easily visualize the extent of these combined catalogs, numbering well over 70,000 littles.

Let us imagine we have here a huge scrol! Itsting the titles and composers which constitutes the foundation of our own publishing enterprise. Every turn reveals a page in history—a history of song hits, of shows, musical comedies and operettas, of entertainers, much of which I remember, and much in the memories of others far satelefating my own.

musical contents and own which I remember, and much in the memories of others far antedating my own.

Well, here is 'Memories,' the song itself. Another turn reveals' Ah, Sweet Mystery of Life, 'Avalon,' The Blue Room, Body and Soul, 'California Here I Come, 'Chinatown,' Crazy Rhythm,' Dancing in the Dark,' The Desert Song,' Gypsy Love Song,' Hallelujah,' 11] See, You Again, 'The Falling in Love with Someone, 'Indian Love Call,' 'A Kiss in he Dark,' 'Kiss Me Again,' 'L'Amour' Toujours L'Amour,' Limehouse Blues,' 'Love Nest,' 'Liza,' The Man I Love,' Mother Machree,' 'My Wild Irish Rose,' 'Nagasak,' Night and Day,' One Alone,' 'Poor Butterfsy,' 'Put. On. Your Old Citey Bonnet,' 'Rhapsody in Blue,' 'Shine on Harvest Moon,' Sweet Adeline,' 'Somebody 'Loves Me, 'Smilin' Through,' Tea for Two,' That Wonderful Mother of Mine,' What Is This Thing Called Love?', When Day Is Done,' With a Song in My Heart.'

Sweet Adeline, 'Somebody Loves Me, 'Smilin' Through,'
Tea for Two,' That Wonderful Mother of Mine,' What!'
Thing Called Love?, 'When Day Is Done,' With a Song in My Hear!.

To be sure, the scroll has turned rapidly, but titles such as these are the heavy rock foundation on-which thousands of other titles in our catalogs were born and had their being.

Let us turn again to the right-hand column, revealing the names of composers attesting to the quality of the titles. Here are Victor Herbert, George and Ira Gershwin, Sigmund Romberg, Franz Lehar, Dick Rodgers and Lorenz Hart, Cole Forter, Noel Coward, Ernest Ball, Arthur Penn, Egbert Van Alstyne, Chauncey Olcott. 'Another turn reveals Con Conad, Rudolf Friml, Ray Henderson, Victor Jacobi, Arthur Schwartz, Vincent Youmans, Bud De Sylva, Gene Buck Irving Caesar, Otto Harbach, Oscar Hammerstein II, Bert Kalmar, Mort Dixon, Howard Dietz, Harry Warren, Al Dubin, Caro Roma, Gustav Luders, Jack Noworth, Jan Schwartz and Billy Jerome, Johnny Mercer, Richard A. Whiting, Gus Kahn, Billy Rose and Cliff Friend.

History in a business such as this means far more than mere reminiscence. It is not so much the whimsy of 'remember when' as the importance of great motivating powers in einterlainment and their projection of melodies which see almost synonymous with their names. For example, Eugene Cowles with Herbert's 'Gypsy Love Song'. Fay Templetion and Lillian Russell with 'Ma Blushin' Rosie' and the latter alone with 'Come Down My Evening Star': then Tom Seabrooke with 'Mn. Dooley.' Blanche Ring with 'Bedelia', Eva Tanguay with 'I Don't Care, 'Fank Morrell with 'In the Shade of the Old Apple Tree,' Harry Lauder with 'I Love a Lassi 'Nora Bayes with 'Has Anybood' Here Seen Kelly.' Shine On Harvest Moon' and 'When It's Apple Blossom Time in Normandy.' Then there was Al Jolson with 'Swanes,' Nora Bayes with 'Has Anybood' Here Seen Kelly.' Shine On Harvest Moon' and When It's Apple Blossom Time in Normandy.' Then there was Al Jolson with 'Swanes'. Nora Bayes with 'Has Anybood' Her

Harry Richman with 'Dancing with Tears in My Eyes' and T Love a Farade—and the Andrews Sisters launched into fame with 'Bei Mir Bist Du Schoen'—and these again are but a few.

Musical Comedies and Operas

Another phase of the history in back of our catalogs is that of the show business—musical comedies, Ii' ht opera, comic opera—a long list of productions going back 40 years. With the great operettas of Victor Herbert in the Witmark catalog as a cornerstone of this particular library, the Harms catalog offers practically all of the important productions since the Herbert era. Here are some of them: Mary, 'As You Were,' Bombo,' Shuffle Along,' Two Little Girls in Blue,' 'Sonny,' The French Doll,' The Lady in Ermine,' Little Nelly Kelly,' 'For Goodness Sake,' The Blushing Bride,' Wildflower,' 'Lady Be Good,' Rose Marie,' 'No, Nc, Nannette,' 'The Dream Girl,' The Student Prince,' 'Dearet Enemy,' 'The Girl Friend,' 'Charlot's Revue,' The Desert Song,' 'Strike Up the Band,' 'My Maryland,' 'A Connecticut Yankee,' 'Hit the Deck,' The New Moon,' The Three Musketeers,' 'Blittreswet,' 'Fifty Million Frenchmen,' 'Girl Crazy,' Three's a Crowd,' 'Sweet and Low,' Earl Carroll's 'Vanities,' The Band Wagon,' 'Df Thee I Sing,' 'The Gay Divorcee,' Life Begins at 8:40,' 'Anything Goes,' Thumbs Up John's John'

Music on Ocean Liners

THE orchestra and music play an even more important role on shipboard than in popular night spots on shore. Despite other attractions, it is the music on ship that steals the show.

Ship-music presents its own special problems to the orchestra, according to Edna Mae Stark, of the Grace Line. They must draw upon all music sources for a constantly changing library, since some cruises take as long as thirty-eight days. They must satisfy the desires of travelers from all parts of the country with varying tastes.

travelers from an para service of the leader, who supplies orchestras to the Eastern Steamship Lines, and who claims that this is a big business in itself, believes that a ship-musician must be more versatile than one on shore. "He must be equally proficient in classical music and swing. Because steamers offer steady work at union scale the field attracts an extendible actions of talent."

McArthur Urges Chance For New Conductors

46 ITS opportunity we need. If a conductor is not given the opportunity to lead on experienced orchestra, how can he show his musicianship, his ability to read scores that will thrill his listeners? There is plenty of good conductor material in America at present—and plenty of it is in the making. But a man must have a chance to prove that he has it in him.

This is the opinion of young 32-year-old Edwin McArthur, the All-American maestro, who is equally proud of being an Eagle Badge Boy Scout as of having taken the American public by storm when leading most of the outstanding or chestras in the country within the last two-years. He considers himself lucky that the opportunity was given him and he intends to make good.

Asked if the composer is equally handleapped for opportunity to show his gifts, the writer of such popular songs as "Spring Came" and "We Have Turned Home Again" relaxed and admitted that the composer has better chances because he finds himself protected by an organization that has his interests at heart and that such encouragement tends to stimulate production.

interests at heart and that such encouragement tends to stimulate production.

As the Musical Director of the National Youth Administration, McArthur means to live up to that what he preaches. He lets the boys who show talent in this direction conduct the orchestra and he induces others who warrant the gesture to try, their hand at every form of composition, from piano and violin solos to scores demanding a full orchestra.

"By giving boys and girls not only efficient training but also an opportunity to practice their gifts seriously," says. McArthur, "we shall soon be able to draw from able scores for all occasions."

COIN PHONOGRAPH

By JAMES T. MANGAN, Mills Novelty Co.

By JAMES T. MANGAN, Mills Novelty Co.

The boys who run coin operated phonographs want more records which gross \$50 (1,000 renditions) before they're played white and ready for the secondhand man. The bonanza of them all was "Beer Barrel Polka" particularly the job by Willie Glahe, "Stardust," with five years' steady run is without doubt second best in the music boxes, being crowded for that position by. "Sweet Leilani." These two are iron songs which will never go out, according to the ops. 'Old Man Mose" and "Josephine" are the other two records in the coin phonograph Hall of Fame.

Out of a typical menu of 20 records on a coin phonograph, at least 10, should be "Hit Paraded" stuff, two or three novelies, four or five old-time favorites, and the rest pop standbys. Certain spois need a few torch numbers. "It Makes No Difference Now, etc." in the right places brings maudlin lears to plenty of eyes.

Favorite warbler among coin operators is Bing Crosby of Poece. Second: Dick Todd of Bluebird.

Coin phonograph business is low right now: big demand for a hit. A winner like "Beer Barrel" would undoubtedly double the cash box intake of all the 550,000 machines in taverns, cafes, restaurants, and highway stands.

rather difficult to conceive of the same publisher bringing out 'Are You from Dixie?' and the Bach Chorul Prelude, 'A Mighty Fortress,' arranged for Symphony Orchestra' A Mighty Fortress,' arranged for Symphony Orchestra' A Wighty Fortress,' arranged for Symphony Orchestra' A Mighty Fortress,' arranged for Symphony Orchestra' he educators themselves, the Wilmark banner was carried into the highly specialized field of music education, pioneering in material for the symphonic band, and publishing a full score for band for the first time. The same pioneering in the field of choral music brought to light such series as the Ukranian, under Koshetz; the Russian under Kibalchich; he Mount Holyoke under Llara Tillinghast, and a highly specialized series under Max Krone. To the foregoing were added a timely method for band and orchestra, some instrumental ensembles and a few cutstanding text books. This was the confidence and respect of the music educator.

A new phase of the educational publications was inaugurated with the realization of the tremendous import of the standard catalog of Wilmark. Incursions were made into the Herbert works translated into terms of choruses and instrumental adaptations, principally for band. The 'single standard' under the Wilmark imprint was then abandoned for a broader contact with the wast storehouses of Musical Americana to be found in the Harms and Remick calalogs.

The Educational Division, operating closely with the Standard and Popular Divisions, has recently brought to light significant developments in the re-creation of the most outstanding melodies from the three catalogs in a number of series of unusual arrangements and adaptations for piano solos in the teaching field, piano duets, duets for two pianos, ensembles for wind instruments and solos for churiet, trumpet, trombone, saxophone, violin, and so on.

At present the Educational Division is in position to supply the educator with the widest variety of music materials available, works for symphonic band, symphony orchestra

The street was the street of

Irving Berlin Inspires American Patriotism

Remarkable Reactions to "God Bless America"

IF OUR country should be faced with danger from in-I vaders at some future date, the song that will raily our boys to the colors this time will no doubt be "God Bless Americal".

boys to the colors this time will no doubt he "God Bless America!"

Introduced by Kate Smith not so many moons ago, this brief patriotic piece, by Irving Berlin aliready has achieved the status of a classic. That the spontaneous and enthusiastic preception accorded the number were undreamed of by the author, is indicated by the fact that he wrote it as far back as 1917 and then tucked it away for 21 years.

The song's currer was launched with a bang when Miss Smith sang it over the air on November 10, 1938. She has since broadcast the number nearly 70 times, in addition to recording it on phonograph records as well as for the screen and singing it at the N. Y. World's Fair.

Miss Smith and the Republican party are the only ones who have blanked permission to sing the number at will. Otherwise it's restricted. Dance bands particularly are not allowed to play it.

Democrats Use If Too

Democrats Use It Too

Democrats Use If Too

Although the G.O.P. announced that it would use "God Bless America" Wendell Wilkie's Presidential campaign, Democrat program officials also picked it as the theme song at the Chicago convention. The Democrats said the selection of the number was in response to "more than 10,000 requests from people, all eyer the country."

It is largely as a result of this composition that Bucknell University recently conferred the honorary degree of Doctor of Music on Berlin.

The success of the song also has resulted in a large novelty business, catering to the millions who like to wear buttons or wave pennants inscribed with "God Bless America".

A demonstration of how the number already has become deeply rooted in the hearts of the people, and how they respond to its stirring sentiment, was given when the song was Memorial Day at Ebbets Baseball Field in Brooklyn. The growd arose, uncovered and stood with reverent attention as though the national anthem were being played.

Fraise From the Press

Editorial tributes to the Berlin song have come from far and wide. The following from The Constitution, Atlanta, Ga. a typical example of how newspapers and magazines have practically turned song-plugging. If it is, so he Theor is a single which has been heard with toponaing from the condition of the single hearts and the single stream of the single stream. It has single the song the senting the song at the single stream of the same and the song and and the song and the song and the song and the song and the song

mining of antitionia feet, trainpling forward, and you see, in your linggioritors, unition's eyes turned shyward to the someon of all tool strength, and the eyest turned shyward to the someon of all tool strength, and the well of it was known, and sing frequently, in every home, in every school, in every church, its chorus should revely louder and louder until title very heavests which its, sound, it is sound, and the eyest of the property of the eyest of the forward of which there is an assurance that individe, not all the forces of with one of hell, can conquer that thing of heat and fatth, and spirit which its the real fully, we will America. The song sylless of a people are more important, it has been said, than the statement, written anche as this, one long well America, and Americans, flictly to them, so long will America and all it means stretche.

So long as among are written such as this an long as a small state of the control of the control

Anybody Can Write a Song!

By EDGAR LESLIE

DON'T let the affirmative statement above mislead you. To no greater extent than one swallow makes a Spring does one song make a songwriter. More often it mak 'of its creator a rainbow-chaser. I am referring to the 'One-Hit-Charti '' who spring into prominence with an outstanding song and then pursue a career of fulfility in attempting to register a second hit. I hesitate to advance an explanation or likely 'I'd be sharing the plight of the geologist explaining to the prospector why his gusher which spouted oif one day happened to dry up over night. I simply could not stand up under cross-examination.

A successful songwriter must of necessity possess the rhythmical endowments of a minstrel and a 'true knowledge of a music publisher's method of operation, of singers and musicians, of the 'manner and means by which songs may best be projected, the enabling sense to recognize changing standards and the ability to conform one's manner of expression to these requirements.

Another item on the 'must-list' of songwriting augifications is a complete understanding of the Copyright Law the purpose of the Congress in enacting it, the useded means in preserve and keep inviolate the rights therein for creative falents against those who would infringe their rights. Nearty, 1.200 men, and, women members and publisher members possessed of these requisites compose the membership of ASCAP through whose facilities a great majority of the songs of the nation are made available to users for dissemination to the peoples of the world on the most expeditions and economical basis yet conceived. Theirs is a cultural contribution given in exchange for copyright protection. They have kept faith with the government and there is every reason to believe that the government and there is every reason to believe that the government and there is every reason to believe that the government and there is every reason to believe that the government and there is every reason to believe that the government and there is every reason to believe that th DON'T let the affirmative statement above mislead you

TWO OLDEST RADIO PROGRAMS ARE MUSICALS

I T MUST be anything but a coincidence that the two oldest programs on the networks are two straight musical events, namely, the Cities Service Concert Hour, and the Voice of Firestone. Clies Service began it is series Feb. 18, 1927, while the Firestone program had its initial airing Dec. 3, 1928. For radio these dates signify something away back. With music it's just another step from yesterday.

These two accounts are numbered among the country's outstanding merchandisers. When they come into radio they sought out an article of entertainment whose appead would extend through all classes of lonsumer. Fine artists and good music was the key, and so the formula has persisted successfully, 13 years for Cities Service and 12 years for Firestone.

Music with a Purpose

By IRVING CAESAR

URPOSE MUSIC" must be spontaneous! This sounds

Songs')

Songs').

This isn't new. Folk songs are the sult of emotions and thoughts of the conscious and subconscious mind about numberless things affecting the feelings and subconscious mind about numberless things affecting the feelings and subconscious mind about numberless things affecting the feelings and solutions of the conscious and subconscious mind about numberless things affecting the feelings and countless of the conscious and subconscious mind about numberless things affecting the feelings and countless of the conscious conscious about love, nature, work, patriotism, was celebration. The spontaneity was not shackled, for in each the opportunity of writing "purpose music" was the composer's outlet. Schubert's "Rosamuide." Be athers "Academic Overture," Verdis "Aida" each was written for purpose—a girls' school pageant, gratifude to a university, and the opening of an opera house! Some variety!

You recall, too that in other bad old days the Finns were forbidden by the Russian government to sing. "Finlandia," because it stirred them to hate their Russian, oppressor. Verdis "Ernani" met the ecissor's periscope and rapier before its first presentation in Paris. This certainty proves that flussic can accomplish aim, or governments wouldn't fear it!

People have asked me if my "Safety Spigs" were easy to

Vertil's Ernani," met the censor's periscope and rapier, before its first presentation in Paris. This certainty proves that music, can accomplish aim, or governments wouldn't fear, it!

People have asked me if my "Safety Songs" were easy to write. Not always! Because of their spontaneity, they often needed bridling. Such songs as these must sing themselves, and yet not be oversweet and maidfin.

These songs of mine, although the most satisfactory things. I have ever written, have not as yet made money. The response, however, that I have had from thousands of children and adults has so far paid me "a million" the of heaven—gratitude and affection.

Perhaps some day an American industrial company will a social conscience and resources to reach millions over the air will decide to sponsor the "Safety Songs," or me and inty songs. Feeling as: I do about the good they have already done in a small circle. I don't care it this seems to be a frank bid to get a larger circulating medium. The songs resulted from my spontaneous, subconscious desire to save lives and avoid unnecessary casualties. Therefore, I have no inhibitions in expressing my desire for a broader field of usefulness for these songs. In fact, I feel that I am consistent with modern trends to want to save lives.

Private industries will have to help in salvaging life or stop criticizing the government for inaugurating prospects for civilian betterment. I am safe in baying this, because I know many industri which are responding to their social consciences. Only recently I attended a luncheson for the presentation of the J. Walter Mack. Award for, Youth sponsored by large, industrial firm. It made me feel mighty happy to see about a thousand prominent men and women, leaders in the every branch of life, give their time to go to the luncheson and encourage this social enterprise. I think all this is denitely a step in the right direction.

If then, industry is moved to do a job 'pro bono publico.' The song the public through the door of escape with a hid-d-in

nore in the future.

After all, "purpose music" for the songwriter is but batneing the scales between the songs that forget reality and
the songs that remember it!

BARBER SHOP QUARTETTES

By SIGMUND SPAETH

By SIGMUND SPAETH

THE barber shop quartette was a musiert sand-by of the Gay Nineties and the early years of the present century. Its current revival is a logical phase of the authoral tardency inward nostalgia and the gathering revolt arimis population, over-calboration and high speed. It is typically American definitely a form of folk-music, improvisal and in character, and unmistakably of the soil.

How barber shop ballads originated, nor one seems to know. The tradition of music, barber shops is very aid one, dating back to the Elizabethian days, hop writing customers amused themselves with a lab, or zither, Jacksonville, Florida, claims to have find the fact barber, shop quartettes in America, composed of colored barbers who harmonized by ear. Actually such music was heard in other places than the lonsorial parlors of the past. "Sweet Adeline", generally considered the classic of its, kind, was published in 1903. Other favorites, include "By The Old Mill Stream," "Mandy Lee," "In the Evening by the Moonlight," "I Want a City." "You Tell Me Your Dream," "Way Down Yonder in the Cornicled," "Sline," "Meet Met Tonight in Dreamland" and "Dear Old Girl."

Balance in Musical Power Shifting to America

By GEORGE FISCHER

TIE balance in musical power is fast shifting from op-pressed Europe to free America where faith, conviction, purpose and vision of the future can reshape this world from the forces of darkness.



ess:

Stifling of creative genius in foreign countries by the spread of dictatorships has left our country as one of the few nations—and the most important one—where inspiration is still permitted free-doin of Expression. This means not only greater dependence upon our country for musical and other artistic output, but it, opens up new opportunities for our composers and authors.

Coincident with the dealing and more

Coincident with the decline and prac-tical stoppage in the creation of great music abroad has come a slow but encouraging increase in important music here. The indications of an important creative epoch in American music are mides.

In seeking to express itself without the political restrictions and suppressions of totalitarian countries, certain amount of refugee talent from abroad also is seeking a haven in America, and this will help to currich our army of musical creators. So it is not including in boastfulness to predict that the time will come when this country will be the outright leader in the production of all types of music, from jaz to grand course.

to grand opera.

It is fortunate, too, that composers have here an organiza-tion like ASCAP to protect their rights, administer their affairs and assure them of a square deal.

A Musical "Isolationist"

By JOHN TASKER HOWARD

In MUSIC. I'm a nationalist in my belief that America produces great composers in direct and even greater numbers than the 'old world. If that makes' me an isolationist, well and good. Our country is growing and our young music s growing with it, in fact, it is growing so rapidly. In one direction (the popular song) that we are ahead of the world in that field. American dance music is the favorile of bands all over the world.

There are two schools of contemporary composers—one on the rhythmic or lazz side, the other more in the direction of the concert and opera house. Gershwin, Grote, William Grant Still, are a few of the hundreds of proponents of the

former school.

To the latter belong Roy Harris, Deems Taylor, Copland, Abram Chasins, Horace Johnson, Roger Sessions and others: These composers both the jazz and standard schools are among the so-called high brows of the American musical world, because each school has its effect on the other. But there are literally hundreds of others like Berlin, Kern, Romberg, who are following the lead of Stephen Foster in composing the nearest approach to folk music we have yet produced.

duced. The only agency which officially encourages American creators of music of all schools. ASCAP, The American Society of Composers, Authors and Publishers is concerned not merely with protecting the rights of composers and authors and securing adequate payment for the use of their compositions in public performance for profit, but is most active in encouraging production, since after all ASCAP, licenses not merely quality, but volume, of the best music.

Music at the World's Fair

By CAPT. EUGENE LaBARRE Conductor of N. Y. World's Fair Band of 1940

THE spirit of John Philip Sousa, America's most famous THE spirit of John Philip Sousa, America's most famous 1 band leader, is marching through the New York World's Fair, of 1942 this year in one of the gayest band programs over assembled. Bright music is giving a lift to the Fair. This World's Fair Band is nearly 50% bigger than last year's, It has, been built on the lines of the famous old bands of Sousa's day that used to thrill America from coast to cast. Seventy musicalism have been picked for voivsatility as well as musicanship. In addition to the Sousa alumnii, the personnel includes eight men from the Metropolitan Opera Association orchestra, four from Toscanini's NBC Orchestra and three from the Philharmonic Symphony Society of New York.

York.
Twilight concerts in the Band Shell precede the Fountain
Display's background music. The programs have a popular
twist. Operatie light tlassies, marches and the best
of the popular tunes of the day are played in special arrange-

ments.

The World's Fair Band has many soloists. Prominent among these is Del Staigers, one of the world's foremost cornetists; Edmund Wall, who for many years was Sousa, solo clarinetist; Simone Manti. disk cuphonium at the Fair, Chester H. Hazlett, formerly solo suxophone with Paul Whiteman, and Ross Gurnan, who plays a dozen different instruments.

man, and Ross cornain, who persists baritone, an ocar-ing quartet, a flute sextel an olog quartet and a saxophone quartet to give novelty effects to the Twitight concerts. Music at the 1940 Fair is greatly enhanced through the construction of modern band shell in the American Com-mon. This is available, not only for the Woeld's Fair Band, but for many of the 500 High School and intercollegiate bands, orchestras and choral policies which appear at the Fair this year.

bands, orchestras and criotal sections of this year.

A wide variety of music is also presented over the Fair's public address system. Popular times coming from loud speakers at all entirances suggest the holiday spirit of the 1949 Fair. Music of a more scrious character, light classic and operatia arias, is presented by way of the speaker system along Constitution Matt.



MACK GORDON

One of most prolific members of Hollywood circle of songwriters. His tunes, written in collaboration with Harry Revel, have been among most outstanding contribution to musical pictures in recent years. Won nine bonus awards from ASCAP, has don popularity of his works. Born in Warsaw, Poland. Educated in public schools of Brooklyn.

works. Born in Warsaw, Poland. Educated in public schools of Brooklyn.

First song hit, Underneath the Harlem Moon, attracted wide attention. Ziegfeld signed him to write songs for Follics of 1931. Later received long contract from 20th Century-Fox. Famous for sense of humor in Hollywood circles. Works include:

SHOWS: Ziegfeld Follics, Fast and Furious, Smiling Faces. PICTURES: Broadway Through's Kephole, Sitting Fretty, White Woman, We're Not. Dressing, College Rhythm, Here Comes the Groom, She Loves Me Not, Shoot he Works, Gay Divorce, The Old Fastkiende Way, Love Hoom, Stolen Harmony, Faris in the Spring, Two for Tonight, Collegiate, Poor Little Rich Girl; To Mary — With Love, Wake Up and Live, You Can't Have Everything, All Baba Goes to Town, Love and Hisses, In Old Chicago, Josette, Love Finds Andy Hardy, My Lucky Star, Rebecca of Sunnybrook Farm, Hold That Co-ed: Thanks for Everything.



PERCY ALDRIDGE GRAINGER

Famous piano virtuoso and composer. Native of Australia. Studied with Louis Pabst in Mel-bourne. Made first concert appearance at 10. Two years later his carnings enabled him to study in Germany. In 1901 toured England, Australia, South Africa, Holland, Scandinavia and other countries.

Though Bach is his favorite composer, he has consistently championed the moderns. Was first concert pianist to play Debussy, Ravel, Cyril Scott, Delius, Albeniz, Carpenter, Dett and Guion in many lands. Made American debut in 1915. Became American citizen in 1918, while serving as bandsman in U. S. Army. His works are:

SUITE: In a Nutshell COMPOSITIONS: Children's March, Gay But Wistful, Pastoral, Knight and Shepherd's Daughter, Molly on the Shore, Shepherds Hey, To British Folk Songs, The Sprig of Thyme, Willow, Colonial Song, English Dance, The Lads of Wamphray, Shallow Brown, Spoon River, Ramble, To a Nordie Princess, Country, Gardens, The Hunter in His Career, Handel in the Strand, Irish Tune from County Derry, Recessional, Tribute to Foster, Blithe Bells, The Nightingale and the Two Sisters.



MARIA GREVER

Favorite composer of Latin America for moze than two decades. Has nearly 500 songs to ravorte composer of Latin America for moze than two decades. Has nearly 500 songs to her credit. Two years ago, while threatened with blindness as a result of ag eye infection, she composed her biggest American hit, Ti-Pi-Tin. Previously a creator of Spanish songs for which she wrote both words and music. List of singers who have sung her songs in concert halls include Enrico Caruso, Lawrence Tibbett, Tito Schipa, Nino Martini, Jessica Dragonette.

Is a native of Mexico City, of Spanish parentage. At an early age she mastered piano and violin, also studied voice. Following publication of her first song, Besame (Kiss Me), become a superior of the state of context takes of Spanish American South American Carust

came an outstanding favorite of concert stage of Spanish speaking South American countries.

came an Outstanding Invente of Contests Stage of Opening Special Property of Among her works are:
Andalucia, Cancionera, Cacho de Oielo, Espana, How Could You Forgel, I Do, Luna Sol y Mar, Muchachita Mia, Muyer Cubana, Only for You, Siempre, I Am Yours, Manana por la Manana, Hasta la Vista, Chiquitita Mia, What a Difference a Day Made, Ti-Pi-Tin, Let Me Go Back to My Dreams, Rosebud, Thanks for the Kiss Make Love With a Guitar, My Margarita, Ese Tango, Come Back to Me, Yo Nose.



FERDE GROFE

His brilliant orchestra arrangements and masterly compositions were largely responsible for bridging the gap that long existed between the classic and the modern schools of music lovers. As a result, popular American music was given a hearing in America's leading concert halls, formerly reserved solely for the works of music masters of past generations.

formerly reserved solely for the works of music masters of past generations.

Trained at an early age in the theory and practice of classical music, he turned to popular music composition with a thorough knowledge of fundamentals. Is a native New Yorker, Both his parents were talented musicians. Father was with the Bostonians, famous light opera company. Mother was a concert cellist. From infancy he was reared in cultural surroundings of classic music. His works include:

SUITES: Three Shades of Blue, Grand Canyon Suite, Hollywood Suite. COMPOSITIONS: Rhapsody in Blue, Song of India, When I'm Alone With You, Russian Rose, Wonderful One, Coronado, No One Knows, Mississippi, Steppin' Around, Broadway at Night, Musette, Ode to Freedom, Tabloid, Killarney, An Ode to the Star Spangled Banner, Christmas Eve, Knute Rockne, Symphony in Steel, Ruby, Miss Mischief, Wheels, Blue Flame.



LOUIS GRUENBERG

Concert pianist and composer. He spends as much time as possible at his Santa Monica home. Between concert tours and turning down fabulous Hollywood offers, and the pleasant vacations at home, he is a prodigious composer. Born in Russia and educated there and at Vienna Conservatory. Made his debut as pianist with Berlin Philharmonic.

Toured the world giving recitals. Prizes awarded to him include: Signale (Berlin), Columbia Gramaphone, Victor Gramaphone, New York Symphony and Lake Placid Club. Became Chairman of the Composition Department of Chicago Musical College. He was cofounder of the League of Composers, Music Guild. Among his works are:

OPERAS: Jack and the Beanstalk, The Emperor Jones. OPERETTAS: Lady X, Tommy. SPIRITUALS: Twenty Negro Spirituals. SONATA: Violin Sonata Number One, Violin Sonata Number Tous. SYMPHONY: Symphony Number One. COMPOSITIONS: Larkspur, I Went Down Into the Desert, Poem, Creation, Daniel Jazz, Invocation, Festivities, The Lady With the Damask Mantle, Out of the Mist. Clearing at Dawn, Spring, There is a Garden, Sunset Gold, The Sleeping Beauty, Dance of the Vetled Women, Fleur D'Amour, Valsette D'Amour.





RICHARD HAGEMAN

At present he's living in Beverly Hills and doing some movie work. Born in Holland. He gave his first concert at the age of six. His musical education, started under his father, congave his first concert at the age of six. His musical education, started under his father, continued until he was 16. At 19 he was first conductor of the Royal Opera Company's French and Italian repertoire. Came to this country with Yvette Gilbert in 1906, joined Metropolitan Opera in 1908. Since then has conducted operas in all musical centers here. In 1937, for Paramount, started to compose original musical scores. His opera, Caponsacchi, was the first such work to be broadcast across Atlantic and the first American opera produced in

hret such work to be broadcast across Atlantic and the Hist American opera production.

Among his works are:

OPERA: Caponsacchi; COMPOSITIONS Do Not Go My Love, May Night, Grandma's Prayer, Happiness, Nature's Holiday. The Heart Is Like a Tomb, Devotion, When We Were Parted, Evening, Little Sorrows, Christ Went Up Into the Hills, The Night Has a Thousand Eyes, Christmas Eve, Song Without Words, To a Golden-Haired Girl, Sundown, I'm Mad About You, The Smile in Your Eyes, Primavera, Music I Heard With You, The Rich Man, This Thing I Do, The Little Dancers, Animal Crackers.

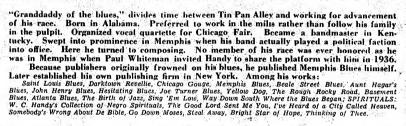


OSCAR HAMMERSTEIN, II

His current musical spectacle, American Jubilee, is the standout attraction at the New York World's Fair. His Show Boat, with its memoable Ol' Man River, will be revived again this season on Broadway. Which will make it the most revived show in the history of modern musicals. Born in New York City. Scion of a noted theatrical family. His grandfather, Osear Hammerstein, was a legendary figure on Broadway.

During his academic career, he wrote several college shows. Started as stage manager. Holds record for having a succession of shows on the Main Stem for seven straight seasons. Commutes between New York and Hollywood. Among his works are:

SHOWS: Very Warm for May, American Jubilee. The Great Waltz. The Lody Objects, May Wine, Music in the Air, Free for All, Sweet Adeline, Rainbow, New Moon, Show Boat, Golden Dawn, The Desert Song, The Wild Rose, Song of the Flame, Sunny, Rose Marie, Jimmie, Tickle Me, PICTURES: High Wide and Handsome, Roberta, The Night Is Young, I'll Take Romance; SONGS: Why Was I Born, I Told Every Little Star, Rose Marie, I Love You, Indian Love Call, Who, Bambolina, Why Do I Love You, Only Make Belleve, Lover Come Back to Me. His current musical spectacle, American Jubilee, is the standout attraction at the New York





WILLIAM C. HANDY



HOWARD HANSON

Composer-conductor-educator, for years director of the Eastman School of Music in Rochester, N. Y., was born in Nebraska and educated at Luther College, University School of Music, Institute of Musical Art. Received his Bachelor of Music degree from Northwestern University. Honorary degrees: Northwestern, Syracuse, Horner Institute and many other colleges.

He won the first American Prix de Rome competition in 1921. Has served as guest conductor with almost all our famous orchestras. He is a member of a great many music organizations, as well as a fellow of the American Academy in Rome, Royal Academy of Music, Sweden's National Institute of Arts and Letters. Among his more famous works are:

From Scandinavian Suite, Opus 13: Vermeland, Reminiscence, Lullaby, Longing (Og. Dance: Symphony No. 1 in E Minor, Nordic Opus 21: Three Miniatures, Opus 12: Two Yuletide pieces, Opus 19: Impromptu, March Carillon; Symphonic Poem, Lux Aeterna, String Quartet, The Lament for Beowulf, Pan and the Priest, Merry Mount Opera, Three Poems from Walt Whitman, Songs from Drum Taps; Palestrina: Pope Marcellus, Mass, Kyrie, Gloria, Credo. Composer-conductor-educator, for years director of the Eastman School of Music in Rochester,



ROY HARRIS

Current head of the composition department of the Westminster Choir School at Princeton, N. J., and director of the Festival of American Music. He was horn in Oktahoma of Scotch-Irish parentage. Had no musical education until 25. He won a Guggenheim Scholarship in 1927. In 1930 and 1931 he received a Creative Fellowship from the Pasadena Music and Arts Association. An accident to his spine in 1929 kept him in bed for six months. There, too, learned to compose without piano. He believes this greatly influenced his artistic career. His orchestra works, symphonics, concertos, sextets and sonatas, as well as his choral works for unusual combinations of voices and instances to have the control of the contro

works for unusual combinations of voices and instruments, have given him an international

reputation. His works include:
Piano Sonata, Concerto, First Symphony, Story of Norah. Overture—Johnny Comes Marching Home, Parewell to Pioneers, Chorale for Strings, Second Symphony, Song for Occupations (Choral), Bach's Art of Fugue, Prelude and Fugue, Piano Violin Cello Trio, Symphonic Essays, Old Black Joe (Choral), Third Symphony, Sanctus (Choral), He's Gone Away, Three Variations, Piano Quintet, 4 Minutes 20 Seconds, Symphony for Voices.





LORENZ HART

At present he can be seen at his usual Broadway hangouts waiting until his two musicals for next season go into rehearsal. Born in New York. Educated at Columbia, where he got his A.B. Though lyric writer for innumerable hits and author of a number of musical books, has

A.B. Though lyric writer for innumerable hits and author of a number of musical books, has never written a song without his partner, Richard Rodgers.

Owes his present career to the fact that Rodgers was stuck at Columbia for a lyric writer to collaborate on school show. Despite his job, translating plays, Rodgers induced him to work on the musical show. Claims this was his postgraduate work and that it paid better dividends than any other p.g. work he ever heard of. His works include:

SHOWS: Too Many Girls, Higher and Higher, Babes in Arms, On Your Toes, Jumbo, Simple Simon, Heads Up, Spring 1s Here, Present Arms, One Dann Thing After Another, A Connecticut Yankee, Betsy, Peggy Ann, Garrick Gaitles, The Girl Friend, Fillh. Avenue Follies, The Melody Man, Dearest Enemy; PICTURES: Mississippi, Hallelujah: I'm a Bum, Phantom President, Love Me Tonight, The Merry Widow; SONGS: My Heart Stood Still, With a Song in My Heart, Ten Cents a Dance, I Married An Angel.



JASCHA HEIFETZ

Long recognized as one of the world's outstanding violinists, he has an equally enviable reputation as a composer. Born in Vilna, Russia, the son of a noted violinist, he learned to fiddle as soon as he learned to walk. He was admitted to the Imperial Conservatory in Petrograd after making the highest mark ever earned on an entrance examination.

At 12 he made his debut as a full-fledged artist. Musical crowds in Russia, Germany and Scandinavia hailed him as a genius when he appeared there on his first concert tour. Made his American debut in 1917. Since then has spent more time in this country than anywhere else. Received more money for his motion picture debut than any established movie or opera star has ever received for the same amount of time. Still active as both concert

artist and composer. Among his works are: Strellita, Larghetto, Rigaudon, Hora Staccato, Sevilla, Tempo Di Valse, Danza De La Gitana, L'Apres-Midi D'Un Faune, Mouvements Perpétules, Rondo (In Es), Alt Wein, The Bumble Bee, Sea Murmurs, Tango, Sara-bande, Two Gavottes, Humoreske, Children's Suite, Prelude, Cadenzas.



RAY HENDERSON

Very busy planning production of his own, two shows for Broadway next season. Buffalo born. As a boy, played the organ in church. Received thorough musical education. Private tutors instructed him in theory, harmony and counterpoint, but failed to dissuade him from modern trends. Chicago Conservatory of Music likewise failed.

He worked at odd jobs, sold music, finally hit Broadway and talked so well a music publisher gaye him a job as song plugger. Then worked in the arranging department. Finally accompanist for yaude headliners. First published song was a smash. George White stanted him in the theatre by introducing him to Lew Brown and Buddy DeSylva. His workes.

emany accompanist for vaude headliners. First published song was a smash. George White started him in the theatre by introducing him to Lew Brown and Buddy DeSylva. His works: SHOWS: George White's Scandals of 1926-28-31-36, Say When, Forward March, Hot-Cha, Flying-High, Follow Thru, Three Cheers, Hold Everything, PICTURES: Curly Top, Sunny Side Up, George White's Scandals, 1934, Indiserect; SONGS: Just a Sweet Old Gent and a Quaint Old Lady, Don't Tell Her What's Happened to Me, My Sin, Sonny Boy, Broken Hearted, 11 All Depends On You, Bye Bye Blackbird, I'm Sitting On Top of the World, Alabamy Bound, Follow the Swallow, That Old Gang of Mine, Annabelle.



BILLY HILL

Today he can satisf, his wanderlust on Pullmans instead of under box cars, and missing a

meal is only a sign of weight-worry. There was a time things were different. Born in Boston, educated in public schools. A capable violin player, he reached the far West, where he organized the first jazz orchestra for a Chinese restaurant in Salt Lake City. This after riding range, making up pay rolls and carrying an engineer's transit. Success and failure alternated.

Started selling sougs outright so he could eat: Came to New York and worked as doorman in Fifth Avenue apartment while waiting for recognition. Among his works:

On a Little Street in Singapore, Cabin in the Carolines, Just Say Aloha, Emply Saddles, Lights Out, Wagon Wheels, There's a Home in Wyomin'. The Last Round-Up, Colorado Moon, There's a Cabin in the Pines, The Old Spinning Wheel, Have You Ever Been Londy, They Cut Down the Old Pine Tree, For Molly and Me, While the Band Is Playing, Playmates, Rockabye My Baby Blues, I'll Tell the World She's Mine, Sleepy Head, Peace-Hu Valley, In a Little Town Across the Border, Rain, Twilight Down in Tennessee, Just an Old Fashioned Mother, Manyana-Tomorrow.



JOHN TASKER HOWARD

Occupies outstanding position as author as well as composer and pianist. Splits time between radio and writing. Born in Brooklyn. Mother a gifted musician. A grand-uncle was sponsor for Henry Ward Beecher in the East. Attended Williams College.

His scholarly writings on music won early recognition. Managing editor of The Musician in 1918. Music editor of McCall's. Edited music department of Weedon's Modern Encyclopedia. His books include Our American Music, Stephen Foster, America's Troubadour, Ethelbert Nevin, Studies of Contemporary American Composers. Musical works:

Negro Lament, Chant Negre, A Walking By, In the Valley at Home, A Modern Lullaby, There is Sweet Music Here, The Sun Will Shine Again, Rejuge, To a Baffing Lady, The Primrose, The First Nowell, Her Image, Jenny Kissed Me, Intaglio Waltzes, Minuet, Reverie, Country Dance, Rococo, Valse Arabesque, Serenade, Bourree, Foster Sonatina, March of the Grenadiers, Program of Stephen Foster, Songs.





OTTO A. HARBACH

One of the most versatile as well as most erudite members of ASCAP, he spends a great deal of his time on the organization's problems. Born in Salt Lake City. He worked his way through Knox College. Got his A.B. in 1895, his M.A. in 1898 and an honorary degree of Doctor of Literature in 1934. Started to get his Ph.D. at Columbia, but became a reporter instead. Has earned a living fiddling in Salt Lake City, teaching English at Whitman College and writing adventising course.

and writing advertising copy.

High spot in one of Broadway's most successful careers was 1926. No less than five of Ingn spot in one of Broadway's most successful careers was 1920. No less than five of his musical plays were produced in that one season. His works include:

SHOWS: Forbidden Melody, Roberta, The Cat and the Fiddle, Nina Rosa Golden Dawn, Lady Fair, The Desert Song, Song of the Flame, The Wild Rose, Criss Cross, Sunny, No No Nanette, Rose Marie, Betty Lee, Jack and Jill, Wild/lower, Blue Kitten, O'Brien Girl, Tickle Me, Jimmie, Mary, Tumble In, Little Whopper, Going Up, You're in Love, Katinka, High Jinks, Firefly, Madame Sherry, Girl of My Dreams, Bright Eyes, Three Twins; SONGS: Rose Marie, Indian Love Call, Sunny, Who.

JOSEPH E. HOWARD

Veteran songwriter and showman is now making personal appearances. His singing act is still a show stopper. Ran away from home in New York at eight. Farmed in Missouri and sold papers in Kansas City. Made his formal debut on the stage as Little Eva. Still doesn't know where he learned to play the piano. At 16 he was well known in western theatres as a song and done man. a song and dance man.

Established as a popular songwriter in Chicago, he turned to producing vaudeville acts.

Established as a popular songwriter in Chicago, he turned to producing vaudeville acts. Among his varied works are:

SHOWS: Time Place and Girl, Girl Question, Prince of Tonight, Slubborn Cinderella, Honeymoon Trail, Land of the Nod, Goddess of Liberty, Sweetest Girl in Paris, Golden Girl, Flower of the Ranch, My Baby Face, Broadway Honeymoon, Miss Nobody From Starkand, District Leader, Love in Politics. SONGS: I Wonder Who's Kissing Her Now, Good Bye My Lady Love, Hello My Baby, Honeymoon, I/ All the Moons Were Honeymoons, What's the Use of Dreaming, On a Saturday Night, Lonesome Tonight, Naomi, Sweet Little Mary Ann, Meet Me at the New York World's Fair.



RAYMOND HUBBELL

Unlike a lot of songwriters, he never had to do anything else. His first song clicked and he's been writing ever since. A native of Urbana, Ohio. Educated in the public schools of his native state. He migrated to New York a few years after becoming a professional tunesmith.

Member of The Lambs, and that's his only hobby. Prefers doing scores for shows, but

Member of the Lambs, and that's his only hobby. Prefers doing scores for shows, but turns his hand occasionally to an ordinary song. Among his works:

SHOWS: Three Cheers, Yours Truly, The Girl From Cook's, Ziegfeld Follies, Elusive Lady, Better Times, Sonny, Good Times, Among the Girls, Happy Days, Miss Millions, Hitchy Koo, The Kiss Burglar, Cheer Up, Come to Bohemia, The Big Show, The Model Girl, Hip Hip Horay, Fads and Fancies, A Winsome Widow, Three Romeos, Bachelor Belles, The Air King, Girl From the States, Jolly Bachelors, Midnight Sons, A Girl at the Helm, Knight for a Day, About Town, Mexicana, Fantana, The Runaways, Chow Chow. SONGS: Imagine Me Without You, Yours Truly, Someone Else is Blue, That's Gratitude, Poor Butterfly, A Little World Our Own, I'm Lonely for Only One, In the Pale Moonlight, Keep Your Love for Me, Hello Honey, Oh You Fascinating Girl.



FREDERICK JACOBI

Since 1936 he's been teaching composition at the Juilliard Graduate School. Takes time off to lecture at various universities. Born in California, he completed his education in New York at Ethical Culture School and in Berlin at Hochschule for Music. Thorough musical education led to Metropolitan Opera, where he served four years as assistant conductor. Twice he received award from Society for Publication of American Music.

His music has been featured by San Francisco Symphony orchestra and the Philadelphia, Chicago, Rochester, Boston and other symphonic organizations. Commutes between his home in Northampton and his office in New York. His works include:

The Faery Isle of Janjira, In the Night, The Look, Love and Death, A Mock Song, Paradox, Roundel, Ballade, Three Preludes for Violin and Piano, String Quartet, Sabbath Evening Service.



PHILIP JAMES

Divides time now between teaching, composing and guest-conducting symphony orchestras. Born in New Jersey, attended C.C.N.Y. where he made Phi Beta Kappa. Was musical director with Victor Herbert and Winthrop Ames. Choirmaster of several churches.

rector with Victor Herbert and Winthrop Ames. Choirmaster of several churches. Served as conductor Brooklyn Orchestral Society, Symphony Orchestra of Orange, Montclair and Newark; Bamberger Symphony Orchestra. Professor of Music, New York University; Instructor in Music, Columbia; bandmaster and commanding officer, A.E.F. Headquarters Band. Won NBC's first prize for orchestra suite. Won Juilliard Foundation's Publication award, 1937. Won first prize Women's Symphony Orchestra, 1938. Among his works:

My Heart is Like a Sweet-Toned Lute, Peace Be to This Home, Fete, The Nun, A Song of the Future, Evening, Moonlight, Victory Riders, My Little Pretty One, I Am the Vine, Spring in Vienna, A Spring Song, Davie, I Know a Maiden, Pride of May, Lullaby, Phillis, O Be Joyful in the Lord, Love's Springtide, Ballad of Trees and the Master, When Thou Commandest, I Have Considered the Days of Old, A Hush Song, Transit, Luz Deus





J. ROSAMOND JOHNSON

One of most erudite Negroes in music, has inspired hundreds of his race. Born in Florida, was an excellent piano player at four. Studied at New England Conservatory of Music. Took additional courses in London. With his brother, James Weldon, wrote a comic opera. Though unproduced, it brought them to New York. With Bob Cole, they wrote many hits.

With Cole he headlined in vaudeville till latter retired. In 1912 became musical director for Osear Hammerstein's Grand Opera House in London. Organized and headed Music School Settlement for Colored People. Has written books about music, given concerts and Sechool Settlement for Colored People. Has written books about music, given concerts and lectures. Returned to stage in Porgy and Bess. Besides two books of spirituals, works include: Under the Bamboo Tree, Lazy Moon, Castle on the Nile. The Maiden With the Dramy Eyes, Nobody's Look-Under the Bamboo Tree, Lazy Moon, Castle on the Nile. The Maiden With the Dramy Eyes, Nobody's Look-Under the Bamboo Tree, Lazy Moon, Castle on the Nile. The Maiden, Mandy Let Me Be Yo' Beau, Sugaring But De Oul and De Moon, Congo Love Song, Tell Me Dusky Maiden, Mandy Let Me Be Yo' Beau, Sugaring But De Oul and De Moon, Congo Love Song, Tell Me Dusky Maiden, Mandy Let Me Be Yo' Beau, Sugaring But De Oul and De Moon, Congo Love Song, Tell Me Dusky Maiden, Mandy Let Me Be Yo' Beau, Sugaring But De Oul and De Moon, Maybe in the Springtime, Maybe You Will Love Me, African Drum Dance No. 1, Betty Lou, Mississippi River, Just an Old Banjo, The Swallow, Dry Bones.



GUS KAHN

Among most prolific lyric writers in the country, he still hopes to write the great American novel. When he was five, parents came to Chicago from Germany. At 14 he worked for

novel. When he was five, parents came to Chicago from Germany. At 14 he worked for clothing manufacturer. Got job on a German newspaper, but when he sold his first song he quit. Later he married the girl with whom he wrote the song.

Spent much time writing material for vaudeville stars as well as shows. Has done more than his share to establish film musicals. Among his works:

SHOWS: Whoopee: Music For Madame: PICTURES: Honolulu, Girl of the Golden West, Everybody Sing, A Day at the Races, Rose Marie, Thanks a Million, Caravan, Kid Millions, Flying Down to Rio. SONGS: Blue Lovebird. Blue Venetian Waters, Josephine, Waitin' at the Gate For Katy. One Night of Love, You've Got Everything, There Goes the Girl For Me. Dream a Little Dream of Me. I'm Through With Love, A Little Old Church in the Valley, Where the Shy Little Violets Grow, Liza, She's Wonderful, Ready For the River, Chloe, If You See Sally, There Ain't No Maybe in My Baby's Eyes, There'll Come Time, Let's Call It a Day, Carolina in the Worning, Toot Toot Tootsie Goodbye, Ain't We Got Fun, Your Eyes Have Told Me So, Pretty Baby, Memories, I Wish I Had a Girl.



BERT KALMAR

Now in Hollywood writing songs and motion picture scenarios with his partner, Harry Ruby. Ran away from his New York home at 10 to become child prodigy magician with tent show.

Ran away from his New York home at 10 to become child prodigy magician with tent show. Quit magic to be a comedian in burlesque. From burlesque to vaudeville.

Started writing parodies. Soon turned to original songs. Like all songwriters wanted his own publishing house. Achieved ambition. Through Belle Baker, met Harry Ruby and the two teamed up, an association that has continued 25 years. Among his works: SHOWS: Animal Crackers, Good Boy, Five o'Clock Girl, The Cuckoos, The Ramblers, Helen of Troy New York. PICTURES: Walking on Air, Hips Hips Hooray, Kid From Spain, Amos 'n' Andy, Top Speed. SONGS: Three Little Fishes. Three Little Words, Oh What a Pal Was Mary, Helh Hauail, Look What You Have Done With Your Doggone Dangerous Eyes, Timbuck Too, My Sunny Tennessee, Roll Along Missouri, Belliene Me, This Must Be Heaven, The Songs My Mother Used to Sing to Me, My Heart Wants to Dance, Look What You've Done, Get a Little Fun Out of Life, Reaching for the Moon, I Love You So Much, Why Am I So Romantic, Watching the Clouds Roll By, Some Sweet Someone.



JEROME KERN

His Show Boat set for Broadway revival again this season, is now a classic. Born in New York. First music teacher was his mother. Attended New York College of Music, later studied abroad.

Worked for Charles Frohman in London, where he learned about the theatre. On return, served as staff writer, music salesman and pianist. Since 1911, has been responsible for some of Broadway's biggest musical hits, also Hollywood's better productions. Some of his works:

SHOWS: Roberta, Music in the Air, Cat and the Fiddle, Sweet Adeline, Blue Eyes, Lucky, Show Boat, Criss Cross, Sunny, Sitting Fretty, Sally, Hitchy Koo 1920, Night Boat, Dear Sir, Stepping Stones, Bunch and Judy, Cabaret Girl, Good Morning Dearle, Leave It to Jane, Oh Boy, Girls Will Be Girls, Have a Heart, Little Miss Springtime, Rock a Bye Baby, Head Over Heels, Oh Lady, Lady, Love O' Mike, Girl From Montmarte, Little Miss Fiz-It, La Belle Paree, Kiss Waltz, Very Good Eddie, Nobody Home, Girl From Uah, PICTURES: High Wide and Handsome, When You're in Love, Swing Time, Show Boat, I Dream Too Much, Roberta.



FRITZ KREISLER

Still a towering figure in the music world, he speeds to his concerts via airplane. Born in Vienna. At seven he was an acknowledged prodigy. Studied at the Vienna Conservatory, though under minimum entrance age, then at the Paris Conservatory. At 12 he won the Premier Grand Prix de Rome. Despite acclaim on concert tour, laid aside violin for medicine. After ten years he returned to the violin. Since then musical career interrupted only by World War. He served as a Captain with the Austrian Army. A prolific composer, his uncarthing many lost treasures of violin compositions in the ancient libraries of France and tells her contributed as much to the viola libraries as his away composition may expended. Italy has contributed as much to the rich libraries as his own compositions now available for

Haly has contributed as much to the rich indicates as he own compositions how available for violinists.

Among his works:

Caprice Viennois, Serenade Espagnole, Gypsy Caprice, Tambourin Chinois, Cradle Song, Romance, Song Without Words, Moment Musical, Rondo, Gavotte in E Major, A Spanish Dance, Scherzo, Minuet, Andantino, Toy Soldier's March, Vienness Melody, Indian Lament, Paradise, Mazurka, Sketches from Scherzaade Danse Orientale, Chanson Arabe, Hindoo Chant, Songs My Mother Taught Me, Madly in Love, Stars in My Eyes.





MAYHEW LESTER LAKE

All-around man of music. Band and orchestra arranger, composer, director. Has more than 2,000 original compositions and arrangements of musical works to his credit. Pioneer in

2,000 original compositions and arrangements of musical works to his credit. Pioneer in creation of symphonic musical backgrounds for motion pictures. Expert in scoring films. Among composers who have acclaimed his genius for orchestration are Rimsky-Korsa-koff, Debussy, Saint Saens, Kreisler, Herbert, Sousa, Goldman, Grainger, Hadley: Native of Southville, Mass. Studied violin, piano, harmony and counterpoint before joining Boston Symphony Orchestra at early age. Has been called a musician for musicians, since his work has been largely confined to embellishment of other composers' creations. His works include: Wedding March. Songs from the Old Folks; Society One Step, Old-Timers Waltz, Indian Love Song, Hait Hail the Gang's All Here, Easter Chimes, Day at the Fair, Among the Roses, Love Comes and Goes, Aloha Oe, Ave Maria, Humoresque on Three Blind Mice, Low'sanna Evenin' Song, Shadows, Berceuse, When Summer Comes Again, Tomorrow, America, Forjet Me Not, Longing for Home, Hymn to the Sun, When Gabril Blows the Horn, Gypsy Caravan March, Dolores.



EDGAR LESLIE

Has been writing song lyrics for more than 30 years. As a boy he started selling song parodies to dialect comedians appearing in vaudeville. Native New Yorker. Has written songs in collaboration with many of the outstanding songsmiths of his time, including Irving Berlin, Harry Warren, Walter Donaldson.

Harry Warren, Walter Donaldson.

In recent years has been teamed with Joe Burke. Together they have written many songs that landed on Your Hit Parade, network radio program. A member of board of directors of ASCAP, devotes much time to affairs of the society. Among his works:

PICTURES: Hot for Paris, Cameo Kirby. SONGS: It Looks Like Rain in Cherry Blossom Lane, A Little Bit Independent, On Treasure Island, In a Little Gypsy Tearoom, Moon Over Mami, The Moon Was Yellow, You've Got Me in the Palm of Your Hand, Reminiscing, Me and the Man in the Moon, Among My Souvenirs, Shalimar, Rose of the Rio Grande, Gin Ginn Ginny Shore, Get Out and Get Under, Million Dollar Doll, Robins and Roses, Somewhere With Somebody Else, Just a Little Home for the Old Folks, By the River Sainte Marie, Wasting My Love on You, Sweet Seventeen, Forget Me Not, I'm on My Way to Dreamland.



SAMUEL M. LEWIS

He might have been a violinist, but he had to help support the family, so the violin was put

away for job in a theatre ticket broker's office. This association started him writing songs.
At the age of 16 he wrote his first hit. After that it was a cinch. Noted particularly for his excellent special material. Has supplied Al Jolson and other stars with outstanding numbers. Served one short stretch in Hollywood, but likes the climate in New York much

better. Among his songs:

Love What Are You Doing to My Heart, Put Your Heart in a Song, To Know You Is to Want You, This Time It's Love, Lawd You Made the Night Too Long, Forbidden Love, There's a Ring Around the Moon, Cryin' for the Carolines, I Kiss Your Hand Madame, Then You've Never Been Blue, King for a Day, Laugh Clown Laugh, Keep Sweeping the Cobwebs Off the Moon, Cheerie Beerie Bee, There's a Cradle in Caroline, Take in the Sun Hang Out the Moon, In a Little Spanish, Town, I Ain't Got Nobody, Dinah, Five Foot Two Eyes of Blue, I'm Sitting on Top of the World, Ten Tennessee, My Mother's Rosary, Tuck Me to Sleep in My Old Tucky



THURLOW LIEURANCE

World's foremost authority on Indian music. Born in Oskaloosa, Iowa. Studied at Cincinnati-College of Music. A rare feeling for the exotic and a desire to know more about the original inhabitants of this continent led him to spend many years among Indian tribes. Recorded

inhabitants of this continent led him to spend many years among Indian tribes. Recorded their tunes and studied their customs.

His work along these lines eventually led to a professorship at University School of Music in Lincoln, Nebraska. Meantime his compositions had spread his fame. Now divides his time between teaching, writing and giving advice to innumerable students who write their theses on the American Indian. Among his works:

By the Waters of Minnetonka, Reverie, Blue Mist, Remembered, Midnight Lagoon, Purple Pines, Among the Pines, To Celia, On Cherry Hill, And I Ain't Got Weary Yet, The Good Rain, Star of Mine, Silver Stream, Dying Moon Flower, From the Old Homestead, In Mirrored Waters, Hymn to the Sun God, Holiday Pleasures, The Tulip, Irish Spring Song, I Wonder Why, Came the Dawn, If I Hadn't Had You My Dear, At Parting, The Sandman, Sunbeams, A Prayer.





ROBERT MacGIMSEY

An accomplished lawyer, successful real estate dealer and cotton planter, his chief occupation An accomplished lawyer, successful real estate dealer and cotton planter, his chief occupation today is composing. Occasionally appears on the air, where his three-tone whielling has earned him a unique distinction. Louisiana born, son of a mathematics professor. Sang in the choir as a child, played piano, saxophone and harmonica. Music originally side-tracked him from law course while he studied under Frank Damrosch.

Working as secretary to U. S. Senator Ransdell, he met Gene Austin who pressed him into "whistling-service" for a recording. Fame as a whistler brought him to New York. By 1932 his compositions were as famous as his whistling records. Besides original music, he compiles books of spirituals and lectures on Negro music. Among his works:

Hush-a-Bye Baby, Abraham, Religion Ain't Nothin' to Play With, Shadrack, Trouble, Down to De Rivah, Thunderin' Wonderin', Land Uv Degradashun, Sweet Little Jesus Boy, To My Mother, Daniel in the Lion's Den, Jonah and the Whale, Jeri-Jerioho, Roois, Workin' Slavin', Old Slave, The Old Home, Tower of Babel, Nebucudnezsa, I Was There When They Crucified My Lord, My Child Asleep.





ALBERT HAY MALOTTE

One of the most versatile men of music. Wrote the musical setting for The Lord's Prayer and the original score for Ferdinand the Bull. Born in Philadelphia, the son of a choirmaster. Began his musical varcer as a choir boy. Studied plano and organ. At 14, wanting to be a composer, he showed Victor Herbert a few of his pieces. For three years Herbert coached the young musician.

Despite his success at writing, he became a featured concert organist in motion picture theatres. Then opened an organ school in Los Angeles. When sound arrived he closed the school to join one of the studios. His works include:

PICTURE, Hi Gaucho. WALT DISNEY SILLY SYMPHONY SCORES. Cock of the Walk, Broken Toys, Orphans Pienic, Moning Doy. BALLET MUSIC Carnival in Venice, Little Red Riding Hood. COMPOSITIONS:
Bob-o-Link, My Fascinating Girl, Melancholy Moon, Bring Back the Old-Fashioned Waltz, Someday I'll Forget, Why Do I Care for You, Maybe Perhaps, Melody of My Love.



MME. MANA-ZUCCA

Her Miami home is the cente of musical activity in the Floridian resort. Today she's as busy turning out tunes as she was years ago composing songs sung the world over by Caruso, Galli-Curci, Tibhett, Bori and Thomas. Born in New York on Christmas Day. Became a student of Alexander Lambert at the age of seven. At eight she made her debut as guest soloist in Carnegie Hall with the New York Philharmonic.

Several seasons of concert triumph, additional study in Europe. Followed her piano triumphs with success as concert singer. Then light opera. With advent of jazz, did arrangements for Whiteman and Grofe. Among her works:

Supposing, Because of You, Elli Elli, Hast Thou Forsaken Me, I Love Life, In the Gloaming, Ah Love Will You Remember Me, Speak to Me, Morning, Love's Adoration. Mother Dear, What Is a Kiss, Roaming Gypsy, The Ocean, All for You, Worship, Bolero De Concert, Sunbeams, Am't No Use, The Thrill of a Lifetime, Mona. Lisa, I Could Not Love This World So Much, Grow Old Along With Me, Interlude, A Pleasant Memory.



DANIEL GREGORY MASON

Head of the Department of Music at Columbia University, he has devoted a long career to the development of musical culture in America and has contributed many important symphonies. Born in Brookline, Massachusetts, of a long line of distinguished musicians. His grandfather wrote Nearer My God to Thee. Educated at Harvard. His lectures on musical appreciation were begun soon after he completed his course. Helped organize the first adult clucation classes in music sponsored by New York's Board of Education.

He joined the staff at Columbia in 1909. His first Symphony was played by Philadelphia Orchestra in 1916. The great orchestras of most large American cities have played his music. His volumes on music and musicians have become authoritative text hooks. Works: COMPOSITIONS FOR PIANO: Birthday Waltzes, Country Pictures, Elegy, Quartet, Sonata, Silhouettes, OVERTURE: Chanticleer OTHER COMPOSITIONS: Divertimento, Romance and Impromptu, Four Songs, Impromptu and Ballade, Yankee Doodle, Six Love Songs, Russians, Tince, Pieces for Fluet Harp and Strings, Symphony No. 1 in C Minor, Variations for String Quartet On a Thene of John Powell, Fanny Flair, Rosina.



JOSEPH McCARTHY

A New York-Hollywood commuter ever since 1931 when he first listened to movie offers. Born in Massachusetts, he quit school at 16 to clerk in a store. Started to experiment with songs which never got further than the corner music store. Then saug in cafes.

songs which never got further than the corner music store. Then sang in cafes. Met George Krey, Boston publisher, who engaged him as song plugger. Two songs and he went into publishing himself. Then New York and a job with Feist. Hit after hit. A short time with yon litter, back to Feist and then a crack at musical comedy. Since then has divided efforts between stage and screen. Among his works:

SHOWS: Rio Rita, Irene, Ziegleid Follies, PICTURES: Man Trouble, Song o' My Heart, High Society Blues, SONGS, Hanny Days, You're Always in My Arms, When Your Heart's in the Game, Someone Loves You After All. That's How I Need You, You Made Me Lowe You, Poly Put the Kettle On, Keep Your Spe on the Bail, The Same Old Way. On the Old Lake Trail, Let's Do and Say We Didn't, Saw Mill River Road, To Love You—That's Why I'm Living, If Every Star Was a Little Fickaniny, I Miss You, Crying, Nearing the Day, I'd Like to Put You in a Big Glass Case, Take Oh Take Those Lips Away.



JIMMIE MCHUGH

At present in Hollywood preparing score for Kay Kyser's new picture, You'll Find Out. Boston horn. Graduated from St. John's Prep, got job as office hoy at Boston Opera House. Left there for job with music publishing firm. Wrote first songs during this time. Came to New York to open publishing office for George Friedman. Joined Mills as professional manager. Did Cotton Club shows. Met Dorothy Fields, teamed up with her. Did Blackbirds for Lew Leslie in 1930. Then other Broadway hits and movies. Among his works: SHOWS: Palais Royal Revue, Singin' the Blues, International Revue, Hello Daddy, Blackbirds of 1922. PICTURES: The Road to Reno, Youth Takes a Fling, That Certain. Age, Mad About Music, You're a Sweetheart, Hitting, a New High, Merry-Go-Round of 1938, When Love is Young, Breezing Home, Ton of the Town, Banjo on My Knee, King of Burlesque, Hurrah for Love, Flying High, Love in the Rough. SONGS: I Feel a Song Coming On, Music in My Heart, Lovely to Look At, I Worth Dance, Lost in a Foy, Dinner at Eight, I Can't Believe That You're in Love With Me, Everybody's Got Somebody But Me, The Lonesomest Girl in Town, When My Sugar Walks Down the Street, My Kid, Hinky Dinky Parlay Yoo, Emaline.





JOHN MERCER

Bing Crosby's favorite songwriter. His latest, Mr. Meadowlark, written with Walter Donaldson, is sweeping the country. Has made an enviable reputation for unusual titles. Born in Georgia, he became a business man when the depression wiped out family fortune. Finding

Georgia, he became a business man when the depression wiped out family fortune. Finding recreation in a Little Theatre group, he hit New York when they won a contest.

Wrote a song for Garrick Gaieties in hope of getting a job in show. Continued to write songs. Then Hollywood, radio engagements, contract with RKO to write and act. Songs remain his forte. Owns his own publishing house. Among his worker.

SHOWS. Blackbirds of 1339, Americana, Paris in Spring, Pajama Lady. PICTURES: Going Places, Garden of the Moon, Cowboy from Brooklyn, Hollywood Hotel, Ready, Willing and Able, Old Man Rhythm. SONGS: You Must Have Been a Beautiful Baby, Weekend of a Private Secretary, I'm an Old Couoliand, Goody Goody, Pardon My Southern. Act, Lazy Bones, Have You Got Any Castles Baby, Bob White Whatcha Gonna Swing Tonight, When a Woman Loves a Man, Fool That I Am, Doon a Long Long Road, There's a Ring Around the Moon, What Will I Do Without You, You and Your Love, Talking in My Sleep.



GEORGE W. MEYER

ASCAP's present secretary continues to turn out enough hits to retain his high rating in the Society. Boston born, had a flair for the plano, finally learned to read music. Proudest of fact he has written as many "million-copy" sougs as any other member of the songwriting pro-

lact he has written as many "million-copy" songs as any other member of the songwriting profession. Started in New York as a pianist.

Wrote his first hig hit in 1909. His most popular song is For Me and My Gal, which sold 3,000,000 copies. Admits heing sentimental. When his wife, inspiration for the song, died, he had the title inscribed on her tombstone. Among his works are:

SHOWS: Dixie to Broadway, Come Easy, Whitebirds, Blackbirds. PICTURES: Big Boy, Maybe It's Love, Foollight and Fools, Girl from Woolworth's, Broadway Babies. SONGS: For Baby and Me, Ten Ten Tennessee, Row Row Rosie, Tuck Me to Steep in My Old Kentucky Home, Now I Lay Me Down to Steep, Everything Is Peaches Down in Georgia, For Me and My Girl, If You Were the Only Girl and I was the Only Boy, My Mother's Rosary, When: You're a Long Long Way from Home, Lonesome, Girl I Left Behind Me, I Believe in Miracles, Come on and Baby Me, Beautiful Annabelle Lee.



EDNA ST. VINCENT MILLAY

One of the world's foremost living poets, she's a member of ASCAP by virtue of her opera and the hundred or so poems that have been set to music to become consistent sellers. A native daughter of Maine, she got her A.B. from Vassar; her Doctor of Literature from Tufts, Russel Sage Foundation College, Colby College and the University of Wisconsin. New York University awarded her the degree of Doctor of Humane Letters.

A Pulitzer prize winner for poetry in 1922, her The King's Henchman, written with Deems Taylor and produced by the Metropolitan Opera Company, brought fame in still another field. Plays the piano reasonably well. Divides her time between her upstate New York farm, her island off Maine and the West Indies. Among her works are:

OPERA: The King's Henchman. SONGS: Ario Da Capo Thoo Statterns and a King. The Lamp and the Bell, Elaine, God's World, The Princess Marries the Page, Thursday, From a Very Little Sphinz, My Candle, The Return from Town, The Little Tavern, The Harp Weaver, A Prayer to Persephore, Vanished Summer, Afternoon on a Hill.



JAMES V. MONACO

In Hollywood his time now is divided into three parts: one Paramount, two Santa Anita or any other track, three his wife. Born in Italy, his parents settled in Chicago. After a minor musical education, he played piano in a cafe. Soon after scored as songwriter.

His first song clicked and since then he's been bauging out hit after hit. Went to Hollywood in the early days of sound.

SHOWS: Harry Delmar's Revels. PICTURES: If I Had My Way, Road to Singapore, The Star Maker, East Side of Heaven, Doctor Rhythm, Sing You Sinners, The Golden Calf, Let's Go Places. SONGS: You're Gonna Lose Your Gal, You've Got Me in the Palm of Your Hand, Me and the Man in the Moon, If We Can't Be the Same Old Sweethearts, You Know You Belong to Somebody Else, You Made Me Love You, Row Row, Longing, It Might Have Been a Diffrent Story, Love Has Passed Me By, Grazy People, Out of the Frying Pan Into the Fire, Fraidy Cat, Baby, Just a Smile, Didjever.



GEOFFREY O'HARA

Few male singers of today have not at some time featured works of his in their concert programs; few women's cultural organizations have not heard him lecture. A native of Ontario, Canada, he hated music as a boy because governess-teacher beat him when he made mistakes.

Sang in a choir, played church organ. Left a bank after four years to tour in vaudeville. Caruso was responsible for his initial success. Entertained in army camps. Worked in Wash-

Carriso was responsible for his initial success. Entertained in army camps. Worked in Washington as instructor in native Indian music. A mong his works:

OPERETTA: Peggy and the Pirate. COMPOSITION: To You & Send My Heart, Lead Kindly Light, K.-K.-Katy, Your Eyes Have Told Me So, Sweetheart, There Is No Death, Love Gives All, Rose of the World, All Erin Is Calling, Softly Now the Light of Day, Annie Laurie, Give a Man a Horse He Can Ride, Just to Be Near You, Witches' Chant, Campius Moon, A Long Long Time, What's the Trouble Little Man, Rainfall, Gold Star Mother of Mine, Carrying on with You, There's a Light in the Window, Song of the Christmas Chimes, Shepherds the Hush of the Night, Give Me Back My Sunny Spain.



RIGHTS OF SONGWRITERS UPHELD BY SUPREME COURT

Classic Decisions of Late Mr. Justice Holmes Confirmed Constitutional Rights of Composers and Authors

RADIO'S 'NUISANCE SUIT' TACTICS

CONVENTIONS MUST HAVE MUSIC. SAYS JIM FARLEY

WITHERE could be no political convention or meeting without a band and music," declared James A. Farley, Postmaster-General of the U. S. and chairman of the Democratic National Committee, at the Democratic convention in Chicago.

In making a convention a success, Farley stated, "A band and music are as necessary as delegates."

Radio Depends on Music

By L. WOLFE GILBERT

By L. WOLFE GILBERT

Hollywood, July 30.

WHEN all fails the radio listener, and when the sponsor, producer, as well as sustaining broadcaster is in a quandary—MUSIC CAN BE DEPENDED ON.

Surveys have shown that about two-thirds of the radio time is devoted to music in all its various forms. Not only does music lead in quantity, but in variety and quality. It certainly leads in diversity of entertainment.

Drama on the ether waves has its deserved place, but is limited oftentimes because television is not yet prevalent. You have to stretch your imagination. Standout comedy programs and personalities are welcome, but are as scarce as hen's teeth. Educational and political narratives often become controversial, but likewise have their deserved place. But there is always the old reliable fonic ready to turn to. When in doubt, DEPEND ON MUSIC. It is beyond question the only "sure fire." Whether you prefer Arturo Toscanini, or Kay Kyser-Meradith Wilson or Glenn Miller—Raymond Paige or Benny Goodman—Morton Gould or Duke Ellington is your preregative. When you want Crosby, Kate Smith, Neison Eddy, or Rosa Ponselle, you will eventually get them. But how? The great radio systems must filter these personalities through their channels via music. Music for breakfast—dinner music—birthday music, folk music—for every taste, mood, and occasion. It relaxes and is also inspirational. RADIO AND MUSIC ARE SYNONYM-OUS.

George Gershwin

By PAUL WHITEMAN

CEORGE GERSHWIN has left a fitting monument in his music. Mere words cannot pay tribute to his genius. Not only do his songs continue to enchant the pour but his works continue to serve as an inspiration to song-

writers.

No more fitting testimonial to his hold on the public can be shown than the crowds turned away annually at the Lewisohn stadium's Gershwin memorial

concerts.

Here was a man who singly contributed more to making mere jazz a fitting, idiomatic, original expression of American tempo in music, than any other twenty composers. Here was a man, who by the very strength of his music coutz make it possible for an orchestra, my own in this case, to open the portals of Carnegis Hall, concert Mecca of the nation, to jazz.

And more than even all this, his influence is still felt today. Innumerable composers who have succeeded in the popular field have turned to more serious composition. Most of them admit that they were turned in this direction either by Gershwin personally or through his music.

In like he served by creating music. In death his music continues to serve.

Self Censored Music

By JOSEPH R. FLIESLER

NO. composer or author member of ASCAP is permitted to write obscene or salacious lyrics. Double entendre innuendo lines are forbidden by the Society. Occasionally a questionable song is produced, but the thor and publisher are promptly called to account and the objectionable lyrics amended.

These regulations are self-imposed, because the vast majority of songwriters desire to uphold not only the integrity, but the dignity of their profession.

The Old Songs Never Die

Still active in the music business, in Chicago, is the man whose songs swept the country 25 years ago. Egbert Van Alstyne set young hearts a-flutter with "In the Shade of the Old Apple Tree", two years later came "I'm Afraid to Come Home in the Dark", then "What's the Matter with Father," "Cheyenne," "Won't You Come Over to My House," "San Antonio," "There Never Was a Girl Like You."
"Back, Back, Back to Baltimore" was one of Van Alstyne's earliest songs. The tune he wrote 25 years ago, "Memories," was recently performed over 20,000 times in one year, cording to ASCAP's latest program analysis.

Control of the Contro

By CHARLES SCHWARTZ Member of Schwartz & Frohlich, Counsellors

THE law which ASCAP seeks to have observed clearuit, sound and based on internationally recognized principles. It is the Federal copyright act, giving composers and
authors the right to enjoy royalties from their creations when
these truits of their genius and industry are employed by

others for profit.

No one can have a dispute with such a law. A showman would not expect a tailor to let him wear the suits he make without paying for them. Why expect a songeriter to allew commercial usage of the product of his labors without com.

Necessity for the formation of ASCAP arose from the impossibility of songwriters and publishers individually to protect and enforce their rights under the copyright law. Music is used commercially on such a wide scale, by so many persons and in so many forms, that the owners of copyrights could not obtain the royalties, due them by individual effort. Deliberate and continuous piracy and general intringement of their rights was the universal custom before ASCAP came along.

the universal custom before ASCAP came along.

It was easy for the users of music to get away with this literal theft because the thousands of owners of copyrights could not separately afford to track down and prosecute the music for profit without paying for the privilege.

And, on behalf of the users of music, it might be said that it would have been a superhuman task for them to locate and obtain the necessary license from the owners of every composition.

it would have been a supernuman tass. In them to yocae and obtain the necessary license from the owners of every composition.

Composers Seattered

In fact, one of the probable reasons for the universal piracy of music was to be found in the utter impracticability of a producer of public amusement in making effective contact, with the great number of different copyright owners whose rights would be involved in any well-balanced musical program. If such a showman had wanted to comply with the law, he would, in order to obtain proper licenses, have had to make contact, well in advance of his presentation of a program, with probably 50 different copyright cwners. Their addresses in many cases would be unknown to him, and it would have been a practically impossible procedure for him to attempt to contact and secure individual licenses from several hundred copyright owners in the United States and several hundred copyright owners in the United States and several hundred copyright owners in the United States and several hundred copyright countries.

Then there would be the greatly different terms and conditions specified by each copyright owner. One would likely desire a certain percentage of the box-office receipts for the use of his works; another might stipulate that the royallies be paid in advance; a third might specify that the work could only be performed once; another might desire to have a copy of the program; another would demand mention in all advertising, and so on.

Other questions arise as a result of the differences in copyright law as between the United States and foreign countries. It is to be remembered in this connection that an average dance hall will use about 85 different musical numbers in an (Continued on Page 70)

Sigmund Romberg Talks On Music and Morale

EVERY public leader realizes that maintaining the morale of a people is one of the most important factors in overcoming the stress brought on by war or uncertain economic conditions. These same leaders recognize music.

These same leaders recognize music on of the important factors in arousing and sustaining public morale.

and sustaining public morale.

"Without morale a man is half licked, and that goes for an army and nation as well. But music can defeat defeatism. It can do more to lift a person's morale than almost anything else in the world," stated Sigmund Romberg.

Sigmund Romberg.

The composer, whose operettas are destined for immortality had a score of examples ready.

"The last war proved what music could do to morale. The English had It's a Long, Long Way to Tipperary; the French had 'Madeleine' and we had 'Over There.' Many a medal for bravery owed its inception to the inspiring lift given to the soldier by a song. The feats on college gridrons that were aided by the school song, at the right moment, are legion.

"Visualize how different things might be today had Chamberlain taken the Grenadier Guards band with him to Munich, and had they played 'Rule Brittania' at the crucial moment of appeasement.

and had they played 'Rule Brittania' at the crucial moment of appeasement.

"During the French Revolution the sons of La Patrie were, fred by the martial strains of 'La Marseillaise'. Frenchmen of 'Goday might' still' be fighting just as heroically had some inspired conductor waved his baton for the strains of 'Sembre et Meuse,' when Fremier Reynaud had his last conference before France admitted defeat.

"Our depression years," concluded Mr. Remberg, "produced their own songs that helped evercome the dark days. 'Who's Afraid of the Big Bad Wolf,' 'Happy Days Are Here-Again' and 'Whiste While 'You Work' put nev' spirif into many dispirited person."

dispirited person."

Section 1997 Annual Control of the C

How Great Songs Are Born

By GERALD MARKS

Great songs come out of deep feelings. The songs that endure were not put together by artisans apt in skilled carpentry, but by writers with profound emotions, giving voice to words and music which are immortal because they are fundamental with human beings everywhere. The way to be a successful songwriter is not to be a songwriter at all. Be something else. Get a deep, consuming feeling about something. The song will come out.

Music on Railroads

By GEORGE P. JAMES Passenger Traffic Manager, Atlantic Coast Line

TURTHER evidence that everyone enjoys good music is found aboard the Florida Special, through Pullman train to Florida. Carrying the only Recreation-Entertainment car in the world, the Florida Special provides music and games enroute from New York to Miami, all under the direction of a competent hostess.

Various types of music have been furnished on this car. When the car was placed in daily operation in 1984, a three-piece Hawaiian trio proved popular with the patrons. Since 1938, however, singing accordion players have been used. Playing a wide range of semi-classical and popular music, these artists supply novel entertainment at intervals during the afternoon, evening and the following morning. Community singing constitutes one of the most popular phases of the musical program.

munity singing constitutes one of the most popular phases of the musical program.

Atlantic Coast Line Railroad and Florida East Coast Railmays sponsors of the Florida Special, feel well repaid tor providing this splendid form of recreation which so many tell us enhances the enjoyment of modern travel, especially to the vacationist. Thousands of Comment Cards indicate the appreciation of the travelling public for this added service. During the past two seasons the accordion players were under the direction of Cy Washburn, of New York. All music played was through arrangement with the American Society of Composers, Authors and Publishers.

Freak Arrangements

By JACK ROBBINS

By JACK ROBBINS

As a music publisher, I' am in favor of a more rigid control of a song's interpretation to prevent freak arrangements from destroying its melody and true character from the control of a song's interpretation to prevent freak arrangements from destroying its melody and true character from the control of the control of

Fellowships For Composers

THE John Simon Guggenheim Memorial Foundation is a warding 40 to 60 fellowships a year to United States citizens for research in any field and for creative work in the fine arts, including music. Heretofore, the Guggenheim Fellowships were generally granted for work abroad, but during 1940-1941, a limited number will permit the winners to carry on their work in America.

Established in New York in 1925 by former Senator John Simon Guggenheim and his wife as a memorial to son who died, these fellowships are open to men and women between the ages of 25 and 40 years, irrespective of race, color or creed. Appointments in ade ordinarily for a period of one year, with stipends up to \$2,500. Fellowships in music are given only to candidates who have plans for creative work in composition, or for research in the history or theory of music.

Some fortunate ASCAP members who have won Guggenheim Foundation Fellowships in the past two or three years: Roy Harris, Stuart Douglas Moore and William Howard Schuman.

- A

343,000

WHAT RADIO HAS DONE TO PIANOS

RADIO'S invasion of the music field (at an Noutside cost of only 3.4% in 1937 for this raw material, as explained elsewhere in this issue) has caused a huge loss to music publishers in the sale of sheet music and wrought havoc in such related industries as the manufacture of pianos, phonographs, etc. Despite these sheet music losses, however, ASCAP has maintained its rates at an even keel over a long stretch of time. Its new licenses give reductions ranging from 33% to 50% to a great majority of the radio stations. These are effective Jan 1.

Under the new setup, the networks will pay their own bills for the first time. Heretofore they so finagled—it that, instead of ASCAP receiving, 5% of the advertisers' paymens, it averaged less than 3.4% in 1937. The network did this by draining off huge sums as service charges, after which ASCAP got its share from the stations.

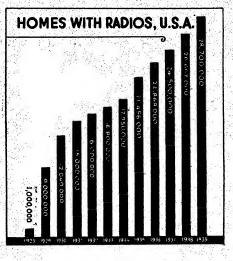
How great the loss in annual sheet music sales has been, is something not subject to statistical measurement. A good indication, however, may be obtained by comparing the increase in total radio homes, year by year, with the decline in the sale of pianos (see cut). In 1923 the piano industry disposed of 343,000 units at prices that represented a pretty good profit. At this time there were barely 1,000,000 radio homes. By 1929—after six years of radio broadcasting (practically all of them without much, if any recompense to ASCAP)—piano sales had fallen off by 67% while radio homes increased 300%. Sheet music sales fell off accordingly. And the piano people were glutted with a flood of second hand

pianos (technically called "jallopies") which prevented new production, and gave the industry a headache for almost 10 years.

Today, piano sales are slightly better than after the debade occasioned by radio. However, in certain respects the chart accompanying this article makes a liar of actuality. While more new pianos are being sold—due to the streamlined console jobs, plus the eventual petering out of the overtrowded second-hand market—the aggregate of piano-owning families is perhaps not moving upward very much. In short, there are more new pianos, but fewer second-hand jobs. This probably results in something of a stalemate, and certainty isn't helping sheet music sales very much. The sheet music market, to sum i, all up, has been rendered a stagering body blow by radio from which complete recovery is dubious.

But there is a more insidious effect born of radio, which cannot be charted in any way whatsoever. That is the change in song style: siened by this medium. Within recent; years, writers have had to cater to the demands of the called "name bands" and fashion tunes to fit their style. In many instances these "style" songs cannot be sung, and in most instances they do not lend themselves to piano-playing unless the player is a complete expert. This radio-born development has been another factor in the decline of sheet music sales, and above all it has been one factor preventing a compeach in this field. The year 1938, for instance, was so notable in, its plethora of "style" songs that it has become a dubious classic in that direction.





66 A CROONER was the match that lit the straw that fired ASCAP," stated Jay Witmark, one of the nine founders of the organization, as he vividly recalled the early days of the Society.



When Victor Herbert heard a crooner doing Kiss Me Again' atroclously, as well as illegally, the piracy and mangling of his work showed the need for an institution that would protect the men of music. The final step prior to the official organization of the Society was taken at an informal meeting of nine enthusiastic men in the Lambs' Club, on a blustery, wintry atternoon early in 1914. It was the hour of relaxation for men of the theatre between malinee and evening shows.

"Apart from the lively groun at actors seated in a smaller

"Apart from the lively group of actors, seated in a remote corner and engaged in earnest conversation were the nimen. Victor Herbert and George Maxwell were the leading

spirits. Nathan Burkan, Gustave Kerker, Glen MacDonough, Louis A. Hirsch, Silvio Hein, Raymond Hubbell and myself, all lent our voices to the arguments. Herbert would shake

all lent our voices to the arguments. Herbert would shake his massive head to emphasize his point. Maxwell would rap with his signet ring to concentrate his listeners' attention. Hirsch, was outspoken and aggressive. Hubbell was loquatious. Burkan, though even then conservative, quiet and mild, lent brilliance to the original plans.

"When dinner time came," continued the only living honorary member and founder of ASCAP, "the party disbanded to Luchow's; there like discussion continued. A fortnight later there was a meeting of more than one hundred charter members and for the first time American creators of music were banded together for their mutual protection of copyright properties. A milestone in American music became history. Besides his duties as business executive of the big Wilmark farm, Jay Wilmark was a member, of the ASCAP board of directors for 17 years and its treasurer for many years. On religing from the music business, the Society elected him an holorary member, the first such honor conferred by the Society,

Jay Witmark Recalls Musical Tastes of Public Early ASCAP Days Are Generation Behind

By NATHANIEL SHILKRET

THE general public is anywhere from one to several generations behind in its musical tastes and appreciation. Much pro and con discussion has taken place, and is still in progress, on this very interesting and controversial subject. Facts, however, tend to support the existence of a time-lag. Many reasons may be found for this condition. One is that it takes time for progressive accumulation of adherents to standard works. Another is the worship of composers who have stood the test of time. This goes hand in hand with a hesitancy to accept new works, and even actual opposition to modern composers who explore new fields and attemut new forms.

position to modern composers who explore new fields and attempt new forms.

Classics of the past also are "to take." They are familiar friends and it does not require much effort to distinct to them. New music, bat they other hand, demands closer; attention. It disturbs the musical slumbers of listeners who like to relax completely at "puisale events.

Of course, the older classics were written at a time when life was more leaviety of consequently they contain "spontaneity and charm that do not characterize music created in our present era of speed and turmoil.

A few generations from now, no doubt, contemporary composers of merit will have built up followings as substantial as those now counted by their brothers of the past. Unfortunately, even one generation hence, may be too late to do some of these present composers any good. But ASCAP will see to it that the belated rewards are enjoyed by their heirs.

Top Songs of Top Writers

The 126 songwriters on pages 54-63 have written Every writer has dozens of hits to his than 15,000 :

Listed is at least one each of their songs which the public will never forget.

Military Band Music Has Universal Appeal

By WILLIAM F. SANTELMAN Leader, United States Marine Band

In the seventeen years that I have been a member and Leader of the United States Marine Band it has been my privilege to travel in nearly every State in the Union on concert tours and official trips. During these trips I have seen every evidence that the youth of our America is turning to band music, not only as a profession, but also as a recreation and interesting accomplishment.

tion and interesting accomplishment.

Each year produces its new crop of young boys and girls who are enchanted by what they can produce with so little effort. The fact that most band instruments are easier to play than string instruments, I think, has had a great deal to do with this fact. The country is indeed most fortunate inthiaving a large group of conscientious musicians who have taken these youngsters in hand and with great effort and time are producing results that in some cases is truly amazing. In many instances these young groups have developed into symphonic bands that not only do a good job with those pets of all Americans—the stirring military march, but have entered into the field of more elaborate and complicated works of a symphonic nature.

Every hand library contains many of the classical works.

works of a symphonic nature.

Every band library contains many of the classical works with which every good musician should be thoroughly familiar and are now searching for numbers of a more up-to-date character. Unfortunately, music written primarily for military or symphonic bands is not produced as rapidly as music for orchestras, and so it is often necessary to make arrangements of orchestrations so that our band libraries can be extended. Here, then, is an opportunity for American composers to enter—field that at the present time is limited to a small group.

American Music Increasing in Quality, Quantity

By EDWIN H. (BUDDY) MORRIS

QUALITY well as quantity, is on the upgrade in the production of American music. To us in the publishing field, this improvement in craftsmanship coming hand in hand with the increase in output is a distinctly gratifying sign, and an indication that the protection and encouragement of writers by the American Society of Composers, Authors and Publishers is having beneficial results.

The increases are noted in both the serious and the popular fields. Our songwriters gradually are making better use of their heritage and environment, along the same lines as our native poets, dramatists, painters and literary artists.

Helping this situation along its site errowing public accept-

Helping this situation along is the growing public acceptance and appreciation of the works of our composers. The process is slow, but shows signs of gaining momentum. Creators of music, after all, must write for a public, regardless of its size or kind. The response of this public largely determines the incentive of the composer.

At any rate the fact remains that American songwriters are finding themselves, gaining a deeper consciousness of their country, its people and their emotions, and consequently are turning out more works that are destined to be truly representative of America and to find their way into the repertoires that live.

SETTING EMOTIONS TO MUSIC

By MAX STEINER, Warner Bros. Studios

By MAX STEINER, Warner Bros. Studios

Hollywood, July 20.

M ANY so-called serious composers are still unwilling to weighing it against the symphonic music of the classicists and, they say, find it wanting.

Before there can be any discussion of film music, this fallacious comparison must be corrected. Film music cannot be compared to the symphonic works that are written for concert performance. In the first place, their intent and function are entirely different. Good film music written for concert performance. In the first place, their intent and function are entirely different. Good film music written for a specific purpose and, if the film composer refuses to recognize the dictates of the picture, he may write a great symphony, but it will serve the film badly.

This type of music, which refuses to identify itself with the action of the film, is called the "over all" school and one to which I cannot subscribe. I like to term my method-facetiously, of course—the "Mickey Mouse" type: that is, I permit myself to be dominated by the story and the characters and synchronize the music to them.

This theory is based on a sound psychology that underlies all my efforts and that is that the ear must hear what the cive see, or else it is disturbing.

When I am assigned to write a picture. I see the picture in the projection room before I begin to work. I lask myself, "What does this picture sound like?" When that is detarmined, the rest is a matter of cold-blooded analysis of the story and the characters so that I may write the most effective musical score to express them, I devise themes for the characters, for things, for incidents. I translate the visual mage into sound.

To always held the belief that you couldn't run a Marine corps without, good hand. How could a Marine step out parade without a really peppy band that stirted things run? If I were on an expedition and the necessity arise of leaving the field kitchen or the band behind, I'd leave the chow and take the music.

Another hing I've learned about milita

HOW SHEET MUSIC SALES FELL

Sheet music sales—once the bread and butter of music publishers—have, along with the decline in sales of pianos and phonograhs, dropped to a much lower level than in preradic days. While exact figures on sheet sales are unavailable, the general trend can be seen by comparing five goodselling songs from pre-radio days with five songs recently considered to be good sellers. It will be noted (see cut) that the word "good" today means about 1,100,000 less sales than in the 1915-19 days.

The songs selected for the accompanying chart were not necessarily the No. I sellers in their respective years, but they were somewhere among the first 10. Sales figures were supplied by the publishers of the songs.

The American Note in Music

By GUSTAVE SCHIRMER

THERE was a time when the cloak of Americanism had to cover various shortcomings in the music of our composers. That time is gone. Our serious composers need no longer fear comparison with the composers of other countries. The old musical supremacy of Europe, especially, is a thing of the past.

Europe, especially, is a thing of the past.
Our younger composers of art songs,
brilliant piano pieces, chamber music,
and symphonic works not only are displaying a remarkable mastery of their
craft, but are on the road to developing
a style that is truly American, as American as Walt Whitman, Bret Harte, or
Mark Twoin.
It has taken American musicians longer

It has taken American musicians longer than it took American writers to evolve an authentic national style. And it was the composers of popular music who were a step or two ahead of the composers of serious music. The latter now not only have caught up with their popular colleagues, but they are adding to the national note a rich variety of individual expressions.

These serious composers of ours are gaining increasing recognition from the American public, their works are more frequently performed. It is a source of profound gratification that they, too, enjoy the protection and all the benefits of The American Society of Composers, Authors and Publishers.

Kate Smith is No. 1 Booster For American Songwriters

By BEULAH LIVINGSTONE

By BEULAH LIVINGSTONE

ATATE SMITH is regarded by songwriters as their No. 1
boster. If she likes a composition and it suits her style,
lhe song is as good as "made." And the fact that Miss Smith
so obliged to use a half dozen numbers or so on every one of
her weekly radio broadcasts means that in the space of 10
years on the radio, not to mention her personal appearances,
she has put over a sizeable amount of music.
"My preference in type of song," says Miss Smith, "is a
melodious number. I have always loved melody and always
had the desire to sing melodic songs that vibrate with symjathy. And I've been fortunate in that, through the encouragement of ASCAP, we have so many prolife writers
who turn out such a quantity and variety of songs for every
style of voice."

Aliss Smith's vast and enthusiastic public following likes

style of voice."

Miss Smith's vast and enthusiastic public following likes her singing not only because it is stirring but because it touches the heart. She has the knack of "personalizing" her songs, making them sound as though they were directed to each listener individually, which results in about 500 fan letters ador.

each listener individually, which results in about 500 1an reters a day.

A typical instance of the kind of song with which Miss Smith can go to town is "God Bless America." The patriotic scutiment and direct appeal of this Irving Berlin number and her resounding rendition of it, brought an instantaneous flood of congratulations and demands for encores from her listeners. She has sung the number on nearly every program since Armistice Day in 1938 and it will probably always remain associated with her just as her famous theme song, "When the Moon Coines Over the Mountain."

Simple Ballads Live Longest, Declares Von Tilzer

"The old and simple ballads will always remain in American music and gradually become our folk music," says Harry von Tilzer, veteran songwriter and publisher, who was a national favorite in the gay nineties when America bought sheet music and played the piano and sang sentimental ballade.

national favorite in the gay nineues when America Doughisheet music and played the plano and sang sentimental ballads.

"I have always had very little patience with extreme wizards and have always maintained that modern jazz and swing, which make up so many of the grotesque song hits of today, will be forgotten," declares von Tilzer.

"How many of the hotcha tunes of today can stand up in permanent popularity alongside any of the songs of Stephen Foster, of 'Carry Me Back to Old Virginny,' and ballads of that type? But the American modern tune can not be ignored. It is literally the song heard 'round the world and I suppose it has its place in these blitz times.

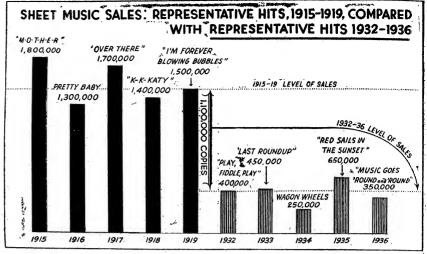
"My musical career goes back a long way, to the days of Tony Pastor's, and among my ballads which went well over the million mark were "Down Where the Cotton Blossoms Grow," It Want a Girl," "A Bird in a Gilded Cage," "Down Where the Wurzburger Flows" and "Last Night Was the End of the World."

"Those were days before the American Society of Composers, Authors and Publishers and my first hit, My Old New Hampshire Home' soid for \$15. That was all I got, although the song sold more than 2,000,000 copies and was performed wherever music was played, from coast to coast!

"So I decided to become a publisher, and brought out the first songs of many youngsters who turned out to become great composers and authors.

"Their old songs, that dad sang to mother years ago, are the rejuvenated swing hits of today."

State of the State



Serious Music Offers Little Incentive

By FERDE GROFE

THERE is practically no incentive for an American composer to devote his life to the creation of serious music. I say this even though I might be considered an exception, but I cannot ignore the fact that the major portion of my earnings in the last few years have been as a conductor, and not as a composer. This despite the fact that "On the Trail" from my "Grand Cauyon Suite" is regularly performed on the radio and that I derive a modest income as a member of ASCAP.

the radio and that I derive a modest income as a member of ASCAP.

The works of American composers are rarely taken up by the major symphonic orchestras, and when they are performed, payment to the composer is far below the physical cost of the necessary orchestration. It was only in recent years that radio programs included more than a mere tenpercent of serious music in their seeming perpetual performance of popular tunes.

This is not to infer that a popular song is easy to write as so many standard composers have found out to their dismay. But, on the other hand, one can turn out a great deal more in the popular field than in the standard, and the chances of creating a hit song are relatively greater.

The standard composer's work, however, is more enduring, his prestige is generally higher, even though, as a rule, his compensation is lower. He needs encouragement, however, and freedom, not so much from financial troubles, as from the fear of larceny of his works.

Musical Melting Pot

By J. J. BREGMAN

ASCAF is the melting pot of music just as America is the melting pot of races. Nowhere else on this globe can you find a spot where the songwriters can turn out, with equal facility, a Negro mammy number or an Irish ballad, a patriotic Yankee air or a Latin lullaby, a Cowboy chant or a 'Uspanese Sandman,' an ode to the beautiful Ohio or a Spanish fandango.

ish fandango. There is color, richness and variety in our American popular songs that set them apart from the contemporary works of all other countries. They also

works of all other countries. They also have a spontaneity that strikes a responsive chord in every part of the world, and this is proven by the fact that our song hits find their way to favor in almost every foreign nation as well—or at least in those countries where dictators have not locked the doors against foreign music along with other things.

We have everything in the U. S. A. to assure the continuous growth and advancement of musical creation. We have vast sources of inspiration, a wealth of material to draw upon, freedom of expression, a large and appreciative public, and ASCAP to see that songwriters and publishers get a square deal.

Organ's Contribution to Music

By PIETRO YON
Honorary Organist of the Vatican, Music Director at St.
Patrick's Cathedral, New York.

THE organ's great contribution to the music world is just now gcitting its deserved recognition.

The concert organist is the outgrowth of the church organist, but until recently there was little demand for the

Yet today there is still not enough interest in this form

Yet today there is still not enough interest in this form of musical contentiament shown by the local managers of the larger cities that possess suitable instruments. They could meet the increasing demand for organ recitals by engaging leading organists, thus permitting music lovers to hear fine organs and fine artists.

We have enough concert organists in the United States. We have generous patrons who have fostered organ building. Conductors, managers of concert halls and musical series could aid in developing this phase of musical art appreciably, mercy by including such recitals on this scusom's schedules. We are due for a boom in organ recitals but that become depends on bookers and managers. The public and the organists are ready.

MUSIC AT RADIO CITY MUSIC HALL

By W. G. VAN SCHMUS (Managing Director)

THE Amerean masses are musically intelligent and what they may lack in technical training they make up in appreciation of good music, just as playgoers who knew nothing about the technique of drama can enjoy the theatre. There is no aristocracy of music lovers. A great artist's creations are a permanent heritage of mankind. Our broadcast over the Radio City Music Hall of the Air bring letters of appreciation from all over the country.

I regard the theatre and the films with their wider appeal to the masses, as equally powerful agents for the expression of the best in music. It is really amazing to compare the symphonic music one hears today with the music performed less than 20 years ago.

At Radio City Music Hall, it is part of our job in the presentation of the music of the great masters to sometimes edit, adapt and arrange these works for the medium through which they are to be expressed. Some may raise their hands in horror at this treatment of old masters, but who read Chaucer today, or even Shakespeare, as originally written?

Another policy of the Music Hall is constant experimentation with music that is now. Many modern works—not so-called program music but compositions bare of conservative rhythm and meter—are adaptable for stage presentations. All in all, the stress we have placed on good music has been a strong box-office factor.

The staff members who assist in this work include Leon Leonidoff, producer: Erron Range, director of music Russell

The slaff members who assist in this work include Leon Leonidoff, producer; Erno Rapee, director of music; Russell Markert, producer and director of the Rockettes; Florence Rogge, associate producer and director of the ballet corps, and Gene Snyder, co-director of the Rockettes.

No Formula For Success In Song Writing

By CARRIE JACOBS-BOND

HAVE often been asked my "formula for song writing."

I do not know that I really have one. My idea of a song is of course a poem interpreted by music. I myself do not understand how a song can be written with the melody first. I think each word of a song should be told by a note or several that express alone the words—I should say to be saug as you would speak them. I'm talking about songs like mine—the story is the thing to me, the music is background.

I multiple my own some for my words and heaven.

—the story is the thing to me, the music is background. I published my own songs for many years, not because I could not get a publisher—I had two publishers to begin with, but they never seemed to sell the songs and I had to have them sold so I began to sell them myself. However, I do not know now how I could manage it but I do not have to. That fine friend of the authors, composers and publishers, ASCAP, takes all that worry off the minds of many musicians—more than has ever been told and I am among the grateful ones.

MUSIC AT AMUSEMENT PARKS

By IRVING ROSENTHAL Owner-Operator of Palisades Amusement Park

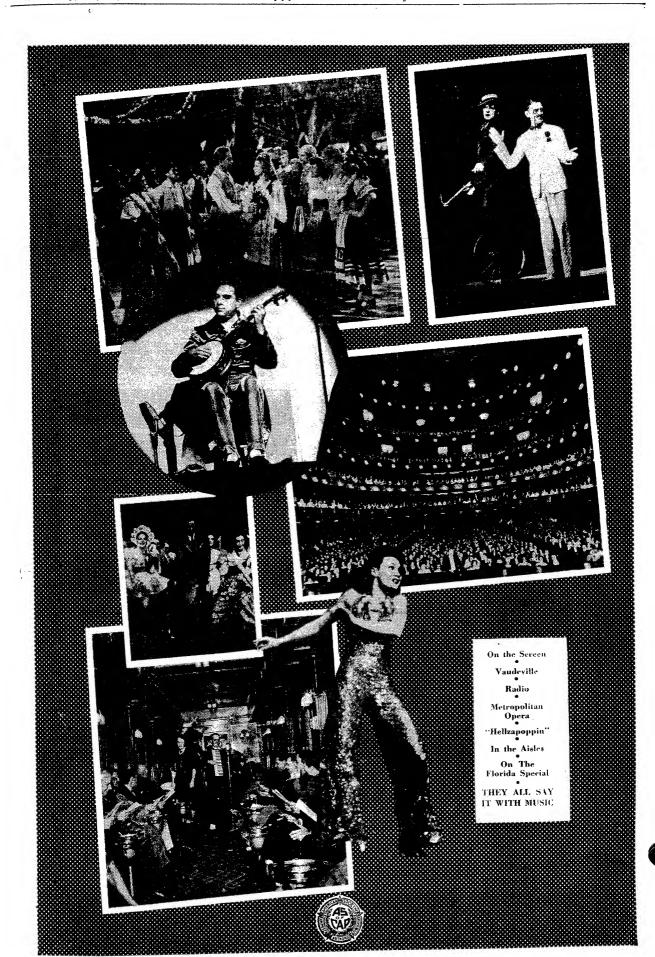
WITHOUT music, amusement parks today might just as well close up. I'm not talking about the usual compariments that don't mean a thing to business but supply a Mardi Gras atmosphere necessary to separate the public from its dollars. I'm talking about music the nusic that is in itself one of the world's most useful independent.

Name bands are the salvation of an amusement park. All the attractions in the world don't do an operator one licia of good unless he has something that will bring the public ble the park—and that something, in the last five, years be proven to be nothing other than music as played by record thanks.

So, songwriters, take a bow.









MITCHELL PARISH

One of first New Yorkers to enlist for current Civilian Military Training Camp at Plattsburg, N. Y. A master at word phrasing, as exemplified in Stardust, he wrote some of his biggest hits while working as an errand boy for a music publishing house. Despite an enviable record of successive hit soings, he doesn't believe he is a success.

Native New Yorker, goes to work every day as court bailiff. Tells the people when to rise and he scated when the judge enters the court. Forced to take the job awhile back after three years without a song hit. Today he is one of the top lyricist in the profession. Among his works are:

lis works are:
SHOWS: Earl Carroll Vanities, Blackbirds, Palladium Frolics, Cotton Club Parade, Continental Varleties.
SONGS: The Lamp Is Low, Stairway to the Stars, Deep Purple, Does Your Heart Beat for Me, Stars Fell on Alabama, Sophisticated Lady, Sentimental Gentleman From Georgia, Cabin in the Cotton, Stardust, Anabelle, Moondust, Organ Grinder's Swing, You're So Different, Dream Shadows, Christmas Night in Harlem, Smaline, I Would If I Could But I Can't, Turn Back the Clock, Carolina Pines, Angel Eyes.



COLE PORTER

Now represented on Broadway in the hit musical comedy, Du Barry Was a Lady. Also writing numbers for Panama Hattie, new musical show for next season. Rated among the topnotch song creators, specializing in stage and screen productions.

Born in Peru, Indiana. While attending Yale, wrote football songs and college musicals. Studied law at Harvard. Transferred to Harvard School of Music. During World War served with Foreign Legion in France. Later attended School a Cantorum, Paris, for advanced musical studies. Brilliant pianist, noted for original style in rhyming words and use of musical phrases. Writes both words and music. Among his works are:

SHOWS. DuBarry Was a Lady, You Never Know, Leave It to Me, Anything Goes, Gay Divorces, Wake Up and Dream, Fifty Million Frenchmen, Paris. PICTURES: Broadway Melody, Rosalie, Born to Dance. SONGS:
Friendship, Get Out of Town, My Heart Belongs to Daddy, in the Still of the Night, Ive Got You Under My Skin, I Get a Kick Out of You. You're the Top, Night and Day, What Is This Thing Called Love, You Do Something to Me, Let's Do It, Do I Love You, Rosalie, All Through the Night, Begin the Beguine.



RACHMANINOFF

Celebrated pianist, he is in addition a brilliant composer and director. Born in Onega, Norgorad, Russia. Father was an army officer, mother an accomplished musician and his first teacher. At nine began studying music at St. Petersburg Conservatory. Displayed natural talent and gift of perfect pitch. At 13 was enrolled in Moscow Conservatory. Studied under Sverey, a real disciplinarian, and thenceforth his progress was rapid. Met Tschaikowsky and made a two piano arrangement of that famous composer's Manfred symphony. Came to America for concert tour in 1909. His second American tour in 1918 was highly successful. America his home ever since. Among his works are:

Prelude in C Sharp Minor, Polka, The Fountain, Morning Serenade, in the Sitent Night, The Pied Piper, Partaisis, Etudes Tableux, Second Concerto C Minor, First Concerto, Second Suile for Two Pianos, Glorious Forever, Scherzo From a Midsummer Night's Dream, Bohemian. Caprice, Capriccion on Gypsy Themes, Hungarian Dance, As Fair As Day in Blaze of Noon, Francesca Dar Rimin, Hymn to the Mother of God, When Yesterday We Met, Theme on Corelli, Trois Chansons Russes, Liebesleid, Humoresque.



RALPH RAINGER

Born in New York, family moved to Newark, N. J., where he attended public schools. Began studying piano when six. Played in orchestras with such musicians as Ted Fio Rito, Benny Krueger and Nick Lucas. Attended Damrosch Institute of Musical Arts. Gave up music for law school; graduated with honors.

Started practicing law but gave it up for songwriting. Moanin' Low, won him quick recognition. Teamed with lyricist, Leo Robin, wrote some of most notable songs for films.

Among his works are:

SHOWS: Little Show, Tatle-Tales. PICTURES: Gulliver's Travels, Paris Honeymoon, Give Me a Sailor, Big Broadcasts of 1935-37-38, Waikiki Wedding, College Holiday, Three Cheers for Love, Palm Springs, Millions in the Air, Rose of the Rancho, Four Hours to Kill, Here Is My Heart, Little Miss Marker, Shoot the Works, The Way to Love, Torch Singer, A Bedlime Story, SONGS: Love in Bloom, Faithful Forever, What Goes on Here in My Heart, Thanks for the Memory, If I should Lose You, Love is Just Around the Corner, June in January, Do I Love You, Take a Lesson From the Lark, Please, Moanin' Low.



HARRY REVEL

Composer-member of the team of Gordon and Revel. Native of England. Studied piano, at 15 was professional pianist in orchestras.

Travelled with his father, a salesman, through most of the European countries and mastered a dozen different languages. Music was his absorbing passion. Mastered piano composition through tireless study without formal instruction. First gained recognition in London when he composed music for Charlot's Revue. Settled in America in 1928. Met Mack Gordon and during the first week they worked together they turned out record number of 19 popular tunes. Among his works are:

SHOWS: Fast and Fritous, Smiling Faces, Ziegield Follies. PICTURES: Thanks for Everything, Hold Thait Co-Ed, My Lucky Star, Love Finds Andy Hardy, Josette, Love and Hisses, All Baba Goes to Town, You Can't Have Everything, Wake Up and Live, Foor Little Rich Girl, Collegiate, Two for Tonight, Paris in the Spring, Gay Disorces, She Loves Me Not, College Rhythm, Shoot the Works, We're Not Dressing, Broadway Through a Reyhole, Sitting Pretty, Love in Bloom, Stolen Harmony.





LEO ROBIN

Now putting finishing touches on score of musical comedy for Broadway next season. A native of Pittsburgh, son of a noted Jewish poet, got his A.B. at U. of Pittsburgh. Did newspaper work, publicity, then hit New York with a letter to George S. Kaufman.

From Kaufman to Lewis Gensler to Ira Gershwin to Buddy De Sylva was the path that finally led to Greenwich Village Follies. Then a job with Harms and the lyrics for a number of hit shows. Toured Europe with the Gershwins. Hired by Paramount on his return. Became one of Hollywood's topnotch writers, first with late Richard A. Whiting, then with his present nearlier Ralph Rainger Americk is really the season.

present partner, Ralph Rainger. Among his works:

**SHOWS: Bubbting Over, Hit the Deck, Judy, Allez-Oop, Just Fancy, Helio Yourelf, Russian Blue Bird Revue. PiCTURES; Gullburs' Travels, Give Me a Salior, Paris Honeymoon, Big Broadcasts of 1935, 1937, 1938; Waikiki Wedding, College Holiday, Three Cheers for Love, Rhythm on the Range, Palm Springs, Rose of the Rancho, It's a Great Life, Here Is My Heart, Little Miss Marker, The Way to Love, My Weakness, Torch Singer, A Bedtime Story, One Hour With You, Playboy of Paris, Monte Carlo, Close Harmony, Dance of Life.



RICHARD RODGERS

While partner Larry Hart spends his time around Broadway, he leads a simple rural existence in his Port Washington home awaiting first rehearsal calls for his most recent show. Son of a prominent physician, native New Yorker. Is really responsible for the team since he persuaded Hart to write an undergraduate varsity show at Columbia, where he got his A.B.

The college association resulted in a permanent collaboration that hit its stride with The Carrick Gaieties. The team has since been compared, and favorably, with Gilbert and Sullivan. Occasionally lured by Hollywood, but prefers Broadway. Among works: SHOWS: Too Many Girls, Higher and Higher, Babes in Arms, On Your Toes, Jumbo, Heads Up, Sinnple Simon, Spring is Here, Present Arms, One Damn Thing After Another, A Connecticut Yankee. Betsy, Peggy Ann. The Girl Friend, Fifth Avenue Follies, Garrick Gaieties, Dearest Remmy, The Melody Man Foo Little Ritz Girl. PIC-TURES: Mississippi, Hallelujah I'm a Bum. The Phantom President, Love Me Tonight. SONGS: I Didn't Know What Time It Was, There's a Small Hotel. Soon, Ten Cents a Dance, From Another World, Johnny One Note, It's Easy to Remember, Lover.



SIGMUND ROMBERG

Preparing his autobiography between film, stage and radio chores. Native of Hungary, set out to be an engineer. Mother was famous novelist, father a talented amateur musician. attended a music school, but at 10 had mastered the violin, piano, cello, trumpet, drums.

After year in army, came to America. Cot job as pianist in Hungarian cafe, later became leader at Bustanoby's till his first show opened. Numerous successes followed. A few are: SHOWS: Forbidden Melody, May Wine. The Night is Young, East Wind, Nina Rosa, New Moon, My Princess, Rosalie, Bonita, Cherry Blossoms, My Golden Girl, My Maryland, Desert Song, Princess Flavia, Student Prince, Dream Girl, Louie the 14th, Passing shows of 1916-17-18-19-23-24, Dancing Girl, Lady in Ermine, Spring-time of Youth, Blushing Bride, Rose of Stamboul, Love Birds, Blossom Time, Poor Little Ritz Girl, Magic Melody, Monte Christo Ir., Follow the Girl, Metting of Molty, Sinbad, Over the Top, Doing Our Bit, Maytime, Show of Wedges, Girl from Brazil, Robinson Crusce Ir., A Brazilian Honeymoon, Her Soldier Boy, Hands Up, Ruggles of Redgap, Madia in America, Blue Paradise, A World of Pleasure, Whirl of the World Dancing Around... PICTURES: Girl of the Golden West, Let Freedom Ring, Children of Dreams, Viennese Nights.



HAROLD J. ROME

Turned songwriter because young architects couldn't earn living during depression. Now preparing another revue for Broadway, the composer of Pins and Needles has contributed much in the way of freshness. Born in Hartford, entered Trinity, then transferred to Yale, where he got his A.B. in 1929. Entered Law School, then School of Architecture, graduating.

Connected with New York firm, but music remained his prop. His actual start was as musical director of Green Mansions, where he wrote three revues a year for three years. Then

musical director of Green Mansions, where he wrote three revues a year for three years. Then he found Labor Stage. Among his works:

SHOWS: Pins and Needles, Sing for Your Supper, Sing Out the News. SONGS: Papa Don't Love Mama Any More, I've Got the Nerve to Be in Love, Back to Work, F.D.R. Jones, What Good is Love, Sunday in the Park, Doing the Reactionary, Chain Store Daisy, Nobody Makes a Pass At Me, Men Awake, Papa's Got a Job, My Heart is Unemployed, How Long Can Love Keep Lawhing, Ordinary Guy, Not Cricket to Picket, One Big Union for Two, Benny Sent Me, The General Unveiled, Four Little Angels of Peace, One of These Fine Days, Sing Me a Song of Social Significance.



BILLY ROSE

With two Aquacades and his Diamond Horseshoe flourishing, his songwriting activities are not on their former scale. But has many plans for fall in way of musical diversions. Bronx born, became shorthand prodigy; during war put gov't stenographic bureau in shape.

Decided to be a songwriter and after several weeks with books, records, statistics, but musical knowledge, wrote Barney Google. Successful, he turned his hand to night clubs.

no musical knowledge, wrote Barney Google. Successful, he turned his hand to night clubs. Then Hollywood. Back to Broadway as a theatrical producer with Crazy Quilt. Works include: SHOWS: Aquacade, Casa Manana, Music Hall Revue, Diamond Horseshoe, Casino De Paree, Crazy Quilt, Take a Chartee, Be Yourself, Sweet and Low, Great Day, Harry Delmar's Revels, Padlocks of 1927, Le Maire's Afairs. SONGS: Yours for a Song, I've Got a Feeling I'm Falling, There's a Rainbow Round My Shoulder, Tonight You Belong to Me, Here Comes the Showboat, And the Band Played On, Flity Million Frenchmen Can't Be Wrong, Me and My Shadow, in the Middle of the Night, I Found a Million Dollar Baby, When You're in Love, Follow the Suallow, II Can't Get the One I Want, You Left Me Out in the Rain, That Old Gang of Mine, Barney Google, You've Got to See Mama Every Night.





HARRY RUBY

Composer-member of the songwriting team of which Bert Kahnar is the lyricist. Their association has continued unbroken for 25 years. Started composing while appearing as planist in vaudeville. Native New Yorke. High school and business school education. Self-educated in popular music composition.

in, popular music composition.

Met Kalmar, a vandeville actor, and their partnership writing songs and creating scenarios for Hollywood pictures has been outstanding in show business. Baseball is his hobby and he is reputed to be the most rabid baseball fan anywhere. Among his works are:

SHOWS: Twinkle Truinkle, Helen of Troy New York, Cuckoos, Animal Crackers Good Boy. Five o'Clock Girl, The Ramblers. PICTURES: Walking on Air, Hips Hips Hooray, Amos 'n' Andy, Kid From Spain, Top Speed.

SONGS: Three Little Words, Three Little Fishes, Baby Face, This Must Be Heaver. Songs My Mother Used to Sing to Me. My Heart Wants to Dance, What a Perfect Combination, Look What You've Done, Gel Little Fun Out of Life, Reaching for the Moon't Love You So Much, Why Am I So Romiantic Clouds Roll By, Some Sweet Someone, Happy Go Lucky Bird, Believe Me, Roll Along Missouri, My Sunny Tennessee.



ARTHUR SCHWARTZ

Just finished another show for new Broadway season. Has more earned degrees than any other ASCAP member: A.B., M.A., LL.B. and J.D.; also Phi Beta Kappa. Is a Brooklynite. Taught English. Practiced law four years. Contributed half the score of 1926 Grand Street Follies.

English. Practiced law four years. Contributed half the score of 1926 Grand Street Follies. With Howard Dietz, wrote First Little Show. Other works: SHOWS: Stars in Your Eyes, American Jubilee, Between the Devil, Virginia. At Home Abroad, Revenge With Music, She Loves Me Not, Plying Colors, Band Wagon, Princess Charming, Three's a Crowd, Queen High. PICTURES: That Girl from Paris: Under Your Spell. RADIO MUSICAL SERIES Gibson Family. SONGS: Dancing in the Dark, Something to Remember You By, I Love Louisa, New Sun in the Sky, High and Low, You and the Night and the Music, Louisiana Hayride, A Shine on Your Shoes, Alone Together, I! There's Someone Lovelier Than You, Love Is a Dancing Thing, Got a Brand New Suit, I Guess I'll Have to Change My Plans (Blue Pajama, Song), I See Your Face Before Me, By Mysell, This Is It, It's All Yours, How Can I Ever Be Alone,



ROGER SESSIONS

Is one of America's most noted teachers and composers. He was born Brooklyn and educated at Harvard, where he received his Bachelor of Arts degree. Later he took post-graduate work in music at Yale. From 1917 to 1921 he taught music at Smith College. One of his compositions interested Ernest Bloch, who coached him for some time. When Bloch became director of the Cleveland Institute of Music, he became his assistant.

In 1925 he won a Guggenheim scholarship and spent eight years in Europe. was living in Florence some of his best works were presented for the first time. In 1934 he was commissioned to write a Symphony for the Philadelphia Symphony Orchestra. Since then he has devoted almost all of his time to composing. Among his works are:

Symphony No. 1, Sonata for Piano, Suite From Black Maskers, on the Beach of Fonlana, Three Choral Pre-ludes for Organ, Scherzino, March, Concerto for Violin and Orchestra, String Quartet.



CHARLES S. SKILTON

Dean of the School of Fine Arts at the University of Kansas, he is one of our best known com-

Dean of the School of Fine Arts at the University of Kansas, he is one of our best known composer-conductor-teachers. A native of Northampton, Mass., he studied will many of New York's more famous teachers before attending the Hochschule in Berlin. Returning to this country, he became music director and conductor at Salem, N. C., and taught at Trenton, N. J. Then came a teaching post at the University of Kansas, where he organized and conducted the University Orchestra, which has maintained an enviable record among similar type orchestras. His operus have been widely performed. His compositions have, in his own lifetime, become classics. Among his works:

Suite in E Minor, Choral Responses, From Forest and Stream—12 Songs, Cradle Song of the Fisherman's Wife, Suffer Little Children, American Indian Fentasie, Legend for Orchestra, Meditation, Sioux Flute Serenade, Ten Modern Trios, Organ Meditation, Lord of All Being Throned Afar, Forest Trail, Rickapoo Social Dance, Nocturne, A Moravian Legend, The Guardian Angel, Gambling Song, Flute Serenade, Deer Dance, Shawnee Indian Hunting Dance, Suite Primeval, The Sandman, Cantata—The Witch's Daughter, Music To—Electra.



ALBERT SPALDING

Noted violinist-composer, has done much to raise the standards of radio music. large following via his air programs. Born in Chicago, son of noted sporting goods manufacturer, he had a hard time getting started. Early musical education began in New York, continued in Florence and Paris. In 1902 he was graduated from the University of Bologna.

Made debut in Paris in 1905. Within two years he was eminent. In 1908, returned to this country and equalled his European success. Toured abroad until World War. as an artillery observation officer. Returned to music after the war. Among his works are:

Melody by Lully, Andantino, Scherzo Giocoso, Siciliano, Musical Period No. 1 and 2, Romance, Prelude, Nos-talgie and La Caguette, Alabama, Berceuse, Suite in C. Major, Etchings, La Folia, Castles in Spain, Caprice, Lettre De Chopin, From the Cotton Fields, Four Teaching Pieces, String Quartet in E, G. Major Nocturne, 24th Psalm, Wiegenlied, Free Transcription of a Bach Chorale—Christmus Cantala.





OLEY SPEAKS

His songs, of folklike quality, are favorites with many leading radio vocalists. Sincerity marks his works. A native of Ohio. Worked in railway office at Columbus before coming to New York to study singing. Became baritone soloist at St. Thomas' Church, New York. Then turned composer.

Sales of some of his songs have run close to one million copies. Member of Mendelssohn Club, Town Hall Club, The Lambs, and Beethoven Association, also on ASCAP board of di-Among his works are:

Fectors. Among his works are:

SONGS: On the Road to Mandalay, Sylvia, To You, Morning, In a Rose Garden, Softly Now the Light of Day,
O Little Town of Bethlehem, Hills of Kerry, Still Still With Thee, How Long Wilt Thou Forget Me, Evening Song,
Lord Is My Light, Gently Lord On Gently Lead Us, I Am With Thee, For You Dear Heart, Sunshine and Happiness, He's Such a Lit Trouble, Day Is Dauning, Thy Will Be Done, King of Love My Sepherd Is, Ashes of Roses,
Since We Parted, Never a Winter But Sang of May, Life, Day Is Past and Over, Venetian Serenade.



ANDREW B. STERLING

Writer of many song hits of a generation ago, still sung in programs of musical memories. Native New Yorker. With Harry Von Tilzer, wrote songs that won great popular acclaim before the turn of the century.

With Joe Howard he wrote the famous minstrel cake walk song, Hello Ma Baby, and with

Kerry Mills he produced Meet Me in St. Louis Louie. Among his works:

Wait Till the Sun Shines Nellie, Last Night Was the End of the World, On a Sunday Afternoon, Take Me
Back to New York Town, Goodbye Eliza Jane, Under the Anheuser Busch, Under the Yum Yum Tree, Stories Back to New York Town, Goodbye Eliza Jane, Under the Anlieuser Busch, Under the Yum, Yum. Tree, Stories Mother Told Me, Mariutch Do the Hootcha Ma Kootch, Are You Coming Out Tonight May Ann, All Aboard for Dreamland, Down Where the Cotton Blossoms Grow, Strike Up the Band Here Comes the Sailor, When My Baby Smiles at Me, Steepy Valley, Mammy Lou, Aint' You Coming Out Malinda, Somebody's Waiting for Someone, Mister Johnson Goodnight, It's a Long Way Back to Mother's Knee, Ragtime Goldin Man, Where the Sweet Magnolias Bloom, In a Hammock Built for Two, Goodbye Boys, Down Where the Swanee River Flows.



WILLIAM GRANT STILL

Distinguished Negro composer, specializing in spirituals. Born in Woodville, Miss. Educated at Wilherforce University, Oberlin Conservatory of Music and New England Conservatory. His Symphony in G Minor was presented by Leopold Stokowski in New York in 1937.

Has written many choral and orchestral works frequently heard on radio. Received two Guggenheim fellowships and Harmon award in 1928 for most significant contribution to American Negro culture. Has been arranger for W. C. Handy, Paul Whiteman, Paul Robeson. Active in radio as a director and arranger of musical programs. Works include:

son. Active in radio as a director and arranger of musical programs. Works include:
Kaintuck, Africa, From the Black Belt, From the Journal of a Wanderer, La Guiablesse, Quit Dat Foll'nish,
No Matter What You Do, Breath of a Rose, Winter's Approach, Darker America, Afro-American Symphony, Keep
Me From Sinkin' Down, Gwine to Sing All Along De Way, Lawd Ah Wants to Be a Christian, Rising Tide, Lenox
Avenue, Three Visions—Dark Horsemen, Summerland, Radiant Pinnacle: A Deserted Plantation, Spiritual, Young
Missey, Dance, Scherzo, Seven Traceries for Piano.



DEEMS TAYLOR

One of foremost American composers, also critic, radio commentator, writer, editor, linguist. His King's Henchman and Peter Ibbetson set boxoffice records for American operas presented at Metropolitan. His orchestral suite, Through the Looking Glass, widely played.

Gotham born. While attending New York University, composed music for four comic operas produced by students. Has written for newspapers, magazines. Was assistant Sunday editor in chief, Musical America. Wrote book, Of Men and Music. Among musical works:

OPERAS: Peter Ibbetson, King's Henchmen. SUITES: Through the Looking Glass, Circus Day, OTHER COMPOSITIONS: Turn Not From Me, Heav'n Heav'n, O Vanish Loveliness, Before the Shrine, Song for Lovers, Sometimes I Wonder, What Sorrow Mine, Hunnning Bird, Little Fisherman, Christmas Snow, Rest and Slumber, To the Spirit of Music, After a Dream, Dance Little Maid, After Sunset, Whistle My Lad, Time Enough, Jolly the Boarders Along, My Love My Darling, Land of Heart's Desire, Lament.



ALEC TEMPLETON

Famous blind planist and composer, also star of own weekly radio program. His novelty piano act is currently in great demand. Is both a concert artist and a featured entertainer in night clubs. Has unusual ability as a comedian and mimic, combining serious music with humorous interpolations and comment at the piano.

Born in Cardiff, Wales. Educated at Worcester College, where he studied pipe organ. Met Sir Henry Walford Davies, who helped him in piano and organ improvisations. Continued studies at the Royal Academy of Music. Made debut in Acolian Hall, London, Came to America in 1938. His works include:

Topsy Turvy Suite, Bach Goes to Town, Soldier's Minuel, Underlaker's Toccala, Ghost Rhapsody, Mother's Lullaby, Miniature Suite, The Piper, Allegro Scherzando, Cilis, Voyage a La Lune, Hebridean Song, God Save the People, Hast Thou Not Known, Siciliana, Elegie, Trio in D Minor, Sonata, Pastorale.





HARRY TIERNEY

Now working in Hollywood. Did not have the usual struggle to achieve success. His earliest songs, composed while at echool, found their way into Broadway productions. Born at Perth Amboy. First music teacher was his mother. Enrolled at Virgil School of Music, his piano skill was such that he appeared on concert stage while still a student. As his contributions

skill was such that he appeared on concert stage while still a student. As his contributions to Broadway shows increased he became a trans-Atlantic commuter, working in London as well as New York. Though he has a hundred successful shows to his credit, Omar Khayyam, which he considers his best effort remains unproduced. Works include:

SHOWS Rio Rita Irene, Ziegfeld Follies, Cross My Heart. PICTURE Irene SONGS Mississippi, I/ You Can't Get a Girl in the Summertime, Saw Mill River Road, id Like to Put You in a Big Glass Case, When Your Heart's in the Game. You're always in My Arms, Let's Pretend Were Sweethearts, Moon Over Mulberry Street, Gretchen, My Dream Is in My Arms, Keep Your Eye on the Ball, If You're in Lovail Waltz, Following the Sun Around, Ranger's Song, Kinkajou, You've Got' Me Out on a Limb, Castle of Dreams, Alice Blue Gown, Dream of Annie Laurie, Cute Little Way of My Own.



JIMMY VAN HEUSEN

Outside of his song royalties he's collecting for the Aquacade at N. Y. World's Fair which he wrote with Joe McCarthy and Billy Rose, also getting weekly salary from Paramount for music for Jack Benny's new film, Love Thy Neighbor. A musician's pianist. Born in Syracuse, attended Syracuse University and wrote the college shows.

Left for a job with radio station where he prepared special songs. Harold Arlen heard his music and told him to come to New York. Then hit after hit. His works include:

SHOWS Swinging the Dream SONGS Imagination, Shake Down the Stars, Love's a Riddle, Oh You Crazy Moon, Heaven Can Wait, Deep in a Dream, Love is in the Air, Darn That Dream, Speaking of Heaven, Make With the Kisses, Good for Nothin, This Is Madness, Il You're Ever in My Arms Again, Argentina Skies, Il's the Dreamer in Me, Shadow Sweetheart, Anytime at All, Blue Rain, There's a House in Harlein for Sale, Unforgettable, Harlem Ho.pitality, If I Look Like I Feel, Say Something Sentimental

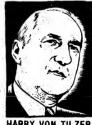


ALBERT VON TILZER

A Californian by adoption, he has settled into a life of relaxation but not retirement. Still bats out a song on occasion. A native of Indianapolis, he joined his older brother, Harry, who had become a successful songwriter and publisher, after serving a short time as musical director for a yaudeville troupe. Wrote his first hit after being a publishing exec for four years. Turned out many hits for stage and screen, also won recognition on the concert stage,

years. Turned out many hits for stage and screen, also won recognition on the concert stage, is a skillful pianist thoroughly schooled in music. His works include:

SHOWS Bye Bye Bonnie, Jumping Jupiter, in New York Town, Greenwich Follies, Zieg/eld Follies, Up and Down Broadway, Linger Longer Letty, Some Day, Honey Girl PiCTURES. Birth of a Nation, Gift of Gab, Rainhow Over Broadway, Rawhide, SONGS Forever is a Long Time, Kathieen Mavourneen, Just for Auld Lang Syne, I Used to Love You But It's All Over Now, I'm the Lonesomest Gal in Town, You'll Be Sorry That You Made Me Cry, Wait Till You Get Them Up in the Air Boys, Take Me Out to the Ball Game, Smarty, I'll Be With You in Apple Blossom Time, Hold Me Just a Little Closer. Give Me the Moonlight Give Me the Girl, Dinah, Dapper Dair, I'm Sorry, Oh By Jingo



HARRY VON TILZER

Still interested in composing and discovering young songwriters. Born in Detroit, Played piano from earliest years. Ran away from home to join, a circus when 14. T was a rep actor; sang and often composed his own songs. Then to New York. Two years later

was a rep actor; sang and often composed his own songs. Then to New York.

Tony Pastor took interest in him. Sold his songs to actors. Soon entered music publishing business as Shapiro, Bernstein & Von Tilzer. In 1902, established own firm, which is still going. First published Irving Berlin and George Gershwin. Among his works:

Just Around the Corner, That Old Irish Mother of Mine, The Little Wooden Whistle, And the Green Grass Grew All Around, Ragtime Godin Man, On a Sunday Afternoon, A Bind in a Gilded Cage, Save the Daylight for Somebody Else But Save the Moonlight for Me, Mammy's Goodshipht Lullaby, Take Me Down Where the Wust-burger Flows, Wait Till the Sun Shines Nellie, Happy Holtentot, I Want to Go to the Land Where Sweet Daddies Grow, Humpty Dumpty, Mammy Lou, in Our Irish Home Sweet Home, Down Where the Cotton Blossoms Grow, I Want a Girl, When the Harvest Moon Is Shining, I Just Can't Make My Heart Behave, All I Want is Just Your Love Out of the Clear Blue Sky, Are You Coming Out Tonight Mary Ann. Picture Without Frame



HARRY WARREN

Half of Hollywood's most prolific songwriting teams (Al Dubin's the other half). Self-taught in music. The eleventh child of a poor Brooklyn bootmaker, he picked up an accordion, the first of ten instruments he plays, and learned to play by ear. At 15 joined a carnival show. Then in rapid succession became a stagehand, movie extra, piano player at the studio

show. Then in rapid succession became a stagenand, movie extra, piano player at the studio and assistant director. After the war, played in dance halls. Landed job as song plugger. In 1923 his first group of numbers were published. Among his works:

**BHOW'S Crazy Quil, Laugh Parade. PICTURES. Honolitu. Going Places, Garden of the Moon, Gold Diggers in Paris Mr. Dodd Takes the Air Melody for Two, Sing Me a Love Song, Gold Diggers of 1933-35-37, Colleen, Hearts Divided, Cain and Mabel. In Caltente Shipmates Forever Stars Over Broadway, Broadway Gondolier, Go. Into Your Dance Dames. Wonder Bat Spring is Here. Page Miss Glory. Roma Scandals, 20 Million. Sweethearts, Moulin Rouge. Foolthyth Parade. Forty-Second Street SONGS I Found a Million Dollar Baby, Would You Like to Take a Walk. Cheerful Little Earful, You Must Have Been a Beautiful Baby, Here We Are. What Didja Wanna Make Me Love You For Nagasaki. Where Do You Work-a-John, Rose of the Rio Grande.





MABEL WAYNE

One of this country's foremost feminine composers. Brooklyn born, she left school at 16 to go on the stage. Singer, dancer, musician, she toured the larger circuits for many years. Between shows she composed songs. L. Wolfe Cilbert liked one. She went to California on the rovalties.

Established as a composer, she became a radio star. Made pictures in London. Devotes

Deformed as a composer, she became a ratio star. Hade pictures in London. Devoces most of her time now to traveling. Among her works are.

PICTURES: Sweet Surrender, King of Jazz. SONGS: Little Man You've Had a Busy Day, Alone on the Range, Moon Over. Monterey, Manyanna Tomorrow, When the Clock Is Striking Twelve, When the Right One. Comes Along, Chiquita, Ramona, Cheerie Beerie Bee, In a Little Syanish Town, Don't Wake Me Up Let Me Dream, I Want the World to Know, My Angeline, Do, Ya' Love Me, Please Put on You'vaps and Toddle Home, Let Us Have Peace, I Wonder Who's Waltzing With the One T Love, My Heaven on Earth, A Rose and a Kiss, Waltzin' Yound With Rosie, Some Day You'll Realize, Lover Where Are You, Why Have You Forgotten Walkiki



PERCY WENRICH

His activities in Hollywood, where he has made his home since 1934, are devoted to serious music with only an occasional popular tune. A child prodigy in Joplin, Missouri, where he was born, he started composing at an early age. Studied at the Chicago Musical College, Placed first songs with Frank Buck, who was then partner in a music publishing firm. Plugged songs in Gimbel's in Milwaukee.

Hit New York with a song that sold over a million copies. Opened publishing firm. Sold catulog and service to Feist. Went into vaudeville after the war. Has contributed to the stage and serveen. Among his works:

Put on Your Old Grey Bonnet, Rainbow, Moonlight Bay, Hello Wintertime, Crinoline Girl, You'll Get Nothing From Me, There's an Old Flame Burning, Love's Little Journey, Look for the Girl, Eyes of Minnetouka, Moonlight Lullaby, Lindy Lady, You Better Keep the Home Fires Burning, Lantern of Love, Rainbow of Your Smile, Love Rules the World, Baby, Bells of San Gabriels, By the Old Oak Tree, Each Little Kiss, Silver Stream, When the Moon Hangs High, Sail Along Silv'ry Moon, Any Place Is Heaven, First Kiss of Love.



CLARENCE CAMERON WHITE

Violinist-composer has won many notable distinctions. Boru in Tennessee, raised in Oberlin, Ohio, and Washington, D. C. He studied music at Oberlin, got his Doctor of Music from Wilberforce, his M.A. from Atlanta. Won the Harmon Foundation medal and award for distinguished service to music in 1927; a two-year fellowship of the Julius Rosenwald Foundation in 1930; the David Bispham medal for composition in 1932.

Started as violin virtuoso. Taught in Boston from 1910 to 1922. Then turned to composition. Headed music department of State College in West Virginia. Served in similar capacity at Hampton Institute. Among his works:

Nobody Know De Trouble I See, Hush My Honey, On the Bayou, I'm Going Home, Bear De Burden, Valse Coquette, Jubilee Song, Levee Dance, Sometimes I Feel Like a Motherless Child, Plantation Song, Honey Chile, Blow Gabriel Blow, Great Day, Lord I Want Two Wings, Cradle Song, I'm Troubled in Mind, Down by De Ribber Side, Bandanna Sketches, Serende, Springtime, Tambour, Ouanga, Sinner Please Don't Let This Harvest Pass, Pantomine, Suite on Negro Folk Tunes.



GEORGE WHITING

Native of Chicago, composer divides his time between his music firm and new songs. Started in cafes. Harry Von Tilzer heard him sing his own song and published it. In 1909 he wrote a few with Irving Berlin.

In San Francisco he met Sadie Burt, with whom he teamed up, on and off stage. From night clubs to the Passing Shows of 1913-14. Also appeared in vandeville. Four daughters

night clubs to the Passing Shows of 1913-14. Also appeared in vandeville: Four daughters are his prime outside interest. His works include:

Oh Oh Oh What I'd Do For a Girl Like You. West of the Great Divide, Blue Heaven, Strolling Thru the Park One Day, That's How Rhythm Was Born, Give a Little Take a Little Love, Don't Let Your Love Go Wrong, Sunday Is Daddy's Day with Baby, Believe It Beloved, Hasta Manana. Love and Kisses, Rhythm and Romance, It Happened on the Island of Hawaii, Without a Shadow of a Doubt, While I'm in the Mood, Don't Let Your Love Go Wrong, I'll Be Blue Just Thinking of You, Just Beyond the Blue, That's My Idea Heaven, Rayaelle, Every Little Bit Helps, Somewhere This Summer With You, Beautiful Eyes, All the Luck in the World to You, High Up on the Hillton



JACQUES WOLFE

Head of the music department at Abraham Lincoln High School in his native New York. Served in army during the war and turned his composing talents to transcribing Negro songs When he read the John Henry stories he wrote author Roark Bradford that he would like to do opera on them. Had Lawrence Tibbett, who introduced most of his songs, in mind.

Bradford invited him to New Orleans. Realizing Louisiana Negroes were different from

Brattord Avited and Deem writing about, he destroyed operatics score he had writen and started all over. Result was John Henry play, with Paul Robeson. Works: STHOWS: John Henry. CYCLE: Cahawba Days: COMPOSITIONS De Glory, Road, Who's Gonna Mourn for Me. Shortnin' Bread, Like the Gentle Rain, Gwine to Hebb'n, Debid Foot, Raindrop Prelude, On the River, Janitor's Boy, De Hallelujah Rhythm, Sailormen, God's World, The Hand Organ Man, Betsy's Boy, Bone Come A-Knittin', Sad Songs in de Air, Darky Lullaby, Lost, Prairie Waters by Night, Scave Me Into the Wave, Swing Along, Sundown in My Soul, Cease Firing.





HARRY M. WOODS

Despite the fact that he is one of the most prolific songwriters in the husiness, very few people

know anything about him except his songs. Was horn in Massachusetts.

Started his writing career while he was still a youngster. Now lives in Westport, Conn.
Has written for stage, screen as well as radio. Doesn't spend much time on Broadway. Among

Has written for stage, screen as well as radio. Doesn't spend much time on Droudway. Among his works are:

3. Just an Echo in the Valley, Little Street Where Old Friends Meet, River Stay Way From My Door, It Looks Like Love, When the Moon Comes Over the Mountain, Man From the South. A Little Kiss Each Morning a Little Kiss Each Night, Heigh. Ho Evrybody Heigh. Ho, My Old Man, Since I Found You, I'm Looking Over a Four Led Clover, Take in the Sun Hang Out the Moon, Your Flag and My Flag, What's a Feller Gonna Do, Where Is My Old Girl Tonight, Paddiin' Madeline Hone, Oil How She Can Love, Long Loss Manna, Red Red Robin, Spread a Little Sunshime As You Go, Who'd Be Blue, Tentin Down in Tennessee. You're So Easy to Remember, That Lonely Little Bluebird, You Darlin', Hang Out the Stars in Indiana, Lovable, Full Voice in the Old Village Choir, I Nearly Let Love Go Slipping Through My Fingers, I've Just Got Eyes for Susie.



JACK YELLEN

Lyric writer and music publisher whose Down By the Ohio was recently revived. Now preparing songs for Ed Wynn's new Broadway revue. In recent years has been working in Hollywood. Born in Poland. Family came to America and settled in Buffalo.

Graduate of U. of Michigan with a B.A. degree. Started writing songs while in college. Was reporter on Buffalo Courier. Credited with heing largely responsible for the Dixie cycle of songs. His first big hit was Are You From Dixie. For many years with Milton Ager as songwriting team and music publishers. Among his works are:

SHOWS: George White's Scandals, You Said It. John Murray Anderson's Ahnanac, Rain or Shine. PICTURES: Happy Landing, Sing Baby Sing, George White's Scandals, Chasing Rainbows, They Learned About Women, King of Jazz, Honky Tonk. SONGS: Happy Dixy Are Here Again, Are For From Dixie, Down By the O-Hi-O. Mana Goes Where Papa Goes, Yiddishe Momile, I Wonder What's Become of Sally, Could I-I Certainly Could. Lay Me Down to Steep in Carolina, An't She Steef, She Don't Wanna, Are You Havin' Any, Fun, A Gypsy Told Me, Learn to Croon, Sweet and Hot, Lucky Me Lovable You. Dream Risses.



PIETRO A. YON

One of the foremost organists of our time, still serves as musical director of St. Patrick's Cathedral in New York and teaches. His compositions have done much to change liturgical forms. Born in Italy, his musical education took him through the Royal Conservatories of Milan and Turin. Became assistant organist in leading churches in Rome.

At 20 he was invited to become organist in Church of St. Francis Xavier. Gave the first

organ concert for paid admission at Acolian Hall, New York Was given his present post in 1926. Has two hobbies, mountain climbing and photography. Among his works:

Nine Mosses, Sixteen Motets, Depuis Ce Jour, The Foot of Thule, Your Pleading Eyes, First Concert Study, Moonbeams, Alpine Nocturne, Rain, Minuetto Antico E Musetta, Italian Rhapsody, Ave Maria, American Rhapsody, Hymn, of Glory, The Triumph of St. Patrick, Sonala Cromatica, Mountain Slopes, Danza Tripolina, Christmas in Sicily, Three Hours' Agony Service, Echo, L'Organo Primitivo, Nena, Veneziana, Dance At Twilight.



VINCENT YOUMANS

Having conquered Broadway and Hollywood he is now spending most of his time on the more serious forms of musical composition. Native New Yorker, Early faustical education along formal and classic lines. Attended prep school but did not reach college. Instead took in Wall Street.

During the war he was in entertainment unit. Turned to popular music and began composing. End of war found him an integral part of the songwriting business. Flusical comedies then Hollywood. Ill health forced temporary retirement. Recovered and back on the

dies then Hollywood. Ill health forced temporary retirement. Recovered and back on the job again. Among his works:

SHOWS: Smiling Through, Great Day, Hit the Deck, No No Namette. PICTURES. Flying Down to Rio, What a Widow. SONGS: Bambolina, Wild Flower, I towe You Trea for Two, I Want to Be Happy, Hallelujah, Sometimes I'm Happy, More Than, You Know, Say, Oni Cherie, Love 18, Like a Song, Time on My Hands, Drums in My Heart. Carioca, Orchids in the Moonlight, You're Everywhere. Kalileen Mine, Through the Years, Mississippi Dry, Happy Because I'm in Love, You Started Something, Oh Me Oh My.



EFREM ZIMBALIST

Testing the second control of

Among the foremost contemporary violin virtuosos. Studied violin with father, an orchestra conductor, in native Russia, Then entered Imperial School in St. Petersburg and studied under Leopold Auer for six years, winning gold medal and scholarship. Made successful concert debut in Berlin.

His American debut took place in 1911 with the Boston Symphony Orchestra. Has since toured extensively in all parts of the world and appeared as soloist with all leading orchestras. Is a naturalized American citizen and in 1914 married Alma Cluck, famous operatic soprano. Among his works are: &

MUSICAL COMEDY: Honey Dew. COMPOSITIONS: Fantasy on Rimsky, Slavische Tanse, A Revery, A Monody, Chanson Triste, Four Creole Songs, Two Songs of Little Russia, One Hour's Exercises for Violin, Le Cay D'Or, Improvisation of a Japanese Tune, Persian Song, Sonala in G Minor, Karuka-Karuka: 1



Writing for the Feet, Not the Heart

By FREDERICK V. BOWERS

ONE of the principal reasons—perhaps second only to radio— why popular songs of today have a shorter life than the tunes of 40 or more years ago is that contemporary composers write too much for the feet and not quite enough for the heart.

Simplicity was the keynote of song hits back in the Nineties when my ballad "Blecause" sold about 4,000,000 copies and the original "Always" rati up a sheet music sale of nearly 2,000,000. The melodies were simple and so were the lyrics and the keys.

Today, however, with jitterbugs and boogte-woogles dancing up and down the land, sound seems to have superseded sentiment. A great deal more attention is paid to novelty and trick arrangements than to the original melody.

inal melody

inal melody.

I know of very few cases where special arrangement was responsible for the success of a song. Of course, we have had modern swing revivals of oldium numbers, but these were largely exceptions and usually accidents. Fancy orchestrations may sound good, and no doubt the rhythms have the desired effect on jitterbug feet, but there is nothing lasting about them.

Pop Songs Must be Aimed At Nation's Youth

By GUS KAHN

THE successful popular songwriter must address himself to youth. While the middle-aged and older folk may do their share of singing and dancing to the songs of the day, their real love is for the songs of yesterday which, aside from their beauty, have the charm of nostalgia and revive in their hearts the sentiments, the dreams, and the romance of other days and other nights.

hearts the sentiments, the dreams, and the rolling hearts the sentiments. To keep in step with the times, a songwriter whose success has been bought at the price of years, and who is no longer one of the "kids" himself, must make it a point to mingle with the younger generation. In doing this, he not only recaptures his own youth, but gets the slant of the young mind, of the present day. In other words, the writer, whose success has enabled him to move out of "the old neighborhood" must revisit it, very frequently to see what is going on, lest the charm which made his early songs so appealing escape him.

on, lest the charm which made his early songs so appealing escape him.

There are certain fundamental things which will appeal to all people during all the years to come, but the style in which they are presented, the tempo with which they are sung and danced, are ever-changing, and only the young can be the songwriter's guide in this.

And while we are on the subject of keeping older writers young, a much more important problem for American music is to encourage the younger writer so that we may keep American music young. ASCAP and membership therein a beacon light to young composers. Only five regularly published songs are necessary to make application to join the society. ASCAP welcomes young writers, and yet only about 50 composers and authors manage to make the grade annually. The road is hard, the pay-scarcely commensurate, but if you have a song in your heart, hearing it sung and played is a reward that will make the struggle worth while.

AN AMERICAN MUSIC CENTER

By SERGEI KOUSSEVITZKY

If THERE ever was a time to speak of music in the New World, it is now. There is hope for humanity, and all those who believe in the value and inheritance of culture and art should stand in the front rank.

The thing that fills me with deep gratification is the realization this month of my long-cherished dream, the starting of a great American music center. If first thought of creating a music center in Moscow in 1913, but the war and revolution intervened. I resumed my plans when I became conductor of the Boston Symphony Orchestra and the Berkshire Festivals. The gift of Tanglewood at Lenox, Mass., to the orchestra finally made it possible.

Now we have laid the cornerstone of the Berkshire Music Center, and I look into the future of the project with faith and condence.

and confidence.

There are 325 students in the new school, and among those who have contributed gifts of scholarships are the American Society of Composers, Authors and Publishers, the Rockefeller, Carnegie and Juilliard Foundations and the president of the New England Conservatory of Music.

With encolarging cooperation of this kind, we have every confidence that the Berkshire Music Center will carry on as one of America's foremost endeavors so long as culture and art exist.

Emphasis on Appreciation

By ALFRED WALLENSTEIN

A LTHOUGH America has turned out a vast number of composers, nearly all of them were products of their own inclination and resourcefulness, for this country has devoted more effort to musical education and appreciation than to encouraging writers of music, especially creators of more serious works.

The training of singers has been on an extensive scale, with the result that the United States is shead of all countries in the number of eminent vocalists. but the development of composers has been neglected by comparison.

parison.

The response I receive from my own radio broadcasts indicates that America has the greatest potential audience in the world for the appreciation of good music. The worship of foreign works has been due principally to the dearth of operatic type music originating here. Now that European output of music is on the wane, we must look hopefully to our own talent for compositions to fill the demand.

Music In the Parks

By DR. EDWIN FRANKO GOLDMAN



By DR. EDWIN FRANKO GOLDMAN

MUSIC in the open has been in vogue for many years in most of our larger American cities, particularly in New York. Up to a few years ago all the music in the New York parks was made possible through funds provided by the city government. Until about twenty York parks was made possible through funds provided by the city government. Until about twenty the city government. Until about twenty was a type that would be called interesting from the musical standpoint. In fact, the concerts in Central Park in those days were really "promenade concerts." People walked up and down the Mall as the band played music mostly of a light character. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were no seats, so that people walked up and down the Mall as the sacter. There were not seats and changes have taken place in the sacter. There were no seats, so that people and frequently more. The concerts are given in Central Park on Monday, Wednesday, Friday and Sunday evenings, and in Prospect Park, Brooklyn, on Tuesday, Thursday and Saturday evenings. The entire series is the gift of the Daniel and Florence Guggenheim Foundation, and is absolutely free to the public, not costing the city of the taxpayers one penny. This is the twenty-third year of these concerts, and

attentive. No one ever walks up an aisle during the rendition of the music. They know, too, when and where to applaud.

When we started our regular series of summer band concerts in 1918 we were the only ones in the field. Arnold Volpe started an orchestral season soon after and a few years later the Philharmonic took over his concerts at the Stadium. Audiences in those days were not as 'music-minded' as they are today. In our first years we did not venture to play some of the music that we render today. We set a high standard, however (especially for a band) and have maintained and improved upon that standard. People soon learned the type of programs and renditions to expect at our concerts and continued to come in ever-increasing numbers all parts of the United States and their number increases each year. Symphony orchestras were formerly just a thing for the winter months—just as bands were considered only practical for the summertime. All that has changed. Larger audiences can be accommodated and reached in the open that in halls and that is one great advantage of the open-air concerts. Then, too, there is a lovely informality about concerts in the open.

In many New York parks concerts are given by bands other than mine; mostly W. P. A. bands. There are also a few concerts by Symphony Orchestras. The Goldman Band series, which are known as the Daniel Guggenheim Mcmorial Concerts, remain unique in their field by virtue of performance, the character of programs and number of concerts. Many of our concerts are broadeast, thus reaching all parts of the United States and Canada, and frequently many foreign countries. My band includes 60 musicians. My son, Richard Franko Goldman, is the associate conductor.

Open-air music has opened up new fields for those who listen as well as those who play.

RINGLING BOOSTED MUSIC

M USIC is an integral part of the spell of the circus, the late John Ringling used to say. As proof that he meant it, the Ringling Bros-Barnum & Bailey outfit has carried the most famous of all circus bands for some two decades. It's led by Merle Evans, who is equally adept at conducting for the acts under the big top or giving daily concerts on the green at the circus' winter quarters in Sara-

sota, Fla.

Not much music has been written for or of, the circus.

John Ringling felt that this neglect by composers was an

oversight—that the merry outdoor show world, taking in

also the carnivals, fairs and amusement parks, besides being

extensive users of music, provided colorful atmosphere for

the inspiration of composers.

Writing Songs for Films

By RALPH RAINGER

Hollywood, July 30.

THETY ideas for a song are rejected for every one that finds its way into a motion picture—in spite of the fact that the ideas are furnished by the situations and dialogue, in the script.

Songs are written and rewritten after auditions to the director, supervisor and company heads. Changes are made and whole songs rejected after days of, work before finally an acceptable composition finds its place in the film.

Generally five or six songs are used in a musical picture and if one of these turns into a lit, lucky indeed are its creators. It is quite true that working in film studios, on a salary, the writers have an immediate measure of reward for their efforts. But, when subsequently these songs are added to the repertoire of the nation, additional composineation should, accrue to the creators. After all, the establishments using the music did not lift even a little finger to make that music possible.

The same set of principles holds for the writers of a light opera or musical some.

that music possible.

The same set of principles holds for the writers of a light opera or musical comedy. If it were not for ASCAP, writer's livelihood would last only as long as he was actively engaged in writing for a salary. All the years of his accumulated work, continuously performed for somebody else's profit, would not not him a penny.

Night-Clubbers Fickle on Music

By JOHN ROY Managing Director, Rainbow Room, New York

THE WHIM of the supper club patronage is fickle. Lyesterday it was the Big Apple. Today it is the Viennese Waltz, the Conga and the Rhumba. Surely, in their percentage payments to songwriters, ASCAP must recognize this trend better than do we. One must keep his ears attuned to the dance floor to know.

ears attuned to the dance floor to know.

We, in the Rainbow Room, frankly confess that we do not know. We have tried swing bands, sweet bands, and some "arf an" art." Our elder patrons object to loud music, with its consequent laryngitis, during their dinner. Our youngsters object to the "sweet" type as having no life.

life.

But there is a fallacy in classifying all bands into either the "hot" or "sweet" class. There is a medium, A band may be lively without being over-arranged, without being loud, and without needing an insecticide to curb its trumpets. Neither need a "sweet" band wallow through stock arrangements. They need not completely "bury the tune."

Just give us a clean cut leader with personality, a band of good musical ability and willing to take direction, and we will get along as we have been doing, while the dive-bombers have annihilated most of the rest of us.

Frank Stanton's Widow In Tribute to ASCAP

Atlanta, July 20.

O'le of the most ardent possers of ASCAP lives in Atlanta She's Mrs. Frank L. Stanton, Sr., widow of Dideland famious rhymester. Regularly, Mrs. Stanton, who is an invalid, receives from ASCAP a substantial check which enables her to maintain her home and spend her declining days in economic security.

The two Stanton

The two Stanton poems, Mighty Lak A Rose' and Just A-Wearyin' for You, which have become American classics, were written and set to music long before ASCAP came into

The music for Just A-Wearyin for You, written and dedi-cated to Mrs. Stanton, was written by Carrie Jacobs-Bond. Stanton's pecuniary gains from these two songs were prac-tically nil, although both must be included in any list of American 'classics

American 'classics'

I tried repeatedly to get him to take some sort of action to get what was coming to him out of the sale of his songs, but he was too intent on his newspaper work and rhyming to be bothered about such things. Whrs. Stanton said. It was not until after Mr. Stanton died in 1927 that I even heard of the American Society of Composers, Authors and Publishers. It was a lucky day for me when my case came to their attention and it has proved to be a 'lifesaver' for me.

'44 Christmas time in 1929 I precipied a check from ASCAP.

At Christmas time in 1929 I received a check from ASCAP and have been receiving one regularly every three months—and the ones I receive now are considerably larger than those I received at first. These checks have enabled me to keep

I received at first. These checks have enabled me to keep my home.

'Although I have never had the pleasure of meeting Mr. Gene Buck, I consider him one of my best friends as I feel hat he, more than anyone else, is responsible for the recognition of Mr. Stanton's contribution to American music. His interest in me has proved that he, and the organization he represents, have a humanitarian and profound feeling for their own people and their kin.'

Atop Mrs. Stanton's dresser where she can see it from her bed, where she is now forced to spend most of her time, is a James Montgomery Flagg picture of Gene Buck, autographed to her by Buck. This is one of Mrs. Stanton's prized possessions and she displays it with loving pride to her visitors.

Several years ago when an anti-ASCAP bill was introduced in the Georgia Assembly, Mrs. Stanton took an active part, from her sickroom, in bringing about its defeat. She wrote letters to music lovers and railled the aid of newspaper friends, who joined her in the fight to defeat the proposed legislation. Backers of the measure, sensing that it was doomed to defeat, never had the nerve to bring it out on the floor of the assembly.

First ASCAP Licensees

By MARY E. BROOKS, Accounting Dept.

	by make a business, recounting Dept.	
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	Restaurants-	
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	Rector's New York City Oct. 1 1914	
	Toklo, New York City	
	Motion Picture Theatres.	٠
	Toklo, New York City	
	Hotels— Marihorough Hotel, New York CityOct. 1, 1914	
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ė	Broadway Dance Hall, New York CityOct, 14, 1914	
	Radio—	9
٠	Earle C. Anthony, Inc., Station KFI, Los Angeles, Calif. Feb. 1933	
٠.	Vaudoville-	•
	F. F. Proctor's Thealres, New York City	
ž	Ice Skating Rinks- Iceland, Inc. New York City	ć
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í	Exposition Park:	
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ŀ	Roller Skating Rinks-	
	Roller Skating Rinks— Hunts Point Roller Rink, New York	:
	Steamships—	ì
	Merchant & Miners Trans. Co., New York CityJan. 1, 1027	ł
	Westchester Racing Association, Belinont, L. ISept. 3, 1029	
	Van Cortlandt Swimming Pool. New York CityJune 1, 1028	
	Circus- Ringling BrosBarnum & Bailey, York CityJune 1, 1927	
	Hollywood Beach, Lake Bonlonkoma, L. IJuly 1, 1926	
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•	Madison Square Garden, New York CityJune 1, 1929	á
1	Sound Trucks- Emerson Drug Co. (sound bruck), New York City April 5, 1932	
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	Century of Progress, Chia 1:1	
	Atlantic Coast Line (Ployida Special)	
	Atlantic Coast Line (Plorida Special)	٠,
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÷	Private Residences- Wired Music, Inc., New York CityJuly 22, 1935	Š
	Commercial - Muzak Corp., New York City	
	muzak Corp., New Collection	٠



HARRY AKST



LOUIS ALTER Manhattan Serenade



MAXWELL ANDERSON Knickerbocker Holiday



HAROLD ARLEN Stormy Weather



HARRY ARMSTRONG Sweet Adeline



GENE AUSTIN How Come You Do Me Like You Do



ABEL BAER I Ain't Got Nobody



REV. GEORGE BENNARD The Old Rugged Cross



ROBERT RUSSELL BENNETT Hold Your Horses



FRANK J. BLACK You Are Music



The Cradle Will Rock



RUBE BLOOM Song of the Bayou

TOP SONG WRITERS! + TOP SONG HITS!





Stop Beatin' Round the Mulberry Bush



FREDERICK V. BOWERS Because



ROBERT HOOD BOWERS East Is West



GENA BRANSCOMBE Pilgrims of Destiny



NACIO HERB BROWN Singin' in the Rain



ALFRED BRYAN Peg o' My Heart



JOHNNY BURKE The Beat o' My Heart



R. H. BURNSIDE It's Nice to Have a Sweetheart



ABRAM CHASINS Rush Hour in Hong Kong



ZEZ CONFREY Kitten on the Keys



XAVIER CUGAT Night Must Fall



Margie

TOP SONG WRITERS! + TOP SONG HITS!





MORT DIXON
That Old Gang of Mine



VERNON DUKE
April in Paris



FERDINAND DUNKLEY
O' Come All
Ye Faithful



CLARA EDWARDS
With the Wind and
the Rain in Your Hair



RAY EGAN Japanese Sandman



SAMMY FAIN
That Old Feeling



GERALDINE FARRAR
Dear Homeland



DOROTHY FIELDS
I Can't Give You
Anything But Love



TED FIORITO

Laugh, Clown, Laugh



FRED FISHER
Dardanella



OSCAR FOX Hills of Home



ARTHUR FREED Singin' in the Rain

+ TOP SONG WRITERS! + TOP SONG HITS! +





CLIFF FRIEND
The Merry-Go-Round
Broke Down



RUDOLPH GANZ A Cradle Song



BYRON GAY Horses



LEWIS E. GENSLER Keep Smiling at Trouble



E. RAY GOETZ Me and My Gal



JOHN GOLDEN Poor Butterfly



MORTON GOULD



JOHN GREEN Body and Soul



JESSE GREER Sleepy Head



HOMER GRUNN Desert Suite



DAVID GUION Home on the Range



E. Y. HARBURG Brother Can You Spare a Dime



W.FRANKE HARLING Beyond the BlueHorizon

TOP SONG WRITERS! + TOP SONG HITS! +





CHARLES HAUBIEL The Vision of St. Joan



EDWARD HEYMAN Body and Soul



FREDERICK HOLLANDER Moonlight and Shadows



SIDNEY HOMER Requiem



BRIAN HOOKER Only a Rose



WILL M. HOUGH I Wonder Who's Kissing Her Now



LANGSTON HUGHES Night Time



RUPERT HUGHES The Roustabout



HERMAN HUPFELD When Yuba Plays the Rumba on the Tuba



ELSIE JANIS Love Your Spell Is Everywhere



WERNER JANSSEN New Years Eve in New York



HORACE JOHNSON Streets of Florence

TOP SONG WRITERS! TOP SONG HITS!





HOWARD E. JOHNSON When the Moon Comes Over the Mountain



J. C. JOHNSON Believe It, Beloved



ARTHUR JOHNSTON Pennies from Heaven



I'll See You in My Dreams



ROBERT KATSCHER When Day Is Done



JAMES KENDIS I'm Forever Blowing Bubbles



WALTER KENT Mama, I Wanna Make Khythm



CHARLES F. KENNY Make Believe Island



NICK A. KENNY Make Believe Island



GUSTAV KLEMM Annapolis Lullaby



TED KOEHLER Stormy Weather



WALTER KRAMER Pleading





FRANK LA FORGE Song of the Open

TOP SONG WRITERS! TOP SONG HITS!





BURTON LANE Tony's Wife



On Miami Shore



EDDIE LEONARD
Ida, Sweet
as Apple Cider



OSCAR LEVANT Lady Play Your Mandolin



HAROLD LEVEY
Good Bye—Good Bye



MISCHA LEVITZKI Valse Tzigane



AL LEWIS
No! No!
A Thousand Times No



JERRY LIVINGSTON Under a Blanket of Blue



EUGENE LOCKHART

The World Is

Waiting for the Sunrise



FRANK LOESSER Say It



CARMEN LOMBARDO Boo-Hoo



HERBERT MAGIDSON
The Continental



MATT MALNECK
Pardon My
Southern Accent



NEIL MORET (Charles N. Daniels) *Chio-E*

+ TOP SONG WRITERS! + TOP SONG HITS! +





LEW POLLACK Diane







OSCAR RASBACH



ANDY RAZAF Ain't Misbehavin'



GITZ RICE Dear Old Pal of Mine



LEE ROBERTS Smiles



LUCKY ROBERTS The Junk Man Rag



J. RUSSELL ROBINSON Margie



WILLARD ROBISON Old Folks



JAMES H. ROGERS The Man of Nazareth







VINCENT ROSE Avalon

+ TOP SONG WRITERS! + TOP SONG HITS!



The state of the s



LAZARE SAMINSKY
The Enchanted Grotto



DOMENICO SAVINO Kiki



VICTOR SCHERTZINGER One Night of Love



JEAN SCHWARTZ
Chinatown,
My Chinatown



RAYMOND SCOTT The Toy Trumpet



NATHANIEL SHILKRET

Jeannine,

I Dream of Lilac Time



ABNER SILVER
No! No!
a Thousand Times No.



ROBERT B. SMITH Sweethearts



TED SNYDER
The Sheik of Araby



CESARE SODERO
Moonlight on the Lake



SIGMUND SPAETH



CHARLES
GILBERT SPROSS
Abide With Me



DAVE STAMPER Some Sweet Day



HERBERT STOTHART
At the Balalaika

+ TOP SONG WRITERS! + TOP SONG HITS! +











ERNEST TOCH Peter Ibbetson



EGBERT VAN ALSTYNE
In the Shade of
the Old Apple Tree



JAMES J. WALKER Will You Love Me in December



FATS WALLER Ain't Misbehavin'



NED WASHINGTON When You Wish Upon a Star



PETE WENDLING Oh! What a Pal Was Mary



CLARENCE WILLIAMS

Baby, Won't You

Please Come Home





ALLIE WRUBEL Farewell to Arms



VICTOR YOUNG Sweet Sue, Just You



J. S. ZAMECNIK Neapolitan Nights

+ TOP SONG WRITERS! + TOP SONG HITS!



Auto-Radio Music

THAT music actually has charms to sooth the savage breast is partially proven by the fact that truck operators are now providing radio installations for their drivers. According to General Motors officials, recent tests have proven that the auto radio, instead of being a handican, is conductive to safe driving, especially on the longer trips. Music relieves the monotony of long drives and also prevents sleepiness.

About 6,000,000 cars are now radio-equipped, and customer surveys indicate that, among people having radios in their old cars, over 96% wanted sets installed in their next cars.

MUSIC FOR HEALTH

By GEOFFREY O'HARA

MEN of science at last got around to investigating the power of music to cure physical and mental ills. Already reports are being made which. Ittle short of astounding unbelievable mirceles! No longer need we clamp down on this subject, speak in whispers behind closed doors, because science has spoken. Many very excellent articles have been written, books, lectures. There isn't room here except to mention the fact that they exist. Interested readers can discover the names of the writers and the books by making enquiry.

My interest was first aroused when I was working among the Navajo Indians before the Great War. I saw with my own eyes cures made with music, I was present at the Hopi Snake Dance performed to bring rain, and I saw it rain!

When the war was over and we returned to civil life, I was much attracted by the work of Wm, van der Wall and others in our insane, asylums. Scores of patients were started on the road to recovery; put book into useful occupations, and some were cured as if by a miracle, simply through the scientific use of music.

tific use of music.

My attention was then directed to rain-makers, and here again, I found much to be learned. One scientist told me that a certain Indian rain song had produced three days of rain out of a perfectly clear rity. Many such cases have been scientifically recorded, not simple, sentimental, tomfoolerly—no, but truly accredited work of scientists. Now it can be told. It 18 true. Music hath charms to cure the savage breast.

The youth of today are coing to scientists.

breast.

The youth of today are going to crack the atom, unlock the secrets of nature. We shall learn that music is one of the greatest, if not THE greatest power in our Universe, that MAN is part of it all, and is effected by vibration as by no other thing.

What is music anyway. It is founded on the laws of sound. Sound, in turn is founded on the laws of vibration is the infinite law of the Cosmos itself, the key-note of it all.

Some ASCAP Statistics

By GEORGE HOFFMAN, Comptroller, ASCAP



THE membership rolls of ASCAP contain 1,109 authors and composers and 137 publishers, including the names of many deceased members whose estates share in the annual distribution of the Society's income.

Currently there are 33.272 users of copyrighted music for public performance for profit serviced by ASCAP through the New York office and 31 district offices in the United States.

Out of every dollar received by the Society in fees, approximately 20% is used for operating expense, making approximately 80% of the gross annual income available for distribution to members and foreign affiliates of the Society. Receipts and disbursements are carefully supervised, all payments being examined by a finance committee, consisting of several members of the board of directors. Certified public accountants and ASCAP's own auditing department regularly balance the home office books and those of every field representative.

Lighter Music May Predominate In Television, Says Dr. Goldsmith

MUSIC in television will play a role different from the one it plays in radio broadcasts, according to Dr. Alfred N. Goldsmith, consulting engineer in radio and motion pictures, former vice-president of RCA, and past president of the Institute of Radio Engineers and the Society of Motion Picture Engineers.

"In radio, the one sense of hearing is all-important, while in television both eve and ear are attracted and the ear will yield superior rights to the eye." Dr. Goldsmith points out. "It may, therefore, be assumed that a larger percentage of so-called lighter music will be in demand for telecasts and that through this medium the need for composition of less complicated instrumentation will arise."

Musical Movies

By DARRYL F. ZANUCK

MANY times the death knell has been sounded our MANY times the death knell has been sounded over screen musicals, but screen musicals will never die. There may, as in the past, be periods where the public taste becomes jaded through over-emphasis in the production of this type of film. But that happens whenever any one form of entertainment becomes a cycle. There can be too much comedy, too much melodrama or too much of music.

The present state of the public mind is favorable toward screen musicals. People need a reaction from the heavy pall of gloomy world events. Music is the tonic.

NO CREED OR COLOR

By JACK MILLS

A SCAP can readily pride itself upon its liberal membership, its own emancipation policy which has fostered music from the Society's inception. Every race and every creed expresses its soul musically through its membership.

We might well be proud of W. C. Handy, whose blues are a native negro folk expression, and of Irving Berlin, whose patriotic fervor is as true and revealing that of the descendants of our first settlers.

Such Negroes as Duke Ellington, Cabloway and Handy are definitely leaders of their race. Likewise their compositions such as "Sophisticated Lady." Minnie the Moocher" and "St. Louis Blues," become important contributions to American music.

Nor there any discrimination against a good old Irish song the minor orders are a Variable and the second in the minor orders are a variable and the second in the minor orders are a variable and the second in the minor orders are a variable and the second in the minor orders are a variable and the second in the minor orders are a variable and the second in the minor orders are a variable and the second in the minor orders are a variable and the second in the minor orders are a variable and the second in the second i



music.

Nor there any discrimination against a good old Irish song, the minor cudences of a Jewish melody, the orthodoxy of religious music, the lazy thythms of our Pan-American neighbors or the 'hot' improvisations of our American com-

The Amateur Musician

By JUDGE LEOPOLD PRINCE Founder and Conductor of the "New York City Amateur Symphony Orchestra"

OME 11 years ago my son, then a boy of 13 expressed the wish to play ensemble music. He had talent but when looking for an orchestra we found nothing open for him and so we decided to form our own orchestra. It was surprising how many youngsters joined us. Soon we were too large a group for my apartment and a rehearsal hall had to be found. Thus began organization which has survived in spite of

so we decided to form our own orchestra. It was shuthing how many youngsters joined us. Soon we were too large a group for my apartment and a rehearsal hall had to be found. Thus began organization which has survived in spite of many hardships.

To me, an orchestra of amateurs represents an ideal outlet for the you'h in a Democracy. In our present day labor setup, there is a vast amount of leisure. Boys and girls must find their leisure-time-activities.

While it is important that our civic communities should enjoy the cultural advantages of hearing professional symphony orchestras, it is even more important that these municipal groups provide their cilizens with facilities for making music, themselves. In my opinion there is no finer means of building character than participating personally in great music. Ensemble playing brings with it discipline in accuracy, precision and group cooperation, that can scarcely be equalled in any other field of pleasurable endeavor.

An amateur orchestra gives those young people, who are about to be our voing cilizens, a chance to become quainted with the philosophies of poets and musicians. These speak a universal language. They preach The Golden Rule. Through this parent organization other amateur orchestras have arisen in this city and other. States. Many a boy and girl who started with us received a chance thus for a public dignified debut which eventually led to engagements with professional orchestras of national repute. The members are not paid in money. But the joy of doing is its own reward, and freedom to do makes the doing doubly pleasurable.

Song Policy Goes Over Big At Paramount Theatre

By ROBERT WEITMAN, Managing Director, New York Paramount Theatre

AY IT with a beautiful song! And the New York Paramount gladly keeps saying it with music—sweet, hot, swing, torch, old, new. Songs have been of vital help in the success established by our theatre at the Crossroads of the World during the past five years. At that time we inaugurated our highly successful policy of 2 for 1 shows—screen attractions and leading bands supported by stellar in-person attractions.

attractions.

We have catered to audiences which are song-conscious. They like music. More than that, they like to sing. We know this from the success of Don Baker at the Paramount organ console. For five years Paker has been playing the leading song hits and we've found that most of our patrons no only know the tune hits of the day, but are familiar with the lyries.

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no only know the tune hits of the day, but are tammar wanthe lyries.

During the past, five years, I would hazard a guess that more than 3,000 songs have been played and aung in the Paramount Theatre. Many of the nation's most popular songs were first heard in our theatre, And during the lifetime of the Paramount, most, if not all, of the leading singers of the day have appeared there in person.

Music and Big Business

By I. J. FOX Fifth Avenue Merchant

Too many people have overlooked the fact that music today plays an important part in big business. And by that I'm not referring to the influence of music as a sales factor via radio. It's influence here has not been overlooked, except by the radio chains themselves on the sundry occasion when it suited their purpose.

What I am referring to is the influence, as a sales factor, that music actually exerts in the selling of metchandise. Fashion shows are one of the biggest individual assets of any organization in the cichting business, and music does more to break down sales resistance at fashion shows than the most glamorous model in a group of male buyers. Not only is if an important factor in breaking down sales resistance, but it, influence in serving as a background for new designs is tremendous.

John Wanamaker's and many other big department stores have used music to draw customers by presenting afternoon organ concerts and vocal programs by leading artists.

Music At the Races

By MIKE CASALE

M USIC is as much a part of the entertainment as the running of the horses at Empire City Race Track on Saturdays and holidays, the days when the band does its stuff at the track. The music helps the winners to celebrate, helps the losers to forget, and gives pleasure to the also-rans.
Older folks, who are racing minded, prefer the operatus. Younger turf enhusiasts request hot music. The heavy-betting regulars appreciate the harmony of a hill-laby to relax their strained emotions. "God Bless America by in favorite with all Empire City fans, many in the stands would rather hear this patriotic piece than try to beat an 8-to-1 shot.

Du Bose Heyward— In Memoriam

By J. ROSAMOND JOHNSON

DU BOSE HEYWARD has passed on. But he will never pass out of the hearts of his fellow ASCAP members and all others who knew him. Admired, honored; loved and respected by everyone who came in contact with him, Heyward's personal life was no less an inspiration than his varied achievements. His long battle against physical odds softened instead of embittered him.

battle against physical odds softened instead of embitiered him.

"James Russell Lowell once asked: "When will poets learn that a gruss blade of their own raising is worth a barrow-dod of flowers from their neighbor's garden?" Du Bose Heyward's creative genius knew no necessity to borrow from their beighbor's garden?" Du Bose Heyward's creative genius knew no necessity to borrow from their beighbor's garden?" Du Bose Heyward's creative genius knew no necessity to borrow from their beighbor's garden?" Du Bose Heyward's creative gard his poets, his poets and educated in Charleston, Heyward founded the Poetry Society of South Carolina and his first book, "Carolina Chansons," written in collaboration with Hervey Allen, breather his deep affection for his native South.

A sympathetic understanding of the problems and stringles, he whimsicalities, the folibles and virtues of the Negro receive wade "Mamba's Daughters" (in which I played Lawyer Frazier) and "Forgy" in which I was Rev. Quintus Whaley) the most outstanding of Heyward's novels, In the dramatization's of both, these books, the author collaborated with their daughter, Jenifer, survives him.

But most famous of all the great-hearted southerner's fineworks, is his opera, "Forgy and Bess," set to music by another of ASCAP's most gifted members, who has also journeyed to the Great Beyond—George Gershwin. Rarely in the history of the theatre have words, and music found a happier association!

Music in Public Schools

By GEORGE GARTLAN

SINCE the teaching of music in the public schools of the United States was started experimentally with the appointments of M1. Lowell Mason in 1838 as Director of Music in Boston, the time has been indeed marked by great accom-

pointments of Mi. Lowell Mason in 1838 as Director of Music in Boston, the time has been indeed marked by great accomplishments.

So much so, that today, 102 years laten every town, village and hamlet boasts or its own school bands, orchestra and chorus. Thourands of such organizations are in existence throughout our country.

From the first, the object of teaching music has been to make everyone conscious of its beauty, to understand it, and to enjoy it as part of their lives. And, as I have noted through my work as Director of Music for the Board of Education, New York City, great strides have been made.

Much has been done both vocally and instrumentally for the talented pupils. Graduates of our high schools are rapidly taking their place in the leading musical organizations of this country. New York City is represented in every major symphony orchestra of the United States with two exceptions. Our leading radio stations are manned by high school gradualets; dance orchestras and motion picture the stre musical groups are the product of musical America.

No longer is if necessary to depend on foreign countries to supply the demand as it was once for instrumental virtuosi. Every high school in the country has its own A Capella chorus and many cities are forming a special group known as the All-City Chorus. America is leading the world loday in chorus singing.

Much as the former culture of Europe will be missed, we have no need to fear that America will not only preserve the tradition of the Old World, but will build largely toward culture for surpassing the old.

Growth of ASCAP Membership

T OTAL ASCAP membership now stands at 1,246, which includes 1,109 composers-authors and 137 publishers. This compares with 246 composers-authors and 33 publishers in January, 1923, when the Society began collecting money from radio stations.

in January, 1923, when the Society began collecting money from radio stations.

To be eligible for membership, a writer must have five published works, which here being commercially performed, to his credit. He also must show continued activity as: writer or composer.

Publishers, to gain riembership, must be business at least a year, have a catalog that is being publicly performed for profit, and show evidence of the permanency of his furnilla in 1938, copyrighted music works numbered 37,862. Of this number, 12,758 were published.



FELIX ARNOT



HAROLD ATTERIDGE



LEOPOLD AUER



ERNEST R. BALL



JAMES W. BLAKE



HENRY BLOSSOM



ANNE CALDWELL



GRANT CLARKE



WILL D. COBB



CON CONRAD



FREDERICK S. CONVERSE



HENRY CREAMER



REGINALD DE KOVEN DOROTHY DONNELLY



THEIR MUSIC

WILL NEVER DIE







RING LARDNER



CHARLES B. LAWLOR



FREDERICK KNIGHT LOGAN



BALLARD MacDONALD EDWARD MacDOWELL





THEODORE A. METZ



THEODORE MORSE





CHAUNCEY OLCOTT



HORATIO PARKER



HUGO RIESENFELD



JAMES WHITCOMB RILEY



CARO ROMA



ED ROSE

THEIR MUSIC WILL NEVER DIE



GEORGE ROSEY



GUSTAV SAENGER



REN SHIELDS



A. BALDWIN SLOANE



EDGAR SMITH



HARRY B. SMITH



JOHN PHILIP SOUSA



FRANK L. STANTON



JAMES THORNTON



ROY TURK



RICHARD A. WHITING



WILLIAM H. WOODIN



JOSEPH YOUNG



RIDA JOHNSON YOUNG

THEIR MUSIC
WILL NEVER DIE



PAUL DRESSER



ABRAHAM HOLZMANN



KARL HOSCHNA



ROBERT A. KING (KEISER)





MANUEL KLEIN H. SYLVESTER KROUSE GLEN MacDONOUGH





CHARLES McCARRON



STANLEY MURPHY



E. T. PAULL



FREDERICK PETERS





HENRY W. PETRIE DR. ALFRED G. ROBYN ALFRED SOLMAN



THEIR MUSIC

WILL NEVER DIE



WRITERS' RIGHTS

(Continued from page 40)

vening; an average radio station on full time will use more tan 200 different titles a day, and a night club, cabaret or neatre will use on the average not less than 40 to not more nan 100 different titles in the course of a program.

nan 100 different titles in the course of a program.

Well-balanced, diversified and entertaining programs aceptable to the public cannot be built within the catalog or
epertoire of a single copyright owner. Very often on a proram of 100 compositions there would be 60 different copyight owners concerned.

Serves Both Sides

So, in 1914 ASCAP was formed as a voluntary, unincorrated, non-profit association with two objectives in mind:

(1) To create a central, convenient source at which law-abiding entrepeneurs of public entertainment might secure legal licenses to use copyrighted musical compositions; and

legal licenses to use copyrighted musical compositions; and (2) To establish an instrumentality which might in a dignified and lawful manner protect and safeguard the legal rights of music creators, assure them a reasonable return from their valuable rights, encourage and stimulate them to the further production of the material essential to the continued successful conduct of public amusement, and to safeguard them against indigent old age.

against indigent old age.

Despite the benefits and advantages of such an arrangement, there was opposition to it from the start. This opposition came, naturally, from operators of theatres, hotels, dance halls, and other places where music was an important part of the business. And the only basis for their opposition was the fact that they didn't want to pay for something which they had been getting for nothing—even though they had been taking it illegally.

In other words, this anti-ASCAP element began to wage a battle for the right to continue stealing!

Economy of ASCAP

Economy of ASCAP

Granted now that there can be no quarrel with the copy ight law and the right of composers and publishers to collec-oyalties thereunder, the next question is how this may be one in the best interests of both sides.

If there were no ASCAP and music users had to deal with housands of individual writers and publishers, the expenses of the music users in negotiating these separate licenses would be many times what they now pay for their ASCAP teense. In addition, lack of uniformity in the demands of different copyright owners would result in chaos as well as dded cost.

accec cost.

On top of this, the composers and publishers would have to charge a great deal more for music so that they, too, could meet the additional costs of separate licenses, policing the country to detect infringements, and paying for the inevitable maze of litigation.

Harassing ASCAP

The favorite method of harassing ASCAP, in an effort to evade paying the music license fee, is to sponsor inimical legislation. This has been tried by movie theatre owners and radio broadcasters in almost every state in the Union.

In court actions, for 25 years, ASCAP has won every important suit contending the principle that copyright music used for profit should be paid for. There no longer is any question about that right. But the movie theatre men and brodeasters have sponsored bills to prevent the composer from exercising his rights!

from exercising his rights!

Most of these attempts, however, have failed because the law and facts were too clear to allow of more than one interpretation. In Michigan, for instance, when Governor Frank Murphy vetoed an anti-ASCAP bill about three years ago, he quoted the opinion of his attorney-general, reading in part: "We have made a careful siduy of this act, and of the law applicable thereto, and are of the opinion that the act is clearly invalid because it is an unconstitutional attempt to destroy the exclusive right of copyright owners, guaranteed to them by the United States constitution and the Federal Copyright Law. Copyright Law.

Copyright Law.

"The exclusive rights conferred upon copyright holders under the act of Congress above referred to cannot constitutionally be impaired or taken away by the states.

"We are of the opinion that Senate Enrolled Act No. 125 seeks by unreasonable and oppressive measures, having no relation to the public welfare or necessity, to impair the ability of copyrighted owners to exercise their rights through membership in a Society of such nature; that since copyright owners can only effectively enforce their rights under the Federal copyright laws through membership in such an organization, the act thereby seriously impairs and interferes, with the ability of copyright owners to exercise their copyrights at all.

rights at all. "It might further be pointed out that, aside from the ques-flom of constitutionality, the provisions above referred to would put the State of Michigan into the business of licen-sing and administrating copyrights."

The Public Suffers

The Public Suffers

Despite the clearness of the issue as shown in the foregoing opinion, four state legislators were lobbied in such
force by the broadcasting and movie theatre interests that
ASCAP was forced to stop doing business in those states.

As a result, the people of Kansas, Montana, North Dakota
and Washington are denied the privilege and pleasure of hearing most of the world's best music unless they get it from
sources outside their state!

This is a disregard of public interest far more flagrant than
the unequonetable claim that an ASCAP music license costs

the unsupportable claim that an ASCAP music license costs too much. It shows the extreme lengths to which powerful anusement interests are willing to go in their attempts to escape payment of the royalties due composers and publishers.

sners.

And the ironical part is that they spend thousands of dol-

All the notice part is now year. All are to get out of paying a few hundred.

But ASCAP is continuing its efforts in the firm belief that justice will eventually prevail in all of these states and that the Society will be vindicated there as it has everywhere

First Big Court Victory

First Big Court Victory

One of the first important test suits involving music copyright infringement was the case brought in New York by Victor Herbert against Shanley's cabaret in 1917. The cabract, which had a \$2 cover charge, had a vocalist who sang the leading song from Herbert's operetta, "Sweethearts," accompanied by an orchestra. The operetta was then playing at the New Amsterdam Theatre.

In declaring the performance at the cabaret an infringement, Justice Holmes of the U. S. Supreme Court said:

"If the rights under the copyright are infringed only by a performance where money is taken at the door, they are very imperfectly protected." Performances not different in kind from those of the defendants could be given that might compete with and even destroy the success of the monopoly

President Inspired Song Hit

President Roosevelt can take credit for the newest-attrictic song to sweep the country, "I Am an American." for it was after listening to him address youths who erer soon to assume the duties and obligations of citi-enship that Paul Cunningham, Ira Schuster and Leonard Whiteup wrote the time

histop wrote the tune.

Mercer-Morris publishing company has been doing a g promotion job on it. In co-operation with Gray ordon, buttons are being distributed to radio listeners, truck will be, sent to tour the country playing the mg, the writers make a personal appearance each night a Loew theatre to sing it and every avenue open to lugging has been utilized.

that the law intends the plaintiffs to have. It is enough to say that there is no need to construe the statute so narrowly. The detendants performances are not eleemosynary. They are part of a total for which the public pays, and the fact that the price of the whole is attributed to a particular item which those present are expected to order, is not important it is true that the music is not the sole object, but neither is the food, which probably could be got cheaper. It music did not pay, it would be given up. If it pays, it pays out of the public's pocket. Whether it pays or not, the purpose of employing it is profit, and that is enough.

Theatre Suit Won.

After the Herbert vs. Shanley decision, while hotel men made some effort to work out an agreement with the Society, motion picture theatre owners refused to concede that the decision was applicable to the playing of copyrighted music in their houses. They declared that no direct admission fee was charged for hearing the music and that the music was incidental to the entertainment. It was, therefore, necessary to test out the issue.

In a suit hemoste to the suit of the mean that the music was incidental to the entertainment.

incidental to the entertainment. It was therefore, necessary to test out the issue.

In a suit brought by Raymond Hubbell, a member of the Society, against the Royal Pastime Amusement Co., motion picture exhibitor, for the playing of Hubbell's song, "Poor Butterfly," which was a hit of the then current New York Hippodrome production, the case was decided in favor of Hubbell, the court holding that the copyright law applied to motion picture theatres.

Although many movie exhibitors presented elaborate stage presentations which often took as much as an hour or more and were advertised as the main attraction, they refused to pay anything to the music authors. The Motion Picture Exhibitors League of America brought suit in the name of its members, the 174th Street & St. Nicholas Amusement Co., against the Society to restrain; if from conducting its operations on the ground that the detendants were a monopoly in restraint of trade. The court ruled in favor of ASCAF, saying:

"The fact that the music of the authors who are members of the association is popular and in demand presents just so much more reason why it should be protected, and its unauthorized at public entertainment given for profit prevented. Practically the exhibitors of moving pictures seek to obtain by injunction the right to publicly perform copyrighted musical compositions for profit, without a consent of the holder of copyright and without compensation to him."

Radio Brings New Problems

Radio Brings New Problems

With the development of broadcasting there was a new invasion of the rights of the authors. Radio took the most popular musical hits of the day and, by constant grinding and repetition, killed them off in a few months. Besides greatly shortening the life of a song, radio ruined the sales of sheet music and phonograph records, from which the authors had previously derived the major part of their royalties. Yet the broadcasters openly declared they would not pay for licenses from copyright owners." recognize the right to collect any tax until the law plainly states that such payment must be legally collected."

The challenge was accepted by the Society and a suit-brought in behalf of a member, M. Witmark & Sons, against Bamberger & Co., in the U. S. District Court of New Jersey, Judge Lynch in that case held radio broadcasters refused to respect the rights of authors. In its campaign against ASCAP, the National Association of Broadcasters, through the medium of its NAB Bulletin, issue of Feb. 18, 1836, mapped out a program urging "illigation, legislation, the establishment of an independent source of music supply, and various other steps to combat the association organized for the protection of songwriters.

Thus, by threats of numerous and costly lawsuits, hostile legislation and various campaigns to harass, evex and annoy the Society, the broadcasters sought to obtain their own terms from ASCAP. It was the same method pursued by movie theatre owners.

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legislation and various campaigns to harass, vex and annoy the Society, the broadcasters sought to obtain their own terms from ASCAP. It was the same method pursued by movie theater owners.

In addition to instituting separate suits in State courts, the NAB field complaints against the Society with the Federal Trade Commission and the Department of Justice. Both of these government agencies, after thorough investigation, gave ASCAP a clean bill of health.

Next a flood of bills was introduced in Congress to exempt exhibitors, broadcasters and hotel owners from any liability in respect of the public performances of musical works or broft, Extensive and exhaustive hearings were held thereon and all bils failed of passage.

In 1934, threats were made by NAB officials that unless the Society renewed its existing licenses upon the same terms and conditions, barrage of new legislation, suits and complaints would be launched. When ASCAP refused to submit to this kind of approach, the broadcasters brought suit, through one of their members, for dissolution of the Society. This case, Pennsylvania Broadcasting vs. Buck, is still pending in the U. S. District Court for the Southern District of New York.

In this same District Court, a suit against the Society was started by the Government. After 10 days of hearing, the Court suggested that both parties might stigulate as to the remaining facts and an adjournment was taken sine die, This tipulation has not yet been completed, the last draft having been submitted November 19, 1936.

Andrew W. Bennett, who represented the Government in the foregoing case, and who, as agent for the Department of Justice, made an exhaustive study of ASCAP before the case was begun, left the Government in 1936 to accept a retainer from the National Association of Broadcasters.

Thereafter the activities of the radio men took a new turn. Unable to induce Congress to emasculate and destroy the Copyright Act and leave creators at the mercy of the broadcasting industry, the radio interests adopted

ELLIOTT ROOSEVELT

(Continued from page 4)

continued from page 4)
numerous affiliates and subsidiaries. These, he said, include artists' bureaus, concert bureaus, lecture bureaus, eccording companies, transcription companies, networks, and mranged affiliate stations. It also controls numerous individual stations by virtue of long term contracts.

Chains Foster Monopolies

"All these activities," said Roosevelt, "tend to eliminate competition and freeze out independent concerns." He cited, as an illustration, that independent broadcasters were forced to purchase electrical transcriptions of shows now on the chains from subsidiaries controlled by the chains, which inconopolized this, highly important field.

to purchase electrical transcriptions of shows now on the chains from subsidiaries controlled by the chains, which infonopolized this, highly important field.

To conline the quotations: "The FCG grants a license, gratts to radio stations on the understanding that they will be operated in the public interest. The chain controlled N.A.B. has now organized a \$2,000,000 subsidiary Broadcast Music, Inc. (BMI). They have done this for the cannounced purpose of using that music exclusively and berring the music of the 1,100 composers and authors represented by ASCAP. I consider this an extremely dangerous precedent. Barring men like George M. Cohan and women like Carrie Jacobs-Bond from the air is definitely not in the public interest. Exclusively plugging the music of subsidized song writers and subsidized subsidiaries is definitely in their own individual interest, without regard for the FCC, or the public, or the rights of other songwriters. If this discrimination is permitted, there is nothing to stop the chains from ultimately swallowing up the music publishing industry. It would thereby exert an unhealthy control of tremendous investments involved in allicd industries such as molion pictures, the theatres, dance halls, hotels, night clubs and other activities too nimerous to mention, which depend in great part for music to safeguard investments. The right of dictate conditions covering other form of activity which makes, use of radio. The opportunity for discrimination is too obvious to necessitate denunciation. The picture is clear and tells its own story. If the radio chains can compete with misic publishers and bar them from the air, it can compete with its own customers by setting up subsidiaries for the manula ure of all, sorts of products.

"I am not being an alarmist, but I see no difference between origanzing a music publishing company and barring

ture of all sorts of products.
"I am not being an alarmist, but I see no difference between organizing a music publishing company and barring all other music publishing offices from the air, and organizing a cosmetic company and barring all other cosmetic companies from the air. I think this whole tendency to monopoly should be scolched before it gains any further headway. Otherwise, I can see years of expensive litigation.

Otherwise, I can see years of expensive litigation.

"No newspaper," continued Roosevelt "has ever dared to dictate to advertisers as the radio chains do. For example, down in Texas on a certain section of one of the chain units, an advertiser who only wants to use one station must buy time on at least five stations out of seven, to get on that particular network. At the same time he is barred from using competing stations in the town. Their control of affiliated stations has actually given them a strangle hold dn radio.

"I feel that the five-year deal I have entered into with ASCAP, with its adjustment clauses covering business fluctuations, is fair and equitable and indicates both a premise and a promise for equitable renewals.

"If the chains were as fair in dealing with the constitutions."

"If the chains were as fair in dealing with their affiliates as ASCAP is in with dealing with its licensees, radio would surely be operating in the public interest as intended by the U.S. Government in granting them gratis licenses."

attorney for the NAB. Schweppe also made the main orga-ment for the State of Washington in the Society's action the in 1937 against the state's anti-ASCAP law, and in the U. S. Supreme Court's hearing of the appeal in this case, which had been dismissed by the Tacoma court for lack of juris-diction.

Threats Resumed

Threats Resumed

In 1939, the Society's contracts with the broadcasters, which expire next December, came up for renewal. Negotiations were opened by the radio men, particularly Neville Miller, president of the NAB, and the conferences also were attended by representatives of CBS, NBC and groups of affiliated and non-affiliated independent broadcasters. Mr. Miller and the other radio men were repeatedly asked to prepare a proposed new contract in a form that would be agreeable to the broadcasters, but none was ever presented to the Society. However, as the negotiations progressed, the broadcasters threatened that they would revive the pending Government suit and that they would revive the pending Government suit and that they would form an organization of their own which would publish music, and enable, them to operate without licenses from the Society.

Following out their threat, the radio men organized Broad-

licenses from the Society.

Following out their threat, the radio men organized Breadcast Music, Inc., with capital stock subscribed to by many of the broadcasters who have been requested to make such subscription by the NAB. This corporation is actively engaged in obtaining contracts with songwriters and has in the of preparation an important and substantial catalogue of music which it has announced that if will license to radio stations. Strangely, although the broadcasters have complained of the blanket licenses issued by the Society, the proposed Broadcast Music licenses is a blanket license.

The anti-ASCAP campaign was carried to peight of ab-

plained of the blanket licenses issued by the Society, the proposed Broadcast Music licenses is a blanket license. The anti-ASCAP campaign was carried to heights of absurdity last February when the broadcasting and movie the attending the state interests of Montana caused the arrest in Phoenix. Ariz, of Gene Buck, President of the Society, on charges of "collecting money under false pretenses" in connection with ASCAP's collection of copyright fees. Although the Governor of Montana refused to issue extradition papers and the Arizona officials slated they would not honor any extradition documents, the insult and humiliation had been achieved. The Society has been able to furnish a service to radic, movies, dance halls, etc., far cheaper than those users cculd possibly furnish the same service themselves. This has made the ASCAP license a valuable asset of each and every one of these establishments, Many of them have tried to deprive the composers of the right of collective bargaining by charging them with being a monopoly. Yet in the same breath these very users arge that the Society does not represent a substantial portion of available music.

ASCAP does not purport to have all the available music in its repertoire. It does, however, assert that it is the only cooperative agency through which composers and authors and their publishers have been able effectively to protect the right of public performance for profit against willful privay. Certain users wish to kinave the availability of this repertoire of music for their own private profit without any payment whalsever. The only, plant for payment advanced by the users is one under which payment would be made only it and when it user were caught in the act of pincy. This is what the so-culled "per piece" system amounts to

Million Copy Songs, Authors, Composers and Publishers

Compiled by SAM KOPP					
	(Illustrated on page 23)		PURLISHER	AUTHOR-COMPOSER	SONG Feist
Sidewalks of New York	AUTHOR-COMPOSER C. V. Lawlor, J. V. Blake	PUBLISHER Paull-Pioneer Witmark	K-K-K-Katy Honey Boy	Albert Von Tilzer, Jack Norworth	Jerry Vogel
Down Where the Wurzburger Flows	Vincent P. Bryan, Harry Von		A Smile Will Go a Long, Long Way Marie	Benny Davis, Harry Akst Irving Berlin	Mills Music Berlin Inc.
Let the Rest of the World Go By.	.J. Lerri Breiman, Ernest R.	. Harry Von Tilzer . Witmark	I Used to Love You, But It's	Lew Brown, Albert Von Tilzer.	Broadway Music
Sweetheart of All My Dreams Beautiful Ohio	Art Fitch, Kay Fitch, Bert Lowe. Ballard MacDonald, Mary Earl. Macco Finland William Trees.	Shapiro, Bernstein Shapiro, Bernstein	Alabamy Bound	De Sylva-Creen-Henderson	Shapiro, Bernstein Shapiro, Bernstein
Hearts and Flowers.	Harry Von Tilver		Shine On Harvest Moon When You're a Long, Long Way From Home	Jack Norworth, Nora Bayes. Sam M. Lewis, George W. Mcyer	. Remick . Broadway Music
Casey Jones	Seibert Oscor Hammerstein 2d Jacome	Shapiro, Bernstein		(Illustrated on page 27)	
Tours Could	W II Myddleton Sigmund	T, B. Harms Co.	Rose of Washington Square	A. B. Sterling, Harry Von Tilzer. Ballard MacDonald, J. F. Hanley.	Shapiro, Bernstein
I Wan! a Cirl	Will Dillon, Harry Von Tilzer A. J. Lainb. Harry Von Tilzer	Harry Von Tilzer Harry Von Tilzer	The Old Spinning Wheel There's a Long, Long Trail Collegiate	Stoddard King Zo Elliott	Shapiro, Bernstein Witmark Shapiro, Bernstein
Mother Was a Lady	. Edward B. Marks Trying Caesar Otto Harbach	.E.B. Marks	My Melancholy Baby	Brown-Jaffe-Bonx Norton-Watson-Burnett Chattaway-Mills MacDonald-Hanley	Joe Morris Paull-Pioneer
Tea For Two	Vincent Youmans. Lew Brown, Carl Schraubstader.	T. B. Harms Shapiro, Bernstein	Always Over There	Horowitz-Bowers Gao. M. Cohan Rudyard Kipling, Oley Speaks	Shapiro, Bernstein Feist
Whan the Bell in the Light Ifouse Rings	Arthur J. Lamb. Sloman		Where the River Shannon Flows.	James I. Russell	. Witmark & Sons Mills Music
Tat Ma Call Von Sweetheart	Leo Friedman Both S Whiten	. Harms Inc.	Missouri Waltz	. Hirsen-Senmiat . Logan-Shannon	. Harry von Hizer .Forster
Carolina Moon	Paul Lincke. Benny Davis Joe Burke. Raymond Hubbell, John Golden.	Mercer & Morris T. B. Harms	Pagan Love Song	Wendell Hall A. Freed, Nacio Herb Brown Sunny Clapp Sterling Von Tilzer Lew Brown, Albert Von Tilzer	. Robbins . Mills
I Love You Truly	Carine Jacobs Bond	.Carrie J. Bond & Son	My Old New Hampshire Home. I May Be Gone for a Long, Long Time	Sterling Von Tilzer Lew Brown, Albert Von Tilzer	Remick Broadway Music
Down By the Old Mill Stream.	.Tell Taylor	. Forster Music	Take Mc Back to N. Y. Town	Irving Berlin, Sterling-Von Tilzer	Berlin Harry Von Tilzer
Sylvia Oh Promise Me	B. G. De Sylva Oley Speaks, Clinton Scollard Clement Scott, Reg. De Koven	G. Schirmer .G. Schirmer	Let the Rest of the World Go By There's a Girl in the Heart of	.J. Keirn Brennan, Ernest Ball.	.Witmark
Roses Bring Dreams of You Ain't She Sweet	Clement Scott, Reg. De Koven Herbert, Ingraham Jack Yellen, Milton Ager Edwin Stanley, Sol A. Levy	Shapiro, Bernstein Ager, Yellen & Bornstein Forster	Maryland	Ballard MacDonald, Harry Carroll	.Shapiro, Bernstein
Yearning (Just for You)Oh How I Miss You Tonight	Edwin Stanley, Sol A. Levy Benny Davis, Joe Burke Benny Davis, Mark Fisher, Joe	Irving Berlin Inc.	Love's Own Sweet Song	.C. C. S. Cushing, E. P. Heath, Emmerich: Calman	E. B. Marks
Trees	Burk~ Joyce Kilmer, Oscar Rasbach aarry J. Lincoln	. Schirmer	You're a Million Miles from	(Illustrated on page 23)	
Baby Face	Benny Davis, Harry Akst	. Remick	Nowhere	Sam M. Lewis, Joe Young, Walter Donaldson, Cliff Friend, Sidney Clare, Lew	Mills Music
You) By the Beautiful Sea	Harold R. Atteridge, Harry Carroll	Mills Music Shapiro, Bernstein	Then I'll Be Happy Tonight You Belong to Me	Brown	Berlin Inc. Mills Music
Strike Up the Band (Here Comes a Sailor)	Andrew B. Sterling, Chas. B. Ward Al Jolson, Billy Rose, Dave	. Harry Von Tilzer.	Always in the Way	Chas. K. Harris. Ed Rose. Abe Olman. Irving Berlin	. Chas. K. Harris
My Shoulder) Love Me And the World Is Mine	Orever	. Irving Berlin Inc. Witmark	The Song Is Ended	Irving B. Sterling, Harry Von	Feist
The Pcanut Vendor (El Minisero) Peggy O'Neil	L. Wolfe Gilbert, Moises Simons Marion Sunshine Harry Pease, Ed. G. Nelson.	E. B. Marks	Wedding Bells (Are Breaking Up That Old Gang of Mine)	. Willie Raskin, Irving Kahal,	Mills Music
	Ted Lewis, Andrew B. Sterling,	Feist	The Mansion of Aching Hearts	Sammy Fain Arthur J. Lamb, Harry Von- Tilzer	.Harry Von Tilzer
Alabama Lullaby		Inving Parlin Inc	Oh! What a Pal Was Mary All the World Will Be Jealous	Edgar Leslie, Bert Kalmar, Pete Wendling	Mills Music
Tucky Home	Joe Young, Sam M. Lewis, Ceo W. Meyer Jack Mahoney, Percy Wenrich Charles K. Herris	. Irving Berlin Inc.	of Me	Al Dubin, Ernest R. Ball Richard W. Pascoe, Monte Carlo, Alma M. Sanders	. Witmark . Mills Music
Break the News to Mother	. Charles A. Harris.		Athlone You'd Be Surprised My Sunny Tennessee	Bert Kalmar, Harry Ruby,	.Berlin Inc.
On a Sunday Afternoon	(Illus(rated on page 25)		I Never Knew	Herman Ruby Gus Kahn, Ted Fiorito	Mills Music Berlin Inc.
My Gal Sal	. Joe Goodwin, Halsey K. Mohr Paul Dresser	Shapiro, Bernstein E. B. Marks	Until My Daddy Comes Home.	Sam M. Lewis, Joe Young, Pete Wendling	Mills Music
I Can't Give You Anything	Harry Akst, Grant Clarke	w. witmark		Sam Lewis, Joe Young, Jean Schwartz	Mills Music
But Love. Till the Sands of the Desert Grow Cold. Moonlight and Roses.	Ernest R. Ball	. Witmark	Russian Lullaby Where the Morning Glories Twing Around the Door	Andrew B. Sterling Harry Von	Berlin Inc.
You Made Me Love You	Lemare-Black-Moret Joe McCarthy, Jimmy Monaco Irving Berlin	Broadway Music		Tilzer Ford Dabney, Cecil Mack, Low	Harry Von Tilzer Shapiro, Bernstein
I Wonder What's Become of Sally			Who's Sorry Now	Brown Bert Kalmar, Harry Ruby, Ted Snyder Gus Kahn, Ernie Erdman, Billy	. Mills Music
My Mammy	Joe Young, Walter Donaldson, Sam M. Lewis	Berlin Inc.		Meyers and Elmer Schochel	Mills Music
I'm Sorry I Made You Cry Smiles All That I Ask of You Is Love	Edgar Selden, Herbert Ingraham	Reinick	In the Shadows	Ernest J. Schuster E. Ray Coetz, Hernian Finck. Chas. K. Harris	. E. B. Marks . Chas. K. Harris
Just Try to Picture Me Down	William Jerome Walter	Mills Music		(Illustrated on page 29)	
I Didn't Raise My Boy to Be a Soldier Take Me Out to the Ball Came.	Alfred Bryan Al Piantadosi Jack Norworth, Albert Von	the second to the second section of	For Me and My Gal	Leo Friedman. Beth S. Whitson Edgar Leslie. E. Ray Goetz, George W. Meyer	. Shapiro, Bernstein
Yes! We Have No Bananas Me and My Shadow	Tilzer Frank Silver, Irving Cohn Al Jolson, Billy Rose, Dave	Broadway Music Shapiro, Bernstein	Because	. Charles Horwitz, Fred V. Bowers . Harry B. Smith, Francis	. Shapiro, Bernstein
Cheer Up Mary	Alfred Bryan Jimmy Kendis.	Berlin Inc. Mills Music	M-O-T-H-E-R	Wheeler, Ted Snyder 	Mills Music
Whispering Yes Sir! That's My Baby	Herman Paley Malyin and John Schonberger, Cus Kahn, Walter Donaldson, Sam M. Lewis, Joe Young,	, Mills Music , Miller Music , Berlin Inc.	Yin-I-Addy-I-Ay	Will D. Cobb, John H. Flynn	, Feist Shapiro, Bernstein
Just a Baby's Prayer at Twilight Rock-a-Bye Baby	W. K. Jerome	. Mills Music Shapiro, Bernstein	Over	Howard Graham, Harry Von	. Harry Von Tilzer
Вару	Effic I. Couning		The Trail of the Lonesome Pine Remember	Carroll Irving Berlin	. Shapiro, Bernstein . Berlin Inc.
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*Cole, Martin

*Coleman, Byron

Collins, Will Goleman, Byron
Collins, Will
Colleman, Byron
Collins, Will
Confrey, Edw. E.
Confrey, Zer.
Conn, Chester
Conne, Chester
Conne, Bernice
Conne, Pierre
Conne, Bernice
Conne, Frederick S.
Corna, Con, Est. of
Cook, Mill Marion
Cook, James Francis
Cook, Harold
Cook, James Francis
Cool, Harold
Cook, James Francis
Cool, Harold
Cooper, Joe
Cook, J. Fred
Cooper, Joe
Cooks, J. Fred
Cooper, Joe
Co

*Della, Ella
*De Longpre, Michael
Denni, Luclen
Denni, Luclen
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Depon, Jessie L.
De Rose, Peter
De Sylva, B.G.
De Dylva, B.G.
De Sylva, B.G.
De Sy *Esrom, D. A. *Evart, Elmond *Evart, Elmoud
Fain, Sammy
Fairman, George
*Fairfield, Frank
*Fall, Albert
Fartey, Roland, Est, of
Fartey, Roland, Est, of
Fartey, Roland, Est, of
Fartey, Stephen
Fazioli, Billy, Est, of
Federlein, Gottfried H
*Feinberg, Sam
Fenstock, Belle
Ferguson, Bob
Fetter, Ted
Fields, Arthur
Fields, Buddy
Fields, Buddy
Fields, Dorothy
*Filme, Morton
Fillmore, Henry
Finity, Lorraine N,
Finn, Father
Finn, William J.
Florito, Ted Finn, William J.
Fiorito, Ted
Fisher, Fred
Fisher, Mark
Fisher, William Arms
*Fitzgerald, Joan
*Fitzgerald, Malcolm

Fiagler, Robert S., Est, of Platow, Leon Fleeson, Newlile Fletcher, Archio Fleeson, Newlile Fletcher, Archio Floyd, S. J. Flynn, Allan Foreston, D. Forrest, Chet Forster, Doruthy Forsyth, Cecil Foster, Fay Fowler, B. Sherman Fox, J. Bertram Fox, J. Bertram Fox, J. Bertram Fox, J. Sertram Fox, J. Sertram



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J.
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Grey, Laverne
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Griffin, Gerald
Griffis, Elliot
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Grossman, Bernie
Grossvenor, Kalph L.
Gwenberg, Louis
Grunn, Homer
Grey, Louise
Grunn, Homer
Grey, Louise
Grunn, Homer
Grey, Louise
Grunn, Homer
Gulesian, Mrs. M. H.
Gumhle, Albert
Gunn, Mrs. M. H.
Gumhle, Albert
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Hadde, H. Wascha, Est. of
Hadde, Maria, Bernhard
Hagen, Mill
Hager, Clyde
Hahn, Carl, Est. of
Haid, Billy
Haig, Bernhard
Hail, Wendell
We Herbert, Jean
Herbert, Victor, Est. of
Herda, Ilans
Herman, Pinky
Herscher, Lonis
Herson, Frank E.
Hess, Olif
Heyman, Edward
Heymann, Werner, Richard
Heyward, Du Bose
Heyward, Nancy

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ndonym, 1Added since List of April 1, 1939.

**Skiroly, Gondoy
Rassel, Art
Katscher, Robert
Kaufman, Alvin S.
Kaufman, Mel B., Est of
Kauvelo, Icane
Reiser, R.
Kethinty, E. Clinton
Kendon, Joan
Kennedy, Bruce
Kennedy, Bruce
Kennedy, Bruce
Kennedy, Bruce
Kennedy, H.
Kenny, C. Francis
Kenny, Nick A.
Kent, Kichard
Kenny, Nick A.
Kent, Kichard
Kenny, Nick A.
Kent, Kichard
Kenny, Martha
Kenny, Martha
Kenny, Martha
Kenny, Holl
Ker, Harry B.
Kichard
King, Glack
King, Jack
King, Robert
King, Robert
King, Robert
King, Robert
King, Kohle
Kingsley, Rutherford
King, Kayne
Kingsley, Rutherford
Kico, Chas, W.
Kico, Chas, W.
Kichan, Joan
Kilein, John
Kilein, John
Kilein, Manuel, Est, of
Kiemmi Gustav
Kenner, John
Kilein, Manuel, Est, of
Kinghigh, Lick
Kingh, Herry
Korngold, Erich Wolfgan
Kortander, Max
Kortunder, Max
Ko Heywood, Donald Higginson, J. Vincent Higginson, Richard Higginson, J. Vincent.
Higginson, J. Vincent.
Higginson, Richard
Hill, Alexander, Est. of
Hill, Mindred J., Est. of
Hill, Dudett. Lee
Hill, Dudett. Lee
Hill, Dudett. Lee
Hills, Frank.
Hills, Frank.
Hirsch, Louis A., Est. of
Hirsch, Louis A., Est. of
Hoffman, Max
Hoffman, Max
Hoffman, Maxice
Holden, Sidney
Holliner, Mann
Hollander, Prederick
Hollingsworth, Thekia
Holzer, Lou.
Abraham, Est. of
Horner, Sidney
Horner, Sidney rouger, Loui
Holzmann, Abraham,
Est, of
Homer, Sidney
Hooker, Brian
Horne, Asi
Hosehna, Karl, Est, of
Hossen, Lucins, Est, of
Hossen, Lucins, Est, of
Hossen, Lucins, Est, of
Hosehna, Karl, Est, of
Hosehna, Karl, Est, of
Hosehna, Karl, Est, of
Hosehna, Karl, Est, of
Howard, John Tasker,
Howard, John Tasker,
Howard, Joseph E.
Howe, Mary
Howel, Frank
Hubbell, Raymond
Huckleniet, Inky
Hudson, Reberta,
Huster, Charles,
Hucston, Billy
Hughes, Langston
Hughet, Langston
Hughet, Langston
Hughet, Langston
Hughet, Langston
Hughet, Herman
Hyde, Alox
Ingraham, Roy.
Hrwin, William C. K.
Hivin, William C. K.
Hivin, William C. K.
Hivin, William C. K.
Howard, Howard
Jeone, Howard
Jeone, Howard
Johnson, J. Rossmond
Johnson, Howard
Johnson, Howard
Johnson, Howard
Johnson, J. Rossmond
Jo Rortiander, Max
Kounte, Richard
Kounte, Richard
Kounte, Richard
Kounte, Richard
Krouse, H. Sylvester,
Ed. of
Krausbaar, Charles
Kreisler, Fritz
Krouse, H. Sylvester,
Ed. of
Kummer, Clare
Kurtz, Manny
Lada, Anton
Lada, Raymond Anton
Lada, Raymond Anton
Lada, Raymond Anton
La Forge, Frank
L. Freniere, Emma P.
Lake, Mayhew, Lester
L'Albert
Lake, Mayhew, Lester
Lake, Lake, Mayhew,
Lamen, J. Bodewalt,
Est. of
Lamen, Burton
Lamen, Gustave
Lamin, Paul
Lane, Burton
Lane, Est. of
Lawer, Chan, Gustave
Lanin, Paul
Lardner, Ring, Est. of
Laska, Edward
Lauver, David
Lavien, Chas, B., Est. of
Lawerence, Freed
Lawere, Louis
Lee, Mandy
Lee, Morman
Leich, Norman
Leich, Norman
Leich, Norman
Leich, Norman
Leich, Fierre
Lenard, Entil

Levant, Oscar Levant, Oscar Levant, Oscar Levant, Oscar Levant, Oscar Levant, Oscar Levent, Raymond Levant, Oscar Levent, Raymond Levant, Marchael Levant, James G. Marchael Levant, Oscar MacDonald, Ballard,
Est. of
MacDonourh, Glen. Est. of
MacDonourh, Glen. Est. of
MacDonourh, Glen. Est. of
MacGadyen, Alexander,
Est. of
MacGimsey. Robert

MacK. Secil

Mack, Jay
Mack, Jay
Mack, Jary
Madden, Edward
Madison, Nat
Maduro, Charles
Magainin, Quinte
Magainin, Quinte
Magainin, Guinte
Magainin, Guinte
Magainin, Guinte
Maloney, Florence Turner
Malneck, Matt
Malotte, Albert Hay
Maltin, Bernard
Manna-Zucca, Mme.

Manney, Jack
Mann, Paul
Manney, Charles F.
Mannin, Paul
Manney, Charles F.
Mannin, Garger
Marion, George, Jr.
Marion, Will
Marks, John D.
Marsben, Russell

Marck, Gerald
Marks, John D.
Marsben, Fhilip
Marshall, Berry I.
Martel, John
Marcin, Lem
Marvin, Lem
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Marvin, John
Martin, Lem
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Marvin, John
Martin, Lem
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Marvin, John
Marvin, John
Marvin, Jules
Marvin, Lem
Marvin, Limdsay
McKenna, William
McKelli, Lindsay \$Added since List of March 1, 1940.

McPherson, R. C.

Media, Jay
Melrose, Watter
Metville, E. B.
Metville, Faul
Metville, Faul
Metville, Faul
Metville, Faul
Mendelssohr, Jacquen
Meredith, I. H.
Mcrele, George
Merrill, Blanche
Meredith, I. H.
Mcrele, George
Merrill, Blanche
Meredith, Jack
Meredith, Jack
Meyer, Joseph
Meyers, Billy
Miles, C. Austin
Miles, C. Austin
Miller, George W.
Meyer, Joseph
Meyers, Billy
Miles, Walter E.
Miller, Boh.
Miller, Walter E.
Miller, Boh.
Miller, Nea
Miller, Rob.
Miller, Nea
Miller, Nea
Miller, Men
Miller, Men
Miller, Men
Miller, Men
Miller, Men
Miller, Men
Miller, Merry
Miller, R. L.
Mistowski, Mischa
Miller, Rerry
Miller, Rerry
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Miller, Merry
Monaco, James V.
Montaine, R. A.
Montaine, R. A.
Montaine, R. A.
Montaine, R. A.
Montaine, Nea
Moore, Hartley
Moore, Melbert
Moore, Melbert
Moore, Melbert
Moore, Melbert
Moore, Melbert
Moran, Edward
Morris, Hell
Morris, Melville
Morris, Harold
Morris, Melville
Morris, Harold
Morris, Harold
Morris, Harold
Morris, Harold
Morris, Herold
Morris, Melville
Morris, Herold
M



Lerner, Sammy Le Roy, Margaret Leslie, Edgar

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O'Keefe, Lester
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Old Hayden
Olman, Abe
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Orlob, Harold
Osborne, Nat
Orlob, Harold
Osborne, Nat
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Raymond, Lester
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Reschner, Bix
Reschner,

Reichner, S. Bickley
Reichert, Heinz
Reid
Reimer, Hannes
Reisfeld, Bert
Reillim, Trebor
Renes, Coll S. J. Jr.
Rene, Otls Jr.
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Rene, Gitz
Rene, Gitz
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Riley, James Whilcomb,
Est. of
Riley, James Whilcomb,
Est. of
Riley, James Whilcomb,
Est. of
Relege, James Whilcomb,
Est. of
Relege, James Whilcomb,
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Roberts, A. Jam
Roberts, G. Luckey
Roberts, C. Luckey
Roberts, C. Luckey
Roberts, A. Roberts, K. A.
Roberts, K. A.
Roberts, K. A.
Roberts, K. A.
Roberts, K. Athleen A.
Roberts, K. Athleen A.
Roberts, K. Athleen A.
Roberts, Steve L.
Robin, Leo
Robin, J. Russel
Roberts, Steve L.
Robin, Leo
Roberts, James H.
Rogers, Jimmie, Est. of
Rodgers, Richard
Rodgers, Jimme, Est. of
Rodgers, James H.
Rogers, John
Rodgers, James H.
Rogers, John
Roland, Frank
Rolfe, Walter
Roma, Caro, Est. of
Rome, Larond J.
Rose, Ed. Est. of
Rome, Vincent
Rosenont, Walter L.
Rose, Billy
Rose, Ed. Est. of
Rose, Vincent
Rosenont, Walter L.
Rosenont, Walter L.
Rosenont, Walter L.
Rosenont, Walter
Russell, Joseph
Russell, Joseph
Russell, Sydney King
Russell, Joseph
Russell, Josep

and Autho

Schmidt, Erwin R.
Schoebel, Elmer
Schoeberg, Arnold
Scholl, Jack
Schonberg, Arnold
Scholl, Jack
Schonberg, Chris
Schuster, Chris
Schuster, Ira'
Schuster, Ira'
Schuster, Ira'
Schuster, Joseph
Schwartz, Arthur
Schwartz, Arthur
Schwartz, Bernie
Schwartz, Jean
Schwartz, Mat
Schwartz, Mat
Schwartz, Mat
Schwartz, Nat
Schwartz, Jean
Schwartz, Nat
Schwartz, Jean
Schwartz Sherwin, Sterling
Sherwin, Sterling
Sherwin, Sterling
Shikret, Mack
Shikret, Makhaniel
Shikret, Nathaniel
Shikret, Nathaniel
Shikret, Nathaniel
Shiger, Monty
Sigler, Monty
Sigler, Mose
Sitronelli, Frank
Silver, Abner
Silver, Frank
Silver, Abner
Silver, Abner
Silver, Anner
Silver, Frank
Silver, Abner
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Silver, Shigh
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*Wallace, Watter
*Waller, Fats
Waller, Fats
Waller, Thomas
Walsh, J. Brandon
*Ward, Burt
Ward, Edward
Ward, Edward
Ward, Edward
Ward, Farnet
Ward, Claude
Warnen, Ceoli
Warren, Ceoli
Warren, Ceoli
Warren, Elinor Renick
Warren, Harry
*Warren, P. C.
Washington, Ned
Wats, Winter
Wayne, Mabel
Webs, Wanter
Webs, Kenneth S.
*Weswer, Powell
Webs, Vanul Francis
Webs, Iarold
*Webs, Ilarold
*Webs, Wilbur
*Well, Irving
*Well, Kurt
Welnberg, Chas,
Well, Kurt
Welnberg, Jacob
*Well, Kurt
Welnberg, Jacob
*Well, Frank
*Weldon, Stephens, Ward—
Stept, Sam H.
Sterling, Andrew B.
Sterin, G. Radoliffe
Sterin, Henry, R.
Sterin, G. Radoliffe
Sterin, Henry, R.
Sterin, G. Radoliffe
Sterin, Henry, R.
Sterin, Henry, R.
Sterin, Board L.
Stevens, David
Stevens, Land
Stoke, Larlane
Stock, Larlane
Straight, Charley
Strick, Harold
Stothart, Herbert
Straight, Charley
Stride, Harry
Stringfield, Lama
Stringfield, Lama
Stulls, R. M., Est, of
Sturid, Allan
Stulls, R. M., Est, of
Sturid, Allan
Stulls, R. M., Est, of
Sturid, Marry
Stulls, R. M., Est, of
Sturid, Marry
Stulls, R. M., Est, of
Stullyan, Alexander C.
Stullyan, Alexander C.
Stullyan, Jan J.
Stullyan, Henry
Swestman, Wilbur C.
Swill, Kay,
Sykes, Abner
Sylvia,
Symes, Marty
Talbot, Maurice
Taylor, Deems
Taylor, Goog
Terker, Arthur
Terry, Robert Huntington
Trank, Martan
Thornton, Hartan
Thornton, Hart Williams, Clarence
Williams, Clarence
Williams, Harry, Est, of
Williams, Joe
Williams, Spencer
Williams, Spencer
Williams, Spencer
Williams, Williams, Williams, Williams, Williams, Williams, Williams
Wilson, Lauxe
Wilson, Mortimer, Est, of
Wilson, Lauxe
Wilson, Mortimer, Est, of
Wilson, Lauxe
Wilson, Mortimer, Est, of
Wilson, Samuel.
Wilson, Lauxe
Wilson, Samuel.
Wilson, Lauxe
Wilson, Samuel.
Wood, Clement
Wood, Clement
Wood, Clement
Wood, Clement
Wood, Guy B.
Wood, L. Ferst, of
Woodin, William H, Est, of
Woodin, William
Woodin, Wil



List of April 1, 1939.

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Rio de Janeiro, Brazil

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AS OF MARCH 1, 1940

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Madison Square Garden Using More Music

THERE is an imperative need for music written specifically for sporting events, according to officials of Madison Square Carden, who see an increased demand on part of spectators for music with their sports. One fact, however, is becoming clear; sport spectacles are not sufficient in themselves, for the crowds want the added stimulus, excitement and entertainment value that music gives.

and entertainment value that music gives.

Sports need music with a dofinite touch that readily identifies itself with that sport just as martial music is easily recognized, it is pointed out. Some countries. Czechosłovakia in particular, built the music into an intergal part of their athletic fesivals, before Munich.

Sometime ago Madison Square Garden put, in a new ceiling to obtain better acoustical results. They have an organ and novaéhord installed and more or less constant use. Future plans of the Garden include more use of music,

ASCAP and Musicians' Interests Are Mutual, Says Rosenberg

BY ASSURING compensation to songwriters from a large variety of sources, ASCAP has not only stimulated a continuous output of music necessary for the functioning of orchestras, but has in many other-ways served as one of the life-lines of musicians, writers and performers, in the opin-of, Jacob Rosenberg, president of the Associated Musicians of Greater New York, Local 802. A. F. of M. "Both ASCAP and the A. F. of M. play important roles in filling the demand of the public for musical entertainment," says Rosenberg, "because they occupy key positions in the netertainment field. Each has a substantial membership whose interests call for daily protection and advancement, and consequently it is to the best interest of both to maintain a harmonious relationship, and a mutual understanding of each other's efforts, viewpoints and differences."

Blues Become Permanent

By DUKE ELLINGTON

By DUKE ELLINGTON

LYERYONE will freely admit that the Blues have been is that in spite of the variety of treatments which the Blues have received at the hands of American composers they remain essentially unchanged. They seem to have become permanent form of harmony that has far outlasted any other native American pattern.

One would think that this bright patch of tone color would at least have become tarnished by time and usage, but it remains vivid and lusty as ever.

Perhaps the stamina of the Blues, color and form is due to the bright hot flame that they passed through to come into being. The birth of the Blues was under the broiling southern sun and welled up out of the parched throats of a people in bondage. Since those dark days that gave the Blues to American nusic, peoples of all races with all sorts of troubles have found this simple but well tempered musical expression adequate to their needs, and there is no reason for supposing that the Blues have become outmoded as a means of expressing, in music, the longing and frustration that comes to all people at times.

A lot of young American musicians have been deceived by the simple transgement of notes offers less than the more modern harmonies. Pethaps they are right, but I think not Granted that in many cases the Blues have been overworked, it still remains true in my opinion, that the Blues music. There is no other form in music that contains so much of meaning to Americans, for the Blues parter now in the sum of the expresses, every American's right to hope and work for those things he holds dear—Freedom and Security.

Blaufuss on Boogie

By WALTER BLAUFUSS

Chicago, July 30.

YEARS ago it was jazz. Later came swing. Then we got boogie woogie. And now the rumor is going around that the bogeyman is about to chase the boogie out of town. All new styles of music have had their enthusiastic supporters and their violent, denunciators. Each has attracted hordes of loyal and sometimes hysterical fans, and each has strut its metaphorical hour and shuffled on its way. The style may change, but music itself remains.

What does if all prove? Just this American music has vitality, enterprise and flexibility. Our composers have versatility, ingenuity and adaptability; they are quick to sense changing public moods and adjust themselves to the new tastes.

new tastes.

American music is in a robust condition. The same applies to music fans—at least, that's the way it is out here in Chicago, a stronghold. where jitterbugs tak it as seriously as opera lovers.

So, don't get hot and bothered about the periodical changes in band and music styles. Let not the hue and cry of the pros and cons disturb you. So long as the guardian angel of melody, ASCAP. On the job, all will be well with the musical world.

Spur to Native Opera Seen

A MERICAN composers with a leaning to the operatic are on the threshold of a greater opportunity for recognition, in the opinion of opera executives and arilists. Events in Europa are expected to alicnate many staunch supporters of foreign-language operas and place American operagoers in a more receptive mood toward native works. In addition, it is pointed out that musical development here has reached the point where our emposers can turn out operas that will sompare lavorably with works from other countries.

Music and Dancing Related

By ARTHUR MURRAY

DANCING is conversation to music. The more skill you acquire, the more words you will have with which to converse in the interpretation of music.

As for natural grace and rhythm, the colored savage in the depths of darkest New Guinea probably has more of both than the most privileged citizen of the civilized nations. But because music, is primitive, his conversation and dancing knowledge reflect, the limits of his living. In a complex civilization, such as ours, music follows the design and mood of daily living. A war, a treaty, bring changes of rhythm, new patterns of music, which are immediately reflected in the dance. For example, the present popularity of Latin-American music, and dances is a definite outgrowth of a desire to weld together the spirits of these nations as well as their politics.

Licensing Systematized

By HERMAN GREENBERG Assistant General Manager, ASCAP

TWENTY years ago, when I started working for ASCAP as field representative of the New York district, the Society had just begun to systemically enforce the legal rights of its members, supported by a recent Supreme Court decision. It was a hard fight on all fronts. Few public enterprises, whose success depended almost entirely upon the use of music were willing to pay ASCAP a fee for the use of the copyrighted works of its members.

its members.

its members.

Since then we have come a long way.

More than 15,000 theatres operating in all
sections of the country are now on our
license lasts. Today we have no difficulties with theatre circuits and few with
diependent theatre operators.

Through our branch offices, every effort is made to service
all types of commercial users of the copyrighted musical
works of our members. This covers the issuing of licenses for
broadcasters, restaurants, cabarets, dance halls, skating risks,
circuses, carnivals, sound trucks, steamships, trains, fairs and
many others. many others,

Women Composers More Serious

By MARIA CREVER

Women are more serious composers than men, but not so abstract in the creation of melodies. Women generally write of the simpler things or on subjects with emotional backgrounds. No woman has written a great symphony yet, but women songwriters have turned out a great deal of semi-classical music.

classical music.

Music is international. It has been called the universal language. America has taken to its bosom songs by composers of every land, in the popular field, in which American songwriters are supreme. British, Austrian, French, Italian, Czecho-Slovakian, Polish and other European composers are strongly represented in popular song in America. Spanish and Mexican music is especially popular at this time. My own song, "Ti-Pi-Tin," which was the first popular song I wrote after nearly 500 standard compositions, attained wide popularity a few years ago.

Juilliard Foundation

By MURRY GREEN

THE Juiliara Foundation established in New York in 1920, provides for the furtherance of music in America and benefits both the musician and his audience. The Juilliard School, with Ernest Hutcheson as president, comprises the Institute of Musical Art, originally founded in 1905 by Frank Damrosch and James Loob, the Juilliard Graduate School and Juilliard Summer School.

Juilliard Summer School.

Institute of Musical Art, of which Gaorge A. Wedge is dean, offers instruction in all branches of music. There is a separate preparatory department for children. The Graduate School provides free instruction for unsually gifted American and Canadian students ready for any and the summer school is open faculty. Fellowships are awarded through examinations conducted by the faculty. Oscar Wagner is dean. The Summer School is open to all who are interested in music.

to all who are interested in music.

Lectures and recitals are given by members of the faculty, alumni and visiting artisls. A model radio studio is fully equipped for training of students in broadcasting technique. The library contains, besides its big reference and circulating collections, over 4,000 recordings of musical works.

More Fortunate Than Foster

By VAUGHN DE LEATH

THERE have been many changes in music and radio since.

I saily into a phonograph "flip horn" behind which was hidden an improvised microphone. I well remember the number-Stephen Collins Foster's "Old Folks at Home.

number—Stephen Collins Foster's 'Old Folks at Home.

Stephen Foster's A name beloved by music lovers—professional and laymen allike, for the simplicity of melody and the sincerity of story have made his sougs live through the years until in our time he is finally being accorded his richly deserved recognition. Too late, alas, to do him much good, for as many of you know he died in a hospital ward in dire poverty. This could never have happened had ASCAP existed in his day, for ASCAP not only protects our rights—collecting fees for us which we could never object of individually, and distributing them fairly—but its members have the comfort of knowing that the organization stands by in time of used, to help over the rough spots. Stephen Foster would have had care and consideration had there been such an organization in his day. He might even have lived a longer time and thus given to the world more of his immortal songs.

Gov't Music Archives Made Available

Washington, July 30.

O NE of the most important advances in the Library of the more than 1,000,000 items in its music archives is due to go into operation late this year. Sound laboratory, being set up with a \$41,520 Carnegie grant, will make possible a phonoduplication service under the Music Division, comparable to the widely used photo-duplication setup in other branches of the library.

At present the Division's waiting the contraction of the property o

duplication service much the mass accession, comparable by the widely used photo-duplication setup in other branches of the dibrary.

At present the Division's vast store of recordings has been available only to those able to visit the Library in person or to have expensive individual copies made. New plan will provide for reproduction on records of various items for public use at a nominal cost, the money going into a revolving fund to perpetuate the plan.

Phono-duplication will be especially important in regard to the huge collection of songs in the Archive of American Folk Song. More than 10,000 tunes have been assembled on field trips during the 14 years the Archive has been perating. Since most are on discs, just as originally recorded, and plans to transcribe them are still up in the air, there is no way for the public to make use of the collection. It is impossible even to play off the tunes for those who visit the library without wearing the records down. The duplication plan will make the collection, largest folk song library in the world, available for the first time to students, professional musicians and the public.

The nusic division, established in 1879, now has custody of more than 1,000,000 items, and averages additions at the rate of 18,000 per year. Until 1902, most were copyrights fine then gifts, purchases and bequests, including a washift of first editions of inodern classics and original masterpieces. Several sitts have been in the form of foundations, pro-

have lifted the collection to one of the two or three largest existence.
Several gifts have been in the form of foundations, providing for concerts under the Library's auspices. Best known are the Elizabeth Sprague Coollidge Foundation and the Gertrude Whittai Foundation, including a gift of the Straidvari stringed instruments and funds for concerts upon them. Small admission charges are made for the concerts to perjetuate the funds.

CBS CONCERT HEAD SEES NEED FOR NEW MUSIC

44 OPPORTUNITY, in the world of music today, knocks not once but a hundred times," according to F. C. Coppicus, executive vice-pricident of the Columbia Concerts Corp., and head of their Metropolitan Musical Bureau, Coppicus believes there is no reason for talent to lie hidden. He has served as an executive with the Metropolitan Obera Company, has managed Caruso, Marion Talley and mruy others, and now, in addition to his other duties, superviess the annual tour of such stars as Lily Pons, Josef Hoffman and Lotte Lehman.

Innumerable reasons make this an era of opportunity, Coppicus feels. First: the expanded high school music departments, organized today that a good has illite no chance to escape a scholarship at a recognized musical institution. Second: the small town radio stations, offering an opportunity for the tyro to get experience and a hearing. Third: the regular auditions that have become so widespread in the music world.

These are aided and abetted by a score of teachers, coaches, agents, radio scouts, producers and angels. No light concamin hidden.

Coppicus believes that even young composers have a farehelter opportunity dots than at any other time. "The Jemand for new compositions in the popular as well as classical field is almost insatiable," he says.

Daddy of the Blues

By WILLIAM C. HANDY

THEY call me the 'daddy of the blues' and I guess. I have been blue enough times in my life to earn that title. In spite of the fact that my songs 'St. Louis Blues'. 'Memphis Blues' (which I sold outright for \$100) and 'Boale Street. Blues' have come to be accepted as outstanding musical successes. I faced grave financial difficulties after I went into the publishing business. Only my membership in ASCAP saved me from bankruptcy.

My life has been marked by many setbacks as well as a modest degree of success. The biggest days were those when royalties from the sale of sheet music and plonograph records were at their peak. It is generally accepted that that was the heyday of the music industry. Radio came along in 1921 and swept those royalties, aside without replacing the revenue to the creators.

It was a valiant and forceful struggle against great odds that ASCAP put up in those days and many members with were in the prime of their careers sacrificed everything to help win.

ASCAP Fellowships

The country-wide ASCAP Fellowship Competition for Composers and Authors of College Musical Plays is in its second year. Its purpose is to encourage development of creative talent among students in institutions of higher learning. Winners of awards required to them in further study along creative lines.

For the purpose of the competition, the United States, divided into eight regions, with one Fellowship Award of \$720 in each region. The sum is shared equally by the creative lines of the winning play. Three judges for each region are selected from college faculties in the region. They pass an the secipt, not performance, although production of the play before an audience of not less than 200 is required.

ASCAP undertakes to submit winning plays to produce for stage and screen, all rights remaining the property of the creators. ASCAPs membership list reveals the high soft any windse creative talent, was first disclosed college days, notably Deems Taylor, Oscar, Hummerstein II, Olly Istrabach, Arthur Schwartz, Rodgers and Hart, and third Rome.

Greetings to the Members of N.A.B.

We asked for the privilege of having a representative address the members of N.A.B. at their convention in San Francisco. The request was denied. Courteously, cordially, and conclusively.

Not being able to deliver our message to you in person, we now deliver it to you in print. Here it is:

Every broadcaster in the United States who is mindful of his obligations to serve the public interest, is herewith assured of our complete cooperation.

All our music, past, present and future, is available to all, at terms within the means of all.

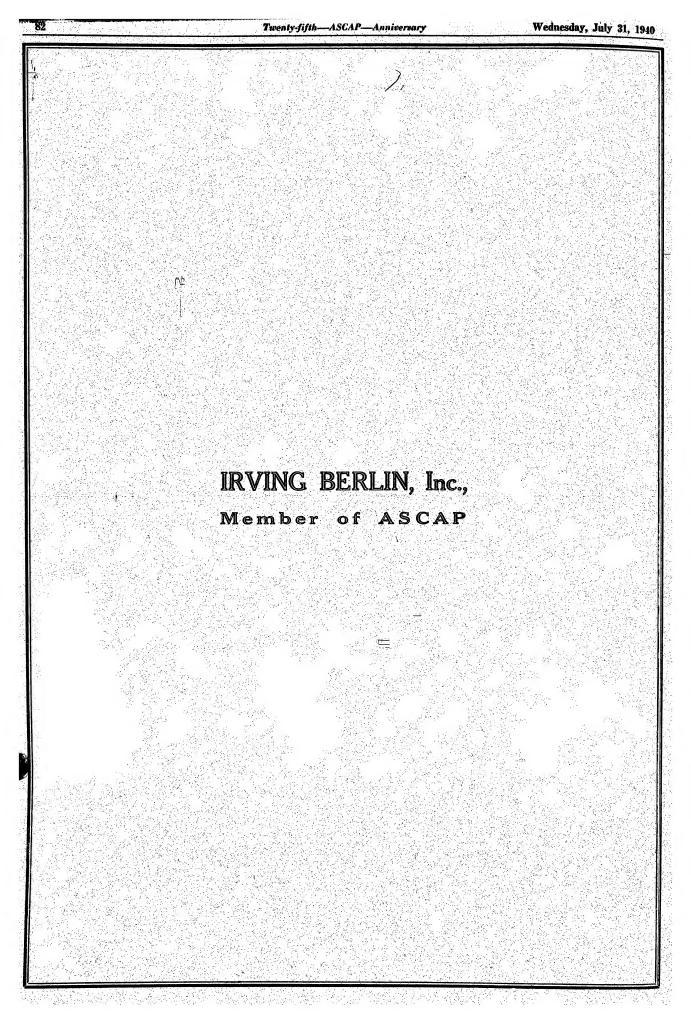
Our 1,109 composer-author members and our 137 music publisher members will continue to say it with music, because the public wants music and the public must be served.

That's our message. And we present it to you with all good wishes for the continued progress of the art of broadcasting and the success of all broadcasters.

AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS.

July 31, 1940





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DOWN SUDITH (* SURRENDER DEA", * BUGGE LARE WHAT A PAL WAS MARY * LET'S ALL SING LIKE SING * BLUE * DREAM SWEETHEART * MINNIE TH DIGA DIGA DO * HINKEY DINKEY PARLEY YOO * I HAYOU * IN BLINKY WINKY CHINATOWN ALONG ROAD TO DUBLIN * THAT TUMBLE DOWN SHACK IN ATHLONE * AMERICA I LOVE YOU * DEAR OLD SOUTHLAND * FIRST LOVE * BIG BASS VIOL * YOU RASCAL YOU * TRUCKIN: * DOIN' THE SUZI-O BY THE WATERMELON VINE (LINDY LOU) * DOWN AMONG THE SUGAR CANE * GOOD BYE MY LADY LOVE * FAREWELL BLUES * MY HONEY'S LOVIN' ARMS * BLACK AND TAN FANTASY * IT DON'T MEAN A THING * JUST LIKE TAKING CANDY FROM A BABY * SOUTHLOF PAGO PAGO * I'LL PRAY FOR YOU * DOES YOUR HEART BEAT FOR ME HABY * SONG GO OUT OF MY HEART * EMALINE WHISPERING GRASS * OH GEE OH GOSH OH WHISPERING GRASS * OH GEE OH GOSH OH ME BACK TO THE LONE REVERSE * SUNDAY INTHE PARK * SUNDONNET SUE * GENERAL PERSHING MARCH * SERENADE IN THE NIGHT * BLUES SERENADE * IF YOU'LL SAY "YES" CHERIE SOULIOUY * I CAN'T BELIEVE THAT YOU'RE IN LOVE WILL ME * SOLIDON'T BELIEVE THAT YOU'RE IN LOVE WILL ME * SOLIDON'T BELIEVE THAT YOU'RE IN LOVE WILL ME * SOLIDON'T BELIEVE THAT YOU'RE IN LOVE WILL ME * SAYLON'D BELLS OF AVALON

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- "My Ideal"
- "My Silent Love" "One Hour with You"
- "Only a Rose"

- "Out of Nowhere"
- "Please" "Small Fry"
- "Some Day"
- "Song of the Vagabonds"
- "Thanks"
- "Thanks for the Memory"
- "Twilight on the Trail"
- "Vagabond King Waltz"
- "When We're Alone"

(Penthouse Serenade)

ASCAP and Gene Buck

he might be a budding newcomen, id when I say. "he" that also es for "she." Music doesn't know goes for sexes. H goes for "she." Music doesn't know, sexes. He might have come over on the Mayllower or he might have swum over, for all we care. We don't give a tinker's damn whether his grandmather ang a lullaby to him. Argentins. Portuges or Greek. All we want to know is has been at a little music, in his heart.

with the problem of whether the machine will become the master of contributed just one word to its dictionary or can contribute or will now problem to society today. We solved the problem of the sexes, creeds, colors, races, and nationalities working together in our setup. We solved the problem of employer if acobs-Bond who writes spirituals, a thine working together in our setup. We solved the problem of employer if acobs-Bond who writes songs of the and employee working together, spirit, or a Ferde Grofe who writes within the same way. Don't tell me it and be done. We've done it accidents of the workaday-world we're dong it. We'll keep on doing it. We'll keep on doing it. He keep on doing it. We'll keep on doing it. He keep on doing it. He keep on doing with his Sangs of Safety. Or an it. Here's how we run ASCAP smooth running democracy. "Suppose you come to one of our amount and inners. You're invited right in New York City. Now, there's a nice high hat hash houss to you. One of the synakiest joints town. We have held it there yeary year for years. And why's Begause nothing's too good for our bloys and our girls. And who do'rou think sits on the dais." Well, almost anybody. He might be a budding newcomer, and with his girls on the dais." Well, almost anybody. He might be a budding newcomer, and with his rear, whose mind and men are iman stantas and synahosis town. We have held it there any determine the problem of the worked or any out think sits on the dais." Well, almost anybody. He might be a budding newcomer.

Fischer or Carl Fischer's, the music-publishers that the Toscanin's, Barbarolli's, Stokowski's, Menuhin's, Kreisler's and Poderewski's go to for music, counsel and friendship. Or a George M. Cohan, or a Rodgers and Hart. Or a Rachmanlinoff, Heifetz, an Elman—vep, yep, they're compasers, tob. Or any of these new young fellows that are batting out suites and sonatas and symphonies today. Or a young and up-and-coming publisher like Her-man Starr, whose mind and men are timed to the tempo of the times On the widows or children or heirs of John Philip Sousa, Victor Herbert, George Gershwin, Ethelbert Nevin, Edward MacDowell, and many, many more, All have a right to at-Orect. All we want to know is has, tend. All have a right to sit on the Music, you know, is the one uni-dais. And all have a right to get up

and speak their piece, because it's Town Meeting Tonight."

That's what I call Democracy doin' her stuff. But that isn't the only time. Or the only place. Because that would be making a sucker out of her. It's working all the lime. Every day in a thousand and one different ways. And if they've got dough coming to them from their cut of the licenses from 'the methanicals,' that dough reaches them whether they're on the desert, in the jungle, on the South Seas, in a back street in the Village, or if they're with the British Grand Fleet. And yes, if they're in a concentration camp. Dough has gone to all those people in all those places. And it's going to continue to go to them, to their heirs, and to their estates, from now until hell freezes over.

"We function and we flourish because all of us are adults. And all of us who have any claim to creative talent, work through fits and starts and mooths and impulses and emotions and inspirations and moonmadness and hunches and instinct and intuition and just plain perspiration.

and intuition and just plain perspira-

tion.

"We-all of us-realize that the best of us sometimes get the worst of it, as far as the breaks are concerned. And so we all of us realize that we need each other. The guy who wrote forty hits forty years ago, as the real that we need the content of the second bereather. and has run dry since, has the right to believe that he's got another hit in him. And the guy, who has just batted out a first hit, has the right to feel cocky, and the right to believe he can keep on batting them

lieve he can keep on batting them out.

Seen 'Em Come and Go

'You see, Mister, we don't go for that hooey about dictaters and Godgeniuses. We know a lot of talented guys and smart guys and wise guys. We've seen them come and we've seen them come on the we've seen them come on the we've seen them go but we haven't seen anybody yet who can do everything all by himself, trile the words and the music and publish; it and sell it and exploit it and popularize it and keep on keeping it pepular, and so on and so on. He can do it once, twice, three times. Then studenly he slows up. Then, he realizes the other guy has something to offer too. The guy who writes the words needs the guy who writes the words needs the guy who writes the words needs the guy who writes the tune, and they both need the guy who is willing to risk his deugh just because a couple of guys whistled a tune to him and banged it out on piano for him for a couple of minutes. "That's the secret of our success,

"That's the secret of our success, Mister. The realization that every-bedy's got something to offer and that the other guy needs what he's got to offer. And an even break for

"Believe it or not, in this year of grace, he's still regarded as fair prey for the racketeer and the exploiteer. He's pushed around in the courts and kicked around in the legislatures. All because he writes about the moon in June, instead of about autos, or litigants, or suburban lots, or oil wells, or stock issues.

He's been condemned unheard in the courts, he's been estracized and extradited, and right today exiled from the sovereign states of Washing-ton, Montana, North, Dakota and

extradited and right today exiled from the sovereign states of Washington, Monjiana, North Bakota and Ransas. All because there's a song in his heart, and hunger in his heart for the rights enjoyed by other fellows who write.

"The big boys of the radio chains have threatened to muzzle him and run him off the air starting New Year's Day. There's a swell way to ring out the old year and ring the New Year.

"You think I'm kidding? I'm only telling you what the chain gang has publicly and privately announced for months. Berjinning New Year's Day, the music of George M. Cohan is geing to be "given the air" but be you who control the air. Carrie Jacobs Bond "gets the air" too. So does trying Berlin, Victor Herbert, George Geshwin, John Philip Sousa, Edua St. Vincent Millay, Walter Damposch, Vincent Youmans, Jerone Kerid, Osen Hammerstein II, Rudolf Friml, and 1,000 more.

"Think of ill Running The Stars Friml, and 1,000 more. Think of it! Runni

Friml, and 1,000 more. Think of ill Running The Stars and Stripes Forever' off the Barring You're a Grand Old Flag! Making 'God Bless America' very boten! Yep. I'm talking about America, and the plans of the radio chain boys for Americans! "The radio chains now have the and I love it."

individual broadcasting stations en-chained. We hope these individuals will soon be unchained. Elliott will soon be unchained. I

Roosevelt, president of a Texas radio-company, has already led the way in changing, enchained to unchained, We believe others will follow the lead of this two-fisted Texan. "What are we going to do? Well, I'll tell you. We're going to say it with music. The public wants music and the public wants music and the public says "Music," maes-tro, please, they shall have music."

HOLLYWOOD. **ASCAP ANNEX**

By L. WOLFE GILBERT.

Hollywood, July 30.

In the early days of ASCAP, song-dom was divided (not equally) between New York and Chicago, Gus Kahn resided in Chicago, was made a member of the board of directors, and travelled back and forth for ASCAP meetings.

and travelled back and forth for ASCAP meetings.

The advent of the talking picture, and important radio programs, enticed the writer. great numbers out to Hollywood. A formidable representation, consisting of scores of members, numbering among them Jerome Kern. Sigmund Romberg, Cous Kahn. Jimmy Meffugh. Walter Donaldson, Hongy Carmichael, Hardadadson, Hongy Carmichael, Hardadadson, Carrie Jacobs Bond, Jack Brennen, Albert Van Tilzer, Charles, Wekfelfeld Cadman, Sim Coslow, Lew Pollack, Gus Edwards, Arthur Freed, Wekfelfeld Cadman, Sim Coslow, Lew Pollack, Gus Edwards, Arthur Freed, Ford Koehler, Herb Magidson, Jimmy, Monaco. Ralph, Rainger and Leo Robin, Harry Ruby, Jean Schwartz, Ned Washington, Dercy Wenrich, Iru, Nacio Merb Erown, Jack Yellen, Bert, Kalmar, Neil Moret, Sidney Clare, Louis Alter, Jay Gorney, Sid Milchell, San Lerner and Ted Snyder have eitler built homes or made long-term leases. or made long-term leases

Gene Buck and John Paine have expressed themselves as believing that Hollywood is the second capital of the amusement industry. The beautiful new ASCAP offices here are managed by Murray Stravers, and supervised by Dick Powers, who is the head of the entire West Coast.







WILLIAM MORRIS AGENCY, Inc.

The Agency of Show Business

NEW YORK

CHICAGO

HOLLYWOOD

IN REVERENT MEMORY

OF

HARRY B. SMITH

ASCAP

AND

IRENE BENTLEY SMITH

ASCAP

S. B.

CHEERIO FROM LONDON

REG CONNELLY

CAMPBELL, CONNELLY & CO., LTD.
CINEPHONIC MUSIC CO., LTD.
IRWIN DASH MUSIC CO., LTD.

D. C. Frankly Woos H'wood Co-op To Cement Latin American Goodwill

U. S. film and radio personalities can swing the countries of the west-

hemisphere over to complete unity and pro-U. S. policies by goodwill tours to Central and South America, according to top Government officials, who are anxious to see big names make personals and pleasure trips to the southern hemisphere countries during the next few months,

According to intensive surveys made by U. S. State Department representatives in C. A. and S. A., the No. 1 subject of interest and influence in the hot countries is Hollywood, both through motion pictures and radio broadcasts. Musical names

and radio broadcasts. Musical names figure for the most part among the air favorites, but there are a number of copy acts that translate comedy routines into Spanish and Poittoguese. (Fibber McGee and Molyhave a Guatemala echo, for one.) With diplomatic and economic negotiations at Havana now in progress, officials in Washington feel that gains made there can be solidified and even topped by personal tours of good will by big names who will stress inter-American friendship, the need for the democracies to stick together, and anti-Fifth Column sentiments.

The recent Toscannini tour and the forthcoming Stokowski the forthcoming Stokowski jau and are along the lines encouraged by Washington, where Government tops are also auxious to see film names enulate the symphony orchestras—and soon

Among the Government officials who recognize the value of Hollywho recognize the value of Hollywood ambassadors in South Areincia
is Stephen T. Early, who was with
Paramount for seven years, and is
secretary to President Roosevolt. In
conversations last week with Hollywood writers visiting the capital, he
stated that in his opinion such patriotic gestures—the part of any
important names would be the most
useful task Hollywood stars, could
accomplish in the present campaign
to unify and solidity North and
South America relations against any
foreign isms.

Ruby Keeler's Burnup At Jolson's Ad Libbing Reason She Quit 'Hats'

Weekend notes from Chicago Weekend notes from Chicagos Loop concern name players in the two legit attractions, 'Hold Onto Your Hats' and 'Life With Father.' Ruby Keeler, who handed in her notice to leave 'Hats', is said to have objected to Al Jolson making ad his represents to their practical life. These objected to Al Joison making ad lib references to their married life. They are divorced and why Jolson insisted she be in the cast is something of a mystery. She has a run of the play contract, but he has agreed to its cancellation. Eunice Healey was slated to take over Miss Keeler's part Monday (29).

Dorothy Gish stepped into Father temporarily, thereby appearing on the stage with her sister. Lillian, who plays the lead femme part, for the second time in their careers. They were first together in 1901, when they were kid actresses. Part assumed by

were first together in 1901, when they were kid actresses. Part assumed by Dorothy is that of one of the four maids, who are successively fired or leave the job, and none have lines. She went into the show because of the illness of Shirley de Me. The Gishes first appeared together in Romola, a film made in 1924. The earlier stage play was 'Her First False Step.'

Gracie Fields' Sellout

Vancouver, B. C., July 30.

Three hours after the reserved seat sale for the Gracie Fields concert on Aug. 5 began, the Auditorium boxoffice reported a complete sellout. A total of 2,234 tickets, were sold. Weather permitting, the concert may be held in the Clem Davies stadium at the rear of the Auditorium where there is a capacity of 10,000.

On the program with the English Comedienne will be Anna Neagle, English star of stage and screen, and Sir Cedric Hardwicke, British ac-

Miss Fields will give 34 concerts in Canada, proceeds to the Navy League and to the King George fund for sailors.

Earlier Press Time

This week's VARIETY went to press early yesterday (Tuesday), instead of its usual late-Tuesday closing time, because of the special ASCAP insert.

500 Cocoanuts A Week Upsets **Cocoanut Grove**

tree in the Cocoanut Grove of the Park Central hotel, New York, these torrid nights, because there are a couple of other burnups besides the thermometer. One of those on fire is the comedy trio of Sid Tomack and the Reis Bros., while the other is Sally Rand, who from her actions is their erstwhile employer, and from her costume has no right to be burning up.

Last Tuesday (23) was the end of the first week of Miss Rand's en-gagement at the Park Central and (Continued on page 102)

FLYNN SKIPS COMISH IN SELZNICK ACTION

Los Angeles, July 30, Eurol Flynn pulled a fast one on Myron Selznick agency by calling off his action against the outfit be-

our on Seiznick agency by calling off his action against the outfit before the State Labor Commission, leaving the Selznick lawyer, Barry Brannen, to fight battle without opposition.

Case dates back to last August, when Flynn sought relief from his Selznick contract, charging that he had failed to receive proper representation and that he had to negotiate a salary raise at Warners all by himself. In his latest move, Flynn declared the Labor Commission has no jurisdiction in an agency-client controversy when the contract has been terminated by either side. In that event, he contended through his attorney, Joseph Cummins, the decision is up to the state courts. Leo the Commission, took the case under submission.

Presidential Help

Mexico City, July 30.
President Lazaro Cardenas gave
his personal certified check for \$2,00
to Augustin Lara, ace Mexican songwriter who has worked in Holly. writer who has worked in Holly-wood, so that the composer can un-dertake a concert our in the Argen-

'My government is indebted to those artists who give giory to Mex-ico,' President Cardenas remarked when he presented the check.

IT'S THE EMPIRE NOW

English Pix Will Broaden Scope to

Montreal, July 30. Concensus of opinion among British actors and producers passing through Canada is that English-made films will in the future reflect the spirit of the Empire rather than that of Britain alone. Reason given is that war has brought members of the British Commonwealth more closely together than ever before. In the

together than ever before. In the mother country, show people, among others, have grown more deeply conscious of the Empire.

Talk is, that future British screen yarns will take cognizance of the Commonwealth as a whole. The insular viewpoint hitherto prevalent in films will in all likelihood give way to a broader thematic treatment, taking in even the far-flung outposts. British producers are awakening to the fact that the interest at home in the peoples of Canada, Australia, New Zealand, India, etc., is far greater than originally estimated and that there are ready-made audiences for films dealing with the historic and current aspects of these countries.

HEAT - GROGGY SLEEP IN **THEATRES**

Milwaukee, July 30. With the town engulfed in a week long heat wave during which the nercury hit a record high of 102 Warner-Saxe built up a lot of good will by throwing open their air con-ditioned Uptown and Garneld thea-tre lobbies as sleeping quarters to as many of the suffering public as could be accommodated.

be accommodated. There was no charge for the privi-lege, the only requirement being that sleepers be bona fide residence, make reservations in advance until space was exhausted, and their only blankets and pillows. Special men and women attendants were on duty all night to service the customers.

S. A. PAYS OFF

Success of Mpls. Aquatennial Laid to Plentitude of Femmes

Minneapolis, July 30.

Stressing of sex appeal, with beautiful girls in scanty attire abundantly in evidence as the piece-decresistance of the most important events, is credited in large part for the success of the first local Aquatennial celebration, which will be made an annual summer event. Newspapers and officials estimate that 2,000,000 spectators were entertained at the 40 major events on the nine-day program. Before the celebration was half over—on the fourth day—it was off the nut and assured of a sizable profit.

A large group of leading businessmen and civic leading businessmen and civic leaders underwrote the Aquatennial for \$110,000, its estimated cost. Minneapolis, July 30.

mated cost.

SAILINGS

July 25 (Los Angeles to Sidney Gordon Ellis (Mariposa).

Eddie Root, Dancer, Points Up S. A. Time for U.S. Talent: Rave Over Rio

Providence, July 25.

Providence, July 25.

Editor: VARISTY:
Have read with great interest the article on South America in your issue of July 10 regarding Toscanini's tour. I had the pleasure of making the trip to Buenos Aires on the S.S. Brazil with Toscanini and the NBC Symphony and have just returned. Everyone on board enjoyed listening to their rehearsals, including the crew, and they gave two listening to their rehearsals, including the crew, and they gave two
broadcasts during the voyage as you
probably know. Their success in
South America was everything Ray
Josephs says in his article and more.
Owing to the comparatively few
performances given, the trip will
cost NBC \$250,000, so it really is a
good will tour, according to John
(Continued on page 114)

Wages Ease Off 11.2% For Pic Workers in June

Hollywood, July 30: tough month for mo tion picture workers, exclusive actors and exces. A drop of 11.2% under the wages for May was disclosed by the State Labor Commis-

sion.
Weekly payroll for June averaged \$43.45, collected by 12.004 wage earners, a drop of 9.3% in the average number of workers. Compared with June, 1939, the decrease was 15% in wages and 20.5%, in the number of workers.

Flock of Show People Constantly Up in the Air From Coast to Coast

Triple Dose of Rough Stuff

Hollywood, July 30.
Three cinematic tough guys,
George Raft, Humphuey Bogart and
John Garfield, are assigned to do
their rough stuff in Bad Men of Missouri at Warners.

Michael Curtiz directs, starting

Stage Spec Plus Racing New Gag At Chicago Track

Chicago, July 30. Utilizing showmanship, the Wash ington racetrack here is readving a series of spectacles for its Amer ican Derby Week, Aug. 4-10, and will give the customers full show in addition to the regular horse race full show in

card. Through the cooperation of John Balaban, of Balaban & Katz, producer Frank Cambria is coming in to stage a spec tagged (Cavalcade of the Horse, which will include a re-

the Horse, which will include a re-anactment of the running of the first American Derby in 1884. All costumes and traditional ceremony of that era will be reproduced. Walter S. Gregory, managing di-rector of the Palmer, House, is rector of the Palmer, House, is n general supervision of the event. Gregory has been utilizing show business methods at Washington Park for some time, and it was at Washington Park that the racetrack version of bank night was first tried.

ABBOTT, COSTELLO WILL SPICE UP U'S 'RIVIERA'

Hollywood, July 30. Universal signed Bud Abbott and Lou Costello to add humor to the

picture, 'Riviera', feafuring Allan Jones and Robert Cummings. Comic duo, subbing for Fred Allen on the air during the hot months, report for film work Aug. 20.

Up to Gladys George If 'Lady' Will Tour

'Lady in Waiting.' presented by Broker Pemberton at the Martin Beck, N. Y., during last spring, will not resume on Broadway, although that had been tentatively planned. Comedy is expected to go to the road, but only if Gladys George, who starred in it, returns from the

who starred in it, returns from the Coast for that assignment. She signified intention of doing so before going to Hollywood.
Otherwise 'Lady' will not tour, manager figuring it one-woman show. He awaited presenting it until Miss George was free of studio engagements, which explains its arrival on the boards rather late in the season. Should 'Lady' be roadshowed, dates will be limited to the key stands.

GLORIFYING THE PESTS

Book on Autograph-Hounds With All-Star Galaxy

Metro last week paid \$20,000 for screen rights to 'The Youngest Profession', book about autograph-chasers which will be published by Doubleday in the fall. ASG agency negotiated the sale for author Lillian Day, Virtually all other studios were also interested in the property. Judy Garland will be starred in the film, it is expected. Role is something of femme Henry Aldrich who is always getting herself into scrapes in her efforts to get signatures of film stars. Each fictionalized incident in the book is woven around the name of an actual player. It the name of an actual player. It is understood that Metro will use a many as possible of these people to play themselves in the film.

By EDMOND S. FISH, JR.

A \$50,000 revolution went flying out of LaGuardia Field, N. Y., last week, guarded and insured up to the hilt. It was the first production model of a new sound camera destined for the 20th Century-Fox studios on the £0ast, and it went the fast way, STWAtoliner.

Ever since sound moved into the first way, STWAtoliner.

Ever since sound moved into the first way, STWATOLINER.

Ever since sound moved into the first way and other shots without the noise of the camera being recorded in the soundbox, and this revolutioniary camera will do the trick, according to E. G. Hines, president of the General Theatrical Supply Co., and Herbert Griffin, v.p. of CineSimplex, passengers on the TWA ship.

No more blimping for the camera.

and Herbert Griffin, v.p. of Cinestiniplex, passengers on the TWA ship.

No more blimping for the canteramen, said Hines, referring to the giant hood arrangement that has hitherto been tossed over the camera to deaden the noises nearly to deaden the noises and the bird, or the pair of 'em, by this time, if Mrs. Clara Adams has had her way. Mrs. Adams, foremost woman first-flighter, homed on the stWAtoliner after going to Los Angeles on the high-flyer's maiden trip—where she looked passage on the first Clipper passenger flight to New Zealand in late August. In the baggage partment of the TWA bird rode six. (Continued on page 112)

All Hollywood British Filmers Make 'Rafters Ring' for Charities

Hollywood, July 30.

British colony's benefit picture. The Rafters Ring, goes into work Aug. 19 at the Pathe Studio, with Robert Stevenson producing. Stars supporting players, directors and writers are donating their services for the film, which will be distributed at cost by RKO for the benefit of American and British charities. Players who have volunteered thus for are Brian Aherne, Freddie Bartholomew, Madeleine, Greer Garson, Cary Grant Sir Cedric Hardwicke, Charles Laughton, Anna Neagle, Herbert Marshall, Victor McLaglen, Ray Milland, Anna Neagle, Merle Oberon, Maureen O'Hara, Laurence Olivier, Claude Rains, Sabu and C. Aubrey Smith. Directors are Edmund Goulding, Alfred Hitchcock, Zoltan Korda, Frank Lloyd, Victor Saville and Herbert Wilcox.

New Trial For Snyder

Los Angeles, July 30.
Martin 'The Gimp' Snyder was granted a new trial by the California Supreme Court, throwing out his conviction on a charge of attempted murder of Myrl Alderman, pianist and present husband of Ruth Etting, the former Mrs. Snyder.
The high court ruled that the jury had not been adequately instructed.

L.A. to N.Y.

Phil Baker. Charles Bennett. Harold Buchman. Harold Buchman, Jack Cohn. E. L. DePeattie. Dr. Harold Edgerton, Helen Gahagan, Tom Gallery. Cliff Henderson, Ivane Herrey. Irene Hervey. Allan Jone Robert Kalloch. Walter Kane, Elia Kazan. Arthur Ripley. Victor Saville. Leo Spitz. Verne Walker.

N. Y. to L. A.

Joe Bernhard. Faith Bennett. Mort Blumenstock. Cynthia Carlin. Nancy Carroll, Ray Collins, Lili Damita, Betty Field, Brenda Frazier, Marty Jurow.

WARY OF PAPRIKA IN P

Some Sapolioed Top Grossers

Vasi majority of the picture business' top-grossers do not fall into the category of risque vehicles, according to claim by industry chiefs. Following list with some of grosses shows few of this type:

"Snow White," with more than \$8,000,000 gross; Singing Fool, about \$5,000,000; Four. Horsemen of Apocalypse, \$4,500,000. Ben Hur, \$4,000,000; Birth of a Nation, \$3,500,000; also \$3,500,000 and under. Grosser and the state of the sta

N.Y. Fair Making Plea for Attendance; Many of the Big Shows in the Red

'See the Fair now or never, it loses Oct. 27 forever. That is the text of outdoor paper

which is to be posted within a radius of 300 miles of New York with the of 300 miles of New York with the idea of attracting patronage from those who have delayed attending what is conceded to be the world's greatest exposition. Paper is to be put on all available space, but also understood that it will be posted in subways and other public places where there is a charge for space. Because of the heat wave, war and other factors, attendance is running as much as 50% under last year. It's known that some major shows are operating in the red, with no chance of recapturing the original investments.

Aquacade started out with a

or recapturing the original invest-ments.

Aquacade started out with a weekly gross now put at \$26,000 and, climbed to \$51,000 which is said to have been high this season. Last summer the aquatic show was credited grossing as high as \$130,000 in a single week and made a net profit of around \$750,000.

Railroads Parade has been losing about \$5,000 weekly. Rail lines backing the spectacle set up a deficit for that eventyality and there (Continued on page 102)

\$700,000 Looks Like Final Total of Show Biz's Gross for Canada

Toronto, July 30.

With returns from 61, small, theaties still outstanding, Canadian motion picture industry, has collected,
which total expected to go over the
\$700,000 mark, Seven bombers will be
purchased with the proceeds,
Nationwide benefit was staged in
every theatre in Canada on the evening of July 15, admission being by
a minimum of two 25 was savines. inimum of two 25c war saving

Reports from 969 theatres showed that more than 604,900 seats were sold that ight. Highest per-seat average was \$1.90.

Calgary's Total

Calgary, Alta, July, 30.

Total receipts in Alberta from the Stamp Out Hitler theatre party were \$58,812.50, according to V. N.

Skorey, provincial organizer.

Calgary accounted for \$20,800 and.

Edmonton \$14,500.

A total of 118 theatres the province took part in the enterprise, with more than 40,000 people attending the programs.

'QUIXOTE' SECOND FOR CAPRA AT WARNERS

Hollywood, July 30.

'Don Quixote,' Cervantes' classic salire on the age of 'chivalry, is slated as the next production by Frank Capra and Robert Riskin, tollowing their current picture, 'Meet John Doe,' at Warners.

Riski has worked out the pre-liminary script,

Cascaret Time

Concluding his program over WMCA, New York, last Thurs-day afternoon (25). Sam Brown announced (Verbatim): "We have brought you is min-utes of recorded song with the romantic barilone, Tony, Martin —now it's time for Cascarels."

WB Makes 1st Strawhat Pic Buy—'Mother'

First picture rights buy among plays fried out in country summer slocks this season was consummated last week, when Warners obtained

last week, when Warners obtained Four Cheers for Mother, recently rived out at Locust Valley, L. I. Play will not be attempted on Broadway, but several strawhal stock have listed it for performance.

Price paid by the film end is said to be \$10,000, unusual for a try-out that other, picture firms did not appear to be interested in. Mother is a collaboration by Philip Dunning and L. G. Lighton, latter new-comer in the field. Authors figured the WB offer was too attractive to be passed up. Fact that the chances for regular production, were not definite counted in the rights being disposed of.

GAMBLING LID ON TIGHT AT SARATOGA

Saratoga Springs, July 30.
Annual race meeting and Saratoga Springs, July 30.
Annual race meeting and Saratoga Spay month started Monday. 129) with not roilette wheel curning or dice game rolling, as predicted early this summer. Even the horsercomes, where bets on out of town races could be previously-placed, are lidded,
Orders to elamp, down o gambing, except, of course the pari-mutuels at the track, are said to have come from Governor Lehman. It is the third successive summer that the betting gentry have been on the cut-side looking in.
August, however, is expected to be dotted with social functions and purifies. Such gatherings will include reportiates who have not visited reportiates who have not visited the Spa for many years, meetly having been forced out of European resorts because of the war.
Entertainment lineup for Saratoga racing season (opened July 29) has at Arrowhead Im, Ernie Holsts orchestra and Hugo Maianf; swing-thumba-conga combination; Jucophine Houston, single; Dan Lopet and Maxine Bariat, dance term.

At Meadowbrook: Allan Cross and Henry Dum (who have warbled at the Spa in previous seasons); Rod-Continued on page 104)

SLIGHT SEXOLA

Haysians Admit a Trend to the Double-Entendre and Franker Situations in Recent Cycle of Releases

PAST AND NOW

Cycle of spicy features calculated o bolster dwindling boxoffice and ecoup losses in the foreign market looms for 1940-41 season. Growing tendency to insert two-edged gags and a bit of sex has been noted by

the Hays office production code pervisors now for the last months. And admittedly the Haysians currently are under pressure to permit more paprika into productions.

New attitude by some producers regarding some spice recalls that slightly off-color productions helped signly off-cour productions neigher to overcome the depths of 1982-33 depression years. Kickback of this leniency on nudity, questionable situations and themes was the Legion of Decency campaign which produced the present strict production

duced the present strict production code.

What some industry leaders fear now is that any overly rowdy stuff will bring new cries from minority groups, with these vocal organizations carrying their troubles to Washington with cries for strict censorship, etc.

Nudity and costumes were the chief complaint back in 1932-33. Today the principal squawks embrace dirty wisecracks and gags.

Forrester's 75G Suit vs. Dietrich **Ready for Court**

Jack Forrester, repatriated American film producer, formerly a stage juvenile at the Folies Bergeres and Casino de Paree, in Paris, will have his attorney. Saul E. Rogers, start suit in N.Y. supreme court, this week against Marlene Dietrich for \$75,000. Of this amount, \$15,750 is cash advanced on a contract whereby she was to make a picture in France for Forrester-Parant Froductions. Forrester ing on behalf of, his company whose General Without Buttons. That They May Live and other French films are known in America.

America.
The question whether the European war is an act of God figures in Forrestre's petition for return of the \$15,750, plus the damages claimed. Deal dates back to last Aug. 22, when he permitted her to return to America to make 'Destry Rides Again' for Universal, with the (Continued on page 104)

More Films Into. But Less Coin Out of Asia

American films are increasing their markets in Asia, but not getting out a corresponding amount of coin, according to Del Goodman, Fai Estsern manager for 20th Fox, who guissed here en route to the homoffice. Financial freezing, banking regulations and political manipulations, he said, have reduced Hollywood's profits to microscopic size. While American, film, majket, in interior China has tirpled since the Japanese, invasion, Goodman declared, diplomatic phenagling has reduced the revenues to one-third. Hollywood, July 30.

NOTE TREND TO Carryovers From Pre-Hitler Days Still in German Film Biz in U.S.

Mysterious Disappearance

Disclosure last week that Walter Ebeling, 31, publicity and confact man for the Garden (heater, N. Y., had disappeared was viewed with complete pitzalement by the management of the house. Ebeling, police id, was visiting a friend near South Bend, Ind., and, the morning of July 9 drove off in his cur. He hasn't been heard from since, although blood-stained clothing found Stunday (28) near Lefayette. Ind., were identified identical to those Ebeling wearing.

identical to those Ebeling wearing.
Ebeling was employed by the operators of the Garden, which plays German pictures. a kind of in-between man with the Ybrkville population. He was Swedish-born, had lived.
Germany and was a naturalized American. He was aid to be American. He was aid to be neutral in international politics.

Nazis' Dictum On **Dutch Pix: See**

With official word received in New York last week that the only foreign pictures allowed on the in Berlin subsequent to Jan, 1, 1937, reaction in the trade this week is that the same regulation will apply to all Nazi occupied zones including France, Belgium, Denmark and Nor-way.

way.

There is nothing that American companies can do about the arbitrary ruling, which forces product of all-U.S. distributors, excepting Metro. 20th-Fox and Paramount from German-controlled territory. Distribs which withdrew, or were forced out of Germany, cannol ery well stay on in German-occupied nations under the regulation.

Interpretation of the Nazi edict in N. Y. is that as far as the Germans are concerned all territories which they occupy presently are regarded

as German,
Check reveals that the three majors doing business in Germany sent 20 features in to that country during 1939. Estimated that about 28

(Continued on page 102)

IS THERE A DOCTOR IN THE PARKING LOT?

Milwaukee, July 30.

Before the Drive-In theatre opened here, this summer, the management sent a letter to all dectors within a 25 mile radius, advising them that when they attended the show they would be parked in a specially reserved space where they could easily be reached in case of emergency, an outdoor application of the leave your seat, number at the box-office idea.

your seat number at the box-office idea.

Woman patron was overcome by the heat the other night, taken by ushers to the theatre office and given immediate medical attention by a physicia summoned from the special purking area reserved for the medic.

Nix Mander for Army

Miles Mander, English-born char-neter actor, returned to Hollywood. last week after having Jeportedly been turned down for enlistment with the Canadian Active Service Forces. Mander, brother of Geoffrey Man-der, English M. P. is over the age limit.

By HERB GOLDEN

By HERB GOLDEN
Phenomenon of the distribution and exhibition, of German pictures in the United States is the active role played by non-Aryansz-Two of the three houses which which mothing but Deutsche films in Yurk-wille, heavily-Nazi section of Manhatt are Jewish-operated, while one of the two major distributors and two of the three minor distribs re Jewish.

and two of the three minor distributors and two of the three minor distribs re Jewish.

Another, odd circumstance is that the property housing the largest and most important of the German film theatres in Yorkville, the Casino, is owned by Local 802, American Federation of Musicians, many of whose members and officers are Jewish. Jacob Rosenberg is prez of 802. Before conversion of the property on 86th street near 30 mm it was used the inghall.

In every case the startents.

on them.

Jewish exhibs and distribs declare. hey never handle any Nazi propa-ganda pictures. That's true on the surface, but when it remembered that not a camera can turn in the (Continued on page 114)

Nazi Propaganda in U.S. Blamed for Downbeat In Canadian Tourists

Regina, Sask, July 30.

Bud roads and Nazi propaganda are getting the blame from Saskitchewan theatre men for the non-materialization of the American tourist influx which they have looked forward to for the past few months. More than the usual amount of criticism is being directed at Saskatchewan roads this year, especially by American tourists. They are unonimous and enthuisastic in saying that American tourist. They are unonimous and enthuisastic in saying that American tourist. Taffic would be much larger if Saskatchewan had dustless highways.

Another reason for the ebb of American attendance is believed to be adverse rumors spread by pro-Nazi influences in the United States. Several of the visitors from the

Nazi influences in the United States. Several of the visitors from the United States have come to Canada expecting to pay 80c gallon for accomodations and even to be subjected to a barrage of martial regulations and a suspicious scrutiny of all their actions. They admit finding conditions contrary to expectations.

MCA'S PACKAGING YEN FOR LEGIT A LA PIX

Marty Jurow, of the legit and film department of Music Corp. of America, left on Friday (26) for flollywood. He'll stop over for a few days in Chicago on the way out, Jurow's, trek is to line up film names for parts in shows on Broadway for the fall. MCA is attempting to package legifers in similar manner to what it has been doing with pictures and radio shows.

Bernhardt's WB Pic

Hollywood, July 30.
Kurt Bernhardt gets the director chore on "The Lady With Red Hair", the Miriam Hopkins starrer at War-

ners.
Ficture is based on the career of Mrs. Leslie Carter.

Producer Chides Exhibs' False Evaluations of Stars as Major Cause for Abnormal Film Costs

Squawk by exhibitors that rentals are too high because of exorbitant production costs is nothing but a boomerang that flies back into the faces of theatre operators, Walter Wanger declared recently in a discussion of film costs in New York. Wanger asserted that producers are well aware when they are being hijacted for salaries by stars, but are forced into paying fees that are too large because of exhib demands for certain players.

certain players.

Producer maintained that the un Producer maintained that the unwillingness of exhibs to give-a break to a film, with anything less than a top star name, despite what other qualities it might have, forces the film-makers to bid against each other contrary to their better judgment and push prices way up. Stars, he said, naturally know when they are in demand and take full advantage of the situation, leaving the producers no alternative than to pay what's demanded.

Wanger asserted that most exhibs study neither the plot of a picture nor, the film itself, but merely scan it for names and make complete judgment: from that. He termed such action unshowmanly and not always in line with audiences' actual insistance.

Must Encourage Producers

Must Encourage Producers

not only result in more variety in types of films, but create new audincest.

Other participants in the discussion pointed out, in support, of Wanger's contention concerning demand for stars, that many pictures recently with top names did poor or mediocre business. This proves that it is not the players so much, but stories and other qualities which affect bo, it was said.

Among pictures which failed to capture sizable grosses during the past season despite name values have been 'Lady of the Tropics' with Hedy LaMarr, 'Strange Cargo' with Clark Gable and Joan Crawford, 'Bluebird' with Spriner Traspord, 'Bluebird' with Charles, 'Elizabeth and Ersof Flynn, 'Jaurez' with Paul Muni; 'Light That Falled' with Roniald Colman and Walter Huston; 'Sidewalks of London' with Charles Laughton' and Vivien Leigh, 'land 'Green Hell' with Douglas Fairbanks, Jr., and Joan Bennett.

METRO'S 'BOOM TOWN' SIGNALS PETROL CYCLE

Hollywood, July 30.
Dramatic oil is gushing all over
Hollywood since Metro brought in
Boom Town with an expensive cast
and a heavy ballyhoo. Four other
studios are readying pictures with
petroleum backgrounds for early release.

lease. Warners has 'Flowing Gold' and Paramount has 'Cherokee Strip' in the cutting rooms. 'The Devil's Pipe Line' goes into production at Universal this week and 'The Girl from Havana,' another oily tale, is before the cameras at Republic.

Pallos' U. S. Plans

Steven Pallos, associate of Alex Steven Pallos, associate of Alexander Korda for many years, who arrived in the United States about two weeks ago, is planning to remain for about three months. Pallos, who handled the financial end of the Korda productions in England, is in the U. S. on business concerning Korda films financed by Prduential Insurance Co., Lid. Korda is now being bankrolled by Bankers Trust Co. of N.Y.

Pallos will also look after other lim investments of Prudential in this country. A new outfit, London Silm Export Co., Lid., has been set up to assume management of the Korda-Prudential jix.

Gable's Sing-Singer

Hollywood, July 30 Hollywood, July so.
Clark Gable goes up the river for his next Metro starrer, 'Osborne of Sing Sing', slated to start at the end of this four-week vacation. Jack Conway directs.
Advance of 'Sing Sing' on Gable's schedule pushes back 'Witch of the

schedule pushes back 'Witch 'Wilderness' and 'Tortilla Flats.'

U.S. in Stressing

what's demanded.

Wanger asserted that most exhibs study neither the plot of a picture nor, the film itself, but merely scan it for names and make complete judgment from that. He termed such action unshowmanly and not always in line with audiences' actual misistance.

Must Encourage Producers
If exhibs want to see rentals come down through reduced production costs, which are impossible as long as top production quality and star names are required, Wanger said, they must encourage producers by giving a break to films slightly out of the ordinary. They must go out and self these pictures. It will not only result in more variety in types of films, but create new audinces.

Other participants in the discursion pointed out, in support of Wanger's contention concerning demand for stars, that many pictures which stories and other qualities which at it is not the players so much, but stories and other qualities which at feet bo, if was said.

Among pictures which failed to capture sizable grosses during the past season despite name values have been "Lady of the Tropics" with Hedy LaMarr and Robert Taylor, Woman I Love with Spencer Tracy

WPA SURVEY ON FILM **BIZ DUE IN BOOK FORM**

U.S. Works Progress Administration is working on a comprehensive survey of the film business, which eventually is to come out in book form. Material on pictures dating back as far as 1890 has been collected and compiled for publication as part of the writers' project.

Sidney McKean, veteran with newsreels for years, is asisting in making this detailed study of the picture business. McKean, who worked with the old Hearst newsreel and also Paramount News, also did some shorts for the Government several years ago. U.S. Works Progress Administra-

Patsy Kelly Subs For Goodman in 'Parade'

Hollywood, July 30 Hollywood, July 30.

Patsy Kelly moves into the cast of Republic's 'Hit Parade of 1941' to fill the spot left vacant when Benny Goodman entered the Mayo clinic in Rochester, Minn. Band leader will require several weeks to recuperate from an operation for his sciatica

ailment.
Start of 'Parade' was set back to
Aug. 6 to permit Miss Kelly to finish
her Job in Hal Roach's 'Road Show.

Mono Corrals Ritter

Hollywood, July 30.

I Tex Ritter closed a deal with
Monogram to make seven musical
t westerns for the 1940-41 program.
Pact, under negotiation since early
spring, is Ritter's third with Mono,
First two were for eight pictures.
Actor, currently on an eastern
stage tour, returns to film work in
September: Edward Finney produces.

20TH ASKS 30G FROM **CENTURY ON '38-39 PIX**

Twentieth-Fox's suit for \$30,000 against the Century circuit, operat-ing in Brooklyn and on Long Island. follows failure of the chain to play out product bought from the distributor for the 1938-39 season and for the current year (1939-40). Etforts to adjust the matter have oroven fruitless, it is understood. The Century circuit, meantime, has not bought 20th-Fox for the coming season ('40-41).

season (40-41).

Action against the exhibitor defendant was first revealed last week in the New York Supreme Court, when note of issue was filed setting trial for Sept. 23. Papers had been filed last April 9 and the answer was made on July 19, consisting largely of counter claims.

It is believed there is a possibility the suit may be settled before the trial date through adjustments which might include a 1940-41 contract for the 20th-Fox pictures.

National Defense

Hollywood, July 30.

In Stressing

Might include a 1940-41 contract for the 20th-Fox pictures.

The 1938-39 and 1939-40 deals which it is claimed were not carried through, as agreed upon, called for the company's features as well as shorts and newsreels approximately 25 of the Century, houses. Pictures in question were not blayed on paid for in accordance with the contracts.

2 COLO. TOWNS FIGHTING FOR **'KIT CARSON'**

Two cities in Colorado are fighting with telegrams and letters as the bullets in a battle to gain the world premiere of United Artists' film 'Kit Carson. It had been practically set to hold it at Trinidad on Aug. 21, the opening date of the Kit Carson rodeo, but La Junta entered the fight and at last reports the fight was about even.

Telegrams and letters by the hun dreds poured into the United Artists exchange and the Fox Intermoun-tain headquarters in Denver, all setting forth the claims of the two localities they be accorded the honor. Citizens are already growing beards and merchants are painting their windows with assertions that their town must have the 'Kit Carson' premiere. The story is getting newspaper headlines throughout the region, and the Trinidad and La Junta sheets are according it the No. 1 spots on page 1. George R. Gomperts, assistant UA exploitation chief, is here working on the publicity. Merchants in the two towis are subscribing to a fund to insure grabbing the premiere. Petitions asking for the event and signed by practically every citizen in a round the towns were circulated by Boy Scouts.

Kit's Grandson setting forth the claims of the two

Kit's Grandson

United Artists discovered a grandson of Kit Carson, the scout—Kit
Carson III—and promptly took a
lien on his time until after the
premiere. He was taken to Colorado Springs where he met Wendell
L. Wilkie, Republican candidate for
president, and his old friend, Gov.
Ralph Carr of Colorado. Press
services grabbed photos of the group
and Kit Carson III went on to
Denver where he was royally entertained before leaving for Hollywood
with all expenses paid, and the isest
of everything. In California he was
the guest of Hollywood biggies and
then moved on to the Frisco Expowhere Kit Carson Day was proclaimed for Wednesday (31). At the
fair he was the guest of the California Gov. Olsen. After that he
will return to Colorado for the
premiere, which is promised to be
on as big a scale as many others.
Gov. Carr of Colorado has practically
agreed to decree
Witt Carson well as
well and hopes even to outdo a
nearby sister state—Kansas—on the
putting on of a world premiere.
Denver, originally thought of as a
world premiere site, las been elimimated. Kit Carson, the Scout, spent
much of his life in the regions
around La Junta and Trinidad, the
contesting etites. United Artists discovered a grand

Falstaff Turned Pagliacci

By WILLIAM KERRY HALLIGAN
Hollywood, July 30.
Wander aimlessly down Hollywood boulevard any time of the day
or night and you will find a group
of curious sightseers examining the
corns in concrete imbedded in the
cement flagging of Grauman's Chinese. You will find a lot of footprints there but you won't find Sid
Grainman's, he is as modest as a nun
and as smart as a slap on a sun-

Suit Over 'Pastor Hall' Film Held To Be Inevitable

Legal action looms over rights to 'Pastor Hall' after three days of discussion by opposing attor neys last week ended in a stalemate. It was hoped that an amicable settlement would avoid legal tactics, but all parties at the moment, however,

ppear to be farther apart than ever. Participating in the gab sessions vere George Garfield, his attorney Leslie Kirsch, and Bert Mayers and William Fitelson. Garfield is ad-ministrator of the estate of Ernst Toller, from whose unproduced play the script of Pastor Hall was prethe script of Pastor Hall was pre-pared. Fittelson and Mayers repre-sent Grand National Films, Ltd., which sold American rights to the picture to James Roosevelt. Garfield maintains that Charter Films, Ltd., an indie outlift which made 'Hall' for GN, never cleared rights to the play. Roosavelt, nevertheless, continued.

maintains that Charter Films, Luc, an indie outhst which made 'Hall' for GN, never cleared rights to the play. Roosevelt, nevertheless, continued plans for releasing the film through United Artists and press, previews already have been held in New York and on the Coast. It is understood that UA is seeking to open the film at the Rivoll, N. Y., now closed for the summer, later this month.

Although attorneys on both sides admitted that nothing but court action is on the horizon, Murray Sitverstone, UA chief, maintained last week that the picture will be released on schedule, come what may. It is believed an attempt will be hande by Roosevelt and UA to work a plan whereby Carfield will allow the picture to go into distribution without a settlement being arrived at as the anti-Nazi theme of the film is felt to be hot now. Payoff could be accomplished later, even if court action took over a year or more, during which time, if the picture were held up, it might become valueless.

GN maintains that exceen rights were purchased for 500 pounds through Garfield's authorized agent in England and a check sent to cover the amount. Garfield contends that he purchase was not made through an authorized agent, but a broker, and the check was not sent until after GN had received notification. Kirsch declared that in any court action that might ensue, United Artists and Roosevelt will be held qualty legally responsible with GN and Charter Films.

SEC ORDERS EDUC'L STOCK OFF CHI BOARD

Washington, July 30.
Stock registration of Educational
Pictures was ordered withdrawn
Friday (26) by the Securities & Ex-Commission, following change proval of an examiner's report which proval of an examiner's report which held the defunct concern violated Federal statutes through failure to submit an annual report for 1939, Action of the Government agency means any formal trading in Educational paper, there never has been much interest in it—will be unofficial.

cial. Over-the-counter trading will be permissible, assuming anyone wants to engage in it, but the preferred and common will be stricken on Aug. 5 from the Chicago Board of Traditist only place it was registered. In its survey of the finances of listed corporations, the SEC recently gave only sketchy figures for Educational, none for 1934 or 1938. Document showed Educational had sales of \$2,313,000 in 1937, \$2,425,000 in 1936, and \$2,598,000 in 1935.

By WILLIAM KERRY HALLIGAN
Hollywood, July 20.
Wander aimlessly down Hollywood boulevard any time of the day
or night and you will find a group
of curious sightsers examing the
corns in concrete imbedded in the

the 'Foot-Prince of Wails.'

Stars may come and go but Grauman goes on forever. You hear arguments about his forauman's Chinese. Grauman's Chinese. Grauman's Chinese. Grauman's Egyptian, but as a unatter of fact he is a misplaced Manhattanite. He is the last froutier of that vanishing American, a showman who likes to sit up all night and talk about it. He will go anywhere but bed. He is the Nate. Lewis and the Mort Singer of Chicago. the Rube Bernstein and the Jimmy Cannon of Gotham, he is the Duike of the Dawn Patrol and once you start him reminiscing, time is not the essence.

We sat in a booth at the Vine St.

niscing...time, is not the essence. We sat in a booth at the Vine St. Brown Derby. Nicholas Dandolas, the forever Univses: Louie Cohen of the nicer Cohens; Dick Hyland, the aports scriveiour, the silver Maharajah of the Mutucis, Al Smiley, Crauman and myself. The Greek was telling a story of a local Pegler. lad with the sadistic eye of a painless dentist minus the wit of a Dorothy Parker.

No matter whose came to

a Dorothy Parker.

No matter whose came up this feltow had him in the grease, he panied everybody from Astor to Zimbalist. He put the old blitz krieg on everybody and no prisoners taken. At last amails name was mentioned that was knock-proof, a local Bill Corum, a Mark Hellinger of the flickers. There's guy no one can put the blast on. He's a standout, everybody, nerced. He int a bad fellow the defamer agreed, but boy, Michael Finn Joined the party shortly.

'Fatty'

Then Arbuckle's came up and Grauman cut in. I wouldn't tell this on Fatty but if know it's okay with him I do tell the story when he was alive. Back bin the early part of the century is after the fire in Frisco, I had a little theatre in San Jose. There was a Dutch saloon in the town samed Fabst Tavern and I had been hearing wondrous tales of a Mighty Man Mountain, who could carry 10 steins of, beer lin each bind and who had the appetite of two Tom Thorpes. He was a singing waiter at the Pabst Tavern. I had him up and see men and I oftered him a job singing illustrated songs in my theatre. It was Fatty Arbuckle, I paid him \$17.50 a work plus meat a day. He insisted on it being stipulated in the contract, with an extra proviso that he was to have two helpings of everything.

two helpings of everything.

'I found a bay-window facing the sidewalk and I made a deal with the sidewalk and I made a deal with the window each day at 5 with a sign proclaiming the fact that he was an attraction at Grauman's theatre. The stint packed the restaurant. I had agreed to pay the proprietor. 75c a meal but business picked up so much that the boss of the place agreed to feed Arbuckle for nothing and throw in a meal a day extra for "Fatty was a big hit in my theatre."

duy extra for 'Fatty was a big hit in my lheatre and after a month or so he demanded \$50 a week. I couldn't pay him that much and he guit. The next time I saw him he made a personal appearance for me at my Los Angeles theatre. He was a picture star. He insisted on telling the audience at each performance where I had picked him up and how I had started him on the road to success. He fold the audience that he was proud to appear at Ciauman's—a \$1,000,000 guy with a \$1,000,000 theatre. It made me feel very happy.

happy.

Then one day not so long after, the San Francisco Arbuckle disaster struck, and he was pilloried on the cross of misinformation and false accusations. He took it standing up, although it broke him financially, physically and mentally. A lot of 10m had passed through the cutters, wheels since that far day in San Jose when I had first seen him waiting on tables. Fame is a fleeting thing. You work all your life to see your name in electric lights and then a penny toke blaws out and you are in the darkness.

We weren't the darkness though the pale greaty light of and the see the see your great plant of the darkness.

in the darkness.

We weren't the darkness though, the pale gray light of amother day was filtering through the Brown Derby window. I looked at my strap watch. It was 7, amother day on will have to excuse me fellows, said Crauman. It think I'll turn in early tonight.

SELLERS' STRIKE' EVIDENT

Increasing Exhibitor Resistance To 'Consent' Further Beclouds Its **Chances for Any Oct. 7 Finalization**

Intensification of exhibitor re-sistance to the consent decree pro-posals as tentatively agreed upon by distributors and the Department of Justice, in settlement of the U. S. anti-trust suit, makes it highly problematical whether clauses under attack will be rewritten or whether the decree will be dropped.

the decree will be dropped.

Discounting the severe opposition among theatre operators, major as well as independent, that has developed within the past two weeks, epinion trade circles is growing that a final disposition of the suitation will not be arrived at by Oct. 7. This is the date-to which the suit against the major, producer-distributors was adjourned.

Describition sources express doubt

against the major pagainst the major pagainst the major pagainst the tributors was adjourned.

Distribution sources express doubt that full accord on the consent decree, as tentatively laid out, could have been reached by Oct 7 even if exhibs hadn't kicked up. fuss, notably connection with formatic brace concerned. Pointed out among h.o. distributor informants that regardless of the exhibition side of the story, it is difficult in the consent decrease program along radical lines that would be agreeable to all and work satisfacturily for the various companies. There is still the opposition of the non-theatre owning majors to the whole consent decree to consider.

Rewrite Clauses?

Hollywood, July 30.

Shortage of expert mechanics, due to the demand for tool makers for war preparation, is causing a hitch in the coin in-the-slot picture business; lnability of the manufacturers to hasten production of 16-min, projectors on a quantity basis means; that the exhibition of minnie films on a national scale will be delayed until late in the fall.

Frank Orsatti has orders for 30,000 machines to be built for coin-in-the-slot and advertising displays, but the big problem to get delivery the mechanism. Mils Novelly Co. Chiengo, is turning out projectors as fast, as possible, but is not putting any of the mout for general exhibition until at least 3,000 are finished. First deliveries to bar and cocktuil longe locations are slated for late October.

SETTING DATE FOR INCOME TAX TRIAL

Date for the trial of Joe Schenck and Joe Moskowitz, for alleged income tay evasion, was to have been set in the N. Y. federal court yesterday afternoon. (Tues.). The chairman of the board of 20th Erox and his personal, rep. in N. Y., are understood to be seeking a trial some time in December, while the government will ask for an October date.

During the several months since the indictment was handed up to a Federal grand jury. Matthew Correa of the Dept. of Justice has been interesting the activities of the acquisition of the several control of the Dept. Of Angeles, and is due back today (Wednesday).

Easy Switches

Hollywood, July 30.

Harry Sherman puls in a bid for the quick-change title by altering The Round-Up' to The Roundup, simple feat of de-

Roundup, simple teat of dehyphenation.

His nearest rival Cécil B.

Denille, who changed Northwest Mounted Police' to North

West Mounted Police'.

All 17 Houses In Jersey City Have Giveaways

notably connection with four trade practices concerned. Pointed ont among h.o. distributor informants that regardless of the exhibition side of the story. It is difficult to write a trade practice program along radical lines that would be apprecible to all and work satisfactorily for the various companies. There is still the opposition of the mon-heatre owning majors to they whole consent decree to consider.

Rewrite Clauses?

It is believed efforts may be made to rewrite the disputed clauses under a suit-settlement with view to meeting the complaints of the theatre operators. Disposition of the theatre operators, Disposition of the theatre operators. Disposition of the theatre operators is to listen to the verse of the particular operators. Skoturas houses are probably defering the best operators. Skoturas houses are probably defering the formation of the mining the proposition of the proposi

MANNIE COHEN MAY RETURN TO FILM BIZ

Emanuel Cohen, who has been out of the industry since he stopped producing on the Coast, may shortly return in some producer capacity. In the couple years, Cohen has been in New Bedford, Mass, in the radio parts business, Understood this is the same business, understood this is the same business enterprise in Brooklyn.

Cohen, who formely was Paramount newsreel editor, also was actively identified with production for Par, and later as unit producer, making several features for major company release including Paramount. Emanuel Cohen, who has been out

EXHIBS, HOLD OFF

Home-Offices Rejecting Con tracts for as Little as \$10 and \$15 Differences-Expect Decided Upturn and Scramble for Product

NO SALES PUSITING

Minneapolis, July 30,
Northwest Allied independent exhibitor members, who have been threatening a buyers' strike to force down film prices and eliminate percentages, now find the tables being turned on them. It's the distributors who, in offectar or on strike.

Trade here says the home-offices never have been so tough before, submitted deals are being turned down right and left. There have been instances of contract rejections in New York where is little as \$10 and \$15 were involved, according to exhibitors. Some of the branch managers declare they keep their fingers crossed whenever they send a contract to New York for approval nowadays.

a contract to New York for approval nowadays,
Moreover, the exhibitors assert, the companies are making great effort to sell and are not 1 all anxious to make deals at this time. The reason for this according to the branch managers, is that many exhibitors feel that they should buy on the basis of present adverse business conditions, and poor grosses. Distributors, on the other hand, are confident that a decided turn for the better is imminent, and that, when it arrives, exhibitors quickly will develop an entirely different and more cheeful frame of mind and there will be a mad scramble for product.

If there had been no change in the infavorable conditions of the past, several months, exhibitors wouldn't have to do any buying because they discound to business, and the producers would be bank-ruptey-bound, too, branch managers sesert, However, the reversal in trend already is in evidence, they declare.

As evidence of this, they cite, for example, the past four successive

declare.

As evidence of this, they cite, for example, the past four successive weeks at the State here, which, despite bad eather and other adverse factors, have been highly profitable. The Ghost Breakers' grossed \$95,000. The Moon \$85,000 in eight days: 'All This and Heaven.' \$10,000, and 'Andy Hardy Meets' Debutante,' \$11,000. The first two held over for second weeks. The two last named will run three weeks. Similar improvement noticeable practically over the entire territory, it's claimed. In line with all this, the trade is calling attention to the Minnesota Ainus. Co.'s (Paramount) optimism regarding the outlook, which has prompted its \$150,000 program of theatre acquisitions and improvements.

Canadian Upswing

Canadian 'Upswing Montreal, July 30. Film salesmen covering the hinter-lands report mixed veeption in talking new deals for product. In many towns and villages' hypeed industrial activity due to requirents has made sciling. cinch, in other spots some exhibs use excuse that was it salling many in service that was it salling many in service.

other spots some exhibs use excuse that war is calling many int service. These exhibs in minority, are holding out for price concessions. For the most part, however, unemployment spectre is rapidly fading into the background as ever creasing number of workers are then my absorbed into industry. Increased b.o. expected to manifest itself abefore the fall most centres.

DISTRIBS, NOT Uncertainty Over Fall Admission Scales (Due to Extra Taxes) Main **Cause for Stalling Product Deals**

Can't Make 'Em Fly

Hollywood, July 30. Hollywood, July 30.

An ancient sporting wheeze,
You can't keep a squirrel on the
ground, works the other way in
the show business. You can't
hoist a thesp in the air unless he
feels that way. New ruling by
the Screen Actors Guild reads;
'An actor cannot be required
to travel by plane if he objects
to this means of transportation.'

Amus. Taxes Up Again In June, **U.S. Figures Show**

1939 for the fifth consecutive month. The June take, next to the last that will be based on the eight-year-old scale of 10% on everything above 40c, amounted to \$1,645,603. This was the fattest for this stanza, with the exception of 1937, since the rates were upped in 1932. The June; 1937, grab was \$1,847,75; or \$229,172 better than this year. But this June was \$154,843 ahead of June; 1938, and roughly \$20,000 fatter than June, 1938.

As a result of the higher level of

and roughly \$20,000 fatter than June, 1938.

As a result of the higher level of gross revenue, the Treasury during the first six months has snared \$477.354 more than it raked in the first half of 1939. With the rates jacked up effectively July 1, there is no doubt record-breaking contribution to meeting. Government cost will be made in 1940 by all branches of the amusement and sports industries. Even 1937, the best year from the Treasury's viewpoint, the six-month figure was below this years. The January-June, 1940, total is \$1,647.816 ahead of the comparable 1937 collections.

While the business remained better than nearly every previous year, the down-trend from the March high point continued. Collections have been steadily declining since the \$2,390,391 peak, but the \$145,492 slump between May and June collections was the smallest drop of the three.

Bridewell, was denied his release a writ of habeas corpus Saturday 127) by Federal judge William H.

Jane Bryan—Pilot

Jane Bryan—Pilot

Chicago, July 30.

Jane Bryan former film, actress who gave up a Warner contract last knew the origin of the \$29 he received from a prostitute, or that the fall most certain its mown plane, which they use to filly from here to their Colorado ranch. Mrs. Dart has told their states who gave has to the total contract the contract of the contract o

A factor which it hasn't been necessary to contend with to any such extent, during this year, so, far as negotiation of contracts between distributor and exhibitor are concerned, is the unsettled status of admission prices that will be charged for the coming season. It is holding up sales in many portions of the country with representative number of accounts.

ber of accounts.

Inability to close deals, although basic negotiations may have been entered into, is due in part to lack of decision by the exhibitor or buyer as to what scales will be charged this full. Deals are als being held up by the distributors because they do not know how to sell accounts that are in doubt as to admissions nor how to set runs, clearances, time, etc. The question of whether the accountlis to be sold flat or on percentage, with guarantees, also enters into the problem. Split figures and the gross at which splits are to be designated is still another angle.

Washington, July 30.

Though the public's tightening upon-outlays for entertainment continued, the Government's grab from the 10%, admissions bite kept numning, ahead of prior ununing, ahead of prior athrough June. Collection figures, inflict clubs, sports and other commercial diversions, were better than 1393 for the fifth consecutive month.

The June take, next to the last that will be based on the eight-year that will be based on the eight-year.

While the mistricts of difficult for the extended that the provided that the second that the second that the second the considerations is the new Federat tax which begins at admissions over 20.

Upping Frices?

While the majority of theatres have merely added on the tax, maining at pre-defense tax admissions, much study is being given the situation with a view to determining (Continued on page 107)

Thompson Readying

WILLIE BIOFF LOSES

PLEA FOR RELEASE

PLEA FOR RELEASE

One of the industry wants to do a good job with this fall drive, tentatively set for October. Discussions thus far have revealed that it would be impossible to organize a national drive of any scope by the month sentence for pandering in the month sentence for pandering in the Briddewell, was denied his release a writ of habeas coprus Siturday. To Jonger.

KARP MOVES INTO EXEC SETUP AT PAR

Hollywood, July 30 Hollywood, July 30.

Jacob Karp was appointed assistant to Y. Frank Freeman and Henry
Ginsberg at Phramount, at the sametime continuing his old chores ashead of the studio's legal department.

Karo takes over part of the duties formerly performed by George Bag-nell as prand executive studio

Lefty Dwells on Political Hot Air, **'Biscuit Eater' and Percy Williams**

By JOE LAURIE, JR. Coolacres, Cal., July 30.

By JOE LAURIE, JR.

Coolacres, Cal., July 30.

Dear Joe:

Well, at last the political conventions are over and we'll get at least a few weeks' rest before they go into their double-talk election routines. They sure hurt the picture business. Why go to a picture show when you can stay at home and listen to the Repubs and Democrats put on a vaudeville show over the radio F.F. (for free).

There's nothing new in the pictures they re producing, the same thing's happening only to different people. Lidig et a broak though this week with picture called The Biscuit Ealer. It may be an oldie to you folks in N. Y. but out here, where are just gating The Sinking of the Maine, 'it's brand new and a wow. It you haven't seen this picture be sure and see it farst chance you get. It's a tear jerker for men, women and kids. How can a picture miss that has dogs, a little pickaninny, a small white boy, some pups, and a dog dying. The last scene, Swell shock, that has the silies zoaking wet with teaus. I guess all it cost the producer was a couple of cases of Kennel-Ration, some watermelon for the little colored boy and something shipy for the swell-little actor that plays the white boy, and something shipy for the swell-little actor that plays the white boy having Aggie baking biscults in the lobby while her forther was cathing. He had a big size on his back. The Biscuit Eafer. Naturally that created curjosity and they came in—to find out that biscult-eating has nothing of the work of the customer's a surprise. Coming in expecting something else and getting something different is equal to a double feature By the way, I ran the Biscuit Eafer as a single-feature with some shorts and news, and nobody kicked. They came on crying, but not for their dough.

I received your letter telling me about your going out with the Lambs dand what a great time you all had. It sure is a wonderful place that Percy Williams Home in Long Island and what a great time you all had. It sure is a wonderful place that Percy Williams let for the boys and gir

P. S.—Tom Lindsay sez, 'A good scare is worth more to a man than good advice.'

F&M and 3 Indie Chains in St. L. In Product Pool St. Louis, July 30. A booking pact between the St. Louis Amusement Co., operated under contract by Fanchon & Marco.

Louis Amusement Co. operated under contract by Fanchon & Marco, and three indie nabe circuits in St. Louis and adjacent St. Louis County has been consummated and talker product heretofore unavailable for the indie circuits will now be shown during the weeks when only slough ickers could be screened. The Shucharf Investment Co. that owns and operates the Norside, Esquire and Will Rogers; the Ansell Brownho own and operate the Ritz, Empress and Varsity, and a syudicate operating the Avalon, Columbia Downhatan, Roxy and White Way, all stowing second run and subsequent run Metro, UA and Col product, are signatories to the booking pat.

flickers could be screened. The Shuchart Investment Oo. that owns and operates the Norside, Esquire and Will Rogers; the Ansell Broswho own and operate the Ritz, Empress and Varsity, and a syndicate operating the Avalon, Columbia, Powhatan, Roxy and White Way, all showing second run and subsequent run Metro, UA and Col product, are signatories to the booking pact.

The lack of sufficient product from these three producers, that results in gape of eight and 10 weeks each year, plus the extended local showing of Grore With the Wind's Lowes, first run Metro house here last winter, are the reasons the booking deal with the wind at Lowes, first run Metro house here last winter, are the reasons the booking deal with the wind at Lowes, first run screen fodder wind' (six weeks) as it caused backlog of .frist run screen fodder sind the five big houses showing Modout were hard hit for talkers. When they sought other product from local exchanges they discovered all had been committed, under contract, to the Amusement Co. Shuchart Investment and Ansell Brostited to bridge the gap by showing Wind' after it finished its run at Loew's at the same admish scale, but the move resulted in a bo. flopperso. It was several months before the stuation was cleared up.

One of the indie circuit excess sald Loew's at the same admish scale, but Gus Me'ns gets the pilot chore on the move resulted in a bo. flopperoo. Republic's forthcoming musical, It was several months before the Melody and Moonlight.

One of the indie circuit execs said duction end.

Asst. Mgr. Who Shot Himself Was \$13,975 Short in His Account

MILWAUKEE SINGLES: INSPIRES EDITORIAL

Milwaukee, July 30.

With Milwaukee's theatres slated to go unanimously solo feature, beginning on Labor Day, interest as to the outcome is a common topic of discussion in the lay press as well as among picture patrons, and the conservative Milwaukee Journal, reflecting popular interest, unburdened itself of this editorial comment:

Tol. Double Features

The movie theatres patrons of the coimtry are to be polled by the American Institute of Public Opinion, the Gallup ganization, on: the double features question. This is good news. There has been so much said about what people want and do not want in their motion picture programs—chiefly guessing—that it will be refreshing to have some facts. The double features bill has long been under attack; it charged with being physically tiring.

It has been to the experiment thoroughly, unsatisfactory. An opponent will fell you that hime people out of ten are against it.

Samuel Goldwyn, the producer who thinks that motion pictures are committing suicide, what with cheap films, bank night awards and double programs, lays most of the falling of of revenue in filmland to the double bill.

Many people who keep check on their own experience, think Milwaukee, July 3

revenue in himiand, to the double bill.

Many people who keep check on their own experience, think, this must be true. A Milway-kee East, sider who used to go to a comfortable and well run neighborhood theatre-every week, and sometimes twice a week, has been there only twice this year. He doesn't like getting home at midnight. He doesn't like sitting flurough one poor picture to get to see a good Sometimes the bill, is spoiled by the fact that he has seen one of the pictures elsewhere. He just is not much of a movie customer any more.

more.
This man of course will say with Mr. Goldwin that the double feature the complete villain. But another east side

Duals' Excess Emotional Conflict Causes Femmes to Dislike Them

20TH GETS JUMP ON **NEW SEASON PRODUCT**

Hollywood, July 30.
Production at 20th-Fox is stepping along so fast that the studio has a backlog of 12 completed pictures for the 1940-41 program, seven in work and seven more slated to start in the next month.

High-budget al-

next month.

High-budget films ready for release are 'Brigham Youing,' Return
of Jesse James' and 'Great Profile,
On call are 'Down Argentine Way'
and 'Californian, Readying for the
cameras are Chad Hanna, 'Tin Pan
Alley,' Western Union' and 'Hudson's Bay Company.

Scollard Now Biz Mgr.

C. J. (Pat) Scollard has been permanently assigned to Paramount's publicity and advertising department as its business manager. Bob Gillham is head of the department. Scollard is charge of budgets expenditures to be made, campaignes expense accounts and the like. Scollard came into Paramount last united weeking at first on statistics.

Scollard came into Paramouni last winter, working at first on statistics over theatres in connection with the U.S. suit against the majors, later making a survey of each of the company's departments in line with economy measures.

theatre than the one referred to above went to single features in response to what it thought was the demand of its patrons. It lost business and had to go back to double showings.

So let's have the preferences of the theatregoers, duly obtained and recorded. We shall at least have answered the initial question—what do the people want?

It is not the time consumed by sitting through double-bill film altractions, but the emotional condict resting tions, but the emotional condict reason ascribed by hundreds of women for their disapproval or duals. This is a conclusion reached by Mrs. Agnes Grew, director of the Women's Institute of Audience Reactions, which has finished a surveyinto twin-billing of features. Questions were asked of women in all sections of the country.

Fraction more than two-thirds of

re Brigham Youig, Return to Bright Way, alifornian Readying for the Western Union and Hudsay Company.

ard Now Biz Mgr.

Of Par Pub-Ad Dept.

sections of the country.

Fraction more than two-thirds of the women canvassed declared they were against double features. The west against double features against double features. The west against double features against double features. The west against double features against double features against double features. The west against doub

18.9%, for a longer film with only 2,% unresponsive.

We find that the reason women are not attending motion pictures, said Mirs. Grew, is not due to the length of time they have to spend in the theatre, but because of the tax on their emotions when required to sit through double-bills. With two features, the strain is too great, and the average women cannot follow and digest comfortably the exploits of two entirely different sets of characters widely different dramatic stories. The audience is confused and keyed up by such concusion, rather: than relaxed and anused. In many instances where the actors or actresses unfortunately and by coincidence appear in both pictures on the double bill, the strain addence credully and emotions.

pictures on the double bill, the strain audience credulity and emotions is even more unpleasant.

Survey also covered, the debated question whether women stay at home for a radio program in preference to attending a film they wish to see. Yote was overwhelming that films had, the first choice—with one exception. Many said they stayed home on 'Pot of Gold' night.

Entertainment Survey from The Woman's Viewpoint

THE WOMEN'S INSTITUTE OF AUDIENCE REACTIONS

DOUBLE FEATURES

"ARE YOU IN FAVOR OF DOUBLE FEATURES?"

269 % FAVOR NOT IN FAVOR DON'T 63 %

"IF NOT IN FAVOR, WOULD YOU PREFER ONE LONGER FILM OR ONE FILM OF AVERAGE LENGTH?

LONGER 38.9 % ***** AVERAGE

DON'T CARE

EACH FIGURE REPRESENTS 5% OF THE WOMEN IN THE USA

DELIVERY OBLIGATIONS VAR

Long-Established Theatre Owners LATE RELEASES Increasingly Wary of Gypsy Exhibs MAY CARRY OVER

Chicago, July 30.

Established exhibitors throughout the country, with thousands of dolars invested and at stake in the exhibition industry, are becoming more national more nature at the spread of pybry exhibitors, who are raising boxofice havoc through the rural districts of the nation. These filmerant exhibitors were always a quiet background threat, but they were never important until the recent perfecting of 16 mm; film and the availability of fairly recent Hollywood product on the small-sized film. In the past few years the number of rowing exhibitors with no equipment of film has zoomed from a merchandful to an estimated 1,500 and they are taking as much as \$600,000 weekly away from the boxofice of the established theatres.

they are taking as much as \$800,000 the established theatres.

These roving exhibitors have no overhead, no municipal taxes to poword the stablished theatres.

They play in churches, the undertaking purior, schoolhouse or empty store, or outdoors.

They play in churches, the undertaking purior, schoolhouse or empty store, or outdoors.

They usually play towns of less than 1,000 populations which don't have regular theatres. Result is that here customers are kept from pulticular theatres, the store that a good deal of their trade, upon the very small hamlets seattered within a padius of 20 miles. There may be as many as 10 towns of 1,000 population at the store that the sto Incy are asking communities to pass ordinances prohibiting jack-rabbit shows unless they pay a tax commensurate to the municipal fees paid by the regular theatres; also seeking general state legislation to put an end to these hopping exhibs.

Communities in 5 States New Part of a Circuit

New Part of a Circuit

St. Louis, July 30.

Subsidized wholly or. part by retail merchants in talkerless rural communities in Missouri, Illinois, Arkansas, Kentucky and Iowa, owners of portable talker equipment are increasingly reaping a substantial income, and the St. Louis film exhances that supply the product als ar doing OK. To keep the biz in heir own communities, and to off-set-entertainment in other localities are considered to the control of th

Boom Town' and 'Hawk' To Preem in Atlantic City

Atlantic City, July 30.

This city, which used to be a focal the show biz, but has been point: point: the show biz, but has been neglected, theatrically the past few years, is skedded to get two world film premieres next week, Boom Town and The Sea Hawk. Metro advised George F. Wielland (Wielland-Lewis chain), that the Apollohad been selected for Boom Town Yug. 8. "The Sea Hawk" will appear at the Warner Aug. 9.

Both Marka and Will gove the year.

Both Metro and WB gave the premieres to A.C. in response to a plea from Mayor Tom Taggart, who has hopes of regaining the city's former

'Daltons' Coffeyville **Preem Gets OK Results** At Minimum Cocts

Kansas City, July 30. Universal ran off its world pre-of When the Dallons Rode

at Coffeyville, Kansas, locale of the film climax. Thursday (25), with something of a minimum of ex-penditures. It was second such undertaking by the company in a week. with Boys from Syracuse' preemed in New York previously, but probably done for half the cost of the

ably done for half the cost of the custern job. And, this one at no chortage of publicity results or accommodation of press and exhibitors or any sighting of the populace. Doings' included the standard lunket of players from Hollywood, including Andy Devine and Frank Albertson of the cast, George Marshall who megged the thriller, and Peggy Moran and Constance Moore, of the U roster. Crew assembled in K. C. and made Coffeyville via special train to partake in a pioneer day. celebration which started off. with a parade, followed with rodeo, binquet, personal appearances, precun showing of the film in two houses at special prices, and the usuel climactic ball.

usual climáctic ball.

A Chamber of Commerce Committee under R. L. DeHon staged the rodeo bañquet and ball on a paying baris and took this burden off the film company. Us bill on the doings will be considerably under \$5,000, mostly for transportation and acommodation of stars and press, a good deal less than others in this area which netted scarcely more publicity.

Campaign was executed on commodation of the commodation of the

publicity,

Campaign was executed on comparatively short notice, with Senn
Lawler, of the Fox Midwest office,
going to bot only a fortnight before
the preem in the two affiliated
houses, Midland and Tackett, Dave
Lipton, West coast publicist for Universal, was on hand only the Saturday before to follow up Lawler's
opening bursts.

Requirements of Each Major Shown by Analysis of Clause in 1939-40 Contracts Covering Films Not Generally Released on Specified Dates

MINIMUMS SET

Although producers have entirely completed this year's (1989-40) schedules are well up, with a steady flow of product indicating better delivery than some years, a representative number of films promised for this eason may become corryovers. Under this year's contracts of the distributors, minimum requirements so far as deliveries are concerned have been set, with expiration dates specified. This means that if certain pictures that were detailed when the 1939-40 product was sold and contracted for, are not placed on general release, by given dates, they not covered under this season's deals.

An analysis of the contracts of the major companies in connection with pictures not generally released during the current (38-40) shows the following:

Columbia

Columbia

Columbia
This company sold 40 features and 16 westerns. Under its contract, it is obligated to deliver not less than 30 features and eight westerns, with any pictures not generally released after Sept. 30 next to be excluded. Thus, any additionals if made, would become 1940-41 releases.

become 1940-41 releases.

Metro
Promising a minimum of 44 and
a maximum of 52 features, Metro has
a clause in its contract which says
it must not deliver more than 44 features by Aug, 31. Any films delivered after that date are excluded
under this year's contract.

Paramount
Accounts on this company's books

Paramount
Accounts on this company's books hold contracts which simply specify that any features not generally released by Aug. 31 are excluded.

***RKO**
The 'not generally released' clause of this major contains the proviso that it is not obligated to deliver more than 52 or less than 42 pictures (not, including the westerns, numbering six), which are placed on release nationally by Aug. 31. It is Paragraph 8 of the contract. Company sold 54 features.

20th-Fex.

pany sold 54 features.

20th-Fox

Any leatures of this compa not delivered by July 31 (today) are (x) cluded. The distributor is the only one beginning its new (1940-41) season as early as Aug. I and its latest release schedule takes it all the way through November. Twentieth-Fox offered 52 features this season (20-40) but up to July 31 and to obligation to deliver more than 42 by that date. This number, 42, cluded four English-mades which were embraced in the company announcement.

were embraced in the company on nouncement.

Jenny' Leads Set

Hollywood, July 30.

Dorris Bowden and Virginia Gilmore assigned leads in Jenny at 20th-Fox.

**Formerly titled Heil, Jenny, script was adapted from a mag story by Harold Buchman. Latter, with cumpletion of the job, is expected to set on short vacation next week.

**HARRY CAREYS SHEPHEAD'*

**HARRY CAREYS SHEPHEAD'*

**HARRY CAREYS SHEPHEAD'*

**Harry Carey has been signed by Daramount to play the lead in Shepherd of the Hills, Femake of the hills of the light of the light in the Hills, Femake of the hills of the light in the Hills, Femake of the Hills, Field and Robert Preston will labour and specification of the story.

**Betty Field and Robert Preston will labour and specification of the signed by Bertington of the Hills, Field and Robert Preston will labour and specification of the story.

**Betty Field and Robert Preston will labour and specification of the signed by Bertington of the specification of the company on nouncement.

**Universal The contract is not labour to the placed on general release from Aug. 31 are excluded to Aug. 31 are excluded to Aug. 31 in 1941. If Warners for the specific of this company stip titled from a mag story by Harold Bell Wright story.

**Betty Field and Robert Preston will labour and specification of the contract is not labour the placed on general release from Aug. 31 are excluded to Aug. 31 in 1941. If Warners for the contract is not labour the place of the contract is not labour the placed on general release from Aug. 31 to Aug. 31 in 1941. If Warners for the contract is not labour the placed on general release from Aug. 31 to Aug. 31 in 1941. If Warners for the contract is not labour the placed on general release from Aug. 31 to Aug. 31 in 1941. If Warners for the contract is not labour the placed on general release from Aug. 31 in 1941. If Warners for the contract is not labour the placed on general release for

D.C. Parley on Reallocation Of Studio Pix Labor Groups Deferred; Pelton Returns West, Casey East

Suffrage Pic Launches

Washington, July 30.
Small-lot transactions in film company stocks were made known lastweek, some of them tardly, by the Securities & Exchange Commission. No big deals showed up in the Government agency semi-monthly check.

ernment agency semi-monthly check.
Periodical statement showed that Stanton Griffis picked up 1,000 shares of Paramount common, in It two 500-share lots. Gives him 400 of the stand of the president of time, Edwin L. Wicis let it be known ened demand for two years retrocate he had acquired 100 shares of common in May 1939, rounding out his. Before any final decision is holding of 3,200 pieces of second preferred. Adolph Zukor also was disclosed to have acquired 200 common tickets last April, the equivalent of his second preferred stake. Manufacturers Trust Co. of New York was shown picking up 200 shares of common in December last year. The bank also had in its vaults \$3,0000 worth of 1947 debentures.

The SEC revealed that Paul G. With

worth of 1947 debentures.

The SEC revealed that Paul G. Brown, of Philadelphia, grubbed 1,000 pieces of Universal Pictures common and that J. Robert Rubin dumped 2,300 shares of Loews common. Leaves Rubin with 27,615 ducats. E. H. Seifert of Fort Lee, N. J. confessed buying 400 shares of Consolidated Film preferred after snaring 100 shares in April. 1938. His most recent report showed he has 560 shares.

Coast Indies Campaign Against Daylight Saving

Los Angeles, July 30.
Independent Theatre Owners asociation of Southern California Independent Theatre Owners association of Southern California, started a campaign against the Daylight Savings measure, to be voted on next November. Robert H. Poole executive manager of ITO, is sending data to all operators in the state, showing the harmful effect of clock-tinkering on the theatre business. Plan is to run trailers in all theatres advising the public to vote against the bill.

Washington, July 30.

Suffrage Pic Launches

Lloyd Unit at RKO

Hollywood July 30.

Hearing on the application of the Hollywood studios before the wage-hour board for a reallocation of large group of the film crafts, which would place them outside the which will not take been deferred and will not take been deferred and will not take been deferred and will not take will not be petition. Fred Pelton, member of the studio-labor contact committee and Homer Mitchell, his attorney. Jett. for Hollywood Monday 129. Fat Casey, chairman of the coast last week with stopovers Chicago and New York, is not expected to put in an appearance here. Application by the studios calls for the exemption of 5500 workers from jurisdiction of the pay and time law. Major groups affected include cameramen, directors, sound the crafts. Working hours would be fixed at studios' discretion, if the pelition, Fred Pelton, member of the studio-labor contact commit tee and Homer Mitchell, his attorney. Jett. for Hollywood Monday 129. Fat Casey, chairman of the coast last week with stopovers Chicago and New York, is not expected to put in an appearance here. Application by the studios calls for the exemption of 5500 workers from jurisdiction of the pay and time law. Major groups affected include cameramen, directors, sound the providence of the providence

Vigorous protests against changes from the prevailing schedules have been filed with the Government board. Studio union leaders

Hollywood, July 30.

With negotiations on a tentative contract between the Producers and Screen. Writers Guild nearing the inking stage, the SWG is preparing to draft plans for franchising agents, who handle studio bookings and sale of story material for the scriveners. Once the Producer deal is out of the way, the Guilders said they would rush work on a licensing program for submission to the agents.

While the proposal still is in the

or submission to the agents.

While the proposal still is in the conversational stage, it is reported, plans call for a limit of 10% on commissions. While there is no opposition to a 10% cut for studio placements, some writers feel lower maximum should be placed on sale of story material. The proposed contract will be patterned along the lines of the Screen Actors Guild licensing programs, with a writer being given the right to cancel if his agent fails to provide him with work during a certain period.

The Screen Actors Guild has adopted a resolution limiting mem

agent fails to provide him with work during a certain period.

The Screen Actors Guild has adopted a resolution limiting membership. In the SAG to persons 18 years or over. However, a new classification to be known as Juvenile Members' has been created for porsons between 14 and 18 years who desire to affiliate with the Guild. The new ruling provides.

Except as hereinafter in this rule expressly provided, membership in the Guild is limited to persons of the sign of 18 years shall be eligible for membership in the Guild is limited to persons of whe are between the ages of 14 years and 18 years shall be eligible for membership in the Guild, provided, however, that all such minors who shall be admitted on or after July 2, 1940, shall be subject to all of the membership requirements of Article 2 of the By-Laws and shall be known as Juvenile Members' of the particular mombership class to which they are admitted.

Block Jumping of Members

The SAG also has adopted a rule prohibiting Class A Junior mem-bers, or Class B Special Members from transferring to Class B mem-bership until they have been a mem-

(Continued on page 112)

No Gold Rush for 'Maisie' in L.A. At \$18,100; 'Daltons' Ride to \$18,200, 'Drive Night', 17½G, Others Way Off

Los Angeles, July 30, (Best Exploltation: State) First-runs are singing the blues again this week, with very little in the way of encouragement for them.

again this week, with very little in the way of encouragement for them. Gold Rush Maisie, coupled with Sporting Blood' at the State-Chinese, is getting the top gross, but no records are being crashed at any of the houses. Gone With the Windholds over for another week of the couple of Gone, opens there. Mortal-Storm' continues to attract to the Four Star. Both Warner houses are featuring. They Ride By Night, while RKO and Pantages have When the Daltons Rode.

Three outstanding stunts were included in heavy exploitation for Maisie and Sporting Blood. For Juster, they was made with folly wood Park race proposition for Maisie and Sporting Blood. For Juster, they was made with folly wood Park race track, Dood hevalds urday, biggest day of the week. For Maisie, downtown bally comprised use of 15 girls dressed a la Maisie, who distributed 15,000 heralds. Another stunt for 'Maisie', was a wisserack contest conducted Monday through. Saturday, over radio station KMPC.

Estimates for This Week

day-dating with Carthay Circle on repeat run.

Hollywood (WB) (2,756; 30-40-55)

'Drive by Night' (WB) and 'Scat-terbrain' (Rep) dual. Heading for terry good \$8,500. Last week. '3 Faces West' (Rep) and 'Cambling Seas' (WB), fair, \$6,00,200; 30-40-55)

"Shattarol" (II), first downtown, showing, and Berni 'Vio's 'French Folies' on slage. Grif show helping for big \$12,000 and holds, picture to be changed. Last week, 'Hidden Gold' (Par) and 'Babies' for Sale (ICol) with Major Bowes unit, okay '88,500.

Gold. (Par.) and 'Babies' for Sale (Col) with Major Bowes' unit, okay \$8,500.

Pantages (Pan) (2.212); 30.40.551.

Pool Wile' (RKO). Looks like oliay 1.50.00.

Partages (Pan) (2.212); 30.40.551.

Fool Wile' (RKO). Looks like oliay 1.50.00.

Partamount (Par.) (3.595; 30.40.55.

Partamount (Par.) (3.595; 30.40.55.

Partamount (Par.) (3.595; 30.40.55.

Partamount (Par.) and stage show. Looks pretty dismant and chances are final figure and the stage of the sta

\$10.500.

United Artists (UA.F.WC) (2,100; 83.\$1.10-\$1.65).—Gone (M.-G) (5th wit). Another \$7,000 in prospect after fourth week brought \$7,700.

Wilshire (F.WC) (2,285; 30-40-55).

—Pago (UA) and 'Saps Sea' (UA). On moveover, hitting out the same of the same

'Md.' Profitable \$4,300 In Sweltering Lincoln

In Swettering Lincoln
Maryland is bringing the Lincoln
hetty lead over the town, and
about the only major profit. Five
day heat wave of such, intensity (113
degrees at the high) aided the cooled
houses some, and Mortal Slorm, expected to make only five days, stucks
around for a week.
"My Love Came Back' began today
frues, I taking out Seventeen after
two, profits the first of this Week
Colonial (Monire-Noble-Federer)
(750; 10-15)—Wild Bill' (Col) and

Grandpa to Town' (Rep.) split with Wold New York' (Rep.) and Bad Ward Palves' (Col.) aplit with 'Son Cuilty' (Col.) and Mountain Rangers' (Rep.), fair \$800.

Linroin' Faramount-Cooper) (1,-50:: 10-25-33-40).—Maryland' (20th) footble Very nice. Last week, Mortal Storm' (M-C1: first anti-Nazi pieto show profit, though slight, \$3,300. Stayed full, week, after preliminary plans to change early 10-25-10-25 (19-25-25-10-25). Ward York (20th) and Women Without Names Parly (Neyraska (Paramount-Cooper) (1, 12-35: 19-20-25) (19-20-

(Tues.). (Noble-Federer). (1,017) (1,020-25). — Married Adventure (Col.). Escape Paradise (RKO), and Armstrong-Ienkins fight. Good \$2,100. Last. week. Married Love (RKO) and Man Who Talked (WB) okay \$2,200.

trough Saturday over radio station KMPC.

Estimates for This Week
Chinese (Grauman-F-WC) (2.024;
304-0557-D-Gold Maizle (M-G), Hitting a little better tempor than preceding stanza and looks headed for comfortable \$8,000. Last week, "Agricultus of the proceeding stanza and looks headed for comfortable \$8,000. Last week, "Pago CUA's \$3.00. Dewntown (WB) (1.300; 50-40-55).
—Drive by Night! (WB) and Scatterbrain' (Rep) dual. Will likely get excellent \$9,000. Last week, "3 Faces (WB), okay \$7,000.

Four Stat, UA-ray (M-G) Showing strength on second stanza and will likely hit profitable \$5,500. First seven days \$6,600. Hawaii (G&S) (1.100; 30-40-557).
—Awful Truth' (Col) and "Hold Woman' (Prod. Rel.). Three extra days added with around \$3,000 in \$1,000 in \$1,000

Poplars' in the Lyrie.

Also down under. 'Anne of Windy Poplars' in the Lyric.

Estimales for This Week
Albee (RKO) (3,300: 39-47) — Love Came Back (WB). Fair \$9,000. Last week. 'Unitamed'. (Par'), poor \$1,000.

Capitol (RKO). (2,000) 39-47) — Revenue Too Albert Came and the Capitol (Part Came and Capitol (Part Came and Capitol (Part Capitol (Par

Bili Elson May Reopen Big Mpls. Minnesota

Minneapolis, July 30.

The 4,000-seal, \$2,000,000 Minnesota theatre, which seemed destined to wind up, as a parking lot since its abandonment by the Paramount circuit and the Benz Bros; may be relighted after all. The house may be taken over by Bill Elson; who had the Seventh Street theatre until RKO sold it to local syndicate, which will tear it down to make way for a garage and store building.

way for a garage and store outling.

Local owners of the Minnesota have approached Elson and negotiations now are in progress.

Bette Bross, who operated the theatre recently, claimed their inability to make a go of it was due mainly to the fact that they couldn't obtain major, screen product, all of which is practically sewed up by the Paramount-Singer pool. The steep nut proved too much for the Paramount fireuit to crack.

Two-in-One Western

Kanab, Utah, July 30, RKO troupe of 100, headed by Tim Holt, opened a location camp here for the simultaneous production of two westerns. 'Wagon Train' and 'Fargo Kid.' Idea to save time and money in production, using the same cust in both pictures. Holt is under contract to make six RKO sagebrushers this year.

'Daltons' Ride To Fair 6G, L'ville; 'Pago' Mild \$5,500

Louisville, July 30.

Suinmer son is bearing down during current stanza, registering temperatures around the 95 mark, and with the territic heat, patrons are conspicuous by their solide, the proverbial cannon down Fourth Avenue Sunday afternoon, and that means that summer doldrums are here, although arriving belatedly Product is on the so-so side, with the best gross in prospect for When Daltons Rode, at the Riatto, South of Pago-Pago, at Loew's State is on this solide, and the solide in the standard standard solide, and the solide, and the standard solide, and the standard solide, and the solide, a Louisville, July 30.

\$1.50. Last week. Star Dust. (20th). sind "Johnny Apoilo" (20th), fine \$1.700.

Loew's State (Loew's (3.100, 15-30-40)—Pago' (UA) and "Babies Salet (Col). Some exploitation on this pair, with truck parading downtown streets with gals in South Seaturnes attracting attention. However, looks like per the south of the street with gals in South Seaturnes attracting attention. However, looks like per numbers while the corrid spell is holding on. May round up medium \$5,500. Last week, "Sporting Blood' (M-G) and 'We Are Young' (M-G), well exploited, but couldn't buck some adverse factors, including opposish and heat, and wound up with fair \$6,000.

Mary Anderson (Libson (1,000, 15-30-40)—Heaven Too (WD) (Ard Wanderson (Libson (1,000, 15-30-40)—Pathons (2,00), salisfactory considering pic has lingered quite a spell. Last week same film did nice \$3.700 on second week.

Raido (Fourth Avenue) (3,400; 15-30-40)—Daltons Rode' (U) and Hold That Woman (Prod. Rel.). Should manage fair \$6,000, everything considered, Last week 'Maryland' (201h) and 'Manhattan Heart Leat' (201h), led the Lown by a nice. Missing the stand of Fourth Avenue (1,400; 15-30-40)—Cross Country Romanee (RKO) and 'Dr. Christian Women' (RKO) . Expectations are for light \$2,500, oretty puny, after last week's 'Snow White (RKO) and 'Walt Lisney short revivals, which tailled tine \$3.800.

stanza. Probably \$2,700, satisfactory considering pic has lingered quite a spell. Last week same film dince \$3,500 on second week.

Riatto (Fourth Avenue) (1,400; 1530-40)—Toltions Rode of the property of the standard of

Philly B.O.s Suffering From Heat; 'Untamed,' \$8,500, 'Md.', 12G, Both N.G.

Private Affairs' (U) plus Jenki
Armstrong fight, \$15,000 okay,
Fox (Fabian) 4,088; 25-35-50)—
Pevil's Island' (WB) and Gambling
Seas' (WB). Satisfactory \$14,000.
Last week, Queen Mob (Par) and
Wagons Westward (Rep), swell
\$17,000.
Met (Owen's) (3,618: 25-35-50)—
Stant (M-G) and Love, Honor'
Stant (M-G) and Love, Honor'
Horat (Storm M-G) and Million
BC. (UA) 12d wk), so so \$14,000.
Faramount (Fabian) (4,126; 25-3550)—Chost Breakers' (Par) and
Lone Wolf Lady (Col) (2d wk).
Nice \$15,000. Last week strong \$22,000.
Strand (WB) (2,870; 25-35-40)—

00. Strand (WB) (2.870; 25-35-40)— Fugitive Justice (WB) and Opened Mistake (Parf. Dull \$4,000. Last week, 'Murder Air' (UA) and Last Alarm' (Mono), unevent(u) \$4,500.

'PAGO' \$8,000, **BALTO WILTING**

Baltimore, July 30.
Continued tortid spell taking its toil at all bos here with the count all around generally down. When the Daltons Rode's getting pre-release date at Keiths, is attracting some fairish play as is 'South of Pago Pago,' at Loew's Century. Combo Hipp, essaying an ambitious build-up for 'Queen of Destiny,' not attracting any noticeable resonne to its effort. Rest of town in ho, unsexetting.

Estimates for This Week

Estimates for This Week
Century (Loews-UA) (3,000; 1525-40)—Pago' (UA). Holding fairish pace in spite of hottest spell; in years, and reaching, out for possible \$5.90. Last: week, second of 'Hardys Debutante' (M-G') added nice \$5.700 to solid opening round to \$12.700.

Hippodreme (Rappaport) (2,205; 15-25-35-40-55) — Queen Destiny (RKO) plus vaude. Not getting very far at \$10,000. Last week, Brown's School Days' (RKO) leaning heavily for support on local talent 'Stardust, Revue, produced in conjunction with News-Post, attracted bullish daytime doings but fell down on night effort with final count a fairish to the start of the start

'HARDY' 8½G, MONTREAL

'New Moon' H.O. Nice \$5,500—'Flesh Dual Okay \$4,500

The out-of-town exodus swing as the heat wave remains un-broken. There is a resultant drop in 5.0.'s all along the line.

Suffering along with the other, are 'Untamed,' at Earle, and 'Maryland,

Estimates for This Week

Estimates for This Week.
Arcadia (Sablosky) (600; 32-42-57).
Ghost Breakers (Par) (3d run),
Neat \$3,800. Last week: Our Thom'
(UA) okay \$3,500 for third,
showing.
Boyd (WB) (2,560; 32-42-57-63).—
Heaven Too' (WB) (2d wk.). Good
Heaven Too' (WB) (2d wk.). Good
Heaven Too' (WB) (2d wk.). Good
Heaven Too' (WB)
Lyon (W

\$9,800.

Fox (WB) (2,423, 32.42,57.68)—

Drive by Night (WB), Ratt-Sheridan starrer netting good \$17,510.

Last week, Love Back (WB), fairsh \$12.00 in eight days.

Karlton (WB) (1,066, 32.42,57.54).

Love Back (WB) (20 run). Olivy \$3,800.

Last week, New Moon (M-G), good \$4,000 for second showing.

showing.

Keith's (WB) (1,970; 32,42,57,63).

Keith's (WB) (1,970; 32,42,57,63).

Fair \$4,200. Last week; 'Ghost Breakers' (Par), mediocre \$4,000 for second run.

Stanley (WB) (2,916; 32,84,57,68).

Maryland' (20th). Weak \$1,200.

Last week; 'Hardy Debutante' (M.G.), okay \$1,000 for second turn.

Stanton (WB) (1,457; 32,42,57).

Not 'SO Tough' (U). Fair '\$4,200.

Last week; Way Flesh (Par) with Armstrong-Jenkins fight pic, fairish \$3,900.

Seattle Benefits From Annual Indian Gala; Disney Echoes, \$2,500

Potlateh, annual local celebration with the Injun flavor, and rains tast weekend tended to benefit the box-

Otherwise showmen are waiting for fall product and reemployment in this sector, due from national defense spending.

Estimates for This Week

Estimates for This Week
Blue Mouse (Hamrick-Everpreen)
(350: 30-40-50)—Snow White (RKO)
and Disney acc shorts. Gettling good
\$2,500, business at mats being expecially okay. Last week, Not Tought
(U) and Windy Poplars' RKO), five
days, \$1,200.
Coliseum (Hamrick - Evergreen)
(1,900; 21-35)—Susain Goo' (M-G),
and 'Grifs-Broadway' (M-G) (2d
wk). Indicate big \$3,400. Last week,
Lillian Russell' (20th) and 'One
Beautiful' (M-G) (2d run), \$2,900,
good.

Seathini (W-O 22 in in), 3-2-30.

godin Avenue (Haminick-Evergreeii)

(2.349: 30-40-50)—Who Are Voung'

(M-G) and Seath Right Maister

(M-G) and Seath Right Maister

(M-G) and (20th) and (Goss Country

Romance (RKO), dual, \$4,100, terrible

Maryland' (29th) and 'Cross Country Romance' (RKO), dual. \$4.100. terrible.
Liberty (J-VH) (1,650: 30.40-50)—
Lost Horizon' (Col) and 'Awfall Truth' (Col) (revivals) (2d wk). Auticipated good \$4,000. Last week. Auticipated good \$4,000. Last week. (M-G) and 'Phantom Raiders' (M-G) (Moveover from Paramount. Looks \$6,000. 30-40-50)—'Hardy Debutante' (M-G) (3d wk). \$2,300. good Orphcum (Hamrick-Evergreen) (2,600: 30-40-50)—'Sporting Blood (M-G) and 'Chan's Cruise (20th) Expection (H-G) (3d wk). \$2,300. good Orphcum (Hamrick-Evergreen) (2,600: 30-40-50)—'Sporting Blood (M-G) and 'Chan's Cruise (20th) Expection (M-G) (3d wk). \$2,300. good (Prophcum (Hamrick-Evergreen) (2,600: 30-40-50)—'Sporting Blood (Prophcum (Hamrick-Evergreen) (3,000) (M-G) (1,000) (4,000) (

tom Raiders (M.-G) (2d wk), \$4,899, big.
Rosewelt (Sterling) (800; 21-25)—
Typhoon' (Par) and 'Angel Texas (WB) (2d run), Expect good \$2,100.
Last week, 21 Days' (Col) and 'My Way' (U) (2d run), \$1,700. slow.
Winter Garden (Sterling) (800; 64
22)—Torrid Zone' (UA) and '40
Mothers' (M.-G) (2d run), Laiding around \$1,900, okay, Last week, My'son' (UA) and '404 and '404 and '404 and '404 and '404 around \$1,900, okay, Last week, My'son' (UA) and 'Cheers Irish' (WB) (2d run), slow \$1,600.

Chi B.O.s Feeling Extreme Heat; 'Md.'-Parker-Armetta OK \$30,000, Dead Enders, \$16,000, 'Pago,' 9G

Weather has settled down to some real summer heat, and the loop houses, particularly Balaban & Katz, have taken what advantage they can of the situation by reminding the public of the cooling systems; B. & K. has taken special space to brag about how cool their houses are and there has been some response on this point. The Chicage by the presence of Frank Penker and Henry Armetta on the stage. Indications of the Parker attraction are in the number of femmes flocking into the house currently.

femmes flocking into the house cur-rently.
Oriental is having good week, too, with Florian' and a South American stage show, and the State-Lake is getting its play from the Dead End. Kieb of the State-Lake is getting its play from the Town of the State of the State Original of the State of the State Original of the State of the State The Wood of the State of the State The Wood of the State of the State

over spot.

Estimates for This Week
Apollo (B&K) (1,200; 35-55-65-75)

--New Moon' (M-G). In its fourth
loop stanza and going along in fine
tashion to \$6,000; Last week Million
B.C. (U.), wilted in a single session

of 3,800.

Obleage (B&K) (4,000; 35-55-75)—
Maryland' (20th) and stage show.
Frank Parker and Henry Armetta on the stage, with Parker getting top billing; will get \$30,000, good enough in this weather. Last week, Untamed' (Par) plus Glenn Miller band, bright, \$36,500.

Garrick (B&K) (900: 35-55-65-75)—
"Untamed' (Par). Filling in here, but without much meaning at \$3,500.

Last week, Favorite Wife' (IKO).
finished repeat loop fortnight to nest \$4,400.

nnished repeat loop fortnight to neat \$4400.

Oriental (Jones) (3,200; 28-44)—
Florian' (M-G) and vaude. Show is built up as a production under tag of \$50uth American Way. 'Headed for \$16,000, okay. Last week. 'Passport Alcatraz' (Col) plus Pinky Tomplin band, okay \$13,800.

Boosevelt (B&K). (1,500: 35-55-65-75)—Pago Pago' (UA). Plenty of exploitation, with tie-up with WGN radio preview helping to \$9,000, happy. Last week, 'Hardy Debutante' (M-G), second week, disappointed at \$6,200.

00.

ate-Lake (B&K) (2.700: 28-44)—
t So Tough' (U) and vaude. Joe
ders band on stage. Picture pullbright \$16,000. Last week. Mule
m' (M-G) plus Duncan Sisters,

Team (M-G) plus Duncan abbea, \$13,500, fair enough.
United Artists (B&K-M-G) (1.700; \$3.55.65.75) - 'Our Town' (UA).
Opened Saturday (27) with plenty of ad space, but indicates no real wallop at gate. Initial session looking for mild \$9.000. Last week. New Moon' (M-G), third session, welcome \$1.10.

\$8,100. Woods (Essaness) (1,200: 75-\$1.10-\$1.75)—Gone' (M-G) (27th wk). Midweeks are falling off again to meagre trade, but the weekends are holding up. However, ads are beginning to warn of closing. Will hold to \$5,500 currently, after turning in \$5,500 last week.

'PAGO' \$8,000, PROV.

—Drive by Night 6G

Providence, July 30.

(Best Exploitation: Leew's State).
Record breaking (97) heat proving too strong for even ecoling systems, and the beaches are getting the bigger play. Every soot far below average with apparently everything hinging on return of cooler weather. Pago-Pago' at Loew's is about the best of a so-so lot.

Loew's State took advantage of the eather which drove most of the seather which drove most of the state of the sexploiting to the seathers. All the sexploiting to the seathers which drove most of the seather which drove most of the seather which drove most of the sexploiting to the seathers all bear the sexploiting to the seathers all the sexploiting to the seathers. It is all the sexploiting the sexploiting

boat managed a questionable second place.

Estimates for This Week
Carlton (Fay-Loew) (1,400; 28-39-50)—Hell Below (M-G) and 'Can'ton' (RKO). Lack of cooling system practically kills this one in this type of weather and take will be around poor \$1,000. Last week.

Maryland' (20th) and 'Sailor's Lady' (20th), poor \$1,500.

"Asy's (Indie) (2,000; 15-28)—
"Asy's (Indie) (2,000; 15-28)—Way's (Indie) (2,000; 28-33-30)—Way's (Indie) (WB) so-so \$2,300.

Majesate (Fay) (2,000; 28-33-30)—Drive by Night' (WB) and 'Ladies

Krupa-Andrews Plus 'Safari' Big \$32,000 in Det.

Detroit, July 30,

(Best Exploitation; Michigan)
It looks like old times here this
week with Fox and Michigan competing for business with first classstage shows. But the Michigan, with
a big array of names to celebrate its
15th Anniversary, will draw a little
heavier.

Prolonged heat wave, with temperature in the upper 90's all week,
bit into business some last week, as,
did the week-old truckers' strike.
But no one is complaining much.

Estimates for This Week

But no one is complaining much.

Estimates for This Week.

Adams (Balaban) (1,700; 30-40)—
Scatterbrain' (U) and 'Not So
Tough' (U). Two first-runs look
good for \$5,000. Last week tepid.
\$4,500 with 'Leopard Men' (Select)
and Manhattan Heartbeat' (20th).

Fox (Fox-Michigan) (5,000; 30-40-65)—Maryland' (20th) with 'Connoise Boswell, Borrah Minnevitch, Willie,
West and McGinty and Buck Newson on stage. Figures for ripe \$29000. Last week, 'Private Affairs'
(U) with 'Funzafire' on stage, good
\$25,000.

U), tals, we have a construction of the constr

(WA), Operation (WA), (W

BOYS' AND 'McGINTY' EACH \$5,500, PORT., OK

Fortland, Ore., July 30.

Boys from Syracuse' and Great McGinty' are doing fine biz, while 'All This and Heaven Too' is setting the best take since. Cone With the Wind.' This and Heaven Too' is setting the best take since. Cone With the Wind.' The Hamrick-Evergreen Liberty as 19, 190 and the first session. The Hamrick-Evergreen Liberty has reverted to second run for the balance of the season.

Estimates for This Week

Broadway (Parker) (2,000; 35-40-50)—Boys Syracuse' (U) and 'NO: 50-60.

Soy Syracuse' (U) and 'NO: 50-60.

Soy Syracuse' (U) and 'NO: 50-60.

Good of the season.

Estimates for This Week

Broadway (Parker) (2,000; 35-40-50)—Boys Syracuse' (U) and 'NO: 50-60.

Good of the season.

Estimates for This Week

Broadway (Parker) (U) and 'NO: 50-60.

Good of the season.

May fall r. (Parker - Evergreen (1,500; 35-40-50)—Heaven Co.) (1,800; 36-40-50)—Grand (May Syracuse).

Good of the season of

(Subject to Change)

Week of Aug. 1
Astor—'Gone With the Wind'
(M-G) (33d wk.).

Caplich—Andy Hardy Meets
Debutante' (M-G).

(Reviewed in Vanery, June 3)
Criterion—'Snow White and
Seven Dwarfs' (RKO) (reissue)
(2d wk.).

Globe—Military Academy'

(Col) (3).

Music Hall—South of Pago Pago' (UA). (Reviewed in Variety, July 17)

Paramount—Boys from Syra-use' (U) (31). (Reviewed in Variety, July 17) Rialto-'Doomed to Die' (Col)

'The Man I Married' (20th) (2). (Reviewed in Variety, July 17)

Strand—'They Drive by Night' (WB) (2d wk.).

Week of Aug. 8

Aster—'Gone With the Wind' (M-G) (34th wk.). (M.G.) (34th wk.).
Capitol — 'Andy Hardy Meets
Debutante' (M.G.) (2d wk.).
Criterion—Three Faces West'
(Rep.) (10).
Music Hall—Pride and Prejudice' (M.G.).
Paramount—Boys from Syracuse' (U) (2d wk.).
Rialto—'Prison Camp' (Col) (5).

Roxy—The Man I Married' (20th) (2d wk.). Strand—The Sea Hawk' (WB)

'DALTONS' FAIR \$6,500 IN 2 K.C. SPOTS

Kansas City, July 30.
One notable event of the week was staging of midwest premiere of When the Daltons Rode' at the Esquire and Uptown Friday night (28), with Universal players in from Hollywood for personal appearances following world preem in Coffeyville, Kansas, the day before. Andy Devine, Frank Albertson, Feggy Moran, Constance Moore and Director Ceorge Marshall were on stage opening as a constance with the constance of t

Estimates for This Week

outdoor cooling spots.

Estumetes for This Week

Esquire and Uptown (Fox Midwhen the Daltons Rode' (U). Midwhen the Daltons Rode' (U). Midwest premiere, with personal appearances and trimmings, helped
Friday night, and got film batch of
publicity, but looks like medium
grosser; 85,000, combo. Last week,
Maryland' (20th), in second week,

'MD.' \$9,500, INDPLS.; WAGONS'-VAUDE FAIR

Indianapolis, July 30.
Temperatures of 95 and better had their effects on the b.o. this week. Circle having a good week with Maryland' and 'Sailor's Lady' but Lyric and Loew's average and der.

Lyric and Loew's average and der.

Estimates For This Week
Circle (Katz-Dolle) (2,600; 25-30-40)—Maryland' (20th) and Sallor's Lady' (20th). Good \$9,500, Last week, 'Heaven, Too' (WB) (hold-over) plus Armstrong-Jenkins fight, fair 600.

(Joew's) (2,400; 25-30-40)—Pago' (JA) and 'Military Academy' (Col). Just fair \$7,000. Last week, 'Gur Town' (UA) and 'Sporting Blood' (M-G), fair \$7,500.

Lyric (Lyric) (1,900; 25-30-40)—Wagons Westward' (Rep) plus Red Nichols band and acts. Average \$10,500. Last week, 'Love, Honer' (U) and Sammy Kaye's orchestra, very solid \$12,100.

First Runs on Broadway Raft, Stage and Screen, Strong At \$40,000 on Blistered Broadway; Disney Revival—Shorts, Big 15G

With a couple exceptions, grosses lie prostrate, on Broadway, knocked out by the heat. Over the weekend the town was as quiet as a stopped clock but enough folks were drawn to the Strand regardless to give that house a rousing break from the barrier.

to the Strand regardless to give that house a rousing break from the barrier.

George Raft, in person and on the Strand screen with Ann Sheridan, in They Drive By Night, started out powerfully Friday (25) and if hold and the stranger of t

proint to both the theatre and the state and the state of the state of

Astor (1,012: 75-85-81,10-81,65-\$2,20)—Gone' (M-G) (33d week). Like Tennyson's brook rolls on and on last week (32d) \$7,200. Prior (31st) stanza was \$7,700.

Like Tennyson's brook, rolls on and on; last week (32d) 37,200. Prior (31st) stanza was \$7,700.

Capitol (4,520; 25-40-55-75-\$1.10-\$1.25)—New Moon' (M-G) (2d-final week). On release at tough time of the year and moves out of here at smaller gross than anticipated; first week \$32,000, good, while over dips to under \$20,000. Hardy Meet Debtarms (M-G) opens to the control of the standard of the control of the c

films, \$6,700.

Paramount (3,664; 25-35-5-86-99)

Boys from Syracuse; (1U) and, on the pit show, Xavier Cugat, Allan Jones, Irehe Hervey and Ray Bolger, opens itoday (Wed.). 'Untamed (Par), with Louis Armstrongs band and Ethel Waters in person, just one week, holing out at only \$28,000, close to the pink. Show started off pretty well, but petered. Third week of 'Ghost Breakers' (Par) and Orrin Tucker-Benine Baker combination, \$30,000, good.

Radio: City Musta Mary

\$5,000, short-winded. Behind that 'Millionaires Prison' (RKO) ditto.
Roxy (5,836; 25-40-55-75)—"Turnabout' (UA) and stage show. They're passing this one up, with less than \$25,000 augured, poor. Second week of 'Maryland' (20th) also light, \$20,000, but first week pretty good considering everything, \$32,000. 'Man. Married' (20th) opens Friday (2).
State (3,456, 35-35-75)—"21. Days (15,15)—"32. Days (15,15)—"45. Days (15,15)—"54. Days (15,15)

ROONEY \$33,500 IN TWO HUB **SPOTS**

Boston, July 30:

'Andy Hardy Meets Debutante' is top-taker here this week, at the Or-pheum and State. Otherwise all is quiet here. Heaven Too' is okay in third week.

top-taker here this week, at the Orpheum and State. Otherwise all is quiet here. Heaven Too' is okay in third week.

Estimates for This Week
Boston (RKO) (3,200; 15-20-39-44)
—Millionaires Prison' (RKO) and Black Diamond' (U). Aming at so-so \$5,000. Last week, Passport Alectical Comments of the Comment of

run), \$3.500.

State (Loew) (3,600; 28-39-44-55)—
Andy Hardy Debutante' (M-G) and
Captain Lady' (M-G). Indicating
around \$13,500. very good. Last week,
New Moon' (M-G) and Military
Academy (Col.) \$12,000

Bank Sues to Build

moys from Syracuse (U) and, on the pit show, Xavier Cugat, Allan Jones, Irene-Hervey and Ray Bolger, opens today (Wed.) Untamed (Par), with Louis Armstrongs band and Ethel Waters in person, just one week, holing out at only \$28,000, close to the pink. Show strated off pretty well, but petred. Third week of Chots Breakers (Par) and Orrain of Chots Breakers (Par) and Orrain (Par) well, but petred. The week of Chots Breakers (Par) and Orrain (Par) (

Boys' Big \$12,000, Prejudice' Ditto, Frisco: Exploitation Boosting B.O.

San Transica 20 PAGO FAR \$4500

Coincidental

Turnibust Fine SP_194. Inches 44 Annes 14 Los Jen Rooney and Heaven' H.O.s Top Mpls., Pago Mild \$4,000, Poplars' Bare 26

MAINTY: \$6,500. OKAY AS CENTER FALLS OFF

ew lease St. Paul. Makes 37th House

Reits for living Fir Livercan Circus

ALL FRANKSKE

mer is Ex-1-Suis Shive a Cica in I'villa

Line tow the Large

IN N.S.G. WENPERS

Memories of Lillian Russell in Real Lie Recalled in Veteral St. Vetera



A

CLARK
GABLE
BOOM TOWN"





SPENCER
TRACY
BOOM TOWN"





CLAUDETTE
COLBERT
"BOOM" TOWN"



HEDY
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"BOOM" TOWN"

"BOOM TOWN"

is Four Pictures in One!

As great as its Stars! Never before! Perhaps never again will Hollywood place four headline screen favorites in one production so thrilling and spectacular it towers over many of the industry's famed Road-shows!

Boys' Big \$12,000, 'Prejudice' Ditto, Frisco; Exploitation Boosting B.O.

What passes for hot weather in S. F. has come to further plague alting box this week, but despite of sol, at least two houses are keeping seats dusted. The Orpheum, victim of noor product recently, gets a break in The Boys from Syracuse' and is spending a little money to spread the word about. Management hopeful of climbing to the \$11,00 mark. The Warfield likewise has gone heavy on spac for 'Pride and Prejudice, stunts including contest to find oldes S. F. cabby who was, hosted for a day. United Artists holding its own with Thranbout, 'which bows out in favor of 'Our Town, subject of a full-bage two-color layout in the News.

Estimates for This Week

**PAGO' FAIR \$4,500

IN N.S.G. MEMI of a showhouse in town can be come out with, a good if the word with the product. Mcobe its the heat and mebi the product. Mcobe its the heat and median product. Mcobe its the heat and medi

Estimates for This Week

fixing the for This Week Fox (F-WC) (5,000; 33-39-44)—
Gold Rush Maisie' (M-G) and 'Golden Glovés' (Par). More gold in title than in till, with \$12,000 expected. Last, week 'Maryland' (20th) and 'Sailor's Lady' (20th), disappointing at same fally.

Sailor's Lady "(20th), disappointing at same fails, Golden Gate (RKO) (2,850; 39-44). Millionalires Prison: "(RKO), plus Omnish and Glamour revue (stage), perged around \$11,000, which will be fail. East week, Brown's School 131,300 (1998). Millionality (1998) and "Milliary Academy (Col), Backed by Boylon (Col), plus Black Diamonds (1998), proposed (1998). Back Diamonds (1998), proposed (1998). Millionality (20th), and "Sailors Lady" (20th), Moveover from Fox should hit \$7,000, same as last weeks (Love Cone Back (WB)). St. Francies (F-WC) (1,476; 33-39-10ve Cone Back (WB) and Flight Angels. (WB)).

Ancels (WB),
St. Francis (F-WC) (1,470: 33-39-41)—Man Who Talked (WB) and
Scatterbrain (Rep), Warfield moveover should annex \$5.000. Last
week, second week of move-over for
'flardy Debtante' (M-G) and Fugifive Justice (WB), okay at similar

the Jistice' (WB), okay at similar frame.

United Artists (Cohen) (1,200; 35-55-75)—Thombou!' (UA). Should draw \$5,500 on its third and final west. Pilet up \$1,500 second Warshelf (F-WC) (2,680: 33-98-44)—Pride and Projudice' (M-G) and 'Ladies Must Live' (WB). Around \$12,000 is what a nice campaign should eart this one. House consistent was the conference of the project of the conference of the conference

Coney Is. Pix-'n'-Suds Shows a Click on B'way

Ancient Coney Island come-on of half-a-dozen reels of free film with each mug of beer has been transplanted to Broadway. Harry Bannister's policy at the 48th St. (formerly the American) Music Hall, plays 15 and 20-year-old pictures, to a free gate, selling suds and liquor to spectators at tables. Cafe-filmery, now, in its second month of what started as an periment, is said by Bannister to be doing okay and will continue indef. Shows, run, about 2½ hours, changed Saturdays, Music Hall opened in May to a 25c (mat), and 55c (evenings) scale but it didn't work out.

It's duing OK, however, at no ad-It's doing OK, however, as no mission, beer a dime, etc. Sales are mostly beer, the gross about equaling in money those from distilled agirits. Opening at 3 pm. each day, Bannister is now trying to promote cooktall shows. Principal biz, of course, Friday and Saturday rights, with weekday afternoons series drab.

highls, with weekday afternoons retty drab.
Sid Lubin, pianist, was copped by Sainister: from his principal competish, the Miami theatre on Sixth avenue, about two blocks away. Miami, straight filmery, has been playing the oldies for eight or nine months now with considerable success. Bannister, and Lubin encourage their patrons to hiss the villain, and applaud the hero in the old tradition.

Come Now the 'Zorros

Hollywood, July 30. Hollywood, July 30.
Twentieth Fox bought a number of Zorro tales to be used as a series following The Californian. Tyrone Power and Linda Darnell are slated to ca-star in the new chapters.
Stories were written by Johnston McCaulley, John Tainter Foote, scripter of The Californian, is assisted to the cast of the Californian, is assisted.

signed to the sequels.

IN N.S.G. MEMPHIS

Memphis, July 30.

Not a showhouse in town can hope to come out with a good figure to the state of the state

Rush Maisie, at Loew. State,
Estimates for This Week.
Loew's State (Loew's) (2,500; 1033-44)—(50id Rush Maisie' (M-G),
Ann Sothern mining hijinks definitely so-so, probable \$4,000. Ast
week, 'Maryland' (20th) \$4,400, sub-

Slotter's 12G Suit

Los Angeles July 30.

Trimount Coin Machine Co. instituted suit for \$12.232 against Cinematone Corp., alleging breach of contract of warranty, involving the pulicilas of a number of coin-operated phonographs.

Plaintiff charges that most of the machines did not work and asks judgment for \$9.232 and additional damages of \$3,000.

\$6,000 IOWA FIRE

Des Moines, July 26.
Strand theatie, Walnut, Iowa, w badly damaged by fire July 22.
Total damage to the theatre at two adjoining buildings is estimater s 6 000.

Coincidental

Philadelphia, July 30.
On Friday (26) lightning struck a pole outside the Locust, West Philly nabe, cutting the current and plunging the house into total darkness. Isaac Segal, the manager, was forced to return admission fees to the 200 matrons.

patrons.

The film was 'Young Tom Edi-son' -the discoverer of electric lighting.

'Turnabout' Fine \$9,200. 'Untamed' 8G, Omaha; B. O. Kavoes Heat

Omaha, July 30. Surprise this week furnished by the Brandels dual, which shot up in a hot weekend with 'They Drive by Night' and 'Pop Always Pays,' which 'set to pass the \$0,000 mark, a fine figure in this house any time. Orpheum will do about \$9,200 with finitely so-so, probable \$4,000. Last week, Warner (Warner) (2,300: 10-33-44)

New Malco Lightman) (2,800: 10-33-44)—Warner (Park Sond)

Warner (Warner) (Park) (2,000: 10-33-44)—Pago Pago (1/A) Nice exbolitation might get this one attook \$4,500. Last week. Brown's School Days (RKO), four days, and Saliory (1,300)—Tuitanbout (UL) woodays; Praire Law (RKO) two days; Pra

McGuire Laid Up

McGuire Laid Up

Hollywood July 30.

William Anthony McGuire will State (20th) and Shombs Oyer London (State Rights). Around kidney ailment.

He has been screenplaying 'sm. Dreben, Soldier of Fortune' at 20th.

McGuire Laid Up

Hollywood July 30.

William Anthony McGuire will State (20th) and Bombs Oyer London (State Rights). Around 120th and Shooting High (20th) split with "Cisco Kid (20th), "Saps Sca" (UA) and "Love Honor" (U), 31,900.

Town. (Goldkeep)

Town. (Goldkeep)

Sea (UA) and Love Honor (U), \$1,900.

Town, (Goldberg) (1,500: 10-20-25)—Red Butte (U). Last Alarm' (Mono). Jenkins vs. Armstrong, Slightly Honorable (UA) split three ways with Son Navy (Mono). Man Godfrey (U) and Kid Smita Fe (10 no O'ch Hono). Godfraf (A) and (Last Week, Carson City Kid' (Rep). My Way' (U) and 'Crooked Road' (Rep). and 'Old Missouri' (Rep). Tonliers 49 (Col), and 'Pals Silver Sage' (Mono). Johnny Apollo (20th), and 'Torrid Zone' (WB), \$1,200.

Avenue-Millary Dundee (Gold-Avenue-Millary-Dundee (Gold-

and Torrid Zone' (WB), \$1.200.

Avenue - Military - Dundee (Gold-berg) (950-600-300; 25) — Favorite Wife (RKO). Star Dust (20th), split with 'Love Honor' (U, On Own' (20th) and 'Bombs Over London', (State Rights). May get to \$1.200 on weather turn. Last week, 'Slightly Honorable' (UA), 'Conga Nights' (U) and Bill Divorcement (HKO) split (Torrid Zone' (WB), slightly under \$1,000.

Memories of Lillian Russell, in Real Life, Recalled by Veteran 1st-Nighter

By Harold Seton

where he appeared in support of

Mobody ever went into a theatre with more hopeful enthusiasm, and mobody ever came out of a theatre with more disappointment than was my experience when I Witnessell 20th Century-Fox Lillian Russell's Cocconity.

I am 57, and I attended each and every Broadway first night, from the late 1890's, through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the late 1890's through 1929. I saw cut in the sister was the late 1800's threst 500's through 1920's through

(Continued on page 111)

Rooney and 'Heaven' H.O.s Top Mpls., 'Pago' Mild \$4,000, 'Poplars' Bare 2G

'McGINTY,' \$6,500, OKAY AS DENVER FALLS OFF

Denver, July 30. Business is off from last week in

George M. Aurellus, Jorner manager of the Broadway, New York, and recently assistant at Paramount and Orpheum locally, moves immager of the and Orpheum locally, moves in as manager of the Centre, new nabe deluxer.

House opens Thursday (1) with 'If I Had My Way.' Opening of Cen tre brings St. Paul's theatres to 37 for 248,000 population.

Cole's Remodeling

New Braunfels, Tex., July 30.

Remodeling work now being done on the old Opera House which will be opened shortly here under man-agement of G. A. Cole. Town has several other houses owned by Jack Pickens in affiliation with R. E. Griffith group.

New 600-Seater
Charlotte, N. C. July 30.
The Swanec, Kaininpolis' new theatre, seating 600, nearing completion, will be opened late in August or sarly in September.
The new theatre will be operated by Towel City Theatres, Inc., operators of the Gem Dixie and Palace houses at Kannapolis, Walter Powell, general manager.

Chester Theatre Da

'Chester Theatre Day' Spartanburg, S. C., July 30. New Chester theatre completed at Chester, S. C., opened with a li-day Chester Theatre Day' celebration proclaimed by Mayor Robert Frazer and special edition of local newspapers. F. J. Powell is owner-operator.

Product Stalls Opening

Opening of new Fox-West Co. Opening of new Fox-West Coast.
heatire, the State, delayed, pending
deal for product. A move-over policy of first-rim planned
but so far only Metro has signed.
As it slands now, the theatire, Tith in
the F-WC toain in the city, will not
be opened until mid-August.

TITLE CHANGES

Hollywood, July 30.
Gost Caballero is release tag on Chost of the Clsos Kid' at 20th Fox.
Columbia switched from Blondie Goss to the Country to Blondie Plays Cupid.
A Dispatch from Fleet Street is the new tag for The Man from Fleet Street at Worners.

NEW MESQUITEERS

Höllywood, July 30.

Arizona. Skias. rolls at Republic,
lomorrow. Wed.) with a new, lineupof, Mesquiteers, Bob Livingston, Rufe,
Drivis, and Bob Steele.

George Sherman directs.

Things are picking up here. When in the face of 100 in-the-shade temperatures and such counter attractions as Aquatennial celebration free parades, an show (which pulled 75,000 people), water follies

Business is off from last week in all of the first-runs.

The Great McGinty, at Denham may get enough the Modern of the first-runs.

The Great McGinty, at Denham may get enough the Modern of the Mod

Estimates for This Week
Aster (Par-Singer) 1900; 15.28)—
Phantom Raiders' (McO) and
Millionaires Prison' (RKO), and
Grist-runs, solit with 'Dr. Christian
Women' (RKO) and Mannlau
Heartache' (20th), also dual firstruns. Fair \$1.500 indicated. Last
week, 'Queen Mob' (Par') and 'Stagecoach War' (Par'), duar first-runs,
okay \$1.700 for six days.

very big.

Uptown (Par) (1,100: 28-39)—
Doctor Wife (Col), First nabe, showing, in far six days, and good \$8,500 indicated. Last week, Lillian Rusself (2001), \$8,700, good, World (Par-Sin/erc-Steffes) (350: 28-39-44-55)—[All Flesh (Parl, Light \$1,000. Last week, 'Pelvate Affairs' (U), \$1,400, mild.

Mexico City Angling For American Circus

Mexico City, July 30.

A big-time America city, any so-ably, even the Ringling-Barmun & Bailey outht, ip play in the local bull-ring, scating 20,000, is considered a good prospect for the near future if propositions under way ma-terialize.

terialize.

The circus would not conflict withboil righting, the sensor of which is
very short. Those who: the
American circus plan sterializing,
figure the show could play here at
least three weeks, perhaps even a
month, at a top of about \$1, unmer
dialety after, the circ of the secsor in
U.S. It is estimated, that though
times are not of the best in Mexico U. S. It is estimated that though times are not of the best in Mexico-right now, there would be sufficient trade to make the expedition pay.



1

CLARK
GABLE
BOOM TOWN



SPENCER
TRACY
BOOM TOWN"





CLAUDETTE
COLBERT
"BOOM TOWN"



HEDY LAMARR "BOOM" TOWN"

"BOOM TOWN"

is Four Pictures in One!

As great as its Stars! Never before! Perhaps never again will Hollywood place four headline screen favorites in one production so thrilling and spectacular it towers over many of the industry's famed Road-shows!

Aussie Ready to Welcome British Film Prods.; Fear U.S. Takeover of Market

Sydney, July 17, Indications are that British pro ducers will be offered facilities to move to this territory to continue production. Nothing definite has been set presently, but it's presumed that the Britishers would welcome an oportunity to move away from wartime. England to a British possession such as Australia in order to carry on their work.

With Aussie production expected to go to zero with the nix of governmental coin as a production aidas witness the fold of Cinesoundary of the producers here would gladly throw open their studios to the Britishers in an effort to build an Anglo-Aussie alliance to offset the U.S. securing full control with product in this territory. It's also firmly believed that the Government would backany move to aid the British producers to become established horeoducers to become established horeofucers to import any hecessary Hollywood players here in six days, meaning that's fust how close Australia is to the U.S. nowadays. Same service could be used to air route completed product back to London via U.S., thereby saving weeks in boating.

Any trek to this point by Britishers would see maintenance of the 15% compulsory British playdates imposed in pre-war days by the Government, but now on the ebowing to scarcity of product reaching these shores. British exes are said to be determined as far as possible to keep a hold on this market, and in this respect it's fully believed that some deal will be reached with home producers to this with units from Great British established to heep production moving in this territory, and, at the same time, prevent the market from becoming

French Pic Houses In Canada Face Acute Shortage of Product

Montreal July 30 French-language picture houses in Province of Quebec, approximately 100. facing serious shortage of French film product from accounts Reported that France Films here still Reported that France Films here still has about six months' Supply, but product is being meagerly rationed to make it last as long as possible. Repeats and longer bookings are methods employed in spreading French pictures out over the months stretch.

months stretch.

Some talk here recently of promoting a French-language film production setup. Shrewder trade observers estimate, however, that it would take several years to build studies and establish an effective producing organization. Question of financing for film production at this time, involving large capital exp tures, would also present in mountable difficulties.

inancing for film production at this time, involving large capital expenditures, would also present insurmountable difficulties.

Nazis' Dictum

Continued from page 32
went in during 1938 and the same in 1937.

Present ruling, if extended to France, probably would mean that a dumber of French dialog, pictures, made in Germany with French players and directors during 1937.

An idea of the native player-aid rive of the Federation is given by the Marcus show, current at the players and directors during 1937.

Base of Fine Arts, being compelled to carry 15 Mexicans who showing in French territory. Tools and UFA took units from Paris and made several such pictures in Germany, turning out both German and French versions,

Fred Lange Back

Fred Lange, Paramount's man-aging director in Europe, arrived in New York Monday (29) on the At-lantic Clipper from Lisbon, Portu-

gal.

Lange will make a detailed report on the European setup when he huddles with John W. Hicks, Jr., Paramount's foreign chief. He likely will remain in N. Y. until conditions become more stabilized. France and the lowland countries.

BRIT. PIC PRODS. **SUSPICIOUS** OF '49TH'

London, July 15.

Something by way of an unhealthy flurry is chasing the announcement 49th Parallel, large-scale production for government's Ministry of Information: Company responsit Information: Company responsible for the chore is now understood to be Onnia Films, with John Sutro as chief. Included in the list of those en route to Canada, for what Omnia boss described puerly location shots, was Elisabeth Bergner. But now it seems actress is not making the trip. Several who did go along with the unit were not on the list released by Sutro.

Trade tops have seized on the pic-ture and are digging deep. A list of pertinent questions, submitted to the press by Michael Balcon, covers persecutive descriptions and the press by Michael Balcon, covers wide range, seeking incorporation date of the Omnia company and its prior experience in film making. A request also comes for info on the status of those on the Canadian hegita, since it has been suggested two of its members are conscientious objectors. Another development surrounds the inclusion in the production group of Christopher Mann, film agent. Folk are wondering what a ten-percenter wants around a location unit. Stated reason for Mann's presence is to sponsor' MIO film. Actually he goes along asmanager; agent handled Michael Powell for some time, who directs 19th:

Balcon's letter to the trade, suggesting his questions be asked of the MIO, covered the financial setup of Omnia Films and asked to what extent the government supporting. Omnia Films and asked to what extent the government supporting. One simouncement has it that Oscar Deutsch, Odeon chain boss, is in for a slice of picture's budget. Along-side this is the news that N. L. Nathanson, of .Canada, was earlier approached on the coin angle, but thumbed-down the deal. Actual amount of government money in the film has never been stated.

Together with Elisabeth Bergner, a report sets Leslie Howard as associated on the player roster.

ated on the player roster.

MEX UNIONS MAY DEFER CURB ON FOREIGN ACTS

Mexico City, July 30. Show and toutist biz being far hort of expectations this season, the Federation of theatrical unions is pected to defer demanding the Government to tighten regulations gov-

Who's Afraid?

Despite bombing raids in England, Paramount has moved its sales or-ganization for the British isles from several small cities back to London, Besides Par, other American dis-tributors also have shifted back to Wardour street, London's film row.

'GONE' FALLS **DOWN IN AUSSIE**

Melbourne, July 2.

Metro has taken a boxoffice beating with 'Gone With the Wind' in this spot. Despite advanced admissions, the intake for aix weeks at Hoyts' 3,400-seater. Regent will not exceed \$55,000 on three-a-day, and drastically less at Metro's own house, where biz remains at a very low ebb on two-a-day.

Actually the pic has had a seating capacity available to the public of around '78,852 weekly, and the bo returns are most disappointing. Hoyts is operating on a 10" guarantee from Metro and will wipe out plans for any further extension.

It's admitted that the pic bowed It's admitted that the pic bowed in at the wrong time, especially as new European tempo turned public away from war-either dated or current, and this, plus admission uppings, swayed trade to zero daytimes, with slightly batter attendance nights.

So.So in Sydney Sydney, July 2.
'Gone' exits from Metro's St.
James after a so-so eight weeks' span on three-a-day. Will continue, however, at Met's 633 sater Liberty in hope of building to some extent.

however, at Met's 633-scater Liberty in hope of building to some extent. Local exhibs are maintaining earlier decision not to route pic at 70% in any spot, averring that pic's failure catalogues it as, hothing the 15% class and, to force advanced admissions in nabes and sits, would only be courting disaster. Outside of Hoyts, no other exhib has made any deal with Metro to screen the pic. Present indications that it will not reach any high in rentals when given a bid general lease.

N. Y. Fair

Continued from page 93

is still coin in the pot. 'Streets of Paris' is averaging \$14,000 weekly, which means some profit, but not Paris' is averaging \$14,000 weekly, which means some profit, but not enough to take up expected amortization: Same goes for Cay New Orleans, which getting around \$13,000 weekly. A percentage of the take from bars and other stands in the concession is helping. How much American Jubilee' is, in the red is a guess. It cost \$480,000 and was reported playing at n operating loss of \$100,000 some weeks ago. Production cost of 'Railroads' said to have been more than \$300,000; charged off to promotion.

World's Fair bonds were 18 bid and 22 asked early this week. Bond-holders have received \$100 for each \$1,000 invested, According to the market quotations, another 20% on the dollar is all that can be expected. Redemption is not dated until next year. If the Fair lasts another season it may be different, but on Wall street offers of \$00 to 1 were mentioned that the bonds will not be

street offers of 500 to 1 were men-tioned that the bonds will not be fully redeemed.

fully redeemed.

Several midway attractions at the New York World's Fair, adaptable to travel are scheduled to start a road-tour after the Fair closes Oct.

77. Almon R. Shaffer, manager of Winter Wonderland Village, already has set a traveling aggregation, World's Fair High Lights, which opens an 11-day stand Nov. 19 at the Cleveland Auditorium, being sponsored by the Knights of Pythias. Frank Buck and his Jungleland will-headline.

headline.
Shaffer also has other N. Y. Fair

headline.

Shaffer also has other N. Y. Fair shows in process of negotiation for his miniature World's Fair, including Ripley's Odditorium, Jack Shert, dan's Magazine, Cover Models and a midget village. Plans also include exhibits of industrial companies, which have attracted attention at the N.Y. exposition.

World's Fair High Lights also has slated, engagements for Detroit, Miliwaukee, St. Louis, Kansas City, Memphis and New Orleans, bulk of dates being arranged to fit in with big annual civic celebration, Shaffer, who heads the traveling outfit, managed Old New York last season on Flushing meadows and was associate director at the Chicago Great Lakes exposition of 1936 and 1937.

New Currency Regulation on Exports Brings Protest From Brit. Producers

G-B Gets 'Rebecca'

London, July 15.

London, July 15.
Surprise in the film trade is 'Rebecca's' opening at Gaumont, Haymarket, for six weeks West-End
pre-release, with entire GaumontBritish circuit to follow. It was expected picture would play Oscar
Deutsch's Odeons, due to latter's financial interest in United Artists,
GB gets picture on 50% arrangement, which is same as offered by
Deutsch, due to insistence of David
Selznick.

Selznick.

Edward Small's My Son, My Son, also a UA release, passed over Deutsch, preferring to take circuit booking from Associated British Picture Corp. (John Maxwell outside)

BERNSTEIN MAY

EASE BRITISH PIC SNAGS

Accepting the position of honor ary technical adviser to the film department of Government's Ministry of Information, Sydney L. Bernhas resigned all official connection with the Granada chain of theatries which he built and con-

trols.

Coincident with his appointment, production chiefs here loosed a blast at the ministry for lack of understanding and cooperation. Michael Balcon gave out a statement panning the methods of the department and listing the snags he has run against gathering men and material for picture use, citing his present need for paint and timber as an event which the Films Department could have forestalled. If a part calls for a service uniform, producer has to get a government order, could have rorestated. It a particular for a service uniform, producer has to get a government order, etc. Production of such films as 'Contrabaud' and 'Convoy' were achieved as a result of initiative and resource on the part of the film-maker's concerned, says Balcon.

Bernstein will be bringing pri-marily, the exhibitor focus to the government bureau. Producers claim they want someone who can be talked to, and who, understands the problems in production today.

Sally Rand

Continued from page 92_

she paid everybody in the act except the trio. To them she said she just didn't have enough money—to the boys it was a serious blow, because \$500 can buy plenty of cocoanuts for them as well as a lot of fans for Miss Rand.

They were especially put out be-cause they had taken the job on a cut, an 11-week contract. the sum-mer being as attractive as Miss Rand's chasis.

Rand's chasis.

They rushed to the American Guild of Variety Artists, which made a deal for Miss Rand to pay them last night (Thesday). This didn't salisty Tomack and the Reis boys, so they went to see I. Robert Broder, a lawyer who was once frightened by pump organ Bucks County, Pa., and since has objected to everything. He objected to the Ounty. Pa. and since has objected to everything. He objected to the settlement and forced AGVA last. Thursday (25) to hold up Miss Rand's show until the boys had been fully paid. Then, despite the fact that Miss Rand's had seen the set outlen't use them anymore. Broder ordered the boys to report every night. On Friday the hotel had a cop and plain clothesman on hand to evict them, so the boys sat down at a table like customers and paid the cover charge.

They've been appearing nightly ver since and Miss Rand, the hotel f ever since and Miss Rand, the hotel and the cops are getting rather impatient. They threatened to arriest them last night (Tuesday), which was incidentally payoff night, for lolitering. This issue of Vatuerr Landauer, Austrian, has just be ut couldn't wait for the outcome, but Broder did.

Alice Delysia giving song recitals at military camps.

Walther Landauer (Rawiez, & Landauer), Austrian, has just be ut interned. Marion Rawiez, who is Continued on page 1041

London, July 15.

Tagging it the unkindest smack in years, British producers heard of anothee crack at their picture making hopes, when details of new treasury move revealed a barrier to what have been gratifying outside sales providing much-needed coin, New order, under finance regulations, stipulates films, among other cxports, can only be sold in the CXP of the country of the control of the control of the country of the

ared in the recent sales of home product is no longer a legitimate form of settlement for such purchases.

Move is headache to the producers, coming as it did in the vanof an innouncement from the government it would do everything possible to assist the British production, industry. Moreover, it is understood several deals, pending in the U.S. under, the old setup have had to be sidestepped awaiting clarification of the treasury sing.

Producers main hope of deliverance rests in the application of the new regulation. Some loopholes do in fact, exist; largely in association with the discretion of the treasury to make exemptions, and for which for ruling allows. If producers can the government the hew order, applied to films, sicrifices rather than saccuands a national interest, then the going may be eased for films.

Trade opinion sees an anomaly in the position of U.S. companies operating here. These of mebbe some of them, utilize their frozen coin for picture production—and when film has ruifilled its quota obligation this side, ship it across for U.S. showing. The result is dollar income which stays on the U.S. side—from a picture actually made in Britain.

There may be another idea back of this government ruling. Purchase for export showing by any U.S. concern of British-produced film qualifies the outilit for a quota certificate. This, itself, is a necessity to a Yank operator. Seeing they we got to have it, mebbe treatury folk are figuring to collect in dollars for this requirement. In which case the mess isn't so much of a mess so much as a smart move.

Jap Authorities Shut 15 Gambling Spots in Shanghai; Six to Go

Shanghai, July 10.

Shanghai July 10.

Fitteen of Shanghai's most ornate and luxurlous gambling resorts have been shut by Japanese military, authorities. Latter, supreme rulers it the city's western district, the so-called badlands of Shanghai, finally clamped down on the wide-open joints and closed all save six. Authorities now assert that the remainthorities now assert that the remain-ing six gambling dens will be closed shortly Even the Hollywood Gardens, first

Even the Hollywood Cardens, first and foremost of local gaming spols, has been padlocked. Fortunes were won and lost—chiefly lost—at this motorious nitery. It also was th scene of 11 murders, five kidnappings and more than of robberies during the past six months.

Opened and operated under Japanese military license and with the full protection of the Japanese military the Hollywood attracted hundreds of foreigners and Chinese. Japanese subjects were not permitted within. The Int'll authorities once threstened to block entrances and exits.

London In Wartime

Robert Graham quitting his pub-licity job with Jack Hylton to joi the Royal Air Force.

Victor Marlow (Medlock and Marlow) awaiting commission in the Royal Air Force. Miss Marlow looking for another girl to form dancing act.

(Continued on page 104)

WILL
HIT THE
ENTERTAINMENT WORLD
WITH ELECTRIFYING IMPACT....

Games Koosevelt
presents

Released thru UNITED ARTISTS 104

PASTOR HALL (BRITISH-MADE)

(BRITISH-MADE)

United Artists release of Limes Ruosevelt production; produced by Charter Films, sevent produced by Charter Films, seventh Russell, and the Russell British Ru

James Roosevelt puts his name on Pastor Hall' for presentation in the United States through United Artists. It's a British-made picture: and & strong indictment against the Nazification of Germany. As an expose of the brutalities and cruelties inflicted by the Hitlerites on those within the German borders who opposed National Socialism. Pastor Hall' spares nothing during its unrecling. Reception of the picture at the boxoffices of the country is dubious.

It's propaganda and a powerful denunciation of the methods pursued by the Nazis in swinging attitude of the German people into line-eventual the subject them contration camps. Hollywood producers have not yet gone so strong in presenting the case against Hitterism, and undoubtedly will not go as far unless future events ver the attitude.

Hollywoore producers how campelled by the producers had been adjusted by the producers a prolog at the start of the picture. With material written by Robert E. Sherwood. James Roosevelt brought his mother into the picture apparently to get some exploitation for the feature, but this is a debatable point. All sound trackeds a debatable point, and sound tracked by the provides political ammunition against the third-term campaign that might well have farreaching repurcussions.

The picture itself deals with the story of a village parson, who finds himself and his religious teachings at odds with the tenets of Nazism. Despite the pressure of Storm Troopers and Gestapp spies; he resists the producers of the prod

return to his puipit for one asses seamon before being shot down in the
act of escaping.

Aside from Wilfrid, Lawson, who
gives a vigorous portrayal of the
village parson, the British case convillage parson, the British case conricious that this is an English-made
picture—with usual mannerisms and
accents—and can be discounted as
straight propaganda. The broad accent of the concentration camp commandant is the best example of the
general tenor of dialog rendition.
Picture does not unfold too
smoothly, with many jumpy episodes. Production background is
adequate for a British-made picture,
turned out in Hollywood every
week.

Pastor Hall' is propaganda in

week.

Pastor Hall' is propaganda in every sense of the word, and must be bought by exhibitors on that basis rather than as emertainment.

Refusal of the public to support pictures of this kind is the best indication of its prospective b.o. value.

When the Daltons Rode

Hollywood, July 26.

Universal production and release. Pea-tern of the production and release. Peat-tern of the production and release. Peat-bonievy. George Arancroft. Directed to George Marshill. Original screening by Harnd Shumair: based on book by Em-george Marshill. Original screening by Harnd Mohir editor, Ed Curlus; assit, directin, Vennon Kenya. Previewed at Pan-tern of the Company of the Company of the Marshill of the Company of the Company of the Marshill of the Company of the Company of the Marshill of the Company of the Company of the Marshill of the Company of the Company of the Marshill of the Company of the Company of the Marshill of the Company of the Company of the Company of the Marshill of the Company of the Company of the Company of the Marshill of the Company of the Compa

Tud Jackson	Randolph Scott-
Julie King	Kay Francis
Grat Dallon	
Cateb Winters	
Bob Dalton	Broderick Crawford
Ben Dalton	Stuart Erwin
Ozark	Andy Davine
Emmett Dalto	brank Albertson
Ma Dallon	Mary Gordon
Rigby.,	. Harvey Stephens
Sheriff	Edgar Deering
Wilson	Quen Ramsey
Nuncy	Dorothy Grainger
Phylogenabor	Trols Mall angle
Hounali	Fay McKenzie
Judge Swaln	Walter Soderling
Minnia	Mary Aluslee
District Attorney Wade	Erville Alderson
Anothella	Sally Payne
Suzy	June Wilkins

When the Daltons Rode unfolds the factual and legendary episodes of the Dalton gang, whose members rode and shot their way through four western states 50 years ago. Packing plenty of action, excitement and gunplay, picture is in tune with present audience requirements and will hit a most profitable bo. stride as top-biller in the keys and subsequents.

Basic story similar to that of Jesus James. As in the latter, the Daltons embark on a career of outlawry after a railroad attempts to seize their farm for a statempts to bank robbertes is a matural consequence, until the gang becomes the most feared band in the country. There are a series of holdups, daring There are a series of holdups, daring

secapes and continual dashes from posses, until, the final disastrous touble-bank stickup in their home town of Coffeyville, Kan, where the gang is finally wiped out in a wild and bullet-sprayed street battle. Picture displrys the riproaring action and fast tempo expected of a top-rating outdoor action melodrams. Suspenseful events follow one another in quick succession and are the continual content of the c

In with audiences generally and add much to overall entertainment factors.

George Marshall hits a speedy pace of direction at the start, catching attention immediately, and maintaining it without a letdown to the final fadeout. Despite the rough-and-tumble formula of the piece, Marshall injects plenty of human interest and sympthy for the Dalton boys in the unreeling.

Cast is excellently set up for several solid nerformances. Randoish Scott and Kersens of order earlier of the pattern of the pat

GOLD RUSH MAISIE

RUSH MAISIE

Metro-Goldwyn-Mayer release of J. Walter Ruben production. Stars Ann Sothern; Gatures & Walter Ruben production. Stars Ann Sothern; Gatures & Walter Ruben, Dieceted by Edwin L. Marin. Screenplay by Estty Reinhardt and Mary C. McCail, Jr., based on original by Wilson Chilison; Canedia the bridge of the Control of the Contr

ı	Maisle Rayler Ann Sothern
l	Bill Anders
١	Freil Gubbins
1	Juble Davis
١	Sarah Davis
ı	Bert Davis John F. Hamilton
Я	Harold Davis
Ì	Harry Gilpin
ı	Elmo Beecher Louis Mason
	Ned Sullivan Vistor Killan, Jr.
	Matt Sullivan Wallace Reld, Jr.
	Mrs. Glipin
	Harris Frank Orth
:	Mrs. Sullivan
١	Ben Hariley Eddy Woller
	Cafe Owner
	Care Charles

valley. The more fertile fields for her own endeavors.

Story opens with series of deftly developed comedy sequences that promise much in the line of rousing and fast-cracking humor. But it pulls a switcheroo against regulation formula to soon go sympathetic, and formula to soon go sympathetic, and picting the life and struggles of people confronted with the problem of eking out a living in a new country.

of eking out a living in a new country.

Am. Sothern ably carries the burden of the title role, providing plenty of explosive dialog lines along he way. Her one scene, in which she becomes drunk on one swig, and tells off Lez Bowman, one of the best and well-timed episides of its smothered with restraint in the harden of the companion is hired hand Sim summerville Latter aids with some good comedy. Virginia Weidler is okay, as the youngster, of an Okie tribe, support including Mary Nash, John Hamilton, Scotty Beckett, and Irving Bacon.

tribe, supporting the production of the producti provided, with photography b Charles Lawton of standard calibre

Leopard Men of Africa

Select Attractions release of Dr. Pgul L. Hoeffer production. Surfur Jay Allyn Butterfield; Spring Jay Allyn Butterfield; Spring Jay Anderson music by James Dictricts editor, 6, H. Schroeder, Gamera, Herman Schopp, Al Globe, N. Y. week July 27, 39, Running thme: 66 MINS.

Supposedly filmed in the tangled jungles of Northeastern Congo (North Africa). The Leopard Men of Africa is a wild animal saga that will live up to 1si-exploitation. It's the secree, but it's sub-par worth a thriller. Made by Dr. Paul L. manship for Republic Story is weak,

Miniature Reviews

'Paster Hall' (Roosevelt-UA). British propaganda film dubious boxoffice, despite foreword by

When the Daltons Rode' (U). Speedy and actionful melodrama. of western outlawry. Solid adventure entertainment.

'Gold Rush Maisie' (M-G). Standard programmer for general audiences. One of a series. 'Leopard Men of Africa' (Sel).

Realistic jungle thriller, sequel to 'Africa Speaks.'

'Gambling the High Seas'
(WB), Good edition of the cops, robbers and bright reporter formula for B situations.

Hoefier, picture holds promise of measuring up to his previous Africa-Speaks.

Unlike other African wild beast productions, there is: little draggy-man for the leopard men. Audience is let in early on the M.D. for the haunts of the leopard men. Audience is let in early on the habits of this group of pseudo-prowlers in search of victims for cannibalistic rituals. This to be taken with a grain of salt, yet it forms a motivating excuse for the adventure stuff. If further provides a search of the search with a grain of salt, yet it forms a motivating excuse for the adventure stuff. If further provides a search as if a realistic forest fire might bring a happier closing.

There are the usual intimate shots of beasts of the jungle and pampas but these have been cleverly intermingled with deffly staged episodes. A couple of the tussles between the camera-explorer crew and providing millions of swarming locusts are stemedidly south has all been skillfully edited.

Ectifing episodes seem doubly so because of the musical score by James Dietrich. Not a single line is spoken but the narration and music-backgrounding makes the film appear as though it was an all-talker.

Allyn Butterfield, yet newsred

appear es avong.

Allyn Butterfield, vet newsreel editor, has done superb work putting the picture together while special effects by Howard Anderson are standout. Herman Schopp's cameraing, a vital part of any such production, is tiptop.

Wear.

Riders From Nowhere

Kiders From Nowhere
Monogram release of Karry S, Webs hitoduction. Stary Jack Randall. Directed by
Haymond K. Johnson. Socreenlay, Carl
Haymond K. Johnson. Socreenlay, Carl
Haymond K. Johnson. Socreenlay, Carl
Haymond K. Johnson. Haymond Jack
Haymond Jack Handall
Haymond Jack Handall
Jack

Riders from Nowhere' alters the hoss opery formula a trifle by having the villainy take the form of gold-mine robbery instead of the usual cattle-rustling and mortage-foreclosing. Otherwise it's standard cactus country stuff, with shootin', hard ridin' and gol durned near every kinda orneryness. Okay for the Saturday matinees and similar juve shows.

hard the Saturday matipees and similar juve shows perse with a rush as the hero time the body of an ambusided sheriff and, with his parding resident of the body of an end of the body of the bo

TULSA KID

	(With Songs)
	Republic release of George Sherman pro
	duction, directed by Sherman, Store Day
	"Red" Barry, Original screenblay Office.
	Drafte Anthony Goldeway outpoon fals
	MacBurnie, editor, William Thompson, Re-
	MacBurnle colltor, William Thompson, Re- viewed in Projection Room, N. Y., July 25
	Tom Benton
	Montana Nonh Beer
1	Mary Luana Willer
	Bob Wallace David Durane Dirk Saunders George Dougla Nick Elhan Laidla
	THE Saunders George Dougla
	Sick.
	Sam EllisSlauley Blyston
١	Perkle John Ellint Sheriff Jack Kor
	Snowball Snowflats
	Snowball Snowflats

based on an idea that has been done over often and the direction allows too many lags in the course of the 57 min, runoff. Film has few points in its favor, but the best one is the easy make-believing of the lead, Don 'Red' Barry. He outshines the rest of the cast

rest of the cast.

From the minute Barry hoves into sight and has his first conversation with Noah Beery the main scene in the reels is telegraphed, and the rest of the action is simply bridging to reach that finale point of the control of the co

when a waterhole for cattle (remember?)

When he was Beery's pard and, pupil the youngster, was known as the Tulsa, Kid but for the purposes of this yarn he has soured outly unarmed will a all of thugs from the villame and trainses the thugs from the villame and so to thugs from the villame and so the thugs from the villame and so the villame and v

okay.
Photography is okay, but too often repeats the scenic shots. Dialog ranges from brisk to trite. Couple of standard range songs are tonsiled by Jiminy Wakely's Roughriders.
Woou.

Gambling On The High Seas

Warner Boss, production and release, State of the Control of the Control of the Control of the Cillicot. Rubind. John Jillet, Hoser Pryor. Directed by George Any. Servenplay by Kubest S. Kent, from cirisma idea by Kubest S. Kent, from cirisma idea by Mill. sellor. Prederick Richards. At Pox, Bronklyn, week July 21, 40. Running time, 55 MiNS.

Jim Carter.	Wayne Morris
Laurie Odge	Jane Wyman
Greg. Morella	Gilbert Roland
U. S. District	John Litel
Abax Gates	Roger Pryor
Stone	Frank Wilcox
Larry, Beill	Robert Strange
Steve Sterling	John Gallaudet
Steve Sterling	Frank Ferguson
Chief of Police	Harry Shunnon
Reporter	
Secretary to City Aftern	iev George Meailer
Frank	Willam Pawley
liouje	Murray Alper
A 1 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
and the second second second	- 1

Could the newspapers of the coun try but hire the see-all, know-all, tell-all, reporters trained the Bpicture corner of the Warner lot. there'd doubtlessly be not even space on page one for news from the war in Europe. They would be too full of underworld inside and the cracking underworld inside and the cracking wide open of crooked gambling joints through the smart work of newspapermen who look like the Boy Scouts of America personified.

Wayne Morris is the bright lad in this edition of cops-and-robbers, Jane Wyman's secretary to the gang boss, Gilbert Roland, who, to give the old-familiar something of

the old-familiar, something of a switch has his gamblist den on a ship. Morris and sins yman feet on the same of t

As result, suspense and climaxes are nicely built up, and there's the usual chase and shooting and a kid-napping to add still more fun, which is about all anybody could ask in a thing of this type. In addition, Miss Wyman makes a very aesthetic visiavis of American Boy Mortis.

Film of course, fits in the bottom slot of duals in ordinary situations or the top position in those where this type fave ranks. In either case it'll do handily.

Dix in Four for Par

Hollywood, July 30. Richard Dix was signed to star in

two features for Paramount and two for the 1904-41 schedule. Pictures are in addition to 'The Round-Un' in which Dix stars for Sherman, starting in two weeks.

Dietrich

Continued from page 93

understanding she was due back in France around Xmay to start the Forrester-Parant picture. Ten days later France was in the war, but Miss Dietrich didn't consider it an act of God, although her husband Rudy Sieber, is German and couldn't Rudy Sieber, is German and couldn't return to France; Pierre Clienal, the director engaged, was in the French flying corps; Kurt Courant, refugee German cameranan, was in the French Foreign Legion, and Andre Parant was at the front also fincidentally one of four survivors today from a company that was left to defend Paris).

With Miss Dietrich's insistance that she wanted to make the film, Forrester realized he had to go through with the contract regardless, whereupon he went to Rome to set up a production unit in, that then, still

upon he went to Rome to set up a production unit in that then still neutral country. This lineured further expense, he sets forth; he had a cast engaged, including Raimu; but despite his willingness to go through with the contract Miss Dietrich balked then at the story, which cost F.P. \$1,2000.

It developed, says Forrester that he click of 'Destry' renewed Hollywood interest in Miss Dietrich (Universal optioned her) and he was left holding the bag, although he cabled he was still willing to continue depositing U.S. dollars to her account in America. Her, deal called for \$55.

000 plus a percentage, of which the

000 plus a percentage, of which the \$15,750 was a binder.

Saratoga

Continued from page 93

Continued from page 93

drigo; and Francine, daucers; Gaye
Gaylord, singer; Howard Laily's
orchestra, and The Freshman (in the
tap room), Matty Dunn is manager.
At Club Felix (formerty Villanova): Noel Sherman's production,
Meet the Ladies; with Francis Ellington, Olive Paye, Ringo and Harris,
a lime of girls and Joe Candullas
orchestra, Jimmy Russo is manager.
Three shows nightly.
At Mother Kelly's: All-Girl Show,
with Bennett Green, emeee, and
Chester Doherty's Miami Revels,
featuring Elaine Jordan, singer; Reine
Villon, dancer, Hill and Dale, songsters, Patsy Oaden, and a line of 12;
Francis, Murphy's orchestra. Jack
Reynolds: and 'The Girl with the
Accordion' on cocktail lounge).
Piping Rock: Ted Straeter Don
Rafael, Patricia Ellis, Cappella and
Beatrice, Riley's Lake House: Al
Jahms, Johnny Rodriguez, Deane
Janis, The Nelsons, Ramon and Ren
tia, Terry Lawbir, These are booked
by Herman Citron.

ita, Terry Lawlor. 1 by Herman Citron.

Wartime London __Continued from page 102_

Polish, will continue in vaude as a

Teddy Carr's family, due to sail on the President Roosevelt, could not make it due to troubles. Sailed 10 days later British

Jack Macdonnell, brother of Les-lie Macdonnell, back from Norway, after 11 weeks, during which time he encountered 83 air raids.

T. Hayes Hunter to America to es-cort the missus over. London office and staff remain intact.

Harry Foster brushing up his shooting s of invasion. Was considered good shot in the last war.

Sophie Tucker has asked the Jack Oliphants to send her their two kids for the duration. Mrs. Oliphant has joined the Red Cross.

Marius Goring got fortnight's ex-tension, from joining the Army to finish his run in 'The Tempest,' at the Old Vic.

Brian Desmond Hurst making propaganda films for the Ministry of Information at Denham

John Argyle, head of film concern bearing his mountker, joined the Air

George Moon and Dick Bentley, who have made a radio n. In the last year, parting due to latter, who is Australian, going home.

Jock Hutchison, former First tional Pictures circuit sales chief, and now captain in the Royal Army Service Corps, safely back from France.

COMPLETING THE PICTURE

DRAMATIC lighting and unusual camera angles are only partly responsible for the startling beauty of modern screen productions. It takes Eastman negative films to do full justice to the cameraman's wizardry—to really complete the picture. Eastman Kodak Company, Rochester, N. Y.

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GENE

JACKIE

HENRY

John Carradine • J. Edward Bromberg Donald Meek • Eddie Collins • George Barbier

Produced by Darryl F. Zanuck . Associate Producer Kenneth Macgowan Directed by Fritz Lang · Original Screen Play by Sam Hellman

FLASH! A sensation at the sneak preview!

Larger Block Setting

It is declared possible that the clause of the recommended consent decree relating to sales of pictures, in blocks of, five will be changed to provide for selling in larger groups. Before agreement was reached on blocks of five, the attorneys had seriously considered selling 10 films at a time but permitting a cancellation of 20% or two out of the 10 pictures.

of 20% or two out of the 10 pictures. While the blocks of five plan is the most controversial proposal of all, exhibitors also take exception to necessity of, trade-showings before films are offered for sale; the clause concerning the making of some run available and the one covering discrimination by the distributor in favoring one buyer against another.

Majority Opposes Settlement

While exhibs in closed situations, re not so atraid of buying in blocks of five and other provisions of the consent decree the vast majority, large and small, are getting on the bandwagon against the contemplated. basis of the Government suit settle-ment. This includes large exhibi-tor association, national as well as

MPTOA, states the following:

'Any attempt to enforce selling of pictures in blocks of five without a cancellation clause would destroy what exhibitors have contended for for many years and work serious hardship on small independents. The MPTOA will bitterly oppose such a consent decree as unfair regulation and will be joined by all thinking exhibitors regardless of affiliation. Knykendall also advised that the Southeastern Theatre Owners, holding its convention last week in Jacksonville, passed a resolution to this effect. Other territorial associations have done the same or are carefully studying the consent decree.

The Par partners, many of whom

Continued from page 95

ners, other major circuits, independents and national or state exhibassociations, is a question at the moment. It has been indicated, however, that the Government will listen to the complaints.

Government is in an odd position in view of the rising flood of exhibitors against the eight majors was ostensight that the eight majors was ostensight to the complaints.

Government is in an odd position in view of the rising flood of exhibitors. An aim of that action hibitors. An aim of that action hibitors. An aim of that action hibitors. An aim of that action hibitors would be will treat in their major distributors from their theatres. Under the consent decree, the majors would still retain their theatres. Under the consent decree, the majors would still retain their theatres, plus buying power. In other words, all independent chains and exhibitors would be saddled with unwanted trade practices, burdening them, while the majors continued to remain in theatre operation. This angle will no doubt involve the whole situation so far as the U. S. is concertied.

Larger Block Settling

It is deelered possible that the season.

Admission Sales

Continued from page 95.

whether established prices (net) to the theatre should be increased whether, here and there, they should be dropped. So far the distributor is con-

So far the distributor is con-cerned, assurance as to what prices are going to be—where they haven't already been changed—is of very vital importance and he (the dis-tributor) holding off on deals in many cases for this reason.

concerning the making of some run available and the one covering discrimination by the distributor in favoring one buyer against another.

Objections of the Paramount part, who are against these four clauses, were presented to the defense attorneys, who turn submitted them to the Department of Justice. The Par operators, as well others throughout the cointry, want to be heard on these objections, and feel' satisfied after a close analysis of the consent decree that they have presented the practical theatre-operating objections.

It confirmed that all the Par partners are against the decree and that while arbitration machinery is generally favored, fear; is felt for the trade practice mitters that will be subject to this means of mediation.

Majority Opposes Settlement manner in which the pictures are to to be shown.

Any great disruption of the scales changes the entire picture so for as clearance is concerned. In other words, if the difference in scale between two houses gets too narrow, then protection must be taken into account. Depending on what the scale setup is in any given situation or zone, the protection may have to be lessened, or it may be lengthened. In territories where there is a state tax and 20c houses have to bear it for the state, it is problematical just, how much the balance on clearance may be disturbed. One house may increase the scale, getting too close to the theatre up front which chooses to remain at the same range of prices. Theatres may also juggle their prices, now that the new taxes are imposed, with a view to getting a better break on clearance.

Watching, B.O. Action

Watching B.O. Action

ment. This includes large exhibitor association; national as well as local.

Allied States Assn. has indicated it season in the light of experience brefers the Neely bill, while the Mortion Picture. Theatre Owners of levy was tacked on. Whether the outright against the decree, principally so far as small block-selling is concerned.

Ed Kuykendall. president of the MPTOA, states the following:

'Any attempt to enorce selling of the retritory where there is a

Iron dis being closely warened.

In one territory where there is a state tax, the Independent Theatre Owners of Ohio is seeking to get a line on the situation. It is sending a self-addressed card to exhibitors asking for information on the sub-

Exhibs in Ohio have been mailed

Exhibs in Ohio have been mailed the following:
This office would be interested to learn how the theatre-going public has reacted to the increase in admission prices due to the change in the Federal admissions tax law beginning July 1. The enclosed postcard is self-explanatory and, if enough of them are received back, it will give us a line on how the increase in admission price has affected the box-office. It is not necessary to sign the card.

studying the consent decree.

The Par partners, many of whom enferred on, the consent decree in Atlantic City and later in New York, have all gone to their respective tertitories excepting Julius Gordon, head of the Jefferson string in Texas Gordon remains New York another week but mostly on film deals E. V. Richards, who had is yacht anchored off Long Island, headed it back south over the weekend.

Understood the Par partners made ho effort to launch an organized hower with them by going to the chains of other major companies, though reported Loew, RKO 20th. Fox and Warner Bros. Closely studying the consent decree and may Join the opposition any minute.

The department during the week disclosed it welconned suggestions from the opposition any minute.

The department during the week disclosed it welconned suggestions from the opposition any minute.

The card sent by the ITO of Ohio came effect:

The card sent by the ITO of Ohio came effect in only to the small and large into any interested person. This applies the prices in effect prior to duly I: the prices in effect prior to du

FILM BOOKING CHA

(For information of theatre and film exchange bookers Variety presents a complete chart of feature all the American distributing companies for the current quarterty period. Date of reviews as given in Variety and the running time of prints are included.)

WEEK OF ELEASE	Rev. in Var.	TITLE AND COMPANY	TYPE	TALENT	R. 1
31,40	6/12 5/29 5/22 3/13 6/19 6/12 6/12 7/10	LONE WOLF MEETS LADY (Cel) THE PHANTOM BAIDERS (M-G) THOSE WERE THE DAYS (Par) BILL OF DIVORCEMENT (RKO) GIRL IN 181 (20th) LA CONGA NIGHTS (U) BAD MAN FROM RED BUTTE (U) MURDER IN THE AIR (WB).	M CD C D RD CD W M	M. O'Hara-A. Menjou-F. Bainter F. Rice-K. Taylor-I. Valerie	62 70 70 70 56 60 58 55
7 40	6/19 6/5 5/22 6/26 4/24 6/5 5/29	PASSFORT TO ALCATRAZ (Col) SUSAN AND GOD (M-G) HIDDEN GOLD (Par) WAGONS WESTWARD (Rep) SAINT TAKES OVER (RKO) EARTHEOUND (20th) NO EXIT (U) BROTHER ORCHID (WB)	M C W W M D D	J. Holt-C. Callejo-M. Rosenbloom J. Crawford-F. March-R. Hayworth W. Boyd-R. Hayden-B. Wood C. Morris-A. Louise-B. Jones G. Sanders-W. Barrio W. Baxter-A. Leeds-L. Barri W. Ford-K. Adams E. G. Robinson A. Sothern	60 115 61 70 68 67
14 40	6/12 5/22 7/3 7/24 6/26 5/29 5/22 7/10 6/26	GIRLS OF THE ROAD (Col) THE MORTAL STORM (M-G) SAFARI (PAR) GRAND OLD OPRY (Rep) CABSON CETY KID (Rep) TOM BEOWN'S SCHOOL DAYS (RKO) FOUR-SONS (20th) FOUR-SONS (20th) FUGITIVE FROM JUSTICE (WB) PRAIRIE LAW (RKO)	D M RD C W D D D M	M. Carroll-D. Fairbanks, Jr. Weaver BrosElviry-L. Ranson	106 82 68 66 88 88 62 54
21 40	6/26 6/12 6/19 5/8	THE GROST BREAKERS (Par)	CD C C M	V. Grey-B. Burke-C. Coburn B. Hope-P. Goddard-R. Carken L. Errol-D. O'Keefe-A. Pearse	63 83 61 71
28 40	7/10 7/10 6/19 7/3 6/19 5/29		C W W MU M D RD	F. Singleton-A, Lake-L. Sims B. Elliott-I. Mercilth-L. Walters D. Barry-J. Waldo-G. Clevelard J. MacDonald-N. Eddy-M. Boland R. Bellamy-W. Henry-J. Cagney A. Shirley-J. Ellison-P. Knewles C. Romero-M. B. Hughes-E. Venable	108 60 85
5 40	7/10 7/3 5/29 6/26 7/3 6/12 7/3	OUT WEST WITH PEPPERS (Col) ANDY HARDY MRETS BEBUTANTE (M- GOLDEN TRAIL (Mono) WAY OF ALL FLESH (Far) DR. CHRISTIAN MEETS WOMEN (RKO) SAILOR'S LADY (20th) PRIVATE AFFAIRS (U) MAN WHO TALKED TOO MUCH (WB)	W	E. Fellowes-D. Peterson M. Rooney-L. Stone-J. Garland T. Ritter-L. Guest A. Tamiroff-G. George-W. Henry J. Merrheit-E. Kennedy-D. Lovett N. Kelly-J. Hall. J. Davis H. Herbert-N. Kelly-B. Yeung G. Brent-V. Bruce-B. Marshall	
12 40	7/10 7/10 7/10 6/5 6/26 6/12	STAGE COACH WAR (Par) SCATTERBRAIN (Rep)	D W C CD M RD RD	L. Sione-R. Young-W. Gargan W. Boyd-R. Hayden-B. Wood J. Canova-A. Mowbray-R. Donnelly R. Sterling-V. Gilmore-J. Davis R. Arlen-A. Devine O. de Haylland-E. Albert-J. Wyman C. Boyer-B. Davis	71
19 40	7/47 7/17 6/26 7/3 7/17	MILITARY ACADEMY (Col) HAUNTED HOUSE (Mone) WE WHO ARE YOUNG (M-G) CAROLINA MOON (Rep) CROSS COUNTRY ROMANCE (RKO) MARYLAND (20th) MARYLAND (20th) ABIZONA CYCLONE (U) LADIES MUST LIVE (WB)	M CD W RD RD D W	T. Kelly-B. Jordan M. M. Jones-J. Moran L. Turner-J. Shelion-G. Lookhart G. Auty-S. Burnette-J. Storey G. Raymond-W. Barrie W. Brennan-F. Balnter-B. Joyce V. McLagten-F. Farmer-Jon Hall J. M. Brown-F. Rallehl-B. Baker W. Morris-B. Lane	
26 40	6/26 7/17 7/17	BLONDIE HAS SERVANT (Col) BOYS OF THE CITY (Mone) GOLD BUSH MASIS (M-G) UNTAMED (Par) STAGE TO CHINO (RKO) MILLIONAIRES IN PRISON (RKO) YOURS NOT SO TOUGH (U)	C M C RD W M M	P. Singleton-A. Lake Ext. Side Ride A. Sothern-L. Bowmar-V. Weldjer R. Milland-P. Morkon-A. Tambreff G. O'Brien-V. Vale L. Tracy-L. Hayes-V. Vale Dead End Rids—N. Grey	8: 67
2 40	7/10 7/17 7/10	GOLDEN GLOVES (Par) THE SEA RAIDER (Par) QUEEN OF DESTINY (RKO)	RD RD RD B	G. Rait-A. Sheridan	11
9, 40	5,10 7/17	THE SECRET SEVEN (COI) 1 LOVE YOU AGAIN (M-G) DOOMED TO DIE (MONO) CHAMBER OF HORRORS (MONO) ONE CROWDED NIGHT (RKO) GIRL FROM AVENUE A (20th) STREET OF MEMORIES (20th) CAPTAIN CAUTIOUS BOYS FROM SYRACUSE (U) RIVER'S END (WB)	M CD M M M CD RD D MU M	B. Bennett-F. Bright W. Powell-M. Loy-F. McHugh B. Karloff-M. Reynolds L. Banks-L. Palmer-G. Malo B. Seward-D. Costello-W Haade J. Withers-K. Taylor-K. Addridge J. McGulre-L. Roherts V. Mature-L. Platt-B. Cabot A. Jones-M. Raye-J. Penner D. Morgan-E. Earl-V. Jory	
16.40	6 12	THE DURANGO KID (Col) GOLDEN FLEECING (M.G) LAUGHING AT DANGER (Mono) COMIN' ROUND THE MOUNTAIN (PAR STRANGER ON THIRD FLOOR (RKO). RETURN OF FRANK JAMES (20th) HIRED WHE (U) ALL THIS, HEAVEN TOO (WB)	W CD M O D D C	C#Starrett-L. Walters L. Ayres-R. Johnson-V. Grey F. Darro-J. Hodges-G. Huston B. Burns-U. Merkel-P. Barrett P. Lorre-J. McGuire-M. Tallichet H. Fonda-A. Leeds-J. Cooper R. Bussell-B. Aberne B. Davis-C. Boyer-B. O'Neill	13
8 23 40	7, 24	HE STAYED FOR BREAKFAST (Coi) BUSMAN'S HONEYMOON (M-G) MISSING PEOPLE (Mono) ARIZONA FRONTIER (Mono) RANGE RUSTERS (Mono) THE GREAT MGINTY (Par) LUCKY PARTNERS (RKO) PIER 13 (20th) THE SEA HAWK (WB)	CD D D W	M. Douglas-L. Young-U. O'Connor R. Montgomery-C. Cummings-L. Ba- W. Fyffe-L. Harding-K. Walsh T. Ritter-S. Andrews-E. Finley R. Corrigan-J. King-L. Walters B. Donlevy-M. Angelus-A: Tamirof G. Ropers-R. Colman-F. Wray L. Bari-L. Nolan-J. Valerie E. Flynn-B. Marsball-C. Ralms	ini M
30 40		QUEEN OF THE YUKON (Mone) BOOM TOWN (M-G) THE GREAT PROFILE (20th)	D D C	C. Bickford-I. Rich C. Gable-S. Tracy-C. Colbert J. Barrymere-M. B. Hughes R. Crosby-M. Martin-B. Rathbone M. O'Hara, L. Hayward-L. Ball G. Raft-A. Sheridan-H. Bogart	



ERROL FLYNN

'THE SEA HAWK'

BRENDA MARSHALL

CLAUDE RAINS
nald Crisp: Flora Robson - Alan Hale
Directed by MICHAEL CURTIZ
n Play by Howard Koch and Seton I. Muler
Music by Erich Wolfgang Koragold
A Warner Broa. - First Robinsal Picture

in the American exhibition market

42d St., 6th to 9th Aves., New York

	11. S. 10. N. 1.	4.5		No. of
Theaires	Type Shows	Policy	Changes W	eekly Films
Pix	Film	Duals		2 4
Cameo (Dark)	Film	Plans Dual	8	
Republic	Girlie			
Lyric	Film	Duals		2 4
Times Sq.	Film	Duals	1100	3 6
Apollo	Film	Duals	26 ()	1 2
Selwyn	Film	Duals		1 2
Eltinge	Girlie		A 18 18 18 18 18 18 18 18 18 18 18 18 18	
Liberty	Film	Duals	2.	3 4-6
Harris	Film	Duals	2-	3 4-6
Times	Film	Duals	2-	
New Amsterdam	Film	Duals	2-	3 4-6
1.5	Wallack's (be	ing rebuilt)		A MERCAN S

1,768-2,184 Different Bookings a Year For Polyglot 42d St.'s 9 Filmeries

There's no street like it in America and no three-block span that can match it. Within the three blocks there are nine pictures theatres in operation which change programs 17 to 21 times each week, meaning that many different audiences. The number of features played range from 34 to 42. With everything on the market burned up, plus reissues, and the shifting of product, it figures to 1,768 to 2,184 different bookings on the year, for just three blocks of

snitting of product, it figures to 1,788 to 2,184 different bookings on the year, for just three blocks of street.

This is west 42d street in New York from 6th to 9th avenues, which is so cluttered with marquees—marquees, in turn, being also cluttered—that the sign men reap a harvest making the necessary changeoviers. Taking in the one theative that's closed, but will reopen in the fall, the Cameo, as well as the two girlesk houses, the 'three-block stretch is dotted with total of 12 houses. Most of them 'ere former legits, now converted into cheap guinds ranging from 10c up admission price.

ranging from 10° Up aumission dies suit against it. John n. P. Ny price.

Quantity Aspect

While two of the 42d streeters stick to double bills, changing just once aweek, the others among the nine film beaneries in operation change either: two or three times each week, booking almost anything that can be obtained. Where no set schedule exists, it is due to the quality of product available and, if there are to bit there changes, to the quantity.

All but three of the even dozen houses are within the confines of one block, from 7th to 8th avenues. The Jix, a dualer, using four films a week on two changes, is to the east in another block, is the Cameo. Latter, undergoing renovation, will open at the end of the summer with duals. Beyond 8th avenue is the Times, an oldtime grind which also plays double bills. Nearby, the Wallack's, formerly a legit strong-hold, but latterly grind house, is being forn down. Max A. Cohen, and nown. Max A. Cohen, and nown. Max A. Cohen, and the old Stanley, a dualer. The Brandt Bros., the Cinema circuit' (Max A. Cohen, Consolidated Amusement Enterprises and other transmitted and the contract weekly the contractive to the stimulation of the capital stock of Kunsky, the former partner is shares of capital stock of Kunsky the cord of the film company in 1929 were 71s shares of capital stock of Kunsky. The attention of the capital stock of Kunsky the cord of the film company in 1929 were 71s shares of capital stock of Kunsky. The contractive the contract was unjust the contract was unjust the latter than the contract was unjust the contract w

on the site.

On the fringe, barely around the 42d and 7th avenue corner are two other filmers, the Riallo, weekly change, and the old Stanley, a dualer. The Brandt Bros., the Cinema circuit (Max A. Cohen). Consolidated Amusement Enterprises and other independent interests are within this stretch, all fighting a pitched battle to get along. The booking itself is no mean job, when it is considered, how many features must be obtained to keep the; grinding mills of the street going.

how many features must be obtained to keep the grinding mills of the street going.

Audiences are polygiol, white as well as colored, the majority male. Old 42d street has golten to be a pretly tough stretch from Broadway west, and women who don't belong there generally slay away. However, many of the operations are well managed, and the theatres kept in good order, although inside and out the preponderant note at nearly all, is honky-tonk.

Strand, Newburgh, N.Y., Former Ops Bankrupt

Former Ops Bankrupt

Miller & Sherry Enterprises, Inc., formerly engaged in operating the Strand, theatre, Newburgh, N. Y., filed a voluntary petition of bank-rupkcy in N. Y. federal court Saturday (27), listing assets of \$51 and liabilities of \$7,460. The theatre has been closed since May 29, 1937. Creditors include: the Berinstein Newburgh Corp., landlords, owed \$2,000 on the remainder of a 10-year lease; Harry Friedman, stockholder of Orange County Theatre, Inc., owe \$3,000 on promisory note; and Orange County Theatre, Inc., operators of the Academy, Newburgh \$1,850 on a loan.

Fun in the City Hall

Hollywood, July 30.
Charlotle Greenwood moved into the top spot in Her Honor the layor at 20th-Fox, with Binnie the top spot in 'Her Honor the Mayor' at 20th-Fox, with Binnie Barnes as a comedy running mate. Robert Ellis and Helen Logan assigned to the screenplay.

Par Generally Denies Trendle's Detroit Suit In Asking Dismissal

Denying fially that George W Trendle has any legal right to own operate, build, acquire or in any way become interested in any motion pic ture theatre within a 150-mile radiu of Deltroit, Paramount Pictures' an swer requests a dismissal of Tren swer requests a dismissal of Tren-dle's suit against it. John H. King (Kunsky) is co-defendant in the N.Y. federal court action. The balance of

Its hares of capital stock of Kunsky. Theatres Corp., all the capital stock of the Capital Building Co. all the stock of State Theatres Co., all the stock of S

Nearly 500 Films Will Have Shown at N. Y. Fair

Although fewer motion pictures are being shown at the N. Y. World's Fai this year than in 1939, the total shown or scheduled for screening before the exposition ends next fall is nearly 500, according to Claude Collins, head of the motion picture department of the fair. Though fewer than last season, quality and manner of exhibition is better than

Fair survey lists 368 pictures being screened in foreign pavilions, 321 being in 35 millimeter with sound and 47 of 16-mm, gauge, part

Local Burnups At Growing Pop Sales In Lobbies

Chicago, July 30. of theatre owners, acused of killing the goose that lays the golden nugget, is causing a pub-lic and official reaction against exhibitors who are turning their lobbies into drugstores by cluttering the joints with ice cream dispensers, soft drink machines, popcorn machines and other types of carnival gadgets.

Sale of candy has always been ecognized as a legitimate item on the part of the exhibitor. It is basically an accommodation and

Authors' Agents Increasingly Technical Over Television Rights

Bit of Gun Play, Too

Hollywood. July 30, Walter Brennan plays the part of Al Jennings, train robber. the Borris Morros production. The ris Morros production, The crican Vagabond, for Paramount

Story deals with the career of O. Henry, with Douglas Fairbanks. Jr. in the top role. Shooting starts in October, with H. C. Potter directing.

3 Mos.—\$2,450,713; Equals 58c A Share

sound and 47 of 16-mm, gauge, part sound and sound Warner Bros. net operating profit for first 39 weeks of the fiscal year, ended May 25 last dipped only \$461,-473 as compared with the same period of the previous year. Company showed \$24,50,713 as against \$2,912,186 for the comparable three quanters of last year, after deducting all charges including amortization, depreciation, and Federals income taxes. This is equivalent to \$86 on the common against 70 cf or the 1938 the common against 70c for the 1939

the common against 70c for the 1939 three quarters.

Net profit before these deductions amounted to \$7,213,880. Gross inscome, after elimination of intercompany transactions, totaled \$763,375,905 while comparable gross last year amounted to \$78,387,901. Warner Bros. reported that a net credit of \$162,922 was made directly to earned surplus during the period.

Company showed \$327,000 as reserve for contingencies carried, no representing 100%, of net assets in foreign territories where the assets exceed the liabilities. Deferred during exchange credit, carried as a liability, is listed as \$498,760 while remittances from foreign subsids, held in abeyance, totaling \$411,028 also were listed as liabilities.

Warner statement showed 3,801,344 shares of common outstanding, valued at \$19,006,722, and 103,107 shares of preferred outstanding valued at \$5,570,885.

K-A-O Pfd. \$1.75 Div

K.A.O. Ptd. \$1.75 Divvy

Keith - Albee - Orpheum directors
last week voted \$1.75 per share
dividend on convertible preferred
shares to cover the quarter ended
March 31, 1939. Divvy payable Oct.
1 to stock on record Sept. 16.
Distribution paid out of operating
surplus. Company cleared up all
but \$15.75 on preferred, as of June
30 last, as result of this dividend.

GTE Net \$408,318

GTE Net \$408,318
General Theatres. Equipment net profit is running about \$80,000 ahead of last year the first six-month report issued last week reveals. For first six months ending June 30 last, company het was \$408,318 as a gainst \$228,230 for the first helt of 1939.
General Theatres June quarter net was \$195,637 as compared with \$182,686 or 33c-against 31c. Net was figured after depreciation, Federal taxes and other charges.

Readying Film Industry's 'Liberty' Pic for Market

Francis Harmon, head of eastern production code division of the Haydon office, currently in Hollwood huddling with Cech B. Deville regarding cuts and rex'sions to be made on 'Land of Liberty', the Cayalcade of America and history a of the motion picture business. This being done for general releas with Metric already designated to handle actual physical distribution. I 'Land of Liberty' is the feature production compiled by the Motion Picture Producers & Distributors of Assin, with the personal super lision of DeMille, Harmon and Arthur De-Bra' and with the cooperation of sail companies in business. It was prepared for, showing at the U. S. Federal all grants are the film industry's contribution to the exposition. Picture is, playing again this year at the Same spot to capacity biz.

Revisions in the picture doubtless will include angles of the naction's preparedness this year at the Same spot to capacity biz.

Revisions in the picture doubtless will include angles of the naction's preparedness this year at the Same spot to capacity biz.

Revisions in the picture doubtless will include angles of the naction's preparedness this year. Pictic ture was made from outstanding historical pictures during the industry's existence. With Identifying inlistorical prictures during the industry as plantions.

Picture companies are beginning to face stiffer opposition from authors and agents on the question of exactly what rights go with the purchase of the privilege of filming a book or a play. Group of literary agents has had several meetings

recent weeks to lay out miffed policy, while one top 10% er went so far as to send circular letter to film companies last week informing them that in the future rights

ing them that in the future rights sold by him will be more limited. In principal dispute are television and sequel privileges, Sequels have long been a matter of argument, several w.k. authors having engaged in celebrated battles with Warth Bros. over them. Visio is new of course. Couple, years back nobody bothered about television ights when contracts were signed. Now they are seen to be plotnly valuable, and agents and film companies feud over them virtually every time a book or play is sold.

Other less important rights volved are radio, television from the stage of a theatre, abridgement, syndicate and remake.

Struggle Not So Successful

syndicate and remake:

Strugte Not So. Successful

On the whole, struggle by agents and authors to preserve for themselves as many allied rights: possible when they dispose of works to film studios has not been ent-standingly successful. What they are able to hold depends greatly on how badly the company, wonte the property, how much competition there is for it, and how tough a fight is put up by the agent or the thor's attorney.

Best that any author has yet been able to achieve is some sort of compromise. In most cases, however, even with properties by name writers, film companies get all the affiliated rights. This is always the case with lesser-known authors, who, hesitate to jeopardize a sale in any way when a studio attorney declares: 'Okay, if you don't want to give us television and sequel, rights, you can peddle your books somewhere else.'

Inamuch as thie picture producers

Inasmuch as the picture producers Inasmuch as the picture producers operate in a buyer's markel, agents and attorneys for writers virtually always back down if the going gets tough. Even the agent who last week sent out the circular notice was not so adamant, in his policy when telephoned by an exec of of the largest of the majors and queried about it.

Best compromise that has been achieved by an author to date on television rights is an agreement that the film company will take an option to pay at any future time sum, equal to the offer, of anyone else.

Equal Rights

Success of preserving sequel rights varies considerably, but usually they go along with the original sale, best-known battle in this regard was that of Fannie Hurst against Warner Bros. over the use of characters she created in the mig story. Sister Act, which appeared on the screen as Four Daughters: Despite the WB claim that by its picture version it was as instrumental as the author in building up the characters, an agreement was reached by which she got additional royalties. Booth Tarkington raised a similar fuss over a studio-written sequel to his 'Penrod.' This is still pending and may result in a court decision on the matter.

In regard to radio, contracts usually give the studio the right to use an air version for exploitatio purposes within a set time of release of the film.

lease of the film.

On remakes, there has never been much doubt but that the film company is entitled to this right without extra compensation to the author. However, a new angle has arisen in the past few weeks on; a picture now in production and it is understood a court test may reful. Dispute grows from the producer's claim that he is filming a remake, while the author maintains events have been changed which actually make it a sequel.

Contracts covering sale of liter-Contracts covering sale of liter-

make it a sequel.

Contracts covering sale of literary or dramatic material for films contain some standard clauses demanded by the Authors' League and Dramatists' Guild, but the majority of points vary from pact to pact, being arrived at by negotiation between the parties.



BRITISH SHIPS SUNK OFF THE AMERICAS

Vazi Raider Sinks 2 British Ships Oil West Indies; Sea Hunt Begins

generic cash in 1921 Nov. Sale.

Selection of the control of the c

Ships Sunk Near West Indies

Fritish Vessels Reported Destroyed by Nazi Raider at Large in Atlantic

British Ships Near West Man

A NAZI RAIDER AT LA

One sentence in the efficial German and the following sentence in the efficial German and the following sentence in the efficient German and the following sentence in the sen

NAZI RAIDER SINKS TWO BRITISH SHIPS

Sailing in on waves of Front Page publicity!

Nazis Sink 2 Ships In Neutrality Zone

Vazi Raider Sinks 2 Ships Near the West Indies

LONDON, July 19 (AP) - Two is strict it in the long in region in the long in region in the long in region in the long in the l

PARAMOUNT
CRASSISTAE
FRONT PAGE
WITH

SEARADER'S

SEARADER

Put it on your screen while

It's RED-HOT NEWS!

Lim Carole Landis · Henry Wilcoxon · Onslow Stevens
Directed by Edward Dmytryk · Screen Play by Edward E. Paramore, Jr. · A Paramount Picture

Lillian Russell

man, in 1894, and, strangely enough, returned to Hoboken for her third marriage, although Hoboken had not brought her success with her second. Thamond Jim' Brady is shown, in the movie, escorting Edna McCauley to the opening night at Weber and Fields, during Miss Russell's first appearance with this immensely popular team. I had seen Weber and Fields at Keith's Union Square theatre. before the Palace was built, away uptown in Longacre Square. And I laughed and cried at their brief appearance in the picture. Anathrit, Dorothy Solomo, on special control of the present of the of the

Inside Stuff—Pictures

U. S. representative of a newly invented Dutch projection machine, in New York when the Nazis started driving through Holland, still doesn't know his exact status nor who is running his company. Rep has received no word from his office since the German push began.

Machine is reported to be equipped so that two magazines are used on a single one and no carbon lights are needed. It originally was put out by Philips, Holland's No. 1 radio manufacturer.

Picture fans among delegates to the convention of the Wisconsin State Dental Society in Milwaukee got something of a jolt when Dr. William Vehe of Minneapolis told them the beautiful teeth of the glamour git is in the films are inducing an increasing number of other women outside the filchers to have their teeth rebuilt.

Heaviest exploitation campaign in months is about to break at 20th Fox where Herman Wobber, sales chief, has okayed a lavish budget for four pictures to lead off the 1940-41 releases. Films are 'Maryland,' The Return of Frank James,' The Great Piofile and Brigham Young'.

Annual meeting of Pathe Laboratories stockholders set for July 23. Initial financial statement covers the first year's operations probably will be issued this week.

in the face of accidents and unfortunate experiences, and she still bears some resemblance to her beautiful mother. She has been involved in various lawsuits, and expressed astonishment when her last steplather, Alexander Moore, bequeated \$100,000 to the Queen of Spaint. At that time, Spain was still a monarchy and the Queen declined the gift (though she would perhaps be glad of it today!).

The Herald Tribune of July 28, 1934, had a story, from Pittsburgh, stating that one of Lillian Russell's to the move production bent were between \$50,000 and \$75,000, was in the possession of Dorothy Russell, not not of Miss Russell, no hint was even suggested of the immurerable kind and considerate things she stating that one of Lillian Russell's did, throughout her career, for people less fortunate than herself. Old the station of the Weber and Fields company still speak of her most of hore been originally tied in with the picture, and The Mirror gave a poor one. Today I read the reviews and the were uncomplimentary, and with which I heartily agree IRaudom House just brought out Lillian Rassell' (The Era of Plus') by Parker Morell, author of Diamond Jim Brady, which book cases to have been originally tied in with the 20th-Fox film. Specific plan was to have the book adhere more closely to history, as Mr. Seton obore details. The studio recognized its cinematic liberties. Seton, incidentally, a former Vantery staff contributor, is an authority on American theatre history. He has been in semi-retirement in New York for some years.—Ed.].

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BERT WHEELER

HANK LADD

FRANCETTA MALLOY

Currently at LOEW'S STATE, NEW YORK (WEEK JULY 25)

Week August 16-MICHIGAN THEATRE, DETROIT, Followed with the CHICAGO THEATRE, CHICAGO, Week August 23

> Personal Manager - LEO FITZGERALD Personal Appearance Tour Booked by JACK DAVIES and MILTON BERGER

Pitt. Gets New WB Exchange Bldg.: Nyberg Named Head Booker in Det.

Pittsburgh, July 30.
WB-First National will soon start erecting new, modern, streamlined, two-story building here to house its Pittsburgh branch office. Jules Levy. Pittsburgh branch office, Jules Levy, of WB real estate department in New York, was in town last week and closed deal for property in heart of Film Row, construction to start immediately. Spot to be ready by Dec. at latest, At moment, WB-FN occupies single floor of Film Row building, and is the only major without its own up-to-date headquarters locally.

out its own up-to-date neadquarters locally.

Mike Shapiro and Archie Fineman local circuit operators, just awarded contract for remodeling of Shertod. Temple, Sheraden, into a modern house to Branna outfit. First floordance floor and bowling alley are being dismantled to make way for 700-seater, with second and third floors being retained as lodge rooms, flouse will be called the Templs. To climinate competition. Sheraden sector, Shapiro and Fineman recently acquired New Sheraden from Charles Philbrook, whom they have retained as their manager.

J. A. Angros building new 500-seater at Coudersport, Pa., ready by middle September.

as their manager building new 500, state at Angue sport, Pa, ready by middle September. Fa, ready by middle September. First drive-in theatre in this district now under construction next to the New Penn, night club, only minute away from South Park, one of busiest spots in county during the summer. George Davis, tri-state circuit exhibitor, behind the 'project, expects to begin operations, within he next couple weeks. Several drive-ins announced hereabouts in last few years but none ever materialized.

Joheph L. Fecheck, who has been associated with Mattec Faerua's Reynblic and Bentiyville theatres since building the seven service of the Ross. Carmichaels. Pa. is Faerua's new booker and manager. One of oldest exhibitors in picture field here, Mark Browar, started a nickeledeon back in 1907, has announced his retirement from the field with leasing of his Rossevelt in the Hill district to the Mervis Bros. Reports have it, however, that hes already dickering for new propecty.

Ritz, Indpls., Foreclosure Suit

Ritz, Indpls., Forcelosure Suit
Indianapolis, July 20.
Suit was filed in Superior court
here against the Indianapolis Rity
Theatre, by Mr., and Mrs. Oscar
Markun, property owners, saking immediate possession of the Ritz, nube
house at .34th and Illinois. Suit
charges that rental of \$850 a month
had not been paid for June and Julycharles Olson, operator of the Lyric
and Olson Enterprises, operating the
Strand, Ritz, St. Claff, Uptown, and
Occident in the Ritz Commany as
week ago. Defendants named in the
suit were Oral C. Stewart, receiver
Charles M. Olson, company slockholder; Jean D, Marks, and William
A. Erennan.
The chain of nabes in which the
Ritz was included was obtained in a
deal with Roy Bair a little over a
year ago While Carl Niesso operase general manager by Olson, his thestre was also included in the booking combine, but Niesse left Olson's
employ about six weeks ago.

Nyberg Møves Up

Nyberg Moves Up

Nyberg, Maves Up.
Detroit, July 30,
Larry Nyberg is new head booker
of the Midwest Circuit and manager
of the Majestic, theatre, replacing
Frank E. Stuart, who has resigned,
Other changes brought about by
Stuart's departure move George
Mitchell from the Forest to the Garden, soof formerly held by Nyberg. den, spot formerly held by Nyberg, and Buddy Graham to the Forest. All three houses are of the Midwest

Kolno Leases B'klyn House

A long-term lease has been taken on the Kent, Brooklyn, which will be ready for opening the end of this week, by the Kolno Theafre Corp. headed by Leon Storch.

House seats 600 and is situated on Creek Leibed general. During of the

neaded by Leon Storen. House seats 600 and is situated on Coney Island avenue. Owner of the property is the Kog Realty Corp. of Brooklyn. Lease was made through Berk & Krumgold, theatre realty specialtists in New York.

Smiths' New House

Wells, Texas, July 30.
Mr. and Mrs. O. L. Smith, owners of the Alto, at Alto, Texas, constructing new house here.

Spinks-Elsner's Takenver

will be represented by Exhibitors Service, Inc., along with the new Beaumont and Atwater theatres in

Beaumont and Atwater theates in L. A.

Bernard J. Leavitt, operator of El Miro for Hearts, bought the property from Hearts, bought the property from Hearts, bought the property and the Hearts of Hin house at Camp. Holcomb, near San Diego, to entertain the marines stationed there. Admission 15c.

\$20,000 Fort Stockton Fire

Fort Stockton, July 30.
The Grand here was partially destroyed by fire last week with an estimated damage of \$20,000, as reported by Walker Buenger, manager. Loss partially covered by in-

Shacker's New House

Edmonton, Alberta, July 30: New Varscona theatre just opened in Edmonton by I. F. Shacker, owner and operator: capacity, 500; managed by Ralph Shacker.

Gerbrach City Manager

Jerry Gerbrach. Chariton, Ia., the atre manager, named city manager of the Ames Theatre Co., Ames, Ia.

N. O. Imperial Reepens
New Orleans, July 30.
Dark for sometime during which it underwent a thorough remodeling inside and out, the Imperial, nabe, has reopened, R. J. Brunet owner-manager.

manager

Variety theatre, vaudfilmer, closed
last week. Owners plan to convert
spot into nitery.

St. Landry Theatres, Inc., Friday
(36) purchased the Delta theatre at
Bunkle, La., for a price reported at
\$20,000.

D. C. Parley Continued from page 97,

ber of the Guild for a period of not less than two ye vs. This is to pre-vent special members from coming into the Guild and immediately transferring to Class B membership order to be entitled to accept extra calls. The books on Class B membership are now lessed membership are now closed.

membership are now closed.

The executive committee of the Sciences Branch of the Academy of Motion Picture. Arts and Sciences has appointed the following section chairmen: Thomas Moulton, sound; Harold McCord, film editors; Peter Mole. equipment; Jack Otterson, art directors, and Ray. Wilkinson, photographic.

Screen Set Designers has elected one new member to the board of directors and reclected two old members. Carl Denn succeeds Frank Durlauf, who resigned after devoling two years to board work. The two, members reelected are Nick Kabush and Roland Hill. The designers also have elected Ed Gilbert, Frank Drdlik and Paul Murphy to represent them.

Guild Council.

The Screen Office Employes Guild, which claims to represent 1,800 studio white collar workers, has called a general memborship meeting for Aug. 6 to discuss a proposed contract with the major film companies. The SOEG now has a petition pending before the National Labor Relations Board for certification as collective bargaining representative for all studio clerical workers.

The Screen Publicists Guild has

The Screen Publicists Guild has The Screen Publicists Guild has appointed George Thomas and Leon Benson to act as a coordinating committee between the SPG and the New York Publicists Guild. They also will handle plans for a convention of the two groups to be held here in August.

Define Artists' Status

The status of studio scenic artists will be decided tomorrow (Wed.) a will be decided tomorrow (Wed.) at a hearing to be conducted before the National Labor Relations Board. The Moving Picture Painters Local 644 is asking certification as bargaining agont for the scenic artists, but an intervenor has been fled by the Scenic Artists Association, Inc.

A group of 25 studio, title writers have filed epplications for membership in the Moving Picture Painters Local 644. The title writers formerly were associated with the Society of Motion Picture Arists and Illustrators, but felt they would have more Spinks-Eisner's Takenver
Los Angeles, July 30.
Barry Spinks and George Exact bought the Valuskis theatre in Willowbrook, Cal., from Frank Valuskis.
B. A. Reif took over the Drive-in matte shot artists, are now consider-theatre in Tucson, Ariz. Both houses

NYACK NABE SUING ON UNFAIR CLEARANCE

On Aug. 13 20th Century-Fox will apply in N.Y. federal court to dismiss the River Theatre Cotop's astitues action. Other co-defendants are Skouras Thoatres Cotop, RKO Radio, Cotumbia Pictures, Warner

are Skourns Theatres Corp., RKO Radio, Columbia Pictures, Warner Bros., United Artists, Vilgraph Corp. Universal Corp. and Big U. Plaintiff, operator of the Central theatre. Pearl River. N.Y., claims that vesult of alleged excessive clearance granted the Skoura's theatre in Nyack, N.Y., the Central has been Josing \$200. weekly for four years, and has been reduced to the position of "junk thouse." It is alleged that princt to Skouras's entry into Nyack, "miles from Pearl River, the Central played the defendants films" days after a Broadway showing. Now the Central is exhibiting its pictures \$2-70. Broadway showing. Now the Central is exhibiting its pictures 52-70 days behind the Nyack houses. Suit seats the end of the funreasonable clearance, and a return to the sayen day clearance previously given the Central.

11 Different Unions In On N.Y. Fair's 'R.R.' Show

Railronds on Parade, pageant presented four times daily at the N. Y. World: Fair by the Eastern Conference of Railrond Presidents, is operated by 11 different unions with four others unofficially represented by, ctors working under Actors Equity and Chorus Equity banners. Show 100% unionized, with nearly 300 the production and breistage.

Fact that nearly every phase of

and becistage.

Fact that nearly every phase of show business is handled in presenting. Relifeads on Parade is resonable for the large number. Additionally, the Brotherhood of Locomolive Engineers has crack engineers operating some 30 trains and locomotives used in the production while Shop Workers and Maintenance union employed the stare's yards.

Besides Chorus Equity and Actors, Besides Chorus Equity and Actors Equity.

Besides Chorus Equity and Actors Equity, which takes in all performations unseen singers and spielets, sound is handled by operating union group in Local 4, IATSE, makeup and hairdressing by Cheatrical Wardrobe Union, special expentry by United Brotherhood of Carpenters No. 1,663 and music by Musicitais Local 802, AFM.

Fruity groups take in members of SAC. AFRA, AGVA and AGMA, but Equity covers them in this show since, jurisdiction was accorded the actors and chorus union.

Studio Contracts

Hollywood, July 30.
Paramoint picked up WilliamMetlor's caneriaman option.
Eddie Bracken optioned for four
more pictures at Paramoin.
AKO hoisted Fay Wray's option.
Deni Jagger inked new pact at
20th-Fox.
Hell O Day drew a player ticket
at Universal.
Republic signed Dennis O'Keefe
for two more pictures.
Sata Haden drew a new player
contract at Metro.
Charles Holland, Negro tenor,
inked a pact at Metro.

'Hornblower' Sans Flynn

Hollywood, July 30. Errol Flynn, originally assigned to star in Captain Horatio Hornblower at Varners, has been withdrawn from the spot. Studio is looking for another name player to fill the va-

cancy.
"Hornblower," first published as a magazine scrial, cost \$45,000.

Mad. Sq. Garden Off

Mad. Sq. Garden Off.

Net profit of Madison Square Garden, Corp. declined about 305,000 in the fiscal year ended last May 31.

as compared with the previous fiscal 12-month period according to the statement issued last week. Company showed \$373,362. \$1.40. per capital share for the fiscal year ending last May. compared with \$411.837. \$1.50 a share in the preceding fiscal year.

Despits this smidt dip in revenue, cash on hand-rose to \$807,104, arainst \$853,227. year e-prine. Report showed only \$243.231 current li
billities as compared with \$500,025 a

bilities as compared with \$500,625 a year a.g., Operating revenues decreased nearly \$194,000 in the period covered by the report.

Showfolks on Airliners

liner, Raft did, but quickly covered his eyes with one hand and quit. Those eyes that have looked blinkingly into many a Klieg light, couldn't stand the sun glinting on the silver wall of the ship's toil. The actor's next pic will be 'South of Suez' and he'll have to rush back't to the Coast after the Strand walk-ons.

Franchot Tone, wearing a new and diaphanous moustache, hopped out on the Canadian Colonial Airways afternoon ship to Montreal Wednesday (24). Said he was going to join his father for a two-week fishing trip.

Not too chatty when approached by reporters, he yipped: I want to give my face a rest, when he was asked if the moustache was for personal or professional use.

Fighter

Fighter
Chelle Janis plans to become a fighter, if the defense of the country needs her. The ex-woman managor of Loew's Ziegfeld who specialized in lessons in French, afternoon tag for Westelbester's and Jersoy's matinee-free ladies, was one of a ground, women who flew United to Philadelphia last week to assist in the organization of a local branch of the Women Flyers of America. She is founder and president, and Ruth Haviland, ex-transport pilot, is treasurer of the group which has culisted urer of the group which has culisted 200 N. Y. gals now in training. Party

Jimmy Dorsey and 18 others of his-band flew to Houston, Texas, Inst-week to play for the 21st birthday party of James Gardiner, ir., son of the oil magnate. They went out on a chartered American airliner and got back three days later. The job got back three days later. The job paid the maestro \$5,800 and the char-

paid the maestro \$5.800 and the chirter cost \$3.500, paid by the lad who just reached the legal age of reason. James Roosevelt, head, of Globe Productions which has Pastor Hull under wing, \$3id the Nazi expose film will be preemed in N. Y. early lease, He went out to Chicago Tuesday night, after monkey-wrenching the airlines by making reservations on United's 5:15 p.m., American's 5 and 5:30 p.m., and TWA's 6 p.m., He made the UAL ship. on United's 5:15 p.m and 5:30 p.m., and T' made the UAL ship,

Odds

Radio shows that build programs on oddfiles dug up in the sticks are finding it pays to cart their freaks to the metropolitan mikes by air. Lost week Dynamite Pete, a fiddling hermit from the mountains outside Omaha, came in by United and went out a couple of days after mutilating horsehair and catgut for the 'We the People' audience. On Monday American Airlines brought in Winifred Moore from Nashville ther home is People' audience. On Monday American Airlines brought in Winifred Moore from Nashville (her home is Hattiesburg, Miss.) for the 'Strange as It Seems' program. Young Miss Moore has been blind for years, but she learned to play the piano, and she reads music printed in Braille by the touch of her toes as the music lies on the floor. She was escorted by Rex, a guide dog from the Tail Waggers Institute in California.

Hucry

With less than an hour to spore. Wyn Murray charged in from her songfest with the St. Louis open-air Munies show. She was all a-dither because she had to make the after-noon show of 'American Jubilee' at the Fair. the Fair.

Maestri

Maestri
Cuy Lombardo and his 15 men
went out to Pittsburgh on TWA to
do a one-nighter, and took 38 pieces
of bagsage, mostly instruments. It
nearly tossed the eargo-handlers 15¹
a loss, and the bags were stuffed
away all over the plane: practically
hanging on the tail, some of 'em
Back in town only a couple of days
when they went out again, this time
on Canadian Colonial to Montreal.

Aleftical

pairs of Australian love birds, pair destined for Lopez and others for Mayor LaGuardia and Eddie Rickenbacker.

Ordinarily the birds go no higher than a treetop, but their 20,000-toot attitude left them livery and healthy. Mrs. Adams said.

On the same flight arrived George Raft to open his two weeks of prisonals at the Strand Friday with his state Lopt, OK for Turkey, But strate them livery and healthy was at Raffs elbow. Asked to pose looking up at the Everest tail of the strate liner, Raft did, but quickly covered his eyes with one hand and quit. These lives that have looked.

ry was at course, her landing place, Portugal sose looking. The Dixie's exit was Miss Lecter's the strate-fourth air crossing on four that have led to interviews with Hess, Goebstand quities less, Candhil, Benes, Henlein, Solastic, Chiang Kai-shek, Mandet, Ellinting on She, aw Montauk Point as her Jast She, Saw Montauk Point as her Jast Ber South

On Thursday, Nadine Picard, French radio and film comedienne, elippered out at the end of her month vacation in N. Y. Said Nadine: I lov-v-v-v-y your con-n-n-n-tree!

Frank Gervasi, Collier's write on Clipper with a gloomy view for Eritain. It was the view of some military experts in Europe, he said, that the Isles could not hold out against the Nazi planes more than a month.

Gypsy Exhibs Continued from page 97_

and several short subjects, the idea behind the serial being that it will keep them coming.

keep them coming.

One of the more prominent circuits is operated by Merl Burdeit and Paul Masser and serves a dozen farsten of O'Fallon and Winfield, Most another vet in the portable circuits is operated by Merl Burdeit and Paul Masser and serves a dozen farsten of O'Fallon and Winfield, Most another vet in the portable circuits flows are presented in boil Mississon; and Illinois tankers. C. T. Disenbere, who operates the Red Bud Hand has been also do a portable circuit big on the side and are weekly outstowners in numerous southern Illinois spots, Paul Brands, Brighton, Ill., also is gathernerous southern Illinois spots, Paul Brands, Brighton, Ill., also is gathernerous southern Illinois also is gathernerous southern Illinois also is gathernerous for the carter also are and shekels with his traveling talker apparatus.

cling talker apparatus.

The bankrollers of the cuffu dicker shows find that farmers and their
families haven't much more firm
about one night a week to spend in
town, and with the cuffo show altown, and with the cuffo show altown common their doorstep they can save
gas dough by staying in their
home communities. The wealth of
improved highways is an invitation
to car owners to make treks to

to car owners to make treks to larger communities, and the merchants realize they must do thing to keep localities in their own environs and, incidently, spend their dourh with the home-owners. Hence the upbeat of portable show busines

Among the towns visited by the portables are Toledo, West Union, Summer, Greenup, Flat Rock, Bonong Gap, Brocton, Clay City, Hulson-file, Louisville, Longview, Martins-ville, Massan, City, Montrees, Pfat. Summer, Greenup, Flat Rock, Bone, Gap, Brocton, Clay City, Hulson-fle, Louisville, Longview, Marting-ville, Mason City, Montrose, Rigge-Ferm, Willow Hill, Baylis and Camproint Jin Illinois, and Clarence, New London, O'Fallon and Winfield, Ma.

Sellers' 'Strike'

Continued from page 95

Samuelson, business manager of the Questionnaires regarding the pur-

chese of product will be sent to in-dies in all parts of the U. S. whether Allied members or not. Results of the survey will be compiled and sent to Allied members to serve a or Allied members to serve a yordstick when the film-buying season opens.

Questions include:

Questions include:
Population of town; whether single dual policy; total number of features bought; type of competitions and distributor-exclibitor, relationship. Latter point includes into an the number of pictures offered; ber of features bought; number of pictures offered; ber of features bought; number of pictures point includes into an execution pivileges; whether shorts or newsreels, are forced by distribution privileges; whether shorts or newsreels, are forced by distribution privileges; whether shorts or newsreels, are forced by distribution privileges; whether shorts or newsreels, are forced by distribution privileges; whether shorts or newsreels, are forced by distribution privileges, are forced by distribution privileges; and comparison, of rentals to grosses under lists year's entired.

Members of the committee, huch

on Canadian Colonial to Montreal.

Airliteratt

Paula Leeler, who has covered sen include Arthur Howard, Mars wars in Spain, Ethiopis and Chim, clusetts; Don R. Rossiter, Indian as well as the opening smashes in P. J. Wood, Ohio, and Abraham F. Poland this war, and has been called Myers, national Allied counsel.

WASHINGTON: 2 RECORDS BROKEN!

Despite four-year record breaking 101-degree heat, "The Ramparts We Watch" has just broken all first five-day records since "Snow White." Picture creating terrific word-of-mouth buildup.

RKO Keith's, Washington, D. C.

HOLLYWOOD: REVIEWERS GO OVERBOARD!

"Picture of the week: 'The Ramparts We Watch'
By all means make certain to see it when it plays at
your favorite theatre.

Sidney Skolsky

"The Ramparts We Watch' should reach far beyond any normal assemblage that may gather to view screen entertainment vigorous presentation terse narration, sternly dramatic may be the 'Uncle Tom's Cabin' of the present."

Edwin Schallert, Los Angeles Times

"The Ramparts We Watch' is at all times excellent direction and production on a par with the best that Hollywood could offer.

Hollywood Reporter

The Ramparts We Watch' is a message addressed with zealous emphasis . . . it is also entertaining in a grim, fascinating appeal to the emotions.

Variety, Hollywood

"A thrill that comes once in a lifetime is waiting for you. Don't miss it when it hits your local movie house."

Stella Unger

NEW YORK: EXPERTS TOSS HATS!

"The Ramparts We Watch' is an exploitation property de luxe ... will grab grosses galore ... exciting, revealing ... a must see attraction for all audiences, a must book picture for all outlets."

Film Daily

"One of the best feats of editing any production has ever received... "The Ramparts We Watch' will hold undivided attention of any audience exhibitors will find a waiting audience when they announce the playdate."

Showman's Trade Review



A NEW KIND OF MOVIE...FIRST FEATURE PICTURE



We Watch

PRODUCED BY THE MARCH OF TIME

Root Points $Up\ S.\ A.$

Royal, who was on board. This de-traction. Interesting point of com-

Ruyal, who was on board. This designed the fact that all musicians are parison is that the Urca now has a taking a cut as well as Toscanini. Every performance was sold out in advance in Rio, Sao Paulo, Monteyldeo and B. A. The tickets ranged from \$23 lop to \$5, with standing room \$24 lop to \$5, with standing room sold at a premium. Oh yes, they have ticket speculators! Opening night in B. A. the applause tasked seven minutes before they were able to proceed.

Anyonic appearing on the streets with a fiddle was besieged and questioned as to the concerts, Toscanin's presonal life and habits, etc. Any night club entertainer who that is they wow, them should travel with a outlit like this and travel with a noutit like this and branched as to the concerts, Toscanin's net to the point of this letter. In March, 1938, while dancing in Rio as Minor & Root, I wrote you predicting that South Avarciea would become a new field for American Lim. You, published he letter the April 13, 1939, issue of Vastery. Thought you might be interested in the comparison with 1940 as I see, it is a I have just made a 12,000 noute trip covering all principal ports of the cast coast of South America.

Rio Tops

Rio the least and march and inght clubs, as there in been on team since the original Canarinos in this country to approach them. While they verge on the concert style they are young, the concert style they are young. they have ticket speculators? Opening night in B. A. the applause basic seven ninutes before they were able to proceed. They were able to proceed and the shuttled across in a speed with a fiddle was baloged and questioned as to the concerts. The catalog of the cast of south in the shuttled across the speed with an outlift like this and travel with an outlift like this and brings me to the point of this letter. In March, 1933, while dancing in Rio as Milor & Root, I wrote you, predicting that South Avarica would become a new field for American acts played and salaries paid the comparison with 1940 as I see It, as I have just made a 12,000-nile trip covering all principal ports of the cast coast of South America.

Rio Tops

Rio still leads in number of American acts played and salaries paid, especially in the casinos, the principal reason for this being that gambling is permitted enabling. So much has been written about Rio in the past two years that its almost superfluous to add more. Sill it has so much more color than its larger competitor, B.A, that in my opinion enough could never be written about it.

The Urca Casino in Rio still leads in gross receipts and salaries paid to shows as it has the largest capacity. It is completely remodeled and most amazing for its gillter. In addition to the stage, the dance floor is lighted glass, comes out from the jit, raises up and does everything but cook. Stage is closed in with contour curtains of solid mirrors, weighing many tons. Some names who have appeared at the Urca in the past two years are Lucienne Boyer, Josephine Baker, Mills Bros. Tito Guizar and at present who have appeared at the Urca in the past two years are Lucienne Boyer, Josephine Baker, Mills Bros. Tito Guiz

and unmusical. Coll achieves a solid moderately soft, musical effect, with plenty of swing partly by the use of a Hammond organ, or some such instrument. It is just a bit differinstrument. It is just a bit direr-ent, which is something in bands today. In addition to American swing, which is very popular in South America, he plays equally well rhumbas, tangoes, sambas and all the Latin dances.

The Samba

In regard to the samba, which I introduced in America as Minor and Root, I still do not see why it takes so long for it to become universally Root, I still do not see why it takes so long for it to become universally popular. Of course, the rhimba took eight or 10 years to sweep America, but every American who goes to Rio becomes infatuated with this dance and wants to learn it. The Arthur Murray teachers aboard find more requests for samba than any dance, also the orchestra, which had perfected it as no American boud has, led by Armand Lameroux, a graduate of Al Domehuck, o chesten. The dancing masters seem to push they can claim credit for, but this a native dance that has been popular for many years and has a rhythm and style of its own.

I have a new partner now who has mastered the dance, and it is our most popular number, even through the middle west, where whave appeared the past season. Without going too far out on a limb, I would like to predict, that in the future this will be as popular she rhumba in America, or North America as I have fearned to say South Americans as applied to citizens of the U. S. Incidentally, they resent South American as much and prefer being called Brazilians, Argentines, etc.

Santos' 2 Spats

In Santos tees are two new care.

Santos' 2 Snote

In Santos there are two new casianos, Casiano Sav Vicente, which tales acts from the Copa and Urc. In Rio for an additional two or four weeks, and Guaruja, under same management as Atlantico, filo, where the cats are now sent for several weeks. Santos being the coffee center, the control of the Brooklyne street and service of the control of the Brooklyne street, and Erazit's healthest city, of the world and Sao Paulo, hearby, being the manufacturing control and Erazit's healthest city, of the world and should hearby, being the manufacturing control of Erazit's healthest city, of the world and should hearby, being the manufacturing control of the Brooklyne street, and the street of the Santon S In Santos there are two new ca-sinos, Casino Sav Vicente, which takes acts from the Copa and Urc. in Rio for an additional two or four weeks, and Guaruja, under same

Jack Powell Says Ditto

Jack Powell, blackface comedy obtained the films of UFA's two obtained

Pre-Hitler Carryovers

Reich until Dr. Goebbels' propageffort to keep out the propaganda ganda ministry has gone over the stuff, script and offered 'suggestions,' it. At the beginning of 1939, Scheinbecomes apparent that even comman and UFA decided they were pletely non-political films are not

100% pure.

Subtle Propaganda
Good example is 'Die grüne Hölle' ('Green 'Hell') currently at the Casino, It's a UFA picture made in 1938 and apparently designed for the South American market. An exciting adventure slory which was rated at four stars' by the N. Y. News it's generally unobjectionable to U. S. audience. But it is less than subtle in its effect on S. A. populations: It tells the story of a Briton stealing rubber seeds from Brazil many vears ago to start plantations. tions. It tells the story of a Briton stealing rubber seeds from Brazilmany years ago to start plantations in English colonics and break the monopoly held by the South American nation. Interlarded with the action are dirty digs at the British spoken by Latin-American characters.

sibile in its effect on S. A. populations. It tells the story of a Britonitions. It tells the story of a Britonition in Exception and break the monopoly held by the South American characters.

Aside from propaganda slipping in this manner, the two Yorkville houses and the Radio theatre. Militwaukee, under the same ownership in this manner, the two Yorkville houses and the Radio theatre. Militwaukee, under the same ownership in this manner, the two Yorkville houses and the Radio theatre. Militwaukee, under the same ownership in this manner, the two Yorkville houses and the Radio theatre. Militwaukee, under the same ownership in the story of the story of the story of the casino and the casino house and this is the plant. They do niot play German newsreek, either. Casino was oftered a heavy sum to show 'Feldzug in Folen' (Campaign in Poland') rabidly Nazi pic now at the 98th St. Itheatre in Yorkville, but turned its down.

Casino and the Casino Exchange, the largest German picture, about a half block from the Casino, is run by Joseph Krulick and three-brothers named Geller. Third Yorkville house is the 96th St.

Brooklyn's 'Pro-Nast Theatres Two additionat German picture, about a half block from the Casino, is run by Joseph Krulick and three-brothers named Geller. Third Yorkville house is the 96th St.

Brooklyn's 'Pro-Nast Theatres Two additionat German picture, which is distributed heralds claiming to be the only Christian theatre in Brooklyn playing German pictures, which is defined by 'Pisher & Hohenreiter, operators of the opposition Mozari, Germans' Should Patronize Cermans' Should Patronize C

effort to keep out the propaganda stuff.

At the beginning of 1939, Scheinman and UFA decided they were competing with each other to no good purpose and a deal was madewhereby Casino will gradually go out of the distribution business. It had long term contracts with producers at the time, which will be carried through so far as the warmakes deliveries possible. Casino will also continue distribution of about 100 films which it already owns. No forther deals with the producers will be made, however, as American UFA since the arrangement with Casino is distributing the product of all German makers.

Jewish Attitude

Alien Squad's Visit

Alien Squad's Visit

Of the minor German distribe,
Kaitman is by far the best known,
having been in the business for many
years. Sixty-three years old, he
telains he is now going out of the
Deutsche film field. It's not so much
a matter of field. It's not so much
a matter of field. It's not so much
a matter of field. It's not so much
caral months ago when he put an adin a Passaic, N. J., paper asking for
names of Germans in the territory.
Thore was talk of 'Fifth Column'
rativity. But Kaufman said the purnose of the ad was/merely to build
up his mailing list; an explanation
which G-men, who made an investigation, apparently believed.
Last 'Thursday, however, 'Kaufman's combination office and home
in the rear of a tenement-like structure at Seventh avenue and 55ith
street, was visited by N. Y. City deievelives. Members of the Criminal
Alien squad, they said they had received an anonymous communicaceived an anonymous communication accusing the film man of nu-

ceived an anonymous communica-tion accusing the film man of nu-merous subversive activities. Folmerous subversive activities. Following a cursory investigation the discounted the note as coming from

discounted the note as coming from a crank and said they anticipated no further action.

Most of Kaufman's activity has been in distribution of films he bought hack in 1931-32, when he formed Trans-Atlantic Films, Inc. Contracts on these with their hadens of the prints. He has refused, remarking the prints. He has refused, remarking the their had been done about it. Nothing has been done about it and Kaufman maintains no royalties of

Nothing has been done about it and Kaufman maintains no royalities or rentals have gone to Germany from him for approximately five years. Kaufman declared that both the-airical and non-theatrical dutes, which he occasionally used to get have abandoned the showing of Gar-man films since the recent 'Fifth Col-um' talk.

New York Theatres



Ethel Waters Midnite Screen Shows State : Mary Sullavan James Stewart THE MORTAL "21 DAYS TOGETHER" STORM RICHMAN

Ray Milland

Capito Andy Hardy Meets Debutante . Mickey Bonney Levils Stone Metro-Goldwyn-Mayer Picture

MUSIC HALL "SOUTH OF PAGO-PAGO'





HELD OVER 2ND WEEK GEORGE RAFT ANN SHERIDAN

"THEY DRIVE BY NIGHT" to Geo. With And His Person RAF OSBORNE Orchestr: Air-Conditioned STRAND & 47th St.

Mono Takes Tint Pair

Mono Takes Tint Pair
Hollywood, July 30.
Charles Goetz, head of Golden
West Productions, closed a deal with
Monogram for the release of two
Cinecolor pictures. 'Black Stallion'
and 'College Sweetheart'.
Pilms will be made it and around
Phoenix, Ariz.



Joe Penner

IN UNIVERSAL'S

"THE BOYS FROM SYRACUSE"





Personal Management

MONROE M. GOLDSTEIN

Exclusive Management for Radio

GENERAL AMUSEMENT CORPORATION

Gramas G. Rockwell, President

The . Children is the species of toxidor

SPONSORS MAY HIRE OWN COMPOSERS Improvement of Shortwave to Latins FOR ORIGINAL AIR MUSIC, LIKE PICTURES

Likely That ASCAP Situation Will Encourage More Jerry Hoekstra Does A Quiz Programs, Also Playlets and Talk Generally Barnum Under Canvas;
—N. Y. Hears of Promoters That Would Like to Form an 'ASCAP' Advertising Agency

Repercussions have already been felt in New York program circles to the intensifying struggle between the radio industry and the American Society of Composers, Authors and Publishers. With radi industry, leadership openly (see Paul Kester) leadership openly (see Paul Kester story in adjoining column) appealing to advertising sponsors to avoid ASCAP music and sympathetically consider BMI and non-copyright,

, public domain, music in planning their 1940-41; programs the seemingly justified guess of the N. Y. program-builders is that even mor quiz and audience participation proquiz and audience participation programs may be anticipated, plus greater encouragement to playlets, and probably comedians. Speech will, in all its forms, take the edge over song as a conscious part of the natwork campaign to lessen the importance of ASCAP, in the entertainment foundation of radio advertising.

portance of ASCAP in the entertain-ment foundation of radio advertising.

With regard to music itself, there were several nebulous program developments reported last week. Original musical stores written discettly for radio similar to the Arthur Schwartz-Howard Dietz. 'Gibson Family' or seven years ago was being reconsidered at NBC. Schwartz and Dietz, it will be recalled, were commissioned to write special music for a seri of programs sponsored at the time by Protetz & Gamble. The basic idea of having, composers on salary to write directly for radio spensorship the film industry hires composers to write directly for musical films registered at NBC as a possible answer to the need of keeping a minimum proportion of the network programs of musical character. More may presently be heard of this idea. Sponsors have been

possive answer to the need of keeping a minimum proportion of the network programs of musical character. More may presently be heard of this idea. Sponsors have been urged to consider the idea.

An 'ASCAP' Ad Agency'
A group of Wall Street promoters was reported last week seeing money-making possibilities in the formation of a new advertising agency that would sign an exclusive contract with ASCAP for its music. This group, in which a former network v.p. was reported a prime mover, believes it could be adequately financed to the extent that a five-year exclusive contract on ASCAP catalog music would give it the means to attract perhaps up to be in the contract of the contract o

moment.

Whether an exclusive deal with any network would be necessary to the avinging of such a gigantic promotion is not clear. Should the radio industry simply not do business with ASCAP it is not likely the networks or stations would refuse to set time to special ASCAP catalog music programs providing they were legally relieved of any need to pay performance royalties. Such a system, promoters think, might have some practical appeal to broadcasters, to advertisers and to copyright owners alike. The latter supposedly would care little providing they go what they now ask. Broadcasters would still, enjoy some part of the undoubted values of the ASCAP catalog, but escape doing business with ASCAP. Finally advertisers although paying neavily for the fusic, would have an exclusive commodity and could look to enjoying audience plusages.

Admittedly, many of the 15 and invalves of 1940-41 radio program. Whether an exclusive deal with

audience plusages.
Admittedly, many of the life and maybes of 1940-41 radio progratureus are, at the moment, in the tablectoth arithmetic stage. Some use proposals heard around town lawweek are even more extreme that those suggested above. The practicality or probability of the develop-

MULLEN STEPS UP AND IN FRIDAY

Frank Mullen, vice president of the Radio Corporation of America is due to become v.p. and general manager of NBC at the Board of Direcager of NBC at the Board of Direc-tors meeting this Friday (2). This will confirm the second change in NBC command, the first being Niles Trammell's recent appointment to

Mullen has been doped for this reward for some time because of Davic Sarnoff's, appreciation of his work in handling RCA public relations, etc.

Dot Thompson's Sequel

Trans-Canada wave of enthusiastic reaction to Dorothy Thompson's address on the 'Let's Face the Facts' series, launched last week by the

series, launched last week by the Canadian Broadcasting Corp., saw a re-broadcast of the talk over the CBC national network on Friday (26). In this unpirecedented action on the part of CBC, further tribute to Miss Thompson's message lay in the fact this was re-broadcast during the \$400-900 pm. BCT period.

Decision followed the thousands of requests from all parts of Canada that the talk be repeated. Meanwhile, requests for copies of the address have been bombarding CBC headquarters, these at Irst averaging 10,000 a day but now jumping to 50,000. Speech has been mimeod by CBC and extra elerical staff been taken on for the envelope addressing.

RADIO SCHOOL GRADS

Kansas City, July 30.
New continuity writer at KCKN,
Kansas City, Kan, is Richard Mall,
graduate of Kansas State College at
Manhattan, Kan, where he studied
in radio department. He replaces
Richard Timmis, who goes to Chicago to join the James Blair Miller
agency.

agency.

At KCMO new member of continuity department is Pete LeVec, from University of Missouri. LeVec will work with Dave Brown in continuity and nublicity, vacancy

Kesten Urges Radio Sponsors To Fight ASCAP Along With Webs

Paul W. Kesten, vice-president of the Columbia Broadcasting System. Iast week released a strongly-worded appeal to all, radio sponsors to make common cause with the networks in their fight against the American Society of Composers, Authors & Publishers. Captioned 'Help Break ASCAP's \$4,000,000 Squeeze-Play Against Radio' the statement ferred to—'a fight to protect 'adio advertisers' and broadcasters, alike from \$4,400,000 fold-up over and abov unjustified \$4,300,000 foll-plaid in 1939 for the privilege of broadcasting music which ASCAP controls. Paul W. Kesten, vice-president of

ontrols."

Radio's dealings with the music wiblishing industry are reviewed by testin in these words:

Radio's dealings with the musualishing industry are reviewed besten in these words:

Between 1923 and 1931 the bill which broadcasters had 16 pay to ASCAP for the privilege of broadcasting music controlled by that society increased from \$10.000 to nearly \$1,000.000 per year. But that was only the becomining!

year. But that was only the beginning!
Since 1931, the tribute demanded by ASCAP, and paid by the broadcasters, has more than quadrupled from that million dollar figure. In 1939 ASCAP wrung \$4,300,000 out of the broadcasters. Was this for more music played or more broad-

casts? Just the contrary That increase was accompanied by an actual drop of over 40% in the

actual drop of over 40% in the number of musical programs on the air.

The air was a musical programs on the air.

So to ster BMI, hamper ASCAP, and prepare for the situation on Jan. 1941, Kesten concluded his sixpage statement with the comment seven a superficial study of the question indicates that ASCAP has been able to throttle broadcasters and advertisers largely because of the unintended cooperation of program builders and the activities of ASCAP song pluggers.

The next paragraph was underlined in the Kesten appeal to spon-

builders and the activities of ASCAP song pluggers.

The next paragraph was underlined in the Kesten appeal to sponsors for emphasis:

Reduced to its plainest terms, only one, thing is needed between now and January 1 to tree radio broadcasting from ASCAP's \$4,400,000 squeeze-play. This thing is the determination of radio advertisers that they will popularize only the music which will continue to be available to them after Dec. 31, 1940. And that can be accomplished very simply—just by playing this music on the air on commercial programs. If the transition to non-ASCAP music is begun at once, virtually every hill time in America should lie outside of ASCAP'S clutch before January 1.

Emphasizes 'No Kicking U.S. Around'

Washington, July 30, 3 The United States Government's determination not to be kicked around in South America by the German Government, either now or Barnum Under Canvas;

KMOX-WBBM Show

St. Louis, July 30.

Radio entertainers from KMOX-publics the State Department, either now or hereafter, was manifest in several ways last week. While Uncle Sam's economic cartel, and colony trusters and WBBM will be grouped under a Washington called in the broadcast-single billing for the most ambitious indertaking these stations have haded during the nine-day Illinois to State Fair at Springfleld, Aug. 17-25.

Here of the state Department in a Washington called in the broadcast or will be in a 30x80-foot tent, also has averaged for the exhibition of radio equipment, from the Inception of alternative to the conducted to show how wardio show is broadcast.

Educational features will be stressed and a bulletin board on which will be posted up-to-theminute news will be received a portion of the space will be equipped with chairs, lounges, etc. Ot the foot weary. Papy Cheshire's entire galaxy of hillbillies have been given top spot on the opening duy, ceremonies, which are expected to attract 2500. The radio entertainers will do two-a-day and will broadcast their regular commercial programs, direct from the fair grounds.

RADIO SCHIMI CPANS

p spot on the opening day, sees, which are expected to 5,000. The radio entertainers wo-a-day and will broadcast gular commercial programs on the fair grounds.

D SCHOOL GRADS

GET ON PAYROLLS

GET ON PAYROLLS

Weather the seed of the seed of the face and the seed of the

mentation.

Meantime Dumont has put a sales
promotion film short plugging its
television into various theatres.

ROSENBAUM CALLS IRNA FRISCO RALLY

Philadelphia, July 30.

The ASCAP situation, relationship with the American Federation of Musicians, the FCC monopoly report, and general standards of practice in network commercial broadcasting, will be discussed at a meeting of members of Independent Radio. Network Affiliates Inc. during the commercial process. work Affiliates, Inc., during the con-vention of the National Association of Broadcasters opening at San Francisco next Monday (5), Samuel R. Rosenbaum, chairman of the IRNA board, announced here last

week.

All IRNA affiliates, whether paid up or not. invited to attend. However, Rosenbaum said, if any action is taken on any question the vote will be confined only to paid-

up members.

L. A. Visitors to N. A. B.

Los Angeles, July 30,
Convention-bound from here to
Frisco for the broadcaster meet will
be the usual number of station exces,
that make up the L. A. delegation at
these gatherings. Harry Maizlish's
KFWB contingent will include Bill
Ray, Jack Gross and Chet Mittendort
for the heaviest contingent. Accompanying Lewis Allen Weiss. Van
Newkirk and Wib Eickelberg from
Don Lee-KHJ.
Despite the proximity of the meet

Don Lee-KHJ.

Despite the proximity of the meet.

NBC will be represented only by.

Don Gilman, western division boss,
and. Columbia's Don Thornburgh

flanked only by Les Bowman, chief
engineer on the Coost. Earl C. An
thony and Harrison Holliway will be
the KFI-KECA corner. Others

making the convention tret are Leo

Tyson, KMPC: Calvin Smith, KEAC,
and Ben McGlashan, KGFJ.

DENY RUPPEL RUMORS

Head of CBS Publicity Has 'Not Been Approached' by Demperats

Ted Weber, his chief aide, on Monday (29) characterized as without foundation reports that Lou Ruppel would depart from the directorship of the CBS publicity department to take a prominent part in the Democratic campaign. Ruppel has not been approached by the Democrats and is very happy where he is

is.

Ruppel is close to the White House, having been a ground floor New Dealer before going to Chicago as managing editor of the Times there.

ladditional \$2,000,000 in transmission sequipment will bring all Yankee Dx transmitters up to 5,000 kiloyeatte or better in power. This will, it is hoose, offset the geographical radio advantage pulyord in relation to some properties of the properties of the recognized and advantage pulyord in relation to some properties of the properties of the relation to some properties of the other properties of the p

Much Success Already

In taking down their hair the propagnada problem, experts found considerable comfort the propagnate problem, experts found considerable comfort the propagnation of American provided the southern half of the hemisphere, or 449 hours per week. South American listeners write approximately 10,000 letters a month to U. S. shortwave stations, it pointed out, and have shown keen interest in American broadcasts not able for their factual character vs. canned programs from Navi-Fascist sources which are loaded with lies and distortions.

Much spade-work has already been done by the shortwavers in selling the South American public the sort of programs they appreciate, it was agreed. News broadcasts in Soun-

of programs they appreciate, it was agreed. News broadcasts in Spanagreed. News broadcasts in Spanish, Portuguese and English—with two 15-minute periods daily in Gêrman, French and Italian—are part of the regular menu and particular attention is paid already to speeches and statements by President Rossevelt. Secretary of State Hull and other important officials. Lessons in English, fashion notes, aviation talks and the 'cream of network programs' are piped to the South American countries, with gratifying results.

grams' are piped to the South American countries, with gratifying results.

45-Degree Are

In view of the strides made already in furnishing the Lalin Americas with programs in which they are interested, general upping of power may be expected to produce real dividends, the experts believe.

Because of the geographical location of Germany, better signal but into South America than can be received from lower-powered North American DX'ers. German vadio beams are sent out over a 15-degree are, whereas the U.S. has to beam its signals over a 45-degree are, because of the closeness of the territory. Interference from overhead electric railway power and neon signa also affect reception in South American reities.

By installing new equipment and boosting power, this country will be able to overcome present disadvantageous conditions, experts believe, and the headway already made in popularity of North American programs should do the rest.

Also present at the State Department parley were: Harry Butcher, Ed-Cohan and Miss Elizabeth An Tucker of CBS: Robert L. Gibson, General Electric Co.; Frank Mason, Guy C. Hickok and Frank M. Russell of NBC; Oswald F. Schmelte of RCA; J. G. Leitch of WCAB; Kenneth W. Stowman of WCAU; J. B. Rock, Walter Evans of Westinghouse, R. J. Rockwell, and W. C. Koplowic Wiley. Walter Lemmon of World Wide, Boston: Ed Kirby and Paul Peter of N.A.B. Wide, Boston; Ed Kirby Peter of N.A.B.

EXPECTING MOVE BY **CHASE & SANBORN**

Chase & Sanborn coffee account. is expected to chaine advertising agencies shortly. This follows the exit of another Standard Brands ac-count, Fleischman Yeast, which is now with Kenyon & Echantl agency. Chase & Sanborn coffee ac

agency.

J. Walter Thompson had all the
Standard Brands biz for years.

KEENER RED-CBS RIVALR

N.A.B. Convention Agenda

San Francisco, July 30. San Francisco, July 30.

Following is the running order of the annual convention of the National Association of Broadcasters which convenes next Sunday (4) at the Hotel St. Francis here, N.A.B. itself will occupy Room 221 (Neville Miller, Ed Kirby, C. E. Arney, Jr., et al), with its press department headquartered in 218 under Joe Miller. The events:

SUNDAY, AUGUST 4

SUNDAY, AUGUST 4

9:00:0, m.—Registration (to 6 p. m.).

10:00 a, m.—N. A. B. Golf Tournament—California Golf Club,

10:00 p. m.—Sales Managers Steering Committee Meeting.

Research Committee meeting.

3:00. p. m.—N. A. B. Bureau of Copyright Board of Directors Meeting.

4:00 p. m.—B. M. I. Board of Directors Meeting.

4:20 p. m.—Legislative Committee.

5:00 p. m.—Labor Committee.

Accounting Committee.

6:00 p. m.—N. A. B. Board of Directors Dinner.

Entertainment: 4 to 7 p. m.—Cocktail Party, S. F. Press Club.

MONDAY AUGUST 5

MONDAY, AUGUST 5

10:00 m —Business Sessiou: Annual Report, greetings by Mayor Rossi, etc. Labor, Wages and Hours, by Joseph L. Miller; N. A. B. 12:30 p. m.—Luncheon: 'Radio Faces the Future,' by James L. Fly, chairman FCC. (Broadcast by CBS and MBS, 1:30 to 2:00 p.). 2:15 p. m.—Group Meetings: Independent Radio Network Officials. National Independent Broadcasters. National Sales Managers.
4:15 p. m.—Group Meetings: Clear Channel Group.
Local Station Group.

Regional Station Group.

Local Station Group.

(Entertainment: N. A. B. Day, at Treasure Island: Badges will admit delegates to 7 and 9 p. m. performances of Aquacade and Folies, and 7:30 and 9 performances of Cavalcade. Special show at G. E. House of Magic at 10:15 p. m.)

THESDAY AUGUST 6

8:30 a. m.—Breakfast Sessions: Round Table Discussions on Engineering. Labor, Wages, Hours. Public Relations.

Public Relations.

Law:
Research.

10:00 a.m.—Biz Report—Election Delegates-at-Large.

10:05 a.m.—B, M. I.: Reports by Neville Miller and others.

12:30 p. m.—Luncheon: Sponsors of National Defense, by Louis Johnson, ex-Assistant Sceretary of War (TC by NBC and CBS 1:00 to 1:30 p. m.).

2:15 p. m.—Business Session: Bureau of Radio Advertising.

Sessions on 'Unit Plan of Volume Measurement.

3:50 p. m.—Audimeter Audience Measurement Session.

3:50 p. m.—Audimeter Audience Measurement session.
6:30 p. m.—Dinner Meeting: New Board of Directors.
7:30 p. m.—Busness Session: Television lecture, discussion, Demonstra-tion. Harry Lubcke and Ted Smith speakers.

WEDNESDAY, AUGUST 7

WEDNESDAY, AUGUST 7

8:30 a. m.—Breakfast Sessions: Round Tables on Engineering, Bureau of Radio Advertising, Labor. Wages and Hours, Law.

10:00 a. m.—Business Session, Neville Miller, President: N. A. B. Code Session.

11:05 a. m.—Business Session, Miller presiding: Announcement of Peabody Awards for Public Service.

Noon: INS Luncheon:

Afternoon: 'F. M.' Sessions.

8 p. m.—Banquet and Show on Treasure Island; 'Greenet Pastures,' musical satire by J. Kenneth Jones.

Effott Roosevelt Wins Dismissal of Action: Fenton Improperly Served

Suit of Texas Radio Features. Inc. sgainst the Texas State Network. Inc., which was begun in the N. Y. upreme court Jan. 26, was dismissed Friday (25) by Justice Timothy A. Leary. The judge found that service of the summons and complaint on Frank S. Fenton, former sales head of the defendant, was improper, as the defendant had no office in N. Y. and Fenton was no longer connected with the organization, thus giving the supreme court in jurisdiction over the complaint. Action sought, \$10,438. claiming breach of contract allegedly entered into March 29, 1939, whereby the plaintiff was to furnish two episodes weekly of a radio serial. 'Calling All-Cars' for 26 weeks to the defendant. Elliott Rosevelt, president of the Suit of Texas Radio Features, Inc.

Biliott Roosevelt, president of the defendant, claims in an affidavit that the contract had never been signed, but that just discussions had been held.

Old Gold on WNEW Show

Lennen & Mitchell agency made a fast grab of an open quarter hour in the Martin Block Make Believe Ballroom marathon on WNEW, N. Y. Twenty Grand dropped out of the 6:30 p.m. daily niche Friday morning. By the same evening Blayne Butcher of the agency had the spot for Old Gold.

Another cigaret account beard.

Another cigaret account heard about it too late.

SCHUDT SETS AIDES

Girard Ellis for Chicago, Paul Crowley for Hollywood

Transcription division of the Co-lumbia Record Corp. is now ready to spread out nationally and enter just field more actively. This follows the completion of the organiza-tional detail by Bill Schudt, the gen-eral manager. Last week he ap-pointed Girard Ellis lately with World Broadcasting as the Chicago manager and Paul Crowley to head a Hollywood branch. Ellis is a vet-eran of the radio industry having been a freelance by merchant in the twenties when open broker-age was the rule.

NEC Red Opens Fire on CBS Which Is Expected to Reply in Kind - All Part of the Ever-Intensifying Struggle for the Million Dollar Accounts

SALESMEN ARMED

A new outbreak of rival coverage surveys is a first pre-season sign of the intensifying competition between the NBC red and Columbia network.. The red web has goteen its survey prepared and ready for field use by its salesmen in advance of Columbia, which has been working on its survey longer, but does not expect to release the data until Sep-

expect to release the data untu september.

The two sprivey, are, as usual undertaker under enther under enther the thods, so that a quarrel over technique, may be anticipated. NBC's survey represents an analysis of 168,000 postcards. The CBS survey is smaller in aggregate, numbers, but is reported to have gotten a much higher percentage of responses through the bait of pie-tested novelty premium.

ovelty premium, NBC counts upon the sheer size of

infough, the bait of pre-tested inoverly premium.

NBC counts upon the sheer size of its sample, the simplicity of its questionnaire, and an asserted all-inclusiveness it in income levels) to withstand all criticisms based on allegations that the sample has not been adequately controlled to give a fixed proportion of A. B., C. D. E. bomes. It is the controlled sample that CBS espouses.

Behind any and all matters of CBS. Red dispute, whether of technique or of interpretation, the research duta en both sides is symbolic of the truism that in 1940, as never before every little argument has a big meaning of its own. Upon the exploitation and dramatization of the differences, the advantages, the pluses of each network may depend a \$1,000,000 account. Both sides know this. Both sides constantly fight for the edge. More and more, too, they equip their salesmen with data on side-issues that some years ago might have been ignored or at legst not played up.

The big fight for big accounts is by common agreement a matter of holding or luring away the comparatively limited number of sponsoring firms which can stand the financial pace of modern high-rating high costing rad intertainment.

Big Accounts

These big accounts include such

Big Accounts

166,000 CARDS If It's on the Cuff, They're Going'

But San Francisco Convention Badly Dated For Advertising Agency Attendance

Reverse Appeasement

Milwaukee, July 36.
Heinie and His Grenatiers,
WTMJ's ace commercial, with its
German band music, has been
the target of some criticism due to the international situation, and in a recent program in-cluded the distinctly American National Emblem' march and a

National Emblem march and a Polish mazuka.

Now, if they'd only add 'God Save the King' and the Mor-seilleise,' wisecracked a listener, 'they'd have a perfect appease-ment policy.'

Ernest Bushnell Takes Dangerous London Job As Patriotic Gesture

Toronio, July 30. Ernest L. Bushnell, general supervisor of programs for the Canadian Broadcasting Corp., leaves here in a Broadcasting Corp., leaves, here in a few days for London on six months; loan to BBC to organize all short-wave broadcasts to North America. Bushnell returned to Toronto in Aprill after organizing the BBC overseas station. Executive started his radio career a tenor CFCA, Toronto, 1925; became manager of CKNC, Toronto; joined the Canadian Radio Broadcasting Commission seven years ago as a program director; became general supervisor of programs following the incorporation of CBC in 1938.

He leaves his wife and child in Canada and takes a financial loss on the deal, as a patriotic gest

the deal, as a patriotic gest

A. O. Cogreshall, program mana-ger of WGY Schenectady, touring New England

ing agencies to concentrate exclinsively upon the factors of "time" and competition" in deciding upon network commitments. Sponsors have, in NBC red opinion, been overlooking the still-important circulation differential whereby, the NBC red argues, superiority of audience size on occasion offset an inferiority of available time.

The new NBC survey was unveiled in east form last week to the radio trade pres. It was a report of a posteord barn, of 1,425,000 ouestionnaires sent out last Feb. B with a return address to John T Williams, behind which whiskers lunked C. E. Hooper, The questionnaires went partly to delephone book and auto ownership immes and addresses in urban centres and partly to the blind delivery provided along all R.P.D. routes by the post offices in 3,072 counties. Out of this yast volume of mail the response was 186,000 answers, and with a sample of every county. America, Each out of the population. argues superiority of addenessize on occasion offset; an interiority of available time.

The new NBC survey was interiority of available time.

The new NBC survey was interiority of available time.

The new NBC survey was interiority of a postero the near of a postero the near of a postero the near of a postero that a near of a postero that a near of the near of a postero that Rainey may have been deally handlessed by the near of 1.425,00 to the near of the

	med Re
ime Zone Ac	lyantage
Fast	23.9
Central	53.2
Mountain	76.7
Pacific	22.5

Agency delegation to the National Assn. of Broadcasters' convention this year will probably be the smallyears. So far as known, only

executives, representing four

est years. So far as known, onlyfive executives, representing four
New York agencies, are making the
trip. They include Linea Nelson, of
J. Walter Thompson, Reggie Scheinbel and Walter Tibbals, of Biow;
Tom Revere, of Benton & Bowles
the's currently Hollywood and
will make the trip from there), and
Al Taranto, of Esty.
One reason advanced for the comparatively light agency attendance is
the date of the convention, Aug. 47Most previous conventions wereheld either earlier or considerably,
later, thereby avoiding conflict with
the pre-autumn activity around the
ingencies stations. Some executive
are known to be passing up the conclave because they fre too biusy readying fall programs. In other cases,
the agency men are remaining on
the job because they figure the long
trip wouldn't be worth it in view of
expected slim attendance.
However, one agency executive
offered still another angle. It's all
a question of whether they're oncxpense account, he remarked. You
on, bet if the expenses are on the
house they'll go, but if they have to
foot the bill themselves they'll tel

house they'll go, but if they have to foot the bill themselves they'll tell you they're too busy to get away.

Program Men Await Radio Day' Salute

Program men in New York are particularly curious about the Salute to Freedom' program which will be the climax to the Aug. 3 celebration of Broadcasting Day' at both the New York and San Francisco Jairs. Bill Rainey, whilom NBC productio chief, has been working on the show for some weeks under a special commission from the National Association of Broadcasters and has been enjoying the cooperation of all the major networks.

Kolin D. Hager's wife and twin daughters. Koline and Norine, accompanying the WGY manager us fir as Kansas City, on his trip to N.A.B. convention in San Francisco, Mrs. Hager and girls will vacation in K. C.

ARTHUR BYRON
The Werld's a Stage' with James
Bell, Virginia Dunning, Grant
Mills, Henry Richards, Alan Smith,
Alan Tower, Frank Wilcox.
Serial Tryout
39 Mins.—Local
Sustaining
Thursday, 2 p.m.
WLBZ, Bangor, Me.

Sustaining
Thursday, 2 p.m.
WLBZ, Bangor, Me.
Borrowing from strawhat practice,
William Hawes, agent for Arthur
Byron, Jr., Philo frigley, and Nila
Nolan, scripters of World, arranged
with Maine outlet for two-shot tryout of package which he hopes to
place for general radiation in the
fall. Simultaneously-made transscriptions will serve for August
sponsor-calls. Second installment of
experiment, as heard at Variety's
Portland listening-post, registered as
interesting, moment in career of a
program fledgling that doesn't seen
quite ready to essay the brown of
privileged to mag at a show because
the principal actor impresses as to
sincere for assigned role. That's the
case here, with Arthur Byron, St.,
as the 'offender'. Cast as a retiredtomagressepaint David Harum, the
case here, with Arthur Byron, St.,
as the 'offender'. Cast as a retiredfrom-greasepaint David Harum, the
case here, with Arthur Byron, St.,
as the 'offender' Cast as a greinedfrom-greasepaint David Harum, the
case here, with Arthur Byron, St.,
could doubtless make the grade with
the straight of the casual
listener. As retired sea captain or
rusticated prison warden, Byron, Sr.,
could doubtless make the grade with
ease; as himself, straight, the Illusion
is passadoxically incomplete. (One
sould not be part).

Plot formula not only has possibilities but was effective as caught.
Thespic Mr. Fixit pores over, old
notices and theatrical clippings in
cellar of his Somerset County, Me,
hideaway until he chanees on some
thing that has relevance to life in the
neighborhood. In sequence heard,
Jonathan Quest, Byrors's name in seruses newspaper containing reriew of his appearance 20 years age

cellar of his Somerset County, Me, hideaway until he chances on something that has relevance to life in the heighborhood. In sequence heard, Jonathan Quest, Byron's name in serview of his appearance 20 years ago in the serview of his appearance 20 years ago at the county of local Scrooge. It's entertainingly one, and many quotes from Shakespeare drama are ingeniously interacted for avoidance of educational stigms while sell' attracting culture-conscious listener.

Impression gathered at catching was that each episode would be complete in itself, with stanza-to-stanza continuity to be achieved by a minor love interest and sameners of central characters. A different drama oldie would be reminised weekly, but always in connection with some homely local situation for new dramatic results, with which Byrons have been identified for years, came across very well, with aforementioned exception. Virginia Dunning impressed as natural for radio. Production details excellent for small regional outlet although more lively tunes than Bach-type transitions used here might add to package spunch.

THPS & TUNES FOR TEENSTERS.

TIPS & TUNES FOR TEENSTERS'
With Jane Clark
15 Mins—Local
Sustaining
Saturday, 10:30 a.m.
WTRY, Troy

Saturday, 16:38 a.m.
WYREY, Troy

Jane Clark (daughter of a vaudevillian) has had experience in legit
(Tomorrow's Children') and film
shorts. She is radio pioneering, in
Caofial district at least, with a
WYREY program for listeners of high
school age. Spotted at 10:39 Saturday morning, it should snare some of
rug-cutter, jazz-boving segment. Partragy morning, it should snare some of
rug-cutter, jazz-boving segment. ParTrogram was well blanned and
carried out. It deals with small; but
to teensters important, problems;
dress, grooming, perfumes, manners,
parties, etc. 'Heaviest' question discussed on salvo heard probably
was whether a lad should feel he
ought to kiss a lass, or vice versa, on
rist time out together. Interspersed
with records (supplied by local and
named music stores) and chatter
and mander music stores) and chatter
and mander music stores and personell changes in the stores and personMiss Clark keys her voice and language to audience envisioned. Her
advice sounds logical, but not dogmatic. Program may carry more
appeal to girls than boys. Jaco.

matic. Program may carry mo appeal to girls than boys. Jaco.

WHAT'S ON YOUR MIND'
With Bob Spence.
30 Mins.: Local
Sustaining
Sunday, 7:30
KIRO, Seattle

Sunday, 7:39
KIRO) Seattle
Taking the old formula of 'letters
to the editor' used by the press, but
having the dialers let off steam by
writing to the station on any subject
with chance of going on the air is
the station of the station of the station
end of the station of the station
a background of patrictic transcription music with announcer giving a
section of the Declaration of Independence, then he turned over to
lobb Spehce, who emceed. As this
was first stanza of new program and
a sufficient number of letters were
not sent in its ord letters were
not sent in its ord letters were
not sent in the station of letters were
not sent in the station of the station
to the station of the station
to the station of the station
to the station of the station of the
forme e.f.s. Person writing 'most
increasing' letter is called to mike
or guest shot with chance of elaborating.

A movel local stunt, Smith.

OLYMPE BRADNA 'In Chicago Yonigat' With Bruce Foote, Annette Burford, John Ringling, North, Alfred Cort, Jess Kirkpatrick, Chicago Singers, Henry Weber, Harold Stokes or-chestra.

chestra.

20 Mi: S.

Sastaining.
Thursday, 10.20 p.m.
WOR-Mutual, New York.

New series originating from WGN, Chiergo. another of that station's bids for national attention via tec. Bids. Bearing the series of the station of the station of the series of the station of the series of

JACK KIRKWOOD
With Tommy Harris, Cy Trobbe's
O'rchestra
30 Mins.—Local
FELS NAPHTHA
Daily, 8 a.m.
MBS-KFEC, San Francisco

PELS NAPHTHA
Daily, 8 a.m.
MBS-KFRC; San Francisco
Unusual in several respects is
KFRC's almost two-year-old Break
sat Club grinding five-a-week at 8
a.m. with comic, straight-man and
live music. Mainstay is Jack Kirkwood and his 17 trunks of vaude and
burley material collected during
footlight days. Collection yields as
high as 200 gags a week, plus any
others producer Poot Pray can fine
ying around. Taying several roles,
atraight-man, Kirkwood has create
straight-man, Kirkwood has create
straight-man, Kirkwood has create
several established characters, best
known being Professor Heartburn. Skit with
a 'boogldy-boogldy' motorcycle imitation which has become a famous
sound. School kids yelp 'Boogldyboogldy, good-bye'; a la Kirkwood
and Burlingame businessman reportedly startled meighbors with
aboogldy, good-bye' a la Kirkwood
and Burlingame businessman reportedly startled meighbors with
Another echo is that sedate coupenclipper drew surprised glances from
friends when he started mumbling
phrase under his breath.
Show has had various sponsors.
Fels Napha currently underwriting
three local shots per week. Three of
the five shows also go to the Coast
net as sustainers. Another angle is
lack of rehearsal, Kirkwood does a
12-45, eavising the chore from 6.30 to
12-45, eavising the chore from 6.30 to
12-45, eavising the shows also graves gag fan mail,
one anonymous heekler writing almost daily. Out-two occasions pulling
power of show was demonstrated for
sponsors via add system. Fans were
asked 'If a coffee company were
to sponsors via add system. Fans were
asked 'If a coffee company were
sponsor via add system. Fans were
asked 'If a coffee company were
to sponsors via add system. Fans were
asked 'If a coffee company were
to sponsors via add system. Fans were
asked 'If a coffee company on another
Circhwood broke into radio accidentally in the early days. Plucked
from stock to create English char-

PUBLIC OPINION?
With Nell LeRoy, Jack Thompson,
Don Johnson,
Don Johnson,
So Missa-Lecal
PUBLIC FINANCE
Monday, 830-p. m.
CJRG, Winnipeg
After a hazardous, wobbly aud
generally uncertain start this program appears to finally have found
its sea legs. As currently presented,
with most of the restraining barnacles scrapped off, it stands a belter
than average chance for success as
for one thing it's a cinch for catching,
that necessary public fancy. During
its life to date show has had three
emeces. Latest, No! LeRoy, is turning in neat job of handling contestants. Comes from Eage of Metropolition theater, one of Finnous
Players Canadian first run houses
here.
Basis of show is placing of contro-

politan theatre, one of Famous Players Canadian fix run-houses here.

Basis of show is placing of controversial questious, 14 being used perweck. These range from serious to light, two examples from serious to light, two examples from serious to light, two examples from show consultations of the products would appreciably affect canada? and 'Do you believe that genarally red-haired people are hot tempered? These questions, printed on crids with detachable slips, are distributed from theatre and station during week, preceding program votes are tabulated on day of show. Seven people who have registered desire to take part in program are then, selected from auditance and guestions, in order they receive cash awards if they agree with tabulated results of public opinion—no to if they sluff cash passing along to next, questions, in order they receive cash awards if they agree with tabulated results of public opinion—no to if they sluff cash passing along to next, question.

Those turning in cards agreeing entirely with "Public Opinion, results receive large cash award at end of program, if in the house \$25 is added by management, if not \$25 is added by management, if not \$25 is added by management, if Nimpieg, for

added by management, if not \$25 is carried forward to following week.

Basic idea was originally devised by Harry Hill. of Winnipeg, for health of the state of t

program.

Commercials and explanation of rules are kept to a minimum and as such are listenable and easy on the ears. Three commercial soots, opening, middle and close. Continuity by Harry Harrod, of CIRC continuity by earthead to the continuity of the continuity

Follow-Up Comment

George Frame Brown, author of Folks at Tompkins Corners' and other serials, guested on NBb blue Mae Gordon, who played with him in many continued-tomorrews. Both went nostalgic about their child-hoods, how much their backgrounds were alike (parents of both emigrated from Virginia, Brown's tostate of Washington and Miss Gordon's to Indiana), etc. Brown, who spun an intiguing tale of his kingun and mulguing tale of his kingun and mulguing tale of his kingun and mulguing tale of his kingun and his gordon's to Indiana), etc. Brown, who spun an intiguing tale of his kingun and his corn don's kingun and his kingun and h

Sustaining.

Sunday, 7:20

Sunday, 7:20

KIRO, Seattle

Taking the old formula of letters to the editor used by the press, but having the dialers let off steam by writing to the station on any subject having the falled to program. An one of going on the air is the formula of this program. An one of the program of the formula of this program. An one of the program of the formula of this program. An one of the program of the formula of this program. An one of the program of the formula of this program. An one of the program of the formula of this program. An one of the program of the formula of this program. An one of the program of the formula of this program. An one of the program of the formula of this program. An one of the program of the formula of the formula of the formula of the program of the formula of the formu

HARRY KAHNE
"Can Yeu De It?" With Derothy Ann
Seese, Laurie Lee, Leon Leonardi's
orch
Quir
30 Mins, Local

30 Mins.-Local Friday, 9 pp.m.
KFWB, Hollywood

This quizzer has everything—in fact, much too much. Teeing off on the well troop prenise of IQ ing guys and gals from the studios audience, program shots off in the gale of the gale of the program shots of the gale o

thought for the day, a recitation of the sone; 'Don't Bite the Haud That Feeds You.'

Kahne has a job on his hands it he hopes to make this conglomerate resortment of hoke radio-worthy. Take, it out where become can see it and the results will be far more encouraging.

Helm.

SANDY TAYLOR'S ORCHESTRA With Russ Taylor, Ruby Lynn Dance Music 30 Mins—Local Sustaining WGY, Schencetady

Sustaining.—Locaj
WGY, Schenectady
Taylor's band, playing at Fan & Bill's on Glens Fails-Lake George
District Control of the Control of the Control
District Control of the Control
District Cont

RICHARD KENT

RICHARD KENT
The Traveling Cook
15 Mins.
Sustaining
WJZ-NBC, New York
Richard Kent is taking listeners on
a Cock's Tour and giving recipes of
countries and states 'visited' on
twice-weekly daytimers over NBC
blue. One shot is in early afternoon;
the other the moruing. Both
targeted at women. Travelogue consumes the major, portion of quarter
hour, details as to the choice dish
coming at end. Kent. capable,
miker, Material' is good. One broadcast highlighted Arabia; another, the
Taj Mahal. Third hopped from India
On Arabian 'jaunt'. Kent either
used assistants or did voice detabling
Ship's pilot and an Arabian use
to Contact of the choice of the country
to make the contact of the contact of the country
to contact of the country of the country
to radio traveling,' although
attimes console music tends to break
the illusion that Kent is airing on
the spot.

Emphasis is laid upon fact dialers
can obtain copies of recipes by postcarding.

INTERMOUNTAIN EMPIRE
MARCH OF PROGRESS
30 Min.-Local
Salt Lake City Tribune
Tuesdays, 6:15 p.m.
KSL, Salt Lake City

RSL, Sait Lake City
Program is well keyed to an audience which never tires of its local history, and insists on veneration for pioneer leaders. In this program, strictly in accord with local tradition, froutiersmen, Indian fighters or simple farmers are never, never without that certain truch of greatness, indicating-that they lived and struggled, not for themselves, alone, but for posterity.

Sopposered by the office when the service we have the details and the service when the service we have the service with the service we have the service when the service we have the service when the service we have the service we have the service when the service we have the service we hav

ness, indicating—that they lived and struggled, not for themselves alone, but for posterity.

Sponsored by the city's two most important newspapers, the Salt Luke Tribune and Telegram, in cooperation with the Salt Lake City Chamber of Commerce, series presents narrative dramatizations saluting different communities in the Interpolation of the Commerce of the Saluting This means, roughland Empire. This means, roughland and the southern half of John of the Saluting of the continuity must come within the circulation area of the sponding and usually the 'salute' is timed to precede a special celebration, rodeo or fair.

The program consists of two parts. The first dramatizes the history and important highlights of the found ing of the community. The second cousists of an interview by the premotion manager of the Tribune Leroy Simmons, with the mayor other big-wig who tells of the present-day 'elly,' its resources, attractions, customs, etc.

Script for 'March of Progress' is written by Glady.

tious, customs, etc.

Script for March of Progress is written by Gladys Wagstaft Pinney, assisted by John W. Gallivan, Parley Bacr produces and directs, with narration by Russej Stewart. Gene Halliday at the organ.

Generally speaking, a successful job of selling Utah and its institutions to the KSL and Tribune-Telegram coverage.

TOBY'S CORNTUSSEL NEWS Rural Comedy Sketch Transcriptions

TOBY'S CORNYUSSEL NEWS
Rural Comedy Sketch
Transeriptions
15 Mins.; Local
FALLS CITY BREWING CO.
Daily, 6:45 p.m.
WGRC, New Albany-Louisville
(Albert Frank-Cuenther-Law)
History of this transcription series, interesting. Seems that a coupla vaudevillians had the bright idea to incorporate some of their old scripts and situations into a rural sketch, not unlike 'Silas Slick, which is regularly performed hundreds of times each year throughout the country in rural communities, Material and characters are sliced off the cob, and thick, but the main characters, Toby Tolliver and Susie, his wife, are wholesome, down-to-arth folks, and as such appeal to a wide strata of listeners. The sketch was, discovered out in the lowe com belt, and is now heard-on stream of the communities. Toby and Susie, his wife, are wholesome, down-to-arth folks, and as such appeal to a wide strata of listeners. The lowe com belt, and is now heard-on such a strata of listeners. The low a corn belt, and is now heard-on such a strata of listeners. The low a corn belt, and is now heard-on such a strata of listeners. The low a corn belt, and is now heard-on such a strata of listeners. The low a corn belt, and is now heard-on a country of the low a corn belt, and is now heard-on such as the low and the low

KIDS THEATRE QUIZ
With Jack Mitchell, Dave Barry,
Ossar Mitchell Dave Barry,
Ossar Mitchell Sa Mins—Local
NU GRAPE ROTTLING CO.
Saturday, 9:30 a.m.
KTSA, San Antonio
From the stage of the Texas theatre here, come 30 minutes of a two-hour show presented to the kiddies
of this city by the bottlers of Nu
Grape and Sun Crest. Thirty minutes are also are those of a quiz, remainder is filled by a screen show.
Production manager of the station,
Jack Mitchell, is program me, and
does commanding job of handling the
youngsters, the commercials and the
youngsters, the commercials and the
youngsters, and Commercials and the
youngsters are the commercials of the theatre, and Oscie Mitchell who
handle portable microphone up, aind
down each aisle, from which the
youngsters answer the query from
Mitchell.
Instead of cash awards to each
prize winner, winning boy or girl
may choose from a vast display of
tory ou the stage, the prize they desire. Henry Bergman, manager of
the Texas, presides over toys. Prizes
tange from dolls for the first show held
Saturday 1(13). Admission is 10c.)
Besides the quiz, a bottle cap contest is being held with boy or girl
bringing the most cach week awarded
a portable radio. These added, ach
week for 20 weeks with the one
Continued on page 122)

Continued on page 122)

ELECTION THIN ICE AGAI

RADIO BIZ FACES **USUAL PROBLEM**

Who Pays for What and Where to Send the Bill Is Part of the Touchy Problem-Webs Took Big Loss

Covering Conventions on the Cuff

N. A. B. NO GUIDE

Washington, July 30.

Quadrennial worry about han dling political broadcasts worse than ever for the network heads this year because of President Roosevelt's announced intention of conducting a front porch campaign from the White House and the con-tinuance of Congress session. Usual practice of charging for time after the national conventions have named the tickets may have to be

Neither of the major parties has any crystallized scheme yet, although both intend to use radio extensively. Limitation on political outlays imposed by the latest Hatch outlays imposed by the latest Hatch Act, however, may mean not as elaborate hook-ups will be used as formerly, although each outlift is strongly committed to the value of microphone vote soliciting. The law says no party can dish out over \$3,000,000—although of course individuals, that is candidates for Congress and state offices, may empty their own pockets without their expenditures figuring in the maximum.

maximum.

The question of when a political broadcast is not a political broadcast is not a political concern in the past—is fur more serious this year. Delicate line must be drawn in deciding the point at which President Roosevelt abandons his character of Chief Executive of the Nation and becomes the candidate of the Democratic party. To lesser degree, the same coundrum involves members of Congress.

With the legislators remaining on

bers of Congress.

With the legislators remaining on the job, networks and individual stations in home districts will have to do some ticklish deciding how much free time to donate. Practice of the webs has been to carry speeches of prominent Senators and Representatives grafis whenever they spout on pending legislative topics or national issues. But now it is assumed each law-maker will put some personal plugs for himself or the party ticket into his talks.

Fretting

Execs are fretting about the general policy. And there seems to be no rule of thumb that can be applied. If Roosevelt notifies the webslocal offices he wants to make another 'fireside chat,' the chain officials don't like the idea they may have to respond that they don't trust him to be non-political and therefore must receive compensation. It may be simplified if the President arranges his radio talks through the Democratic. National Committee—but there is no assurance that he won't short-circuit the party head-quarters, moving this week to New York, and do business, via Steve Early, his press secretary.

After having lost or spent an esti-

Early, his press secretary.

After having lost or spent an estimated \$500,000 with their elaborate coverage of the two conventions, the chains are unhappy over the possibility they may have to dish up considerable time without getting remuneration. For if they give Roosevelt free opportunities, they'll be subject to communications. Act to demands for gratis, time for Wendell Wilkie to answer him. Yet if Wilkie makes a speech that draws a Roosevelt reply, the Democratic candidate will have to pay. On the chee hand the President's manner suggests he will not acknowledge he is replying to the opposition; the

Brighten the Corner

Brighten the corner where you Brighten the corner where you are 'will be the guiding motto of Miss Kelly and others of the Niles Trammell office entourage during the absence of the NBC president at the N.A.B. convention in San Francisco.

A lighter touch will prevail in the decor of the corner suite recently vacated by Lenox Lohr and into which Trammell has not yet moved himself.

White House intimation is that the few speeches contemplated will be 'general'. nature, confined to dis-cussion of national and international problems.

Just what constitutes a political speech always has been a subject of controversy. During the last seven years, Republicans frequently have protested that Roosevelt in his official role has put partisan twists in his copy. There was that rumpus a few years back when the Chief Executive's annual state of the union'

few years back when the Chief Executive's annual state of the union message to Congress was delivered at a special night, session and the G.O.P. demanded an equal hook-up for nothing, to permit an official answer to his controversial remarks. On that occasion, the chains wiggled out by insisting they carried the President's talk as a 'public service'. There is little in the NA.B. code to guide the industry. While time for discussion of controversial topics must be given away, the formula for determining when such discussion becomes 'political' is not especially helpful, Particularly where the President is concerned, Statement of ethics admits that candidates and parties during campaigns will want more time than the industry can be expected to donate, but offers no answer to the riddle about fireside chats.'

Problem growing out of the containal session of Congress is the most painful. A good many lawmakers have adopted the custom of making transcriptions which are sent backhome and aired as a public service. Presumably there will be more of this, with the legislative candidates chained down in the Capitol and unable to go about fence-mending in person. So the individual stations will have to decide on their own policies, aside from whatever the webs do.

Only thing certain at the contained of the c

Only thing certain at this stage is that the various acceptance speeches will be on the cuff. The President's talk to the Chicago convention was thandled as a sustaining, so Wilkies Elwood, Ind., oratory will be tariff- away in time by Army plane.

less. The same with the ceremonies of notifying Senator McNary and Secretary Wallace.

of notifying Senator McNary and Secretary Wallace,
Plans of the Democratic national committee will remain unsettled until late next month, perhaps even into September, With Postmaster General Farley quitting the chairmanship Aug. 17, the scope of the radio drive cannot be determined at this point. G. W. Johnstone, party radio boss, has been laying some ground-work — such as soliciting prices from transcription companies and studying program schedules—but hasn't made a move toward optioning time. Definite arrangements must be deterred until the President has designated a new party chairman and the latter has his chance to cook up strategy.

The Republican plans are a little

his chance to cook up strategy.

The Republican plans are a little more advanced but still practically nothing has been settled. Ted Church the G.O.P. booking agent, huddles in New York this week with party figures and industry representatives, but probably will be unable to perfect any details until after Willkie's return from Colorado two weeks hence.

FCC OKAY FOR F-M SPECIAL AT N.A.B

F-M broadcasting will be done for the first time on the Coast during the National Assn. of Broadcasters' convention in San Francisco, Complete F-M transmitter, shipped from New York for the purpose, will broadcast on a 16-hour daily schedule under a temporary license issued by the FCC Ethering will start Saturday (3), the day before the convention opens, and continue through the closing date, Wednesday (7).

Wednesday (7).
High-fidelity programs will include special transcriptions and regular originations from KSFO, San Francisco. Temporary F-M transmitter will have the call letters W 10 XLV and will operate on 1,000 watts.

Raise Point If Hitler Has Any 'Free Speech' Rights In Democracy

WGST UNDER CALHOUN

Paula Wiblite as Allanda's Only
Woman Radio Exec.

Allanta, July 30.

Southern Broadcasting Stations, Inc., licensee of WGST, local Columbia outlet, has a pair of applications before FCC. One is for an FM station permit, the other is for directional antenna and 5 kw. day and night to replace their present 5 kw. day and single kw. night.
Following departure of W. H. Summerville for WWL, New Orleans, as managing director, C. H. Calhoun, prez. of station's licensee, moved in as boss man. Paula Wilhite became secretacy-treasurer and is only-woman brass hat in Atlanta radio scene.

WGST formerly had studios ator Ansley Hotel Roof, but is now esconced on ninth floor of Forsyth Building. downtown Atlanta. They occupy whole floor.

Station, nominally, is state owned, since it belongs to Georgia Tech, as tate school. Tech got it, years, ago, as a gift, from The Atlanta Constitution, morning sheet, Calhoun and associates operate it under lease agreement with Tech getting a cut of receipts. Station and Constitution work together, exchanging plugs, and Constitution newscasts are agreement with Tech getting a cut of receipts. Station and Constitution work together, exchanging plugs, and Constitution newscasts are agreement with Tech getting a cut of receipts. Station and Constitution work together, exchanging plugs, and Constitution newscasts are agreement with Tech getting a cut of receipts. Station and Constitution work together, exchanging plugs, and Constitution newscasts are agreement with Tech Setting and Constitution work together, exchanging plugs, and Constitution to Transradionews. Mike Clark, formerly with WATL, is newscaster and publicity director.

John Fulton. WGST's program director. Frank Gaither commercial the participation programs as a part of the "200 Club Mythicia Ballicoon." of the participation programs as a part of the "200 Club Mythicia Ballicoon." of the participation programs as a part of the "200 Club Mythicia Ballicoon." of the participation programs as a part of the "200 Clu

director.
John Fulton WGST's program
director, Frank Gaither commercial
chief and Ben Akerman chief engi-

neer.
Station will shortly switch to
World Transcription Library Ser

WGST'S STAFF BONUS ALONG WITH HOLIDAY

Atlanta, July 30.
Despite the heat, Santa Claus appeared at WGST. All employees are getting, plus their regular two-weeks vacation, check for an extra week's pax. weeks vacation, check for an extra week's pay. Station passed out similar bonus at Christmas, 1939.

Units by Thousand

91.6

89.5

89.1

89.9

90.3

89.3

89.9

Boston, July 30.

WORL, one of the most profitable stations of its size in the country signed last week one year contract with Jesse Stern, general manager of Summerfield's Furniture Stores. That firm will spend \$23,400, for 15-minute participation programs as a part of the '920 Club Mythical Balthcom'. The latter is a ten hour show of recordings divided into 15 minute programs soil separately.

Built a year ago, Summerfield's, with stores in Boston: four other Massachusetts cities and Manchester. M. H. held an unfriendly attitude toward radio advertising. WORL sales staff spent three months in bombarding Stern who finally granted an interview.

Sherman, Tex., KRRV Up 1,000 Watts This Week

Station KRRV here this week dedicating its change from 250 watts, 1310 kilocycles, daylight operation to full time on 880 kilocycles with 1,000 watts power with three special programs from the Fort Worth studies of the Texas State Network of which it is the local outlet, one from KPLT, Paris, and one fed to the TSN web from its own studios. Station has studios in Denison, Tex, also. From Sherman will come a program with music by the TSN staff orchestra under the direction of George McUllough, Blanchard McKee, Russ Lamb, vocalists, and Roy Thomas.

APPOINTMENT PENDS

Victor Sifton, West Canada Pub-lisher-Broadcaster, in Line

Reports here from Ottawa July 30.

Reports here from Ottawa indicate that Victor Sifton, head of a western group of radio stations and newspapers, may be appointed cordinator of the various branches of the information services for Canada.

Sifton is president of the influential Winnipeg Free Press and other Western Canada dallies and a controlling factor in Trans-Canada Communications, which operates a chain of stations, including CJRC, CJRM (Vic Nielsen) at Winnipeg and Regina.

Lyons Renews Roosevelt

Fort Worth, July 30.

Effective with the broadcast of July 20. the thrice weekly broadcasts of July 20. the thrice weekly broadcasts of Elliott Roosevelt in his series of practions of America Looks Ahead have been penewed for an additional 39 weeks. Program is aired over a list of 46 stations and is heard in Texas through the facilities of the Texas State Network.

Blackett-Sample-Hummert is the agency handling the account for Dr. Lyons Tooth Powder.

EIGHT-WEEK TREND OF STATION BUSINESS

June 1

July 6

July 13

July 20

(For All Markets Regularly Reported by 'Variety')

Week Ending	NATIONAL SPOT	Units by Thousands
June 1		62.0
June 8		61.1
June 15		62.1
June 22		62.6
June 29		62.1
July 6		61.2
July 13		61.9
July 20		60.5

Week NETWORK	Units by Thousands
June 1	94.4
June 8	93.3
June 15	93.6
June 22	94.6
June 29	90.0
July 6	92.6
July 13	90.5
July 20	85.3

Week TOTALS Ending June 1	Units by Thousands
June 8	244.0
June 15	244.8
June 22	247.2
June 29	242.
July 6	243.2
July 13	242.4
July 20	234.1

LOCAL

Inc. Not to be reprinted without primiscion)

With Mike and Turntable (No Gun) In Georgia Swamp for Dear Old WSB

Atlanta, July 30.
Unique programs, like the biggest fish, sometimes get away, Marcus Bartlett, production manager of WSB, has learned.
Bartlett

Bartlett conceived the idea of invading Georgia's famous Okefenokee Swamp, U. S. Biological Survey game preserve, in hope of bringing back to civilization transcriptions of back in this spongy

wilderness.

He organized a safari, which included Waiter Paschall, station's news chief, and Mark Toalson, chief engineer. They hied themselves to the edge of this forbidding territory with some 250 pounds of equipage and, properly guided, set forth in small boats. And the rains came.

smoll boats. And the rains came. It was no pattering precipitation, either, according to Bartlett, who still gets the shakes when he talks about the expedition. The swamp aboun, in alligators, snakes, insects and other fauna that, resent the intrust of man. The thick flora and lock of parking facilities (what ground there is will not support any weight) also contributed to the non-surcess achieved. Since the swamp is a game preserve, the WSB party had to check their guns before they went in and nobody is ever known to have won a battle with a South Cengia 'gator armed only with a tick.

At any rate Battlett and his co-

stick.

At any rate, Bartlett and his cohouts retreated, after two wet days,
in more or less good order. Netresult; one 15-minute platter of sounds
of the swamp and one 15-minute interview with Lem Griffs, chief
guide and teller of tall tales about
the Okefenokee region.

Jack Laemarr to L.& T.

Chicago, July 30.

Jack Laemarr, time buyer for Blackett - Sample - Hummert, agency here for several years, joins Lord, & Thomas agency here.
Will handle vadio time purchases.

The Human Touch

Montreal, July 30.

Canadian Istener tuning in on London newscast last week waited impatiently for the usual 30 seconds of chimes a effects to fade so that he could get the latest dope.

Instead of 30 seconds the in-troductory musical effects went on and on for fully three min-utes. Finally came the startled voice of the BBC announcer: 'Oh. Excuse I must have dropped oft.'

War Pinch On

Wax-O-Namel (Johnson) Biurbing After Sept. 3

Chicago, July 30.

Johnson's Wax-O-Namel product will get a schedule of one-minute announcements over 30 stations through the midwest and south beginning Sept. 3 and running through foct. 22. Announcement schedule is a test operation to determine the most effective medium.

Harrie Richardson, of the local Needham, Louis & Brorby agency, handling the account, has also reserved a six-day weekly strip on WBBM for 13 weeks starting Sept. 9. This will be a 15-minute show and will likely be extended of it pays out, Tentative set-up for the WBBM show calls for a disc parade mc'd by Alexander McQueen, currently on WGN with his Nothing But the Truth' show.

HONEST CONFUSION

Judge Refuses Attorney Fees in Nell Vinick Copyright Case

Steel Slows

Radio Towers

Reli Vinick, radio lecturer on beauty, was returned nominal victor. In June 19 (20), and a large sagainst Calon for an injunction, counting of profits, and damages, against Charm Publications, Inc. In Publication In Publications, Inc. In Publication In Publications, Inc. In Publication In Publication In Publication In Publication by the defendant of the service published by the defendant in the Real Charm Magation In the Real Charm Magati

NBC Public Service Credits

(The following is a listing of the script writers and production men fur the Public Service, religious and women's and children's programs on Red and Blue.)

Program
U. of Chicago Round Table
'This Our America'
'Wings Over America'
'The World Is Yours'

Human Nature in Action'

'Adventure in Reading'

Stars of the Summer Night' Nature Sketches 'The Listener's Playhouse'

Echoes of History 'The Traveling Cook' 'Brief Case' 'Guest Book' Streamline Journal'

Your Voice and You'

'Coast to Coast on a Bus'
'Bright Idea Club'
'Renfrew of the Mounted'
'Out Barn'
Rocky Gordon'
Malcolm Claice
Irceue Wicker

Religious Programs

Script
No script
Varies
No script
No script
No script
No script
No script
No Herboroush
No Script
No Herboroush
No Script
No Herboroush
No Script

No script
Albert Williams
Ranald MacDougall John LaTouche Max Erhlich Max Ethlich Richard Kent Alma Kitchell June Hynd Alma Kitchell (Edits) Elsie Mac Gordon

Madge Tucker Madeline Gray George Ludlam Madge Tucker Hobert Monroe From Chicago Ireene Wicker

Sherman MacGregor

Denver
Albert Williams
Ranald MacDaugall
John LaTouche
Frank Dodg Herbert Liversidge Paul Dumont Varies William Marshatt

George Maynard Lester O'Keefe Norman Weihe Madge Tucker Paul Dumont Sherman MacGregoe Madge Tucker Lester O'Keefe

Ireene Wicker George Mayoard
Ch: Warburton
Varies with speaker George Mayoard

SHOUSE, DUNVILLE WEST Sydney Walton On All

Will Set WLW Pacific Rep While Enroute to N.A.B.

Cincinnati, July 30.

Leaving here today on an American air liner for the N.A.B. conclave in San Francisco, James D. Shouse, general manager, and Robert E. Dunwille, sales director, of Crosley's WLW and WSAI, will tarry for a couple of days in Los Angeles to line ip sales, representative on the West coast.

couple of days in Los Angeles to line in sales representative on the West coast. Also to look in on Hollywood, where some former Crosley writers and entertainers are engaged in pix work.

Three Radio Networks

Sydney Walton, commentator and announcer, has a new music series over NBC blue (WJZ) Sunday

ings, giving him progr for th ings, giving him progr for the three major broadcasting companies, Besides the NBC series he has eight new periods weekly on Mutnat for Bristol-Myers and American Chicle, and is announcer on. By Kathlee, Norris' for General Mills over CBS. He writes, produces and is me. the NBC series.

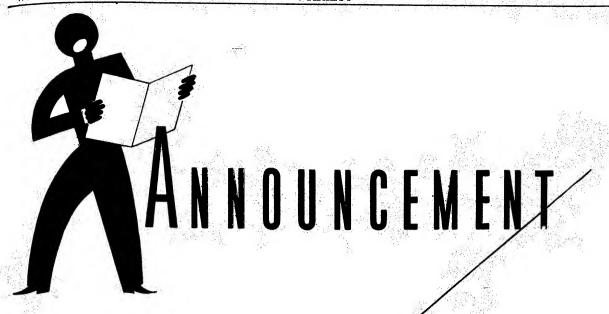
Believed he's the only amouncer with contracts with all three companies.

WCCO MINNEAPOLIS-ST. PAUL 50,000 WATTS

CONSISTENTLY... the largest audience of any station in the Twin Cities and the Northwest.



nore information about WCCO, one of the sixteen CBS 50.000 watt stations, inquire of Railio Sules; New York, Chicago, Actroit, St. Lonis, Charlotte, N.C., San Francisca. Los Angeles





Columbia Recording Corporation, a subsidiary of Columbia Broadcasting System, Inc., is now actively in the electrical transcription business.

Complete recording studios, incorporating the most modern facilities, will be available September first, in New York, Chicago, and Hollywood. Manufacturing and processing facilities are at Bridgeport, Connecticut, and Hollywood, California.

You are invited to hear a demonstration of the recording characteristic of a Columbia Electrical Transcription, during the N.A.B. Convention, Hotel St. Francis, San Francisco, beginning Aug. 4.

TRANSCRIPTION DIVISION

COLUMBIA RECORDING CORPORATION

A SUBSIDIARY OF COLUMBIA BROADCASTING SYSTEM, INC.

CANADIAN ADVERTISING MEN STILL TRY FOR RIGHT TO SPONSOR RADIO NEWS

Drastic Proposals of CBC Likely to Be the Rule, However-Nathanson of Famous Players Enters Involved Situation With 'Liberal' Suggestion

Involved Situation With 'Liberal' Suggestion

Oitawa, July 30.

Three far-reaching alternative proposals have been submitted to broadsters in an effort to solve the compile following mechangs, here earlier is this month, during which strong representations were made to the Government in flavor of continued sponsorish of news by Robin Merry of Canadian Broadcasting Corp. Schemer of the Condens of the Condens of the Covernment in flavor of continued sponsorish of news by Robin Merry of Canadian Broadcasting Corp. Schemer of the Covernment of the covernment of the covernment of the covernment of the submitted that of N. L. Nathañanon Corp., who is vice-chairman of the submitted that of N. L. Nathañanon of the CBC there is little doubt Canadian Broadcasting Corp. apparently shapes up as the simplest the CBC there is little doubt Canadian Broadcasting Corp. apparently shapes up as the simplest the CBC there is little doubt Canadian Government of the CBC there is little doubt to canadian Association of Avertising Agencies and the Canadian Proceed by staff with the control of the CBC there is little doubt to canadian Association of Broadcasters of the CBC there is little doubt to canadian Association of Broadcasters of the CBC there is little doubt to canadian Proceed to the CBC there is little doubt to canadian Proceed to the CBC there is little doubt to canadian Proceed to the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to the current newseast the condition of the CBC there is little doubt to canadian Procedure of the CBC there is little doubt to t

It Would Be

Buffalo, July 30. prize 'barber-contest WEBR Runner-up prize 'barber-shop quartet' contest WEBR was four Schiek razors. Prize was won by quartet from Remington Razor Co.

Radio Reviews

THEATRE NEWS QUIZ With Cliff Howell 30 Mins.—Local HOLSUM BREAD Friday, 8 p.m. KSFO, San Francisco

KSFO. San Francisco.

(León Livingston)

After four heetie weeks as a sustainer. News Quiz' moved into paying class (12) on behalf of Holsum Bread. Aired from stage of Orpheum theatre (F&M), show was handled first two weeks by Dean Maddox, third by Art Linkletter and fourth by Cliff Howell, KSFO program director. Auditions are still going on, switching due to inability of all concerued to reach agreement on style to be used by quizzer.

Initial commercial, shot had Howell

of all concerued to reach agreement of all concerued to reach agreement on style to be used by quizzer.

Initial commercial shot had Howell still holding the fort In presentation, show is patterned after Dr. I. Q. on a minor scale, including Balconyright, ready and waiting, etc. Howell's handling is clear, firm and impersonal, somewhat lacking in viso contribute to general coldness.

Three to \$5 offered for general questions, with a double-or-nothing paying up to \$8, scrambled headlines yielding \$15 and a final sweepstakes query paying off at \$25. For latter stun, each aisle aide introduces his candidate before question is asked some both of the control of t

'CURTAIN GOES UP'
With Forrest Willis and C. R. Roseberry.
10 Rillins — Local.
11 Rillins — Local.
12 Rillins — Local.
12 Rillins — Local.
13 Rillins — Local.
14 Rillins — Rose
WARY, Albany.
Mohawk, Dyama Ecclini. Rose

Mohawk Drama Festival, Berk-

CBC. Under this plan stations would not be permitted to tamper with, edit or otherwise change any material from the teletype. This central News Service would operate independently of the Government news broadcasts but would be available to all Government stations that want to take it in order to supplement national news bulletins. Instead of spot announcements broadcasters and agencies propose that commercial attachments be limited to mere sponsor identification of.

ited to mere sponsor identification not more than 45 seconds before a

not more than 45 seconds before and after newscasts.

More Meetings

Apparently the plan submitted by the vice-chairman of the Canadian Broadcasting Corp. could be reconciled with the proposal offered by station men since the only important point over which there is any issue is whether sponsorship should be effected by means of spet announcements or via brief 45-second identification. Question is, however,

ments or via brief 45-second identification. Question is, however, whether CBC bureaucrats will reliquish thoughts of 'taking over' newscasting which has been main objective for past two, years.

A meeting of western member-stations of the Canadian Association of Broadcasters was scheduled for Monday (29) to discuss news situation further. Representatives of station men and agencies slated to appear before the CBC at Ottawa again early in August.

having largest amount of caps being awarded a \$250 miniature locomotive and tenders are rather simple to accompany to a stream of the control of the control

about 1933-34, and did it as well as anybody.

New program—first commercial of kind in section at anight and under rather odd aspices, considering guests' rada —supices. Considering guests' rada —supices. Considering guests' rada —supices. Considering first control to the control of the con





BIZ AS USUAL

- · The war hasn't slowed us down. Volume of retail sales is as high as ever before. And payrolls are higher.
- · People continue to buy food, drink, clothing, furniture . . Above all, they listen to CKAC, which blankets the richest single market lu Canada.

Only One of Its Kind in America

"Canada's Busiest Station'

A CBS Affiliate

U. S. Rep.: JOS. H. McGULLYRA





Government to Re-Locate Monitoring Units as Check on Illegal Stations

Washington, July 30. Money to relocate six of the gov ernment's seven radio monitoring stations—the plants that check variauons from the assigned wave length
was asked of Congress last week.
President Roosevelt proposed a
\$173,000 deficiency appropriation as
part of the national defense movement. atlens from the assigned wave length

ment.
Only one of the existing traffic booths will stay in place, Grand Islant, Neb. Those which the Commish wants to put in better spots now are located at Atlanta, Baltimore, Great Lakes, Ill., San Pedro. Cal, Porlland, Or., and Boston. Purpose is to avoid down-town howis and permit a closer check the numerous classes of transmitters.

COUGHLIN DISCUSS **POLITICS**

Detroit July 30: Father Coughlin's broadcasts, starting the second Sunday in October indi network now being lined up, will center around topics

lined up, will center around topies he's discussed in the past several years, plus some time 'devoted to the fundamental principles involved' in the coming presidential campaign. Aircesters, Inc., which 'handling broadcasts, is seeking to sign about 21 large stations throughout nation, several of the 21 being in addition to those which carried last year's programs. Stations are being offered the alternative of granting half-hour periods for a direct broadcast from Royal Oak, Mich., or a transcription broadcast from Royal Oak, Mich., or a transcription broadcast later in day.

Asked who he will support in the presidential campaign, Coughlin replied that he hadn't made a choice seyet, but would 'consider candidates only in the light of the principles for which he stands.'

WFIL EXPLAINS ITS STAND ON COMMUNISTS

Philadelphia, July 30.

To avoid the appearance of censorship or of martyrizing the Communist party. WFIL last Friday (26) announced it would give free air time to leaders of the party here after refusing to sell it to them. Said Samuel R. Rosenbaum, WFIL president:

I abhor and oppose censorship of free speech by force. It is miy profound conviction that freedom of speech, press, radio and thought is the fundamental rock upon which what we call liberty is built. The time may come in the war now in progress when Americans may be obliged to cut out discussions and notify, dissenters to lay their differences on the table.

We have not reached that point yet. Until we do, we should try our thest to maintain that good nature and good sportsmanship which is the Anglo-Sacon definition of democracy.

I believe it is better that men like Carl Reeve should have the

I believe it is better that men like Carl Reeve should have the chance to have their say publicly rather than secretly.'

PACE KILLS ALICE HULT

Only 26 and Just on Verge of Cashing In on Radio Work

A shock to KFRC staff was the sudden death of Alice Hutt, 26, known as Nancy Dixon on air, who dropped dead in postoffice. An Oracon will be supported by the staff was not provided by Newscaster Phil Steams at a time when wolf was nipping her, heels, she had done such a bang.up job she was slated for promotion to head script writer for Cluett & Peabody account in the east. Outlife to have a support of the staff of the

NBC TURNS PRO

and Teletype Getting More Experienced Handling

rofessional photographer, Ton my Weber, has been installed at the NBC press department as photo edi-tor. He replaces Emil Corwin, who tor. He replaces Emil Corwin, who returns to the publicity activities proper. Meantime the leletype machine, which delivers shortwave-pick-up bulletins and NBC publicity items to all the New York and Brooklyn dailies, has a professional operator, Ralph Byrnes, who replaces the ad lib brigade who used the same groping system on the wire apparatus they use on their Underwoods.

Photo Editor Weber bries his

woods.

Photo Editor Weber brings his own developer, Frank Barber. Roy Meredith, from television division, also transcerred.

Joe Bigelow to L.A.

Joe Bigelow is being transferred to the Coast by J. Walter Thompson to join the writing staff there. He'll likely be used on Kratt Music Hall. Stan Quinn, youngest writer in the JWT Hollywood office, being moved east.

Divorces John Edmunds

St. Louis, July 30. An uncontested divorce from John Edmunds, former local radio gabber, obtained last week by Mrs. Helen Dolores Edmunds City Judge Borders court in East St. Judge Border court in Last St. Louis. Mrs. Edmunds, daughter of State Senator Louis J. Menges, who formerly operated a string of film houses, charged desettion. She ob-tained custody of two-year-old

tained custody of two-year-ou son.

The couple met at WTMV, East St. Louis, where she then broadcast film reviews and he was an announcer, and married in Cincinnati in 1936 and separated in May, 1938.

Edmunds is now employed by a New York city radio station.

FCC Grants All Broadcasters Chance to Answer By Sept. 15 **Points in Chain Monopoly Report**

Washington, July 30. Chance to answer back was granted last week to all parties in

chain-monopoly investigation. The Federal Communications Com-

The Federal Communications Commission said it would receive briefs filed up to Sept. 15, showing clearly that no action will be taken on the roundabout recommendations of the subordinate posse for a good many weeks.

The Commish noted that copies of the report submitted by a three-man committee headed by former Commissioner Thad H. Brown have been sent to all ticket holders. Any station opertaor is: at liberty to rebut the factual statements continued in the document, backing his answer up with legal arguments. Oppor-

tunity also was extended to counter motion of Mutual Broadcasting Sys-tem for a temporary injunction that will preserve the status quo.

'Mystery Chef' McPherson On WCAU for Tetley's

Philadelphia, July 30.

Mystery Chef (John McPherson)
cooking program on the networks
several years ago, returns to the air
here this week with a two-shotweek series on WCAU. Sponsor is
Tetley Tea.

The

A REAL **SELLING** INFLUENCE

. that's what Terre Haute merchants say of the advertising messages broadcast into their city by The Nation's Station. And so do local merchants in the more than a score of other rich trading centers that compose WLW's primary area. What could be more natural than that wholesalers and retailers in all of these important markets make the resulting preference for WLW-advertised brands their guide to greater sales?



eavy Music Made to Pay By Stations In Cultural San Francisco

San Francisco, July 30, concerto with the cookery, an at midnight, a symphony for size. That's a cross section of daily.

San Francisco, July 30, branch office. Hearst outlet also has foll hour of serious music on sustaining basis from 11 to noon daily.

Across the bay 31

ossibly the only area in the coun ossibly the only area in the coun-where heavy music gathers less it than jive, even the smallest pricelers have built traditions in classics, some to the extent of using printed programs. What's re, the stuff is sponsored, Ex-ple is KYA's solid two-hour stuff en nights a week for Pacific Gis Etecht¹⁸.

Electric,
KJBS lays claim to starting it all
ck in 1924, pointing out that idea
s not only lifted by others but
spired the RCA-Victor Red Seal
ots which are featured on some
stations throughout the nation. At
at time six years ago, KJBS was
ning off at local sunset and reruing at midnight. Granted perrusion to advance late sign-on to
pun, juicer found itself with two
surs extra to fill and took a fling
variety. Requests shaded the dises
ward Victor Herbert and kindredelodies and following audienceend, disc twirlers found themselves
olinning operas and symphs.
Idea jelled at that point with

inning opers and sympns. Idea gielde at that point with nerman, Clay & Co., old line music rou, assuming sponsorship. pact that endured five years. Currently estint is bankrolled part-time by achman Bros. Furniture, but formula remains same, complete symponies and opera aired nightly with a little temetition as nossible. Belittle repetition as possible. Re-ests are discouraged, although fan ail is consistent. Billed as the gic Hour, program is handled by

can Owen.
For six years KJBS also has caried a Sunrise Concert, releasing a
ull hour of classics from 5 to 6 a.m.
Juit generated only 250 watts power
ut 'Do you like?' query about show
vill bring as high as 500 'Yes' notes.
KYA's PG&E stanza airs nightly
rom 8 to 10 p.m. and similar query
tere is said to have pulled as many
is 10,000 letters a month. Music is
tricitly highbrow with just enough rictly highbrow with just enough ght classical to level. Utility rints detailed programs which are vailable for the asking at any

laining basis from 11 to noon daily.

Across the bay at KRE heavy sked of he is music is backed by a 24-page monthly bulletin. Music of the Month, at 10 cents per. At present at has a circulation in excess of 7,000, according to manager Arthur Westiand, and is subscribed to by practically all of the music leachers and lovers of good music. Our policy is to list nothing but the better music programs and restrict

Our policy is to list nothing but the better music programs and restrict advertising to that field."

July issue, with cover portrait of Dovards and 15-page review of his works: his/de, carries four-pages of detailed program listings, plus ads for music house. Bach festival and a chapel airing; organ concerts. Station uses an average of five classic periods dally, ranging from 'Masterworks' at 9:30 am, to 'Music to Read By' at 9 p.int' Soonsors include a music House, a building and loan outfit bankrolling two shows and a department store.

KEX. Oakland, sandwiches semi-

denatiment store.

KLX, Oakland, sandwiches semiclassics between items on the morning Shopping List, women's hour at

Bach and Beethoven still hold
their own with boogle-woogle at any
hour here. So far as local originations are concerned, the small-wat nons are concerned, the simal waters overshadow the webs, which ride along largely on symphs fed over the wires. NBCs (now Mutual's): Standard. Symphony Hour, lowever, is a 12-year-old regular and KFRC has inaugurated (Concert Encores via wax at 2 p.m.

WDSU Seeks 5,000 W.

New Orleans, July 30.

WDSU has applied for increased power to 5,000 watts day and night. This came as station celebrated its. Ith anniversary. When station first began on air under Joe Uhalt the power was five—count em—watts. In connection with power increase application, station has selected new transmitter site on west bank of river across from metropolitan New Orleans.

Worried His Ma

Hartford, July 30.
For some time Bob Martineau's mother and sister have been worrying and fretting about the long hours he kept at WTHT. Said it was ruinous to his health.

his health.

Martineau as program director Martineal as program director doubles on station break air-nouncements. Mother and sister knew he went in at 11 am. and always heard him sign off at 12 p.m.

Last week he broke down and confessed to them that the voice they heard during the day was legitlmate but his signoff was transcribed.

WIP Expansion Draws Fly. Miller, 18 Mayors To Transmitter Event

Philadelphia, July 30

Philadelphia, July 30.

WIP will formally dedicate its new \$80.000 transmitter on Thursday (1) which will boost the power of the outlet from 1.000 killowalts to 5.000. A two-hour program ill highlight the ceremonies which includes a dinner at tite Gimbel Bullding restaurant, for newspacement and notables. Among those expected to address the meeting are James Lawrence Fly, chairman of the Federal Communications Commission. Neville Miller, president of tife National Association of Brondeasters; Neville Miller, president of tife National Association of Brondeasters; Bernard F and Ellis Gimbel. officials of Gimbel Brothers, and Bendet Gimbel, Jr. president of WIP. In addition Mayors of 18 communities in the WIP listening area are skedded to speak. As wart of the dedicatory program, talks on preparedness will be aired from Fort Meade, Md. where the Business and Professional Men' CMTC is encembed. Speakers ill be Judge Theodore Rosen and Jav Cooke, G.O.P. candidate for U. S.

is encomped. Speakers, ill be Judge Theodore Rosen and Jav Cooke, G.O.P. candidate for U. S. Senator, both buck privates at the

The new transmitter is located at Belmawr, N. J., about six miles northeast of the studios.

JOSEPH H. McGILLVRA REPS WMEX, BOSTON

Boston, July 30.

Boston, July 30.

Station, WMEX, which boosts its power to 5,000 watts effective Sept. I, has appointed Joseph Kershey McGillvra as its national representative. Base rate for night time will be upped to \$250, effective when the new power goes into operation. Contracts signed before that date will be for the wester value hade will be for the present rate based

on 100 watts power.

Transmitter is at Quincy, about six miles from the center of Boston. Antenna is directional and is engineered by John Barrow, of Washington.

Journal's F-M Plans

Milwankee, July 30.

Milwankee, July 30.

Planning an F-M commercial setup, The Journal Co., now operating
the city's present frequency modulation station W9XAO on an experimental license expiring next Jan. 1,
has applied to the Federal Communications Commission for a 50,000
watt station to service an area
of 15,000 square miles. W9XAO will
stay on the air until the switchover
is made when F-M broadcasts, will
be on the air from 7 a.m. to midnight,

night.

Program service entirely separate from WTMJ will be provided and in most cases the new slation will offer material which does not now oner material which does not now find expression on the air because of the great number of serial stories and other all talk programs being broadcast on the regular band.

'Dawnbusters' to Tour

New Orleans, July 30. Initial experiment a success. WWL Initial experiment a success. WWL now plans on sending the entire personnel of its 'Dawnbusters', programs on tour throughout small towns in Alabama, Mississippi and Louisiana. Experiment first tried when 'Dawnbusters', accompanied by station's mobile unit, aired its program, from Bogalusa, La. Reaction to idea. was very good. Plan is for tour to run throughout summer and well into fall. Unit consists of a ten-piece or-lestra, two male—ud one female chestra, two male nd one female vocals, a girl trio and Louie Bono, hillbilly

Washington, July 30.

Boost for Gordon, Hittenmark, WRC announcer, will be forthcoming Thursday (1), when the District of Columbia Department of the American Legion bestows upon him its good citizenship' award for 1940. During the Legion's convention, Hittenmark will be a guest of honor at special ceremouies at the Mayflower hotel.

hotel.

Congressman Dies of Texas, famous investigator of un-Americanisms, will share the spotlight, and awards also will be given Fire Chief Stephen T. Porter, Miss Maude Alton, principal of the Americanization School, and Frank B. Noyes, publisher of the Washington Star.

Hittannyak was obeson for an

Hittenmark was chosen for an ward because of numerous philanthropic campaigns he has headed. These include his annual Christmas These include his annual Christmas doll drive for the city's needy children; a program helping memployed persons to find jobs through the District of Columbia's Employment Agency, activities in behalf of the Metropolitan Boy Club, the Community Chest, and the American Red Cross.

THE CITIZENS SPEAK WITH SOME EDITING

Seattle, July 30.

Seattle, July 30.

Maurie Rider, chief tonsiler of KIRO, took his sidewalk mik in front of studio Saturday, following Demo convention and asked for reactions on both Republican and Democratic powwows. It was transcribed for later release for he did not know what might happen. Bronx cheers and other expressions which might not sound well over the air were eliminated before the final cutting was given dialers later. Rider called his 13 minutes 'Conventionaire.'

Gulfport's New Antenna

Gulfport's New Antenna
Gulfport, Miss., July 30.
Construction of a new vertical antenna on a new transmitter site has been arranged by F. C. Ewing, general manager of radio station WGCM. New anitenna is 200 feet topped by 1,000 watt beacon light. Transmitter site was moved 1½ miles from old site at the Great Southern hotel but remains in position to serve the Gulfport-Biloxi, Miss., area.
Station now has two operating studios—one at the Hotel Markham, Gulfport and one at the Buena Vista, Biloxi.

G.E. SHOW'S 15TH ANNI

G.E. SHOW'S 15TH ANNI
Schenectady, N.Y., July 30.
General Electric and WGY are
planning a series of broadcasts and
exercises in Schenectady to remind
the world that the 15th anniversary
of EE farm programs will be celebrated Nov. 1. GE-WGY agricultural broadcasts now consist of a halfhour daily 'Farm Paper of the Air,
with guests, at noon; daily market
quotations, a half-hour Friday night
Farm Forum' (on which the biggest
names in government — including names in government — including Franklin D. Roosevelt and Henry A. Wallace—industry, literature and other fields, and from many states have been guest talkers), and a Consumers' Information Service.

GORDON HITTENMARK'S | Storer Takes Over WAGA: 'CITIZENSHIP' AWARD Don loset to Manage With Swicegood as Aide

Atlanta, July 30,
Formal takeover of WAGA, NBC
Blue outlet here, by Fort Industry
Co., took place last week following
arrival here of George B. Stores,
prez, and J. H. Ryan, vice-prez. Mill
was bought in early June by company which owns WSPD, Toledo;
WHLOK, Lima; WHIZ, Zanesville;
WWVA, Wheeling; and WMMN;
Fairmont, W. Va. Illness in Stores
family delayed business of actual
operation of station by new outfil,
management and operation status remaining quo until Storer and Ryan
appeared on scene.

appeared on scene.
One of first moves of new owners

maining quo until Storer and Ryan appeared on scene.

One of first moves of new owners as to install Don Ioset as managing director, vice Jess Swicegood, who remains as ass't to Ioset fyernounced. Yosay). Latter comes to WAGA from WLOK, Lima, where he was managing director and previous to that time he held same post at WHIZ, Zanesville, when its call letters were WALR.

Station's personnel, so far, remains unchanged with Earl Pudney as product mgr., Paul Overbay, program director, and Cliff Hanson chief, engineer. Commercial dules with be divided between Ioset and Swicegood for the present.

Station, now powered at 1 kw. day and 500, watts night on 1,450 kilocycles, has an application before FCC seeking 5 kws. night and day and change to 590. Station is spending around \$2,000 getting its 35-ton 375-foot vertical radiator on banks of Sugar Creek jacked up and special porcelain. insulators placed under it. Tower is unguyed and this job is a ticklish one. Change is expected to increase station's signal strength some 50%.

Storer group paid \$150,000 for WAGA, 100G's going to Norman K. Winston for his 60% interest, rest to Atlanta Journal Co. for its 40%. Journal is licensee of WBB, Atlanta, now owned by Ex-Gov. James M. Cox, of Ohio. Liberty Broadcasting Co. is licensee of WAGA and Storer is prez of that outfit and Ryan viceprez and gen, mgr. of WSPD, Toledo. Storer, now of Dettoit and Toledo, may establish part-time residence in Aflanta. may establish part-time residence fu Aflanta.

LUTHERANS USE 112 MUTUAL AFFILIATES

The Lutheran Hour, heard over WOR-Mutual since 1931, has been renewed for next season and goes back on the air Oct. 27 with 112 stations, the biggest hookup it has had so far. It's also the largest string of any show on the Mutual sale.

Agency is Kelly, Stuhlman & Zahrndt, St. Louis.

Southern Station Group Appoints Burn-Smith

Chicago, July 30. Burn-Smith rep firm has been ap

Burn-Smith rep firm has been appointed national sales agents for the Southern network comprising WKRC. Cincinnati; WGRC, Louisville; WSIX, Nashville; WLAP, Lexington; and WCMI, Ashland. All of these stations are Mutual affiliates. Deal was set through Gilmore Nunn, Southern web mikado.



NBC in rus supplies a variety of inusical material

recorded by "name" artists and ensembles. NBC syndicated programs, available in one or more markets, include such shows as "Lone Ranger," "Betty and Bob" "Secret Agent K-7."

CUSTOM-BUILT PROGRAMS FOR "SPOTS"?

rded programs. Agencies with

NBC is and produces your answer! complete

AIR CHECKS? NBC is This service to advertisers your answer! and radio art-

cluding processing and manu-facturing of pressings.

PROGRAM PLANNING HELP?

The complete facilities of the Program Centrer of Radio" are available to you.

off the live" or "off the



A Radio Corporation of America Service RCA Building, Radio City, New York Merchandise Mart, Chicago

Sunset and Vine, Hollywood



Last Call!

The 1940-41 VARIETY RADIO DIRECTORY will be ready for distribution in a few weeks. The last few forms close within a day or two—but there is still time to get your advertisement in this edition.

A phone call or wire today will reserve space for your sales story.

RATES

Full Page , \$175 Half Page . 90 Quarter Page , 50



Payroll Traffic

St. Louis—James V. Huffman, for-mer assistant to Merle S. Jones, gen mgr. at KMOX, has been appointed account exe of the Sain P. Judd Advertising C., St. Louis.

Akron.—Chet Phillips, formerly of WJW, has joined the WADC aunouncing staff.

Denver—Paul Bartlett moves to KOA announcing staff from New York NBC headquarters.

New York.—Alan Strong, actor and announcer, has joined the an-nouncing staff of WOV.

WOR LAUNCHES

F-M STUDIOS

Northwest Prospects Good

Atlanta—Bill Jones newest addition to WGST commercial staff. Formerly with Hearst's Atlanta and Sunday American, now defunct.
Elmo Israel has joined continuity staff of WSB, Atlanta. He had a four of duty with WJJD, Tuscaloosa, Ala,

Philadelphia—Frank Carver, formerly of WBZA. Boston, and Summers Carler, of WSOC, Charlotte, N. C., have joined the engineering staff of KYW.

Grand Forks, N. D.—Paul Moseley has taken over the daily sports pro-gram at KFJM. Grand Forks. Also assists Elmer Hanson baseball broadcasts.

Omaha.—Ray Clark replaces Gay Avery, who went to KMOX, St. Louis, as WOW spieler. Clark is from WHINX of Yankton, S. D.

Tôledó—Karl Nelson, announcer at WTOL, has bee upped to chief announcer. Bernard Young has joined the announcing staff. Allan H. Miller, formerly of Detroit, has been named production manager of the

Charlotte, N. C.—Arthur L. For-rest, director of sales promotion for WBT, Charlotte, N. C., has resigned, effective this week.

Sioux City—Randall Ryan, president of the Nebraska Broadcasters' Assn. has joined the staff of KSCJ, Sioux City, commercial manager.



ON THE NBC RED NETWORK

FIRST in PHILLY C. E. HOOPER SURVEYS

Audiences of Philadelphia Network Stations 8:15-9:30 A.M., Mon, thru Fri.-4 Mo. Avg.

23.2% WFIL 18.3% WCAU 6.3%

ere Identifying Station and Program FIRST WITH 48 OTHER PROGRAMS

For LOWER COST Circulation BUY WFIL

WOKO WOOS FARMERS

Uses Film-Music Entertainment Grange Meetings for Purpose

Albany, N. Y., July 30.

WOKO and United Baking Co.
of Schenectady are making a play
for rural listeners with a new 6-7
a.m. daily program called "The
Farmers' Almanac'. WOKO' general
manager, Harold E. Smith, mailed
15,000 letters to Capital District
farmers asking them to make criticisms. and suggestions for 'Almanac.' manae.

manne.'
Station will also visit every Farm
Grange in the territory with a goodwill ballyhoo to include color films
on its studio, sound picures on broadcasting and television, and a unit of
nusical entertainment.

Portland, Oregon, Admits 'Anybody Interested' To Radio Education Confabs

Portland, Ore., July 30. The lheme of radio educational programs was given attention here in a big way for the first time with the visit to town of several authorities on subject.

visit to town of several authorities on subject.

Henry M. Swartwood Jr., KOIN-KALE educational director, was chairman of the program committee for a two-day session at the Lincolnity high school, Phases of the conference included 'Commercial Radio's Responsibility to Education,' Adulicnce vs. Education,' and 'Radio and Democracy.' Admission was free to what proved a very interested public, the only requirement being an interest in radio and its application to education.'

Taking part were: Leonard Power, of the Federal Radio Education committee. Washington, D. C.; Donald W. Thornburgh, vice-president CBS: Paul F. Lezarafeld, director of the Office of Radio Research, Columbia University; Herta Herzog, of the same office; Jane E. Monahan, radio committee chairman, New York City Public Schools; and George Jenning, Chicago Broadcasting Council member. WOR New York begi operation of its frequency modulation transmitter from its new studio at 444 Madison avenue. New York, tomorroy night (Thursday). There will be a special dedication program broadcast simultaneously by the regular WOR transmitter and the new FM transmitter, W2XOR, from 8 to 8:30. Program will then switch to the regular WOR studio for spiels by station execs.

to the regular WOR studio for spiels by station execs.

WOR first began FM broadcasting last October from a small experimental transmitter at Cataret, N. J., where its regular transmitter remains. New FM transmitter will retain the same call letters until Jan. 1, when the new FCC regulations go into effect. Most of the program aired over the FM transmitter will be the same as those heard over the regular transmitter, but some will be special ones from the W2XOR studio and heard only over its wave-length. Chicago Broadcasting Council men

ber. In addition to Swartwood, West Coast participants were, Charles W.

Coast participants were, Charles W. Myers, president KOIN; E. Q. Fox. production imanager KOW-KEX. Luke-L. Roberts, manager, KOAC. and representatives of KBND, KUIN, KORE. KOAC and representatives of Fortland's two leading newspapers. Pacific Coast spokesmen also included Alfred Powers, Oregon State-System of Higher Education; Donold M. Erb, president University of Oregon: Francis Powers, University of California; Don Maclean, Cornish school, Seattle: Glenn Jones, Washington; Hale College; Lester F. Beck, University of Oregon State College; Lester F. Beck, University of Oregon: Rex Putnam. Oregon State Dept. of Public Instruc-Seattle, July 30.

Loren Stone, assistant business manager of KIRO, who has been in Chicago, Defroit and New York for four weeks returned last week. He said after making contacts he thought billing for Pacific Northwest outlets this season would over last year and many accounts not hitting this territory in the past will send their shows this far.

Stone brought his sister here from Philadelphia. Oregon State Dept. of Public Instruc-

Promotion Pieces in N.Y

following attention-callers contributed to the New York

were contributed to the New York radio trade last week:

1. CBS's Vic Ratner offered a brochure containing the verbatim transcript of questions and answers at recent department store panel conducted in Chicago under the auspices of the National Retail Dry Goods Assn.

NBC's Clay Morgan explained the functioning of its international section and gave samples of the fan mail. Better to Perform Its World-Wide Good Neighbor Service was the title.

the title.

3. WABC, New York's Howard Meighan urged sponsors to consider buying (established) audiences and cited its several participation openings. A multigraph post script ported the double-quick success story on 'The Rising Sun' of the Federal Insurance Co, (reported in last week's VARIETY).

4. WOR'S Jerry Danzig mailed large celluloid goggles marked with the call letters of the new F-M auxiliary of the Bamberger station with the call letters of the new form of the Bamberger station with the control of the new studios, was the link.

WCCO, Minneapolis' Earl Gam mons thumped with his barkers cane on the canvass tent walls and ballyhooed the shows inside. Cleland Card's character Lars Lonliland Card's character 'Lars Loni-hearts' was fine regional comedy in the Scandinavian tradition... Then there was the Kitchen Quiz and the 'Sportsmen's Special' and the Min-neopolis A Capella Choir.

Macabre Effect

London, July 17.
Government ban on bell-ringing—it will in future only be
used to indicate presence of
enemy parachutists—forced BBC
to replace Bow Bells with a synthetic 'tick-tock' to, fill in those
ldle periods between show.
Listenge comment is most out-

Listener comment is m spoken on the new style, correspondent likening the noise to nails being driven into

SOLID COMMERCIAL. BUT THEY LISTEN

San Francisco, July 30.
Inexpensive small-station stunt which lias netted surprising results for KSAN being worked by Joe Myer, billing himself CY Myer. Chap has portable recording outfit which lise site up on the counter in spondigs, mostly small rabe merchants. Using ordinary homerchants. Using ordinary homerchants in the second of the second of the second of the second of the latter own sales messages, putting anything they care to on, the platters as long as the milt in their hands. They love it.

Cuts thus made are used as many eight or nine times on the sir. Myer's programs are almost solid commercials, with few snatches of hillbilly music between. Station itself admits it can't understand why anyone would listen but test announcements to effect we'll play any number you wan't sandwiched in midst of plug-loaded hour have pulled responses proving otherwise. Audience catered to is largely in the low income brackets nearest thing S. F. has to beneuent area, and Myer's fans are intensely loyal.

Looks Good at CKAC

Montreal, July 30,
Heavy advance fall bookings by national accounts over station CKAC reported already in the bag. Time allotments, considerably upped over last year, have been taken up by Lux, Ethyl, Colgate-Palmolive-Peet, Pond's, Nestle's, Canada Starch and others. Practically all accounts off the air for the summer months have made autumn reservations.

Time Is Money, CKAC quiz sustainer, returns to the air this week to fill spot left open by the Colgate-Palmolive-Peet, quiz, Gold, Mine, which goes off for the summer. Romantic Melodies, another Colgate show over CKAC, also detours until sometime in September.

FLYS TO WED IN NORFOLK

FLYS TO WED IN NORFOLK
Scattle, July 30.
A broken hand, received in an accident did not prevent Carroll Foster, one of the announcers at KIRO,
leaving here on a plane with Ruth
Rogers, former Paramount, contract
player, for Norfolk, Va. where they
will be married Aing. 1.
They will return and make their
home here after Sept. 1.

RADIO IN CANADIAN ARMY

Winnipeg, July 30.
The armed forces of Canada are depleting local radio circles. Two have joined the Canadian Active Service Force while balance are with the Non-Permanent Active Militia.

Service Force while balance are with the Non-Permanent Active Militia. Two with C.A.S.F., are Barney Barnard, singer and leader of the Hopele Hawaiians, and Calvin Peppler, of CKY Press Department. Both are listed with the Army Service Corps. Brian Hodgitinson. CKY aninouncer; salready with Royal Canadian Air Force.

Those with N.P.A.M. units include Keith McConnell. C.R.C. engineer; Rusty Young, C.J.R.C. sales manager. Jack Kemp, C.R.C. sales manager. Jack Kemp, C.R.C. chief announcer; and John P. Brophy. C.B.C. Traffic manager. McConnell, Young and Brophy all have officers papers. Brophy is with 38th Battery, Royal Canadian Artillery. Young is with Canadian Concerns and John P. Statish Consell. Jack Kemp, who has been suffering ill health for some time, has vecovered enough to rate an 'A-I' card from the military leatth board, one point less than perfect.

Baseball Callers Elect

Kansas City, July 30.
Baseball Announcers of the Amer-ican Association elected Alan Hale president at their meeting here last week.

week. He's sports Milwaukee. at WISN,

> Music for ELLERY OUEEN Composed and Conducted

LYN MURRAY

Mgt. COLUMBIA ARTISTS, Inc

means business in Baltimore

FOR ONLY & **PER HOUR** CBS ADVERTISERS OUTHERN COLORADO from within!

Philadelphia

Available to CBS advertisers using the Mountain Group is "inside" selling penetration of the rich Colorado Springs and Southern Colorado market through KVOR . . . best-liked, most-respected station in the Pikes Peak region . . . at the phenomenally low price of \$50 per evening hour, less earned discounts. Daytime rates are lower still. Add this top-slice of Colorado's sales melon to your hook-up at a negligible increase in cost.

AVUK COLORADO SPRINGS CBS Station for Southern Colorado

Publishing Co. The Orlahoman and Times ockman # WKY. Orlahoma City # KLZ, Denver gement) Represented by The Kaye Agency, Inc.

1000 WATTS MINISTER FULL TIME

DON'T MISS PALMOLIVE'S

"HILLTOP HOUSE", BESS JOHNSON

By Adelaide Marston

Dedicated to the women of America. The story of a woman who must choose between love and the career of raising other women's childr

WABC-CBS-10:30-10:45 A.M. E.D.S.T. 78 Stations Coast-to-Coast

Direction BENTON & BOWLES, Inc Management ED WOLF, RKO BUILDING, New York



F-M's Centre-of-Town Towers

Open for business sign was hung over the frequency modulation recently after the FCC approved standards of good engineering practice and application forms for plants operating in the 43,000 to 50,000 ke stretch. Technical handbook, setting forth what sort of service is expected and technique which must be used, is approximately 20 mimeographed pages. Lays down formulas for determining service area, power, interference, etc. declares transmitter must be as near the center of the region, covered as possible and at high elevation, lists what is required in way of proof of performance, directs manufacturers to turn in photographs, drawings, data curves and such. Candidates, including nearly 150 parties with requests previously on file, put satisfy the FCC's curiosity by resubmitting applications on Form 319.

Inside Stuff—Radio

'Unquestionably it will take many years to provide a national system of broadcasting with Frequency Modilation,' Dr. W. G. R. Baker, director of radio and television production for General Electric Company, declared in a talle on GE's Science Forum' over WGY Jast week. FM stations, he added, will 'probably supplement' present Amplitude Modulation station and will help many localities not serviced now.' Dr. Baker also said FM will paye the way for more and higher powered stations. He pointed out that the channel width for FM stations is 200,000 instead of 10,000, as with AM. FCC's action is setting aside 40 band lengths for FM drew praise from Dr. Baker.

One thing FM will make possible, the GE scientist stated, is the location of stations in high buildings in densely populated areas.' This because snlenna structure is important in FM, this depending upon its height above ground. Naturalness of reproduction' and elimination to a major degree of noises in receivers are among its advantages, Dr. Baker emphasized.

Connecticult state police is installing two; way FM radio in its patrol cars. When completed, about Sept. 1, the system will have 10 fixed location transmitters of 250 watts each at headquarter stations and 225-watt two-way mobile units in patrol cars. Two fixed transmitters are already in operation and tw. more will be ready by Aug. 1. Tests for the new system have been under way about a arcunder the direction of Prof. D. E. Noble, of the University of Connecticut; who is consulting engineer for the state police. Believed the FM system will eliminate reception noises such ignition and electrical devices and 'dead spots.' when completed, about 520. It the system will always to have 10 have 1

Triendly Neighbor, script show produced at WOWO, Ft, Wayne, for Alka Seltzer, has been set via transcription on WEAF, New York; WLS, Chleago; WJR, Detroit; WHAM, Rochester; WBT, Charlotte, and WWL. New Orleans, bringing total of stations using show to 40.

Bill Bacher, program mogul of WGN, Chicago, has an autographed photo of Col. R. R. McCormick on his wall.

And Col. McCormick wittes: "To Bill—In confidence that we will make WGN as great as the Tribune."

National Committee for Religious Recovery last week got 10 more sta-tions to carry its spot announcement urging the listeners to 'Go to Church'. Makes a total of 29 outlets on the committee's list. The usual schedule is three announcements a week.

The 62 members of WOKO-WABY, Albany, staffs have been presented with hospitalization insurance policies by General Manager Harold E. mith.

Orth Bell, who was hailed a year or so ago as a coming comedian (Uncle Jonathan), is no longer associated with his former management, Mike Flore. The legal quit-claims on all sides were signed week ago.

BAIRD TELEVISION

CROWN ISSUE AGAIN

STOCK PLAN OKAY Taxes Involved . CBC Matter Be-

London, July 17.

At a meeting called by the Court last week, holders of 5% Loan stock heard about and appreved a scheme for continuance of Baird Television. Under an arrangement, Gaumonther an arrangement, Gaumonther an elected brights how the first debenture issue of \$120,000 assessment, for a needed increase of capital. Eventual grant in this category will stand at \$1,473,000.

It was miciated to Loan stockholders further finance now would insure higher, future rating of company's assets against a current CBC. A forced sale netting them only a small dividend after repayments. Capital move will hold intact Balrd specialized staff and its business assets, until resumption of television here. \$83,000.

Regina, Sask., July 30, Sitting as a court of revision, the town council of Watrous, Sask, reappeal of the Canadian jected appeal of the Canadian Broadcasting Corp. regarding the assessment of its property. Wattrous. The appeal made was to the effect that the CBC is an emanation of the Crown in the right of the Dominion of Canada and consequently incl. taxable, a principle argued in various other matters by CBC. A further appeal was to the effect that the assessment was cessive.

cessive Cessive Waluation of the corporation's Of properties in Walrous amounts to will and

Canada's Sets Up 10%

Regina, Sask., July 30.
Radio receiving licenses issued by
the radio division, department of
transport, Ottawa, during the fiscal
year ended March 31 last, created a
new high record at 1,345,157, apincrease of nearly 10% over the preceding fiscal year.

ceding fiscal year.

Average is 119 licenses per 1,000 of population as compared with 109 and 100 in the two immediately preced-

FCC MOVES TO AID TELEVISION

Washington, July 30.

Source of t make up for harsh treatment dished out to the television industry earlier this year-when permission for temporary commercialization rudely revoked-the Federal Communications Commis-| Rederal | Comminications | Commission has announced that itw as ready to partly-cake, with the Radio Manufacturers Association in the formation of a "National Television Systems Committee." Commiss declared that in following through its promise of May 28 that it stands ready to confer with the television industry, and otherwise assist in working out television. remaining problems it had been decided to organize the committee for function under the auspices of RMA.

Boler's Party Marks Joining With Mutual

Chicago, July 30.
John Boler, president of the North Central Broadcasting System, tossed an informal spread in the Palmer House to celebrate the affiliation of NCBS with the Mutual

me 50 agency men answered the

O'Neil Sets WJW Staff

Akron, O., July 30. William O'Neil, new president of as the station's gen-WJW, will eral manager. He succeeds Jack acting manager Thoma, who of the station after the resignation of Edvine Fern Melrose in March.

of Edythe Fern Melrose in March.
R. L. Bowles will be commercial
manager and Russ Saller, production
and program manager, with Edgar
Taylor assisting Salter.
Ruse Carde remains as continuity
chief, assisted by Gretchen Neidlinger, while Bill Griffiths continues
as news editor, sportscaster and publicity man for the station,
Puyr Pullen, animal impersonator
on many programs, has joined WIW
as announcer and will, do a threetimes-a-week juvenile feature. PurPullen's Pet Pals. He formerly did
the Traille. Tim program for WTAM,
Cleveland.

Other tenouncers at the station, will be Charles Hunter, Paul Huntand Chuck Scame

From the Production Centres

IN NEW YORK CITY

'Vox Pop' will originate Aug. 8 at Gharlottesville; Va., on location for filming of 'Virginia... Madeline Carroll and Fred McMurray will be among those interviewed... Ona Munson, a gal who looks ahead, will upon her imminent return to Hollywood, apprentice herself to the CBS program department under Charles Vanda to learn radio production... she has been successively a vaudeville hoofer, musical coinedy ingenue. Ibsen legit actress and reen and radio emoter she'll be back in January for the Edward G. Robinson spell out of Manhattan Max Wylie has his Best Broadcasts' all galley-proofed and ready for an earlier appearance this fall ... last issue sold over 3,000, considered oke.

Walter-King, who had to take his 'Dog Gone' series off WINS when he was floored by pneumonia, will return it to the air after Labor Doy . . . Jan Masarak, former Czechoslovak envoy to London; Baron Stephen Ropp, director of the Polish pavilion at the Fair, Maurice Hindus, author, Dr. Robert Valeur, of the French Information Service, and Y. A. Palaheimo, Finland commissioner general at the Fair, will tell about Nazi subversive methods in 'It Happened There' over WEVD in a 2:30 Tucsday night series starting Aug. 6.

Lydia Perera using story contributions from moppet listeners for her Story to Order series over WINS... Cesare Sodero batoning WOR.
Saturday night pop concert during Alfred Wallenstein's August Phillip James, Alexander Richter, Quinto Maganini, Joseph Littau, John Barnett will conduct the same director's Tuesday and Friday series the same period, Richards Vidmer, New York Herald Tribune sports columnist, now filling in the between-innings bits—the Giants' games with Mel Allen. .. Jay C. Flippen does the Yankee tussles. Francis Winikus authored this Friday's (2) script for Grand Central

Station'....Waverly Roof, Mutual's Paris correspondent who returned to New York last week, left arly-completed manuscript of a Richard Wagner biog behind him in his speedy skiddoo from the French capital. Homer Fickett at Block Island to get away from his stopwatch... broad-casters for the various eigste show, doing plenty of head-shaking over news of Government anti-trust charges against major tobacco companies.

IN HOLLYWOOD

Richfield Reporter (John Wald and Don Forbes) has been renewed for the 10th. Holds down the same 10 pm, spot on NBC's coast red... Irene Rich added Virginia Kreft], L. A. co-ed, to her Glorious One cast ... Hel Bock sprouted a hirpute-addunment on his upper lip while vacationing. Don Thornburgh, Fox Case and Frances Wilder did the talking for KNX at Stanford university's conference on radio and education... Bob Hope took his Pepsodent crew to Seattle for a Red Cross show, stealing a few days from his vacation... NBC's divisional chief engineer, A. H. Saxton, to New York for a seeth with the ner's gadget gargi... Hillside home tenanted by Myron Dutton and Ben Gage, producer and announcer, respectively, of NBC's. Our Half Hour' caught fire five minutes before they went on the air but there was nothing they could do about it until the signoff. Neighbors helped save their belongings... Sam Hayes' lucky start twinkled brightly for him last week. On the day his Sperry newscast the football games this fall for General Petroleum... Stella Unger waxing Your Hollywood Newsgirl' here for the next five weeks. Also goes sustaining from here on NBC's coast blue... Edgar Bergen flew to Nashville to pick up a cabin plaine. NBC sent along Publicist Joe Alvin to drum up crowds for personals at airports enroute back home... Guests lined up on Kraff Music Hall through August and September include Charles Laughton. NW. Ayer prexy. Harry Satten, stopped off a few days enroute to Hnwaii... Fibber McGee and Molly had their summer respite extended four weeks, giving Mercelith Willson's Musical Revue a full quarter in the pinch hitting role. The long grind pounding out those Kraft scripts 50 times a year for the past four and a half years finally floored the wordes until Carroll carrol a release from his medico.

IN CHICAGO

Bill McAndrew, NBC news chief, back to D. C. after having been laid up in his hotel room here chiring the Democratic convention...NBC here adding Associated Press wires in the news room...Ed Kobak was guest of the NBC sales staff's golf party last week...John Hodiak added to Guiding Light' Bob Jellison and Nina Klowden to 'Mary Marlin', Hugh Rowlands, Laurette Fillbrandt, Willard Waterman and Jackie 'Challbeck to 'Lone Journey'. Radio-Theatte, Inc. radlo little theatre group headed by Arthur Peterson, offering a: \$200 prize in a new play contest, with judges to be Bill Bacher of WGN, Robert, Pollack of the Chicago Times, Virginia Papne and Lioyd Lehman, winning show to be produced at Chicago. Women's Club theatre... Professor Bergin Evans, of Northwestern University, is substituting for Dr. John T. Frederick, head of Medill School of Journalism during latter's vaccition from 'Of Men and Books,' CBS program out of Chicago.

Tommy Bartlett yacashing from the 'Meet the Missus' shows on WBBM to rest his pipes with 'Tom Moore Dick Post and Art Mercier subbing on Bartlett's 14 weekly shots for Fitzpatrick Bros, ... Ed Roberts.

Tommy Bartlett yacashing from the 'Meet the Missus' shows on WBBM to rest his pipes with 'Tom Moore Dick Post and Art Mercier subbing on Bartlett's 14 weekly shots for Fitzpatrick Bros, ... Ed Roberts.

Tommy Bartlett yacashing from the 'Meet the Missus' shows on WBBM or the 'Right to Happiness' show... Don Gallagher added to Road of Life'. Garry Moore taking flying instruction... 'Story of Bud Barton' adds a trio of new characters portraved by Ray Johnson, Dorothy Francis and Sidney, Blistrom... Janet Logan takes over the 'Kay Fairehild' role in 'Stepmother' on Columbia... Jane Scott, Jornerly with Columbia in Chicago and since the start with the Sherman & Marquette agoncy Hormerly Benton' & Bowles-Chicago in dio department, has resigned... Ed Cleland with WBBM-CBS as 'continuity scribe.

IN SAN FRANCISCO

IN SAN FRANCISCO

At 8:30 p, m. on Tursday, Aug. 23, Mrs. Mill Samuel, wife of NBC publicity chief, became first woman; world to eat a walnut, shell sind all.

Event transpired. Omar Khayyum restaurant and climaxed six years' research by George Mardikian for method of turning nut (soaked in brandy) into exotic dish.

Mill Samuel of NBC prusery drafted to interview web stars at KGO-KPO booth at Pair. (was his first ordeal and though sweat beaded his town, fans asked for his suttograph too.). Ella Fitzgerald also reversed things and asked for Don Logan's scrawl after being interviewed by Interview. The star of th

Leibell Decision 100% Reversal One of Great Legal Opinions In History of Performance Rights

The Circuit Court of Appeals in N. Y. Thursday (25), handed down the long-awaited decision the RCA Manufacturing Co., Paul Whiteman W. B. O. Broadcasting Co. suit. It completely reversed federal judge Vincent L. Leibell and dismissed RCA's suit. The decision dismissed RCA's suit. The decision is one of the most important to radio and music ever handed down by a court. It holds that neither the manufacture of records, nor the performing artists, have common law rights in their product, which can exclude a purchaser of these records from rebroadcasting or redubbing them for profit. RCA Victor and W. B. O. Corp. will take the case up to the U.S. Supreme court on appeal.

W. B. O. Corp. will take the case un to the U.S. Supreme court on appeal. The original suit in this two-year action was brought by Whiteman as the performing artist against W. B. O. cperator of WNEW, New York, which Whiteman charged unauthorized use of his recordings, and more specifically that he was forced into competition with himself. Shortly thereafter RCA intervened in an action also against WNEW and against Whiteman, whom they claimed, by virtue of his recording contract with them, was precluded from attempting to state he had rights the records. On June 25, 1933, Judge Leibell handed down his decision in which he granted an injunction to RCA against WNEW and also granted one to Whiteman against the broadcasting company. Junction to Ko. A gainst to Whiteman against the broadcasting company. All three appealed the decision, RCA claiming Whiteman's injunction should not have been granted as his contract precluded it, Whiteman appealing from the injunction granted RCA, and WNEW from the entire decision.

. Unanimous

The Circuit court, consisting of Justices Learned Hand, Charles. Clark and Robert P. Patterson heard the latter-day arguments June. Their unanimous decision, written by Justice Hand, is as follows:

valid restrictions upon their re-

Concededly that could not be Concededly that could not seem of the restraint went to the restrain twent to the restrain price. It would have been impossible if the restrictions forbade the buyer to use the article except with other articles bought of the record maker.

of the record maker.

We do not, however, have that question, to decide, for we think that the common law property in these performances ended with the sale of the records; and that the restrictions did not save it, and that if it did, the records themselves, could not be clogged with a servitude. Copyright any form is a monopoly. It resists only the power to pressive output the power to pressive output.

any form is a monopoly. It sists only the power to prevent others from reproducing the copyrighted work.

'W. B. O. Broadcasting Co. has never invaded any such right of Whiteman's.

They have never copied his performances at all. They have merely used those copies which he, and the RCA Manufacturing

Copyright 'Exclusive'

publisher, while sympathetic with the interpreters of song material felt right along that the intervention of inter-

hat the intervention of interpretalive artists into the proprelative artists into the proprelative artists into the proprelative property rights of copyrighted song
material was willout legal precedent. Furthermore, from a hard,
is regarded by music publishers
as another signal victory for the
exclusive property rights of the
basic copyright ov

Legalids for the music publishers visualized that if the
dishers, were victorious,
the promise of protecting their renditions, it could make them the
victims of almost every other
artist. The singer, screen artist,
radio broedcaster, recording artist, television players, et al.,
could thus stop into the pictur
in later events, and lay claim to
some control over the sones
which they priformed interpreted.

Co., made, and distributed. The putatively protested performances were themselves intended for that purpose, and for that alone. The situation was precisely the same through Whiteman, and RCA, had combined an original musical score and inscribed it on records. The records a bar, embodied, Whiteman's common law property, his contribution as a conductor, in precisely the same way that the records of such score would embody his composition. Hence the question is no dif-

records of such score would embody his camposition.

Tisnee the question is no different free whether he might dissaminate a musical score to the public at large, but impose a limitation upon it, that buyers should not use it to broadcast for profit. Whatever might be said of that, if the sale were not a publication, it will hardly be argued that; that if it was a publication that destroys the common law property, the restraint upon the use of the record would be valid notwithstanding. It would be the height of unreasonableness to forbid any uses to the owner of the record, which were open to anyone else ho might choose to copy the rendition from the rd. To revert to the illustration of a musical score, it would be absurd to forbid the broadcast for profit of its record, if any hearer might copy, it, and broadcast the copy. Thus, even if Whiteman and RCA have common law property which performance does not end, it is immaterial unless the right to copy the rendition from the record is pregently of the restriction.

It is true that the law is otherwise in Pennsylvania, whose

It is true that the law is otherwise in Pennsylvania, whose supreme court in 1937 decided that such a legend as the records at hor bore, fixed a servitude upon the disc in the hands of any buyer. (Waring vs WDAS Broadcasting Co. 32 Pa. St. 433). We have of course, given the most respectful consideration to the conclusions of that great court, but with much regret we find ourselves unconvinced for the reasons we have tried to state. However, since that is the law of Pennsylvania, and since broadcasting will reach receiving sets in that state, it will constitute in our committed there. 'It is true that the law is other broadcasting will reach receiving sets in that state, it will constitute for committed there. If an injunction applied to these sets alone, it would be proper. It cannot, for even if it were mechanically possible to prevent any broadcasting through Pennsylvania, it would shut out points in front of and beyond Pennsylvania. We must therefore choose between denying any injunction whalever, since our injunction whalever, since our injunction whalever, since our injunction tit is unlawful only in Pennsylvania, enjoining W.B.O. from broadcasting throughout the Union and in Canada. This would be an obvious misuse of the unit. In the case at bar, if Whiteman and RCA cannot bring themselves

MRS. CONNELLY. SON HAVE EXIT PERMITS

Mrs. Reg Connolly and her 16-year old son, Pat, have been advised in London that they have an exit permit and are now facilitating sailing to New York.

The music publisher is presently in America on business and afterseeing his wife and son safely settled in the States plans returning to London. He came over on business some five weeks ago.

LEGAL SOCK STUNS NAPA

The decision of the Chruit Court of Appeals which last week completely reversed Judge Leibell's previous ruling anent the rights of record maker and interpretive artists in phonograph records, its knockout blow, at least for the present, to the National Association of Performing, Artists which intended capitalizing on Judge Leibell' decision to the benefit of musicians who make records. Judge Leibell had ruled that the maker and terpretative artist had a definite right in the after sale use of records, purtucularly in their use on radio. Circuit court denied either party could have such rights. Decision will be appealed to the U. S. Supreme Court. Ruling came at a most inoppor-

appealed to the U.S. Supreme Court. Ruling came at a most inopportune time for NAPA, which was in the throes of formusiting and getting into working order a plan, whereby musicians who took part in the making of records would share in a fund derived from licens de pid by broadcasters and coin machine operators for the use of records for profit.

ords for profit.

NAPA had called a meeting for noon Friday (20) at the Astor hole!

N. Y., for bandleaders and representatives of bandleaders; but the reversing decision put, a damper the meeting. It took place, however, and several things were brought out, among them the fact, as admitted by Jack. Rosenberg, prez of local 802 of the American Federation of Musicians, that 802 was financially interested in NAPA. Said that about \$7,500 had been loaned to that org.

It was also stated that NAPA

\$7,500 had been loaned to that org. It was also stated that NAPA would attempt to have the U. S. copyright law changed to establish performance property rights in inechanicals for an artist, as soon as the press of European war problems cased in Washington. Currently the copyright law, as applied to music, covers only the songwriter and publisher.

Local 802, through Prez Rosenberg, again urged bandleaders to line up with NAPA and membership application cards were distributed.
Some 50 people attended the meeting. Speakers were Jimmy Walk president of NAPA. Maurice Speiser, its attorney, and Jack Rosenberg.

within the law of common law property copyright, there is nothing to justify a priori and continuance of their control over the activities of the public, to which they have seen fit to dedicate the largest part of their contribution.

We cannot know how Congress would solve this 'ssue,' we can guess, and our guess is that it would refuse relief we are refusing it. But if belief were the opposite, we should have no right to enforce it.

Trinally, appeal is made to the doctrine that W.B.O. is guilty of a tort, or at least that it factor in determining untoir competition because it induced Bruno N. Y. (RCA Victor's distributor in N.Y.), to violate its contract with RCA. Whelfers and the contract are not before us. As between Bruno N. Y. and W.B.O. the contract is nullity. RCA had no power to impose the pretended servirude upon the records, and W.B.O. is free to buy them and us them it ed isgard for

the disgard of any attempt to do so.

"It follows that the complaint must be dismissed, and for sons, which made it unnecessary to determine how far. Whiteman's contracts with RCA preserved any common law copyright he might have had, if they survived the sale of the records. Judgment reversed. Complaint dismissed. Costs to W. B. O.

An A.P. Waxman Presentation

In this Variery issue, ASCAP, for the first time in a quarter of a century, has told its story, in detail, publicly. The decision to do so was made by the special radio negotiating committee, Herman Starr, Oscar Hammerstein, 2d, Walter Fischer: and Irving Cacar; and, including Gene Buck and John G. Paiue, as president and general

Gene Buck and John G. Paine, as president and general manager.

Traditionally ASCAP has been super-reticent.—It has not sought publicity. Concerning its general setup, its membership, its purposes, not much precise data has heretofore been available. This data has now been organized by A. P. Waxman, the new Advertising Counsel and Publicity Director of ASCAP. For the planning, editing, packaging and mechanical conception of this special ASCAP edition he rates the bow.

In choosing Vanuxr as the advertising medium through which to make its presentation ASCAP has been prompted, to quote Gene Buck, by the general circulation of Vanuxr among broadcasters, sponsors, advertising agencies, theatre operators, film producers, night clubs, dance halls, musicians, and in the amusement world generally. ASCAP took note, too, of the newspapermen, publicists and opinion groups that read this publication.

'ASCAP Day' at Frisco Expo While Broadcasters Are Holding Conv.

tions were stymied. Bregman, formerly general manager of Robbins Music, now heads his own Bregman-Vocco-Conn firm, but also owns stock in the Metro-Robbins setup. So do several of the present Robbins-Feist-Miller employees, all of whom approved sale theroof if Metro made a BMI deal.

LEGAL OVERSIGHT

May Cost Bob Crosby, Gil Rodin, Ray Bauduc and Others \$2,519

Ray Babus and Others \$2,519

Failure to answer legal complaint will probably cost Bob Crosby, Gil Rodin, Raymond Bauduc, Edwin R. Muller, Hilton Lamare, Julian C. Matlock, and Robert S. Haggert, \$2,519 jointly. N. Y. supreme court Justice Felix Benvenga, Monday (29) decided to turn the matter over to a jury to determine damages, and then Judgment may be entered with out further inquiry.

The plaintiffs, Glen Folger, N. Otis. Rockwood, Rene A. Wormser, Ellwood W. Kemp, are attorneys, and assert in their complaint that they represented the defendants in a supreme court action on April 15, 1839. Suit by Rockwell-O'Kee General: Amusement Corp. against them. It is claimed, that this suit was settled without payment, that \$15,500 was secured in another case for the detendants, and that the plaintiff attorneys acted in an adviscy capacity for the detendants in their forming of a partnership, and dealings with Rockwell-O'Keefe and Local 802 of the American Federation of Musicians.

Burt Squire's Record Co.

Aubany, N.Y., July 30.
Specialty Record Co., Inc., has been chartered to conduct a record york City, filed the papers with Sections are: Burt Squire attorney Max Chopnick and Louis L. Garden Company Control of N. Y. City.

Bornel of General Amusement Curporation Actists Burcou, Inc.
Atloning Bernard L., Miller, New York City, filed the papers with Section of 200 shares, no par value, birectors are: Burt Squire attorney of State in Albany.

George Basyman signed as musical rector of State in Albany.

George Casyman signed as musical director.

George Casyman signed as musical director.

Mex Songwriters Ask 2c

Seat Tax in Theatres:

Mexico City, July 30.

Mexican songwriters must get more coin from film theatres, their union assets in the demand for a new tax on theatres. The tax, the runion suests is not demand for a new tax on theatres. The tax, the runion suests is the erists of the conclave and publishers will have an ASCAP to the exhibitors much because it would only apply when music composed by the union's members is played and such tunes are only wrallable for the cinemas when mexican pix exhibited.

BREGMAN'S DEMANDS

STALLED BMI DEAL

Reported that Jack Bregman, who is a stockholder Robbins Music Corp. held out for any extra-factory price for the sale of his stock in the Metro music groups, and that thus the Broadcast Music, Inc., negotiations were stymied.

Bregman, formerly general manager of Robbins Music, now heads his own Bregman-Vocco-Corn firm, but also owns stock in the Metro-Robbins setup. So do several of the control of the contro

'JELLYROLL' MORTON DROPS MELROSE SUIT

PRUIS MELKUSE SUI

Ferdinand ('Jellyroli') Morton's suit ag: st Metrose Music in which the plaintin's songwriter sought an accounting from Metrose on royalties alleycely due on 47 published songs, was discontinued in the N. Y. Supreme court, Friday (26). The blaintin's attorney stated in his petition, for a dismissal, that after examining the defendant's file to check on royalties, he felt the suit should be discontinued.

The suit alleged Morton was hired on a six month, term as a writer July 11, 1923, with the defendant agreeint to pay him all royalties on mechanical reproductions, but all royalties on sheet music were to go to Melrose. Later on in 1923, another agreement, 79, signed, this time for a year's dutation, in which Morlon was to be paid 25% on mechanical reproductions, one cent on sheet music and on solo instrument reproductions, three cents on orchestrations and 124% on mechanical reproductions, three cents on orchestrations and 124% on mechanical reproductions of votal compositions.

It was alleged that from 1930 on the defendant had failed to pay proper royalties, and the action was started for accounting.

IT'S NOW OFFICIAL

Albany, N. Y., July 30.
Rockwell-O'Keele 'Artists Burean, Inc., New York: has changed its name to General Anusament Corporation Actists Burean, Inc.
Attorney Bernard J., Miller, New York City, filed the papers with Secretary of State in Albany.

MUSIC HELPS SEA MORA

BMI 'Must' Starts Today (31)

Tonight's (Wednesday) deadline set by NBC, after which all bands on its sustaining pickups must include at least . ASCAP tune, has forced quite a few bands into hurried preparations. Many of the outfits now on NEC were already equipped with arrangements of BMI and other tunes not controlled by ASCAP, but the majority of them have been scurrying around the past week high pressur-lay flet irrangers to get to work.

NBC allowed two weeks between the time the order was issued and its order to effect.

IF THEY WEAR THEIR COATS

But Friday nights the Garden of-

Gus Edward's Greetings

Beverly Hills.

Charles Carter and his WWSW, Pittsburgh, staff band to the Beach Club in Conneaut Lake, Pa., for in-definite engagement. IT'S CLASS

Jack Meakin with Patricia Norman, opened at Riviera, Pittsburgh Friday (26) for two weeks with op-

On The Upbeat

Rochester, N. Y. July 30.

The band rules the styles at the Rochester Youth Garden, dry lake Monday (29) for limited stay, side night club.

Wednesday and Saturday nights, when Gene Leonard's local unit plays, sports clothes are the thing. Coats and ties are out. Many of the couples take a swim in the lake, piecoic on the beach, then go to the Pittsburgh, for two weeks following eight morth, run, at Club, Petite eight month, run, at Club, Petite eight morth, run, at Petite eight mo

Piccolo Pete band into Anchorage. Pittsburgh, for two weeks following eight-month run at Club Petite there.

But Friday nights the Gartien of fers pseudo—a 'name' band 'flast week Wally Stoffer) when coats and it was are in vogue. It's the idea of the young folks and all conform. Youth Garden was organized to provide fun in night clubs without temptation to imbibe. Al Jahn's orchestra is now at now at Riley's Lake House, Saratoga Springs, N. Y. It is the third summer the unit has played the spot.

Tommy Reynolds band split with
Cy Shribman office and signed to
MCA booking contract by Harry
Moss. Band at Rye Beach, N. Y., for

From H'wood to B'way Woody Herman scheduled for stretch at New York Strand theatre in October. Outfit goes into New Yorker hotel, N. Y., Aug. 8.

Editor, Variety:

Thave been too ifl up to now to take care of correspondence but I am glad to say I am improving every day and am able to get into the N.J. by Van Alexander band. garden and take a sun bath. It is really a pleasure to hear from my old friends.

Broadway and my friends are still.

To Cotober. Outlit goes into New Yorker hotel, N. Y., Aug. 8.

Jack Teagarden will be replaced Aug. 9. at Sea Girt. Inn. Séa Girt, day and exander band. garden and take a sun bath. It is really a pleasure to hear from my old friends.

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Jack Teagarden will be replaced Aug. 9. at Sea Girt. Inn. Séa Girt. Aug. 9. at Sea Girt. Inn. Séa Girt. Inn.

Harry James band will close the band policy at Palisades Park, Fort Lce, N. J., week of Aug. 24.

Louis Prima's new band gets first location stand New York area Aug. 17. Replaces Bob Chester at Chatterbox, Mountainside, N. J.

Victor Young band signed to General Amusement Corp. Sonny Dun-ham, too.

Ray Kinney cut first side on new Victor contract. He'll be on 75c

Willard Schillinger's music ceeded Mark Hilburn's Nomads in the Tennis Club of The Inn, Buck Hill Falls, Pa.

Channing Barron's orch with vo-calist Dick Conrad will furnish sum-mer season at Rocco's Villa Sunset, Blairstown, N. J.

Blue Steele in for fortnight at Mayfair Club, Kansas City,

Guy Landis combination signed for the summer at the St. Charles hotel New Orleans.

Al and Helen Stuart, piano play-ing and singing duo, have closed at Bacino's in New Orleans and are ap-pearing at the White House hotel at Biloxi, Miss.

Channing Barron's band with vo-calist Dick Conrad set for summer at Rocco's Villa Sunset, near Blairstown, N. J.

Eddie Regreto's orch from Philly continues at the Glenwood hotel, Delaware Water Gap, Pa.

Constanin Bakaleinkof collab-crating with Richard Hageman scoring. The Howards of Virginia to Columbia, "The Howards of Virginia Columbia," Scheneciady.

802 BOYS GET **BRAVERY MEDALS**

Musicians on S.S. Washing ton Behaved Courageously in Submarine Scare and Also Helped in the Many Nervous Crossings of Atlantic Since War

NOW ON S.S. AMERICA

Members of the ship's orchestra or Members of the ship's orchestra on the U. S. S. Weshington, which has been recently engaged in bringing Americans home from Europe, were quietly awarded medals by the United States Line last week for bravery. Specific instance for which the citations were given resulted from the threat by a German submarine commander to torpedo the heavily-laden boat off Ireland about a month ago.

While the contain of the Washings

a month ago.

While the coptain of the Washington was franticelly trying to inform the sub that this was a neutral vessel, passengers were being piled into the lifeboats. Medals were given the orchest members for their aid and calmness in assisting in loading the small emergency boats.

Less spectagular research for the

the small emergency boats.

Less speciacular reason for the mayorks according to Alexander W. Goudie, member of the general manager' staff in charge of musicians, on U. S. Line boots, was long hours put in by the musicians under very difficult conditions when the Washington, w.s. returning from Europecach trip with many times her normal passenger count. On one trip three separate sittings for each meal were required and the band played two of the passengers will be a body of the passengers of the band played two or three hours past its usual 1, a.m. quitting time to keep them amused.

New On America

usual 1. am. quitting time to keep them amused.

Now On America

Several members of the Washington's band, in addition to its leader, Richard Kraetke, dean of U. S. Lines musicians, got another award last week. They were transferred to the America, queen of the fleet, which arrived in New York Monday (29) from the shipyards in Newport News. America will have a 10-man outfit in cabin class, six in tourist and four in third.

Kueike has been a sea-going conductor steadily since 1924, when he took wacation from fiddling with the Rochester Philharmonic for what was to be one voyage with the Levalth. U. S. Lines are currently employing about 54 musicians. At one time they used about 125. Sair tookers have, of course, suffered

air toolers have, of course, suffered an even worse fate on other lines

Press Agent Dreams Up Stunt For Publicity-Crazy Hotel Manager

The Bigger Blitz

It's no secret that when Nick Kenny's song publishers put on 'drive' to push one of Kenny and his brother Charlie's songs to No. I on the sheet, they both pitch in and become songplugers. Which leads to a current Tin Pan Alley gar, reierring to the time that Miller Music put the heat on their Make-Believe Island.

That's the week Nick Kenny over-drove Hitler, bandleader.

MAX WINSLOW PREFERS TO H.Q. ON THE COAST

Max Winslow prefers not to turn to active professional and executive activity with Irving Ber-lin, Inc., shortly. He's equal part-ners with Saul H. Bornstein and Berlin in the firm, co-founded by them when they broke away as a unit from the old Waterson, Berlin &

strom the old waterson, Berlin & Snyder setup,
Winslow has been hibernating at his Thousand Islands retrent, al-though recently he was a Columbia film producer. He plans returning to the Coast and make his residence there; also the in with a film company.

Swedish and Dutch regularly em-

ployed American dance bands.

Kraetke has considerable difficulty

sweuss and Duten regularly employed American dance bands.

Kraetke has considerable difficulty-in obtaining men, as they must double from dinner music to jazz and be proficient in both. In addition, of course, they must not get seasick must not be 'prima donnas' and must be amenable to 'ship discipline: In return they get steady work, all the food they can eat '(same dining room as the passengers) and a minimum of \$30 a week.

Sea water tooters must be members of New York Local 802, American Federation of Musicians, or must have their cards transferred to 802 if from out of town. Special's cales and hours apply to them. Until 1938, non-union college-boy bands were used in tourist and third classes, but union, contracts have nixed this.

U. S. Lines formerly used to contract for their bands with leaders and, in this way, Paul Whiteman, Ben Bernie, and other name outfits were shipped. They were not actually the bands of these mustroshut secondary outfist under other batoneers hired for the trip. Moore-McCormack Line still gets its orchisin this way, Al Donahue currently holding the contract for nine pieces each on the Argentina. Brazil and Turugauy' the South American service. which have stopped running entirely Urugat the war. French, English, service

Officials of the New York World's air and several bands and name en-ertainers were almost—but not quite Officials of the New York World's Fair and several bands and name entertainers were almost—but not quite—taken in last week by a stint to garge it is so-called sponsor a fock of publicity on the strength of the current public leaning toward anything patriotic. Stunt. dreamed up by a press agent, was to stage a Swing Carnival at the Fair last Thursday (25) to raise money for the training of airplane pilots It was to be called the Volunteer Pilots Training Fund. Press agent's client, a hotel manager, was to start the ball rolling with a check.

Host of important people were named on the Board of Directors including, as president, Tom Walson, president of the International Business Machine Co., Gene Tunney, Eddic Rickenbacker, and many others. Fake was exposed when check-up found that none of the above designated people ever heard of the dea and that the names were being used without permission.

Fair execs, piqued, called stunt off. It had been scheduled for a roped off-area at the Court of Peace, using the bands currently on Jocation in two hotels owned by the p.a.'s publicity-hungry client.

MUSIC ON BEER WAGONS ENDS SUDDENLY

Milwaukee, July 30.

Theme songs of business concerns may no longer be aired here by means of musical horns operated from motor trucks, according to a ruling delivered to Police Chief Joseph T. Kluschesky by the city attorney's office, and what started out to be a thriving business for the novelly horn dealers has died aborning.

dut to be a thriving business for the novelty horn dealers has died abornPabet Brewing Co. started something recently when, to promote a
special beer which has piece of
blue ribbon attached to the bothle
cap, adopted Put On Your Old Grey
Bonnet With a Blue Ribbon On 11
as its theme melody. A campaign
of newspaper, magazin a campaign
for enwapaper, magazin a campaign
between the some throughout the
riboral advertising was songmented
by equipping the brewcry's far fining
fleet of beer trucks with musical
billiboard advertising was songmented
by equipping the brewcry's far fining
fleet of beer trucks with musical
borns that broadcast the opening
bars of the song throughout the territory as deliveries rolled merrity on
their way. Listeners were amissig,
commented on the brewery's enterprise and beer sales sputted upward.
The John Graf Beverage Co.
manufacturers of soft drinks, noting
the reaction, then equipped its big
fleet of trucks with horns that played
How Dry I Am. This is a music
loving city; but complaints, as well
as appeals for permits from other
firms wanting to advertise their
wars via the melody route, began
to come into the police department.
The chief appealed to the municipal
logal department as to what ought
be done about it and was advised by Asst. City Alty. Leo Hanitory illegal whether used for en
interior manufacturing purposes.

MILTON KRASNEY GAC'S GENERAL MGR.

Milton Krasney, once head of the Cleveland local of the American Federation of Musicians, has been named general manager of all operations of General Arrugement. Corp. Krasney, now on Coost where he was corriled by Tom Rockwell, assuince charge immediately. He will headquarter in New York. He is also personal numager of Zear Bergen, which chore he will retain but not book through the GAC office.

office.

Etzi Covato, Jr., at 18 Emulates Maestro Dad

Broadway and my friends are still very close to my heart.

Gus Edwards.

Emulates Maestro Dad
Pittsburgh, July 30.
Second generation of local Covato
clan has stepped out on his own as
dance band maestro. Hee' Etzl
Covato, Jr., 18-year-old son of the
Pittsburgh maestro, and has his
group currently installed for the
summer at Mickey Conroy's Fort
Pitt Inn, Atlantic City hangout for
Pittsburgh crowd. It's youngster's
first professional job.
In meantime, his father, who
cently closed at Lookout House near
Clincinnait, is laying off here for
month to give his boys a vacation
before opening indefinite engagement in September at Detroit's Club
Royale.

Thomas Purks, 32, Suicides

Pittsburgh, July 30 Thomas Purks, 32, planist and dance band leader well-known in the Pittsburgh and Monongahela disthe Pittsburgh and Mononganela districts, was found shot to death last Friday (28) in his apartment in near-by Charleroi, Pa. Terming the shooting suicide. Washington County Deputy Coroner Lawrence B. Frye, said, a charge from a single-barreled shotgun had shattered Purks chest and heart.

The body was found slumped in a chair in the kitchen of the apartment where Purks lived with his mother. She could give no reason for his act.

10,000 (90% Advance Sale) Hoof To Miller in Air-Conditioned K.C. Aud

Kansas City, July 30.

Glenn Miller in a nighter in the arena of the municipal auditorium played to more than 10,000 dancers. Tickets were on sale throughout the in advance at 1966 per person, and gate price was \$1.25 plus tak. But 90% of gross was on advance sale, and balcony seats for specialors at 506 per person helped swell total. On this basis take for one night figured around \$11,000, something new one-nighter figures hereabouts. Auditorium is tir conditioned and has played to cupacity of 14,000 dancers, but not at these prices.

Miller and band swing through the territory for four week-end one night four bands and swing through the territory for four week-end one nighter sets externed to the territory. After bandled locally by Tom Drake. Kansas Cliy, July 30.

Enoch Light Mending

Band Reviews

HENRY BUSSE ORCHESTRA (15)
Palace Hotel, San Francisco.

Henry Busse's current date is his first in Frisco with his own band, first in Frisco with his own band, the street of the stree and comprises five sax, six brass, and four rhythm, highlighting the thorough the sax six brass, and four rhythm, highlighting the thorough the sax six brass, and four rhythm, highlighting the sax six brass, and four rhythm highlighting the sax six brass, and four rhythm highlighting the sax six brass, and four rhythm singing, a trip billed as the Three Strikes and a nimeless quartet. Busse sor femones, the band and in town, a write the electric (Gibson) guitar amplifier, with foot pedal which permits Hunter to boom his instrument into featured spot or tone it down to band level at pressure of a toe.

Anent patriotism, Busse has been closing with Star Spangled Banner since opening here. June 18 which won commendation. Irom Mayor, Rossi. Stellight star Spangled Banner since opening here. June 18 which won commendation. Irom Mayor, Rossi. Stellight star Spangled Banner since opening here. June 18 which won commendation. Irom Mayor, Rossi. Stellight star Spangled Banner since opening here. June 18 which won commendation. Irom Mayor, Rossi. Stellight star Spangled Banner since opening here. June 18 which won commendation. Irom Mayor, Rossi. Stellight star Spangled Banner since opening here. June 18 which won commendation. Irom Mayor, Rossi. Stellight star Spangled Banner since opening here. June 18 which won commendation. Irom Mayor, Rossi. Stellight star Spangled Banner since opening here. June 18 which won commendation. Irom Mayor, Rossi. Stellight star Spangled Banner since opening here June 18 which won the star beautiful to the baniful the last (we year to the balling of the baniful the last (we year to the baniful the last

CHRISTOPHER COLUMBUS
ORCH. (9).
Witti Sam Lenny
Harlem Opera Rouse, N. Y.
This rune-piece nego crew has
been playing sound various of
summer booking at the Harlem
Opera House while the nearby
Apollo is being refurbished in its
first Class A minor league date.
Consists of Columbus on drums, plus
piano, bull fiddle, two horns, trombook and three different-sized saxes.
Play only swing, and that, of the
more blaring, discordant brand, with
Columbus taking, plenty of drum
breaks, and the horn and a deep
sax also getting frequent bits. Plano,
which is well massaged, gets for
some control of the columbus that is the columbus that is the columbus
the swingement of Rachantine of the columbus that is the columbus that is

Sam Lenny, crooner using falsetto finales, is so-so. Hobe.

CLYDE McCOY OBCHESTRA
With Wayne Gregg, Bennett Sis. (3)
Hotel Muchibach, E. C.
A recognized leader of the cern
trumpet, Clyde McCoy has his band
in the Terrace Grill for a regular
two-week stand. The leader has
made blues songs his commodity and
has his organization of many protions and the commodity and
has his organization of many promitent part in nearly every arrangement and does specialities on about
half the tunes carried in the portfolio.

tolio.



MILLION DOLLAR PIER **WEEK JULY 28**

Direction GENERAL AMUSEMENT CORP.

JIMMIE LUNCEFORD

Aug. 2, Evansville, Ind.: 3, St. Louis, Mo.; 4, St. Louis, Mo.: 5, Carbondale, Ill.

Mgt. HAROLD OXLEY 17 East 49th St., New York

leads when not singing.

Roster includes Ed Oschrer, plano; finning Dorsey, bass, Ollie Cutler, drop the plano of the plan

ROYCE STOENNER'S ORCH.
Pla-Mor Ballroom, Lineoln, Neb.
Nabe boys, who were born, played, schooled, and colleged together in Kanasa City, make up. Royce Stoenner's orchestra. It's an organization forn between desire; and demand. Boys would like a style, which was essentially sweet, and they show it in frequent arrangements, but not enough of their work is location. About 10°, of each year's dates are on longer engagement basis, and the

other 90% one-nighting. One night stands demand, in a radius of 500 miles from Kaycee, jump material.

Stoenner' relatively new to the bit, taking do na leter sit suspess of Kanass Clly, having gone profesh about a year ago, 'Ros a trumped player, and Jabors al it, which swells up his brases to four-some, only one of them a trombone. Equally manned are his saxes, and three are apotted in rhythm.

Singing stints are handed two of the boyo Bo. Disk, who ballads are his saxes, and three are apotted in rhythm.

Singing stints are handed two of the boyo Bo. Disk, who ballads are his saxes, and three are apotted in rhythm.

Singing stints are handed two of the boyo Bo. Disk, who ballads had have been still be the considered two of the boyo. Bo. Disk, who ballads had have been still be seen to be supported in the boyo Bo. Disk, who ballads had have been seen to be a supported to boyo Bo. Disk, who ballads had been seen to be a supported to boyo Bo. Disk, who ballads had been seen to be a supported to boyo be supported to boyo be supported by the ballads had been seen to be supported by the ballads had been been ballads and been supported by the ballads had been supported by the ballad

VARIETY

JOHNNY HAMP ORCH (12)
With Jane Whitney, Cecil Adalt
President Hofel, Atlantic City
With so me proposed street experialing the company of the control of the control
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(Continued on page 143)

WGST COMBO RECORDS FOR BLUEBIRD LABEL

Atlanta, July 30.
Clarence (Curley! Hicks, maestro
of WGST's five-piece house band,
has formed four-piece combo
called the Taproom Boys that
cently cut six sides for Bluebird,
of which, 'Russian Rag,' almost immediately climbed to a prominent
position among best sellers.

Hicks is guilarist 'Nonna Cha-

Hicks is guitarist, 'Noonoo' Chas-ain pounds driims, Elmer Hicks Curley's brother) squeezes accor-

Hiers Lain pounds drums. Curley's brother) squeezs accordion, and Mack Ergle pushes bass addle around. These boys are slated to groove a round dozen more sides for Bluebird in the near future.

Their name the tipoff on the

Network Plugs, 8 A.M. to 1 A.M.

Following is a totalization of the combined plugs of current tunes or NBC (WEAF and WIZ) and CBS (WABC) computed for the week from Monday through Sunday (July 22-28). Total represents accumulated performances on the two major networks from 8 a.m. to 1 a.m. Symbol . denotes him song, i stage musicals, all others are pop. Parenthetic numeral after the title indicates how many weeks the song has shown up in these

	listings.	30.	5.00	100
٠		1		GRA
٠,	TITLE	PUB	LISHER	TOT
	I'm Nobody's Baby (7): . Andy Hardy Meets Deb.		Feist	
	I'll Never Smile Again (7)	4	Sun	
	Sierra Sue (12)	2-1	Shapiro .	
	All This and Heavon Too (6) ATHAH		Remick	
	Nearness of You (7)		Famous .	
ļ	Fools Rush In (9)		BVC	
	You Think of Everything (1) Aquacade	1	Robbins .	
	Breeze and I (13)			
	Six Lessons from Madame Lazonga (7)		RVC	
ı	Six Lessons from Madame Lazonga (7)		Witwork	
	Can't Periet Von (10)		Adam	4. 1
	I Can't Resist You (10)		Age!	
	Orchids for Remembrance (4)		Crawtora	
ı	Orenius for Remembrance (4)		Miller	
ı	I'm Steoping Out with a Memory Tonight (7)	1	Robbins .	
Į	You're Lonely and I'm Lonely (11) La. Purchas	9	Berlin	45
1	Fable of the Rose (5)		Harms	
Ì	You Can't Brush Me Off (9) Louisiana Purchas	e	Berlin	A . 34.5.
į	I Can't Love You Anymore (13)		Olman	
Į	Imagination (16)	\$5.0	ABC	
į	Blueberry Hill (3).		Chappell	
ł	Polkadots and Moonbeams (5)		ABC	1. 1.
I	Mister Meadowlark (6)	. 1	Mercer	P. 18
ı	Please Take a Letter, Miss Brown (4)		Paramoui	d
I	How Can I Ever Be Alone? (7) American Jubil	ee .	Chappell	3. 7. 5
ı	Meet the Sun Halfway (12) *If I Had My Way.	£	Santly	
١	Same Old Story (1)	1935	BMI	
١	Tonight (11)		Southern	21. 197
ļ	Where Was I? (17) . Til We Meet Again		Pamick	
1	Il's a Lovely Day Tomorrow (3) tLa. Purchase		Paulin	134,14
ı	Make-Believe Island (14)		Millor	
ı	Maybe (1)	17.	Dollabine	
j	Deut Marc Come (0)		regulation	
	Devil May Care (9) Get the Moon Out of Your Eyes (1)	10.22	Witmaric	
j	Get the Moon Out of Tour Lyes (1)	• • • •	Paramour	
Į	Down by the O-h-i-o (5)		Forster .	1. S.F.
ł	It Wouldn't Be Love (1); Gay New Orleans My! My! (16) *Buck Benny Rides Again		Chappell	
ł	My! My! (16) *Buck Benny Rides Again		Famous 🐍	
ł	We Could Make Such Beautiful Music (4)		BMI	
I	Where Do I Go From You (13)	1	Mercer	delicity
۱	Ferryboat Serenade (1)		Robbins	7
	Halfway Down the Street (4)		Words-Mu	sic
	Say It (16) *Buck Benny Rides Again]	amous .	
	Seems Like a Month of Sundays (1)			
				· Sach

15 Best Sheet Music Sellers

(Week ending July 27, 1940)

God Bless America	Berlin
God Bless America I'll Never Smile Again	. Sun
Sierra Sue	Shapiro
Make-believe Island	, Miller
Playmates	Santly
Fools Rush In	BVC
Breeze and I	
Woodpecker Song	Robbins
When the Swallows Come Back	
Imagination	ABC
I'm Stepping Out With a Memory Tonight	Robbins
*I'm Nobody's Baby ('Andy Hardy Meets Deb')	Feist
Hear My Song Violetta	Crawford
Six Lessons From Madame La Zonga	BVC
*Blue Lovebird ('Lillian Russell')	
그 그는 사람들에 보면 그 사람들이 가장하지 않아 없는 그 가면 그 생각이 없어요? 그 그렇게 다른다.	

*Filmusical

RECORD REVIEWS

Duke Ellington 'Bojangles'—Portrait of Bert Williams' (Victor 26644).
Ellington is being consistent in turning out platters with appeal, though
these two sides don't quite measure up to his last few. Both are musicul
these two sides don't quite measure up to his last few. Both are musicul
tocures' of outstanding personalities, as the filles suggest, 'Bojangles' is a
cotorful and lifting arrangement, well played, with solid tone color. Piano
break gets it away, tasty sax and clarinet bits follow. Reverse highligh's
Rex Stewart's clear and muted trumpeting on another brisk side. It rocks.

Tommy Dorsey 'Whispering'-Funny Little Pedro' (Bluebird 10771)

Tommy Dorsey Whispering—Francy Little Fedro (Bluebled 1971).

The second of the monthly 35c sides Dorsey turns out for coin machine entree, using a small portion of the big band under the name Sentimentalists, makes up two neat sides. At curtailed tempo, Whispering highsta strong Pied Piper's vocal (with Frank Sinatra), which, combined with the breaks on trombone clarinet and Bergian muted trumpet, do the time up brown. Pedro, a tune collaborated on by the writer of 'I'll Never Smile Again,' is similarly arranged. Shows up as neat novelty with good clarinet. Dorseys 'I'll Never Smile Again and 'Marcheta' on (Victors 2602a) should turn out to be a click record 'Laid out along the same times, as the above Bluebird cutting, it's a smart job, the Pied Pipers and Frank Sinatra pointing up a fine melody. Dorsey's trombone solo stands out, backgrounded by a celeste for a neat touch. 'Marcheta' gives the needed by the full band. Tempo is avarage and lifting. Sax team shows to advantage. Trombone, trumpet, sax and clarinet split it up.

Vaughn Monroe 'I'm Home Agalu'-'I'll Walt Forever' (Bluebird 10767)

Vaughn Monroe Tim Home Agalu—(III Walt Forever' (Bluebird 19787)
This is the singer-bandleader the Wm. Morris agency has scheduled for a concentrated buildup. He's worth the trouble. First two sides show up smartly, first side adding up, stronger due to better material. Monroes voice impresses solidly. He's a bartione, smooth and clear, with likely style and a fine sense of rhythin. Work. 'Home' enhances the tune to click proportions. On the reverse, also a medium speed cutting, he's instituted to shur the lyries a bit but not conugh to bother. Band behind him on both sides waxes okay. Good sax section stands out.

Coleman Hawkins Blue Heaven'- Shick of Araby' (Bluebird 10776)

Coleman Hawkins 'Blue Heaven'—Shick of Araby' (Bluebird 19779).

Commercial record makers turn out such things as this regularly. Limited market stuff. Group of see musicians are rounded up, select an original time and go to town. That's okay, but when a pair of standards, such as these, are teed up the idea takes. a different, hue. Fine, accepted melodies are booted so far and wide that it means diligent listening to catch even a hint of a familiar note or two. Though well played, both of they sides are in that category and both are a distinct disappointment to anyone expecting a true interpretation of recognized tunes. For swing collectors.

Buster Balley 'Should I'- April in Parls' (Varsity 8337)

Buster Bailey. Should I'—April in Parls' (Varsity 8327)

Buster Bailey is the Carinetist with the John Kirby crew. Which makes
this combo that group on another label (Kirby cuts for Vocalion). Buss
man here is listed as John Kevr (bass is Kirby's dish). No matter, whatever bunch is used these are two smort sides. Should' slips easily into a
solid groove, strictly metodic all the way. It has a punch. Parls' slows up
the tempo and is so avranged and played as to make a six-piece outlit
sound much more full than it is. Outstanding men from some bands often
cut for a rival label, more often than not utilizing good men from the
band they themselves play with. This is one of those things.

any Goodman 'Hour of Parting'-'Cocoanut Grove' (Columbia 35527)

Toots Mondello's alto sax solo breaks are the major points on the first, a sock side. Tune gives opportunity for the guy to show off his easy wide range and fine tone. Goodman's clarinet isn't far behind, though it doesn't do half the duty. Tempo is slow and litting. Band works solidly behind, 'Gr ' is one of those institutional originals, another 'Tuxedo Junction' piece. It's strong on rhythm, is well played, and includes a neat trumpet bit.

Jimmie Lunceford 'What's Story Morning Glory'-'Got It' (Columbia 35510)

Symmic Junctord What's Story Morning Glory—Got II' (Columbia 35510)

Both are better than Lunceford has cut in some time. 'Glory' packs
wallop at a leashed pace; a colorful arrangement smartly played. Neat ensemble stuff is broken by slick sax, muted trumpet and clarinet breaks.

Got It' is another jump piece showing off the powerful sax team. Trunpet and sax cut it prior to Jimmy Young's yocal.

Will Bradley 'Beat Me Daddy, Eight to the Bar' (Columbia 35526)

Another, in the recent rash of two sided originals this is supposedly written around. Peck Kelly, a famed southern plantst. It shows the Bridley band in a fine light, projecting its enthusiasm and drive. Plano hammering, boogie woogie style, and Ray McKinley's blues vocal highlight the first side, kicking it solidly. Background ensemble isn't cracked by breaks until the reverse is spun. Briss, does brisk work near the finish. Much better than some of the same band's pop cuttings:

John Kirby 'One Alone'—Humoresque' (Vocalion 5605)
Kirby is pretty consistent with good sides; these two are among his best. 'Alone' side is teed off with a melodic and tasty bit of pianoing. From that point on it's a cinch. It noves at a jumping, moderate speed. Breaks are numerous. It's all solidly grounded on Spencer O'Neill's drumming. Reverse doesn't quite reach the same level, but in itself is a sock job, it's a shade more colorful an arrangement but faster in tempo. Sextette almost always clings to melody; both of these do.

Jimmy Dorsex II I Forget You.—All This and Heaven' (Decca 2259)

Bob Eberle's vocal is the highlight of this side, though the band comes in for some good work. The full voiced lyricing, however, occupies most of it, giving the band little chance. Voice rolls easily and takes range hurdles with ease. Finishing organ effect is a nice touch. Reverse is slow tempoed and well played. Saxes stand out of a nice arrangement. Eberla again vocals, Ditto above.

The Value of 'Old' Tunes

The montage displays of old big-selling sheet music on pages 23 to 29 in the ASCAP section will be of special interest to dance orchestras remembering what Bonnie Baker and Orrin Tucker did for themselves with 'Oh, Johnny,' a yesteryear tune. The sentimental symbolism of hundreds of old musical compositions, conveying instant impressions to the minds of millions are of indispensable utility to the imaginative radio program builder. These pop perenniels have been standard on many a broadcast.

Night Club Reviews

Two New Acts. Elvira Rios and Hidegarde Halliday. Latin song-stress and mimic respectively, feature the new Rainbow Room layout. Ray Heatherton's brisk band is a holdover, even smoother than when first organized to open at this spot, and Gower and Jeanne, svelte young dancers. Rainbow Room re-

and Gower and Jeanne svelte young dancers.

Rainbow Room Tedenters and the second of t

WILLOWS, PITT.

Pittsburgh, July 27.
Lani McIntire Orch (10). Leialoha,
Nohealani, Pia-Kealoha; door charge
35c week night, 45c Saturday and
Sunday.

RAINBOW ROOM, N.Y.

Ray Heatherion Orch (12) with Totil Hope and rikumba unit iteaded by Max Surbin: Elwira Rios, Gouer and Jeanne, Hidegarde Halliday, Dr. Sydney Ross, coner \$1\$ and \$2.

Two New Acts, Elwira Rios and Hidegarde Halliday, Dr. Sydney Ross, coner \$1\$ and \$2.

Two New Acts, Elwira Rios and Hidegarde Halliday, Dr. Sydney Ross, coner \$2\$ and \$2\$.

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Two New Acts, Elwira Rios and Hidegarde Halliday, Dr. Sydney Ross, coner \$2\$ and \$2\$.

Two New Acts, Elwira Rios and Hidegarde Halliday, Dr. Sydney Ross, and drums, he has a first-class trest the new know Room layout, and drums, he has a first-class trest the new know store them keyed to Aloha tempos, are enchanting. Vocal trio, on practically every other number, helps, too.

tically every other number, helps, too.

McIntire also gives em a floor, show, and a good one, too. Carries two native dancers, Leialoha end Nohealani, who give out, and plenty with the grass skirt stuff, and one of his guitar players, Pua-Aloha, a 300-pounder, also dons the hula costume for a crackerjack shimmy-shake. It's a bundle of laughs and Pua, a one-time Olympic swimming champ B.W. (before waistline) has the technique down pat. Beginning of show is recreation of native dance ceremony in front of burning volcano. (dry ice and water) that sets the mood for what follows.

Fine music, okay revue, but too good for Willows present needs.

BAR OF MUSIC, L.A.

Los Angeles. July 24.
Bill Jordan, George Kent, Muriel
Goodspeed, John Hale Dick Wins-low orchestra (5): Minimum \$1.50 \$2

Bill Jordan, George Kent, Muriel Goodspeed, John Hale Dick WinsJow orchestra (5): Minimum \$1.50.\$2

Given to the theory that Florida and California must have something in common, Bill Jordan has gone for the gamble: that, nitery habits are as good a guess as any. In Miami his Bar of Music is still a going enterprise after three years. The pitch here is said to The open the properties of the cost spot. The open in august of the properties of the properties

Unfamiliarity of orch with arrangement and non pro competition from ment and non pro competition from visiting convention firemen didn' make opening (24) altogether happy

one. Though the state of the st

twists.

Brenny Morrow, another torso twister, while acceptable, reveals nothing startling in her single. Same goes for decorative Ball Ball

Markos and his rhumba-congoists fixture at joint, wind up show taka fixture at joint, wind up show tak-ing payees on conga romp. Sextet are colorful performers, and always manage to leave house hopping. Dancapation is split between Tommy Nunez's standard combo and Syd's Rumbaritos, both okay. Les.

Hawaiian Blue Room HOTEL ROOSEVELT, N. O.

New Orleans, July 27.
Phil Harris and Orch and Ruth
Robin.

Phil Harris is a big favorite here. He presents same group of double entendre songs in an intimate manner which his addicts like. His repertoire is a little shopworn, but his fans seem to care not how often they've heard the same songs and patter.

patter.

There is no floor show. The management believes that he is sufficient unto himself to carry the evening's entertainment, which he does with the exception of a brief appearance in the floor show interlude of his band singer, Ruth Robin, a looker who gets plenty of palm pounding: It's all Harris from here

a looker who gets plenty or paim pounding: It's all Harris from here pounding: It's all Harris from here for the foot of the floor. The hand lears heavily to the brass and percussion instruments and plays on the off beat that is better adapted to swing addicts than to the spread eagle lopers. After the crowd thins out some in the arly morning the boys relax a bit with some sweet music and the anti-ankle swingsters manage to get in a few data from the swingsters manage to get in a few data from the swingsters and the swingsters with the flat from the floor show period, his best offering of the night was an unsually good version of 'Alice Blue Gown, stepped up to a tempo which the dancers went for in a big way. For the rest there's the band giving out on the Wolverine Blues and there's his adaptation of Rochester's May have the swingster of the s

SCHMIDT OF BOSTON JOINS SESAC LIST

Arthur P. Schmidt, Boston music publisher, has affiliated with SESAC (Society of European Stage Authors and Composers), bringing its catalog of about 10,000 compositions to the license outfit. Gives SESAC a catalog of about 50,000 compositions.

ut about 10,000 compositions to the license outfit. Gives SESAC a catalog of about 50,000 compositions.

Schmidt company, formed in 1875, has never before been affiliated with any licensing group. NBC, CBS and other networks and stations, which formerly paid for the right to use the Schmidt catalog, will engine these compositions through their ticense from SESAC. Broadcast Music, Inc., the network-backed group, was recently reported to have been dickering for the Schmidt catalog.

Inside Stuff—Music

Because too much press attention was being given the unprecedented booking of Jimmy Dorsey's band for a birthday party for Jimmy Gardiner, wealthy Texas youngster, he latter's stepfather threatened last week to cancel the date. Dorsey played the party Monday (21) night, flying from New York in chartered plane and returning the next day. He was paid \$5,000, including transportation. If the date had been cancelled the down payment of \$2,800 would have been forfeited.

Pic Magazine was scheduled to ship a photographer along with the band to shoot pictures of the shindig for a special spread. That was cancelled. Life was originally expected to cover it for its Life Gogs to a Party' section, but decided to turn it down. Johnny McGee's band subbed for Dorsey the one-night at the Pennsylvania hotel, N. Y., where Dorsey stays until next week (31).

'I Am an American,' which RCA Victor put a special drive in connection with Gray Gordon's recording, is getting the maestro plenty of attention via abnormal fan mail. Its patriotic tieup is the obvious reason. He's stated for Information Please shot, and Meredith Blake, vocalist with Gordon, is due on the Male or Female show for a guester. 'American', published by Mercer-Morris, is fully titled '(Shout Wherever You May Be) I Am an American, the parenthetic prefix being a necessity to get around a previously registered' I Am an American' ditty by Pamous which Horace Heidt did, but not with such signal results as the Gordon tune. Metro-Feist had to do the same stunt with My Wonderful One, Let's Dance, 'when publishing that excerpt from Two Girls on Broadway,' as a means to circumvent confliction with the Benny Goodman thematic, 'Let's Dance.'

Any number of amateur songwriters clamor incessantly for bandleaders to arrange and have their bands play their tunes on broadcasts, but Charles Balcoff, brother of vocalist Meredith Blake, is different. He's currently suing Jack Teagarden for playing without authorization a tune he wrote in collaboration with a Joe McMahon called Darling You Weren! There. Amateur wants a sum of \$5.000 for each infringing performance. According to Teagarden, Miss Blake continually pestered him to make up the tune and play it while she was a vocalist with his band. He complied with her request and used the number several times. After she left the band to join Gray Gordon at he Hotel Edison, N. Y., her brother's suit was instituted. Suit comes up soon in Federal Court, N. Y.

Music Notes

Max Steiner's new symphony, 'Song of the City,' will be used for the first time in Warners 'City for Conquest.'

Edward Ward composed two tune Edward Ward composed two tunes Sail Along Prairie Schooner and With My Concerting, for Edward Small's 'Kit Carson,' Chet Forrest and Bob Wright did the lyrics for 'Schooner,' and Wright for 'Con-certing,'

Johnny Mercer and Maity Malneck rote 'Central Avenue,' to be sung ote Central Avenue, to be sung Malvina Swings It at RKO.

M. K. Jerome and Jack Scholl are cleffing tunes for Santa Fe Trail at Warners.

Dmtri Tiomkin writing the musi-cal score for 'Lucky Partners' at RKO.

Will Fowler, Gene's son, composed 'American Nocturne,' which will be published by Feist.

Naclo Herb Brown inked contract to write tunes in Metro's music de-partment under supervision of Nat Finston.

Edward Kay and Harry Tobias sold a rumba number to Monogram for use in the next Frankie Darro picture, and Johnny Lange and Lew Porter turned ballad for the Porter tur same film.

Lone Summer Spot

band been a good investment for a decade, except for two summers ago, chiefly on account of the stiff fixed costs. However, Ross and Maganotti have a deal by which they can't lose much and can make lot. Fellow who runs the connecting speed boat concession bought the big layout, which originally, cost arcund \$100,000, for \$8,500 at a sale recently and had to	surroundings. Hale is billed as the original Texaco radio tenor. Sendoff for Miss Goodspeed is 'the beauti, ful girl with the beautiful voice, she amply filling both orders. Dirk Winslow's crew of five-gives out for the footwork and is sufficient to the occasion and the room dimensions. CLUB BALL, MIAMI	stade with any licensing group. NBC CBS and other networks and sta- tions, which formerly paid for the right to use the Schmidt catalog, will now yet these compositions through their license from SESAC. Broad- cast Music, Inc., the network-backed group, was recently reported to have been dickering for the Schmidt cata- log. Shepperd and Nolan Canova are the soloists, plus crew of 11 daneers, is soloists, plus crew flushed two-month eright to use the Schmidt catalog. Grady's Spanish Room is only At- lanta-dine and dance spot booking cast Music, Inc., the network-backed group, was recently reported to have been dickering for the Schmidt cata- log. Livingston follows Jean Sabin's orchestra. Spot aired over WATL, Atlanta's Mutual outlet.
have it running someway so his speedboat biz wouldn't suffer. So he approached Ross, and later, one-time operator of eld Show Boat, agot it on one of those percenvice arrangements. This, together with the low overhead resulting from the B-Y-O-L policy, gives new operator a bonafide	Mianii, Jidy 27. Yvonre Bouvier, Howard Berry, Harold & Vary Bee, Breiny Morrow, Bali Ea't Gele (6), Markos Rhimba Troupe (6), Toinny Nunez Orch- (8), Syd's Rumbaritos (6).	Bands at the Boxoffice
cnance to get somewhere. However, Lani McIntire's band, in for two weeks with options, isn't just right for what Rose is trying to do, That no-booze-served thing is right up the kids' alley, and it was the kids Willows originally planned to make a play for, and the younger crowd is still strong for hot-on-the-boof. McIntire, of course, earn give.	operator of Bali, has shot works on this show allegedly representing big- gest summer nut since nitery opened. Unfortunately the lineup does not justify expenditure. Young Bouvier, gifted with nice voice, fails, to score solidly. Her	(Presented herewith, as a weekly tabulation, is the estimated cover by the control of the property of the control of the contr
em plenty of swing stuff along with his Hitwaiian charls, but that isn't exactly, his specialty. Island music, with the guitars, and steel guitars, is a definite novely for Pittsburgh and under the Willows' 1939 policy would jundoubtedly have been a wow. As it	dinner trade manner, and Bali. 10- formal atmosphere, clash from start. Songalogs are too sophisticated for spot's summer trade. Possible a change from sleek gowns to some- thing more summery. In keeping with Bali's tropic decor, would help.	Jimmy Dorsey*, Pennsylvania (500; 75c-\$1.50) 16 1,925 25,825 Tommy Dorsey*, Astor (900; 75c-\$1.50) 10 30,000 31,875 Ray Kinney* Lexington (300; 75c-\$1.50) 11 1,050 14,300 Alvino Ray Bilimore (300; \$1-\$1.50) 5 475 3,345 R

GALLO TO PRODUCE ICE SHOW IN PHILLY

Inactive with outdoor operettas this summer, Fortune Gallo has taken on an assignment to produce an ice show on the open-air rink at Philadelphia Gardens, one-time National League ball park. Place is being conducted by Ray Fabiani, known as a wrestling promoter.

Nearly 20 years ago Fabiani played oboe in Gallo's San Carlo opera company orchestra. Associated with the promoter is Hugo Quist, formerly concerned with the American appearances of Sonja Henie.

It had been regorted that the ice

appearances of Sonja Henie.

It had been reported that the ice show was off, though when the rink formally opened last week it drew patrons away from the other attractions in the hybrid spot, which has a dancehall and, midget auto races. Harry Losee is staging the ice show, in which skaters from the Coast and Chicago will appear.

Band Bookings

Larry Clinton, Aug. 25, week Man-hattan Beach, N. Y.

hattan Beach, N. Y.
Woody Herman, Nov. 1, five days,
State theatre, Hartford, Conn.; Nov.
15, Palace: theatre, Cleveland.
Count Basie, Aug. 29, week, Paramount theatre, Los Angeles.

Casa Loma, Aug. 12, Leaksville, N. C.; 13, Charleston, W. Va; 14, Cin-N. C.; 13, Charleston, W. Var, 14, Cin-cinnati; 15, Columbus, O; 16, week, Westwood Gardens, Detroit, Toronto Exposition, Toronto, Can; Aug. 29-31, Eddy Duchin, Sept. 2-3, Sammy Kaye; 4-7, Tommy Dorsey.

Ozzie Nelson, Aug. 23, Tobacco Festival, Wilson, N. C.

Harry James, Aug. 24. week, Pal-isades Park, Fort Lee, N. J.

Louis Prima, Aug. 17, four weeks, Chatterbox, Mountainside, N. J.

Church Rule Stalls Hitch

New Orleans, July 30.

New Orleans, July 30.

After a seven and a half hour delay, during which the church technicalities were cleared up, Joe LaGuardia, saxophonist. Ted FioRito's band, playing Hawaiian Blue
Room here, was wed Wednesday.
(24) to Betty Jane Schroder of Newport, Ky. The wedding had originally been, scheduled for 8:30 a.m.,
but Catholic church laws require
that a dispensation must be obtained
unless a betrothal is announced in
church for three consecutive weeks
before the wedding.

Bridegroom nephew of Mayor

Bridegroom nephew of Mayor Fiorello LaGuardia of New York.

TO REBUILD N.O. HAWAIIAN

New Orleans, July 30.
The Hawaiian Blue Room of the Roosevelt Hotel, swank nite spot, will be torn out and rebuilt on another motif.
Work will start after Labor Day.

Cotton Club's Passing Marks End

In the constant changing of the Broadway nitery map, the Cotton Club, which is for lease, after doing for six years since moving downtown from Harlem into the Times Square sector, marks the end of still another era. The passing of the Hollywood, Paradise, French Casino and International Casino con-notated the passing of the lavish girl shows and elaborate cabaret-theatre revues; now comes the end of the Harlem vogue in midtown.
Holding the street successfully

four Latin and South Seas niteries, Beachcomber, Hurricane, La Conga and Havana-Madrid, and hard by is La Martinique, which is just be-tween the so-called Broadway and fashionable east side spots. Billy Rose's Diamond Horseshoe. the

rashionable east side spots. Billy Rose's Diamond Horseshoe the only other successful nitery venture, a nostalgic type spot. The rest are hotels and grillrooms. Harlem's decadence as a nite life sector came with its No. 1 spot, the Cotton Club, rightfully concluding it better bring Harlem to Broadway, eather than knock itself, out trying lure 'em into the colored belt. This started a vogue of colored acles in midtown, most of them existing on a very all fresco policy. One spot was notably successful chiefly through a very elastic policy of latehour, drop-in trade, with service available after the rest of the town had pulled in its sidewalks.

Arthur Boran, mimic-comedian, m. c.s the floorshow for a two week stanza at the Club Mayfai Boston, starting Friday (2).

A-son, Pat Rooney.

A son, Pat Rooney, Jr. who sise survives, was virtually born. In trunk. He toured with his parents when still an infant Miss Bent depositing him in a basket in the wings while she worked on the stage. Frequently she carried him out for the boost.

bows.

Rooney and Bent as a team and later with Junior as a trio, were together on the stage for 27 years until 1932, when Miss Bent was forced to refire because of arthritis. She came out of retirement on April 10. 1935, their 32d wedding anniversary to appear with Rooney and their at the Capitol on Broadway. At that time she gave but a sample of her once great dancing talent.

Services are being held today.

Services are being held today (Wednesday) at the Walter B. Cooke funeral parlor in N. Y. interment in Evergreen Cemetery, Brooklyn.

of the STARS

LOEW BLDG. ANNEX

160 WEST 46TH ST. NEW YORK

Bryant 9-7800

SIDNEY H. PIERMONT

LUBIN

CLIFFORD MARION

JACK HYLTON'S SHOW PALLADIUM THEATRE LONDON

INDEFINITELY

The THEATRE

Saranac Lake

Of Harlem Era on Broadway

Marion Bent, 37 YRS.

ON STAGE, DIES AT 60

Marion Bent, Mrs. Pat Rooney in the sirect successfully and south Seas niteries er, Hurricane, La Conga a-Madrid, and hard by is fouse. When the street successfully and South Seas niteries er, Hurricane, La Conga a-Madrid, and hard by is fouse. When the successful nitery venture, type spot. The rest are grillrooms.

Seas a mile life with its No. 1 spot, the burden of the successful nitery venture, type spot. The rest are grillrooms.

Seas and south Seas niteries or, Hurricane, La Conga and South Seas niteries er, Hurricane, La Conga in the street successfully and South Seas niteries or, the street successfully concluding in the NVA ward at the French Hospital, before being removed to the Bronx institution. Pat Rooney rently appearing at 18 Billy Roses, in the trade. When the Rooneys were on tho pand in the money, they spot. The rest are grillrooms.

See and the street successfully concluding in the trade, with service successful nitery venture, type spot. The rest are grillrooms.

See and the street successfully concluding in the NVA ward at the French Hospital, before being removed to the Bronx institution. Pat Rooney shot well garded as a performer and a hostest well of the successful nitery venture, the successful nitery venture, the successful nitery venture, the successful nitery venture, the successful ward the successful nitery venture, the successful nitery venture, the successful nitery venture, the successful nitery venture, the successful ward to the successful nitery venture in the NYA ward at the French Hospital, before being successful on the successful nitery venture, the successful ward to successful the successful nitery venture, the successful ward to successful the successful nitery venture, the successful nitery venture in the

Philly Nitery Ops Get Together On U.S. Tax Matter

Philadelphia, July 30. Philadelpina, July 30.

Night club owners from all parts
of. Pennsylvania have met in an
effort to avert the fate of Arthur
H. Padula's Anchorage, which was
suttlered recently by U. S. revenue
agents for non-payment of social se-

cirity taxes.

Charles Solit, who has filed appeal to the State Unemployment Compensation Board in behalf of Frank Palumbo, was appointed attorney for the new group which will be called the Pennsylvania Cafe Owners Assn. Max Kaliner, one of the owners of the Club Bali, was appointed treasurer; Howard Bell, also a member of the Bali organization, was named secretary, and William Hopkins, of the Hopkins Rathskeller, is temporary chairman.

Hopkins, of the Hopkins Rathskeller, is temporary chairman. Soilt pointed out that the Government originally: ruled that initery operators were not responsible for social security and unemployment taxes, but had Jater reversed itself. Virtually every cabaret owner the eastern Pennsylvania area is in arrears from one to three years and face the same fate as the Anchorage, which was forced to close because of delinquency of nearly \$8,000 in taxes,
Organization also aims to combat what it termed 'inequitable rulings' of the State Liquor Control Board and the Philadelphia police department.

Opens Club des Artistes

Montreal, July 30. Oscar Bastien, French-language announcer, opening bistro a la Mont-mautre in the west end of the city this week.

Catering largely to radio perform-ers Bastien has labelled his spot 'Club des Artistes.'

George Choos' 3d Dimension Pix

New Still Process the Fruit of Long Investment and Labor

George (Love & Kisses) Choos, one of the top Keith-franchised producers in vaude's better days, is happily amouncing he's virtually out of show business via an invention of third-dimension still pictures. It's the payoff for long financing of an unknown inventor, Mikolas Kasab, who has been working on the process for 34 years in all.

Choos and his batther Kalman.

Choos and his brother, Kalman, have been putting up \$35 weekly for four years to maintain the inventor

15 YEARS AGO

(From VARIETY)

Legit production activity for the fall considerably increased. Whereas a week ago before 35 shows were rehearsing, there were currently 65. However, only about one-third were slated for Broadway, others being for the road.

George M. Cohan returning to the legit managerial ranks. He was scheduled to begin producing with American Born, which was among several plays he had in mind.

An abbreviated version of Uncle Tom's Cabin' was slated for the Keith circuit during the fall. Pat Casey was to spoisor and Corse Payton to have the lead role. Pay-ton had been playing a tab Tom' in the indie theatres to good b.o. re-

Thomas Meighan's new contract with Famous Players-Lasky practically called for the star to remain in pictures as long as he chose.

A new Frederick Lonsdale play, The Last of Mrs. Cheney, was to be given a London debut. Gladys Cooper was to be the lead. play be-ing scheduled for the St. James.

Only 29 bigtime vaudeville weeks for the fall at the current date. Keith-Albee had 18: Orpheum 11.

A. H. Woods reputed to have turned down \$150,000 for screen rights to The Green Hat, Katharine Cornell Broadway starrer. He was holding out for \$250,000.

Reopening Oakl'd Rancho With Danny Dare Show

Oakland Cal, July 30.

Rancho Sán Pablo reopene Its doors, with the blessing of the police department, with a Danny Dare floor show. Friday (1).

Last. the Rancho went in for names such as Helen Morgan and Belle Baker, but the police clamped down on gambling.

plus his experiments. Besides, they outfitted a studio and their Investments totaled around \$19,000 until the break came last week.

Besides his own coin, Choos, vaude's decline, has also been putting in some of the earnings of his wife, Helene Denizon, the dancer, A couple of weeks ago their resources had reached very low ebb and those was pleading with Bill Hown and RKO booker, to play Miss Denizons of that they could have enoughmoney to carry on until the invertion, termed 'sterogram', was merchandisable. Nat Holt, division manager for RKO, was sitting in and, when he saw some samples, immediately booked 12 pictures for Jobby displays in the Palace theatres of Cleveland and Columbus. He also promised to book Miss Denizon the first chance he gets, but 'stereogram' is positive.

Process right now is labortous, be-

Process :

Process right now is laborious, because everything is by hand, even the camera invented by Kaszab being a rough, home-made affair, It travels on two tracks, completely circling the subject, and takes-eight seconds to photograph through what is called a 'lenticulation imprint on celluloid.' Eastman Kodak is doing the developing, with only the negative and not positives used in the finished product.

This week Choos and his brother.

finished product.
This week Choos and his brother are getting a machine-made die to do the lenticulation work, which will permit much cheaper operation and eventually bring the cost down from around \$35 per picture to as low as \$1 each in mass production for advertising purposes. If appears especially adaptable for theatre lobby stills, the samples being extremely striking and lifelike. Choos, his brother and the inven-

Choos, his brother and the inventor are equal partners. They have not yet decided how the process will be marketed, though one idea is to be marketed, though one idea is to lease agencies on a royalty basis in different territories.

While not yet applicable to motion pictures; Choos says Kaszab wants to tackle, that problem once the still stereograms have been well started.

Best Coffee in England **OUALITY INN**

Leicester Square LONDON, WEST-END

WALTER (Dare) WAHL BILLY ROSE'S 'FRISCO AQUACADE

BOB and **GRACE CONRAD** THE LA PLAYA DANCERS

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HENRY ARMET

Currently CHICAGO THEATRE, Chicago

Opening Aug. 9, Shea's Theatre, Buffalo, N. Y.—Theatre Bookings by Wm. Morris Agency.

AGVA SHAKEUP IN 3-4

Charlie Freeman's Off-to-Dallas Dinner More Nostalgic Than Ribbing BEING KEPT QUIET

Charles: J. Freeman was given miore of a sentimental than ribbing sendoff on the evo of his departure for Texas as film booker for the lineristate Circuit, but then he took the bull by the horns and gave the attendants at the dinner in honor, at the Astor hotel last Tuesday (23) rousing laugh, climax. The Florentine Gardens in Holly-One of his gags, too blue for puint, is now being quoted up and down.

One of the second of the secon pal and now his boss. O'Donnell was, nostalgic about vaudeville as it once was; about the great help given him by Sime Silverman, founder of Vaniert, who wanded to brain him for accepting \$500 weekly for the flor state shows middle of next month if deal can he loss and the flor state shows middle of next month if deal can be closed for condensed version of George White's Scandals. Harry Kalmine, WB zone manager, has always with Keith's.

O'Donnell began with his career as an agent in Eddie Kelter's office.

O'Donnell began with his career as an agent in Eddie Kelter's office, would would be week of Aug. 16.

Stanley Harry with seeps haven't accepted and are, holding out for more. Date would would be week of Aug. 16.

Stanley Harry with reopen for stage shows and closure in the close for condensed version of George White's Scandals. Harry Kalmine, WB zone manager, but a would would be week of Aug. 16.

Stanley Harry with reopen for stage shows and closure in the close for condensed version of Same with a corporation of the company of the com

increase over ns
Keith's
O'Donnell' began with his career
as an agent in Eddie Keller's office,
which, he admitted, lasted only a
very short time. J. J. Mudock,
Keith's general manager, called,
O'Donnell in and told him it was
very evident that he would never
be an agent. Next thing O'Donnell
knew he was assistant manager of
Keith's, Philadelphia, There he met
(Continued on page 141)

Jack Naples Wins 10G From Brandts on NTG

Unit Nix Last Year

Variable Vision of Brandt, prior to the theatre of the Carlton Inheatre of the theatre of the Carlton Inheatre of the Carlton Inhe National contract with an and the defendants theatres behavior of a minimum of \$3.00 contract with the defendants theatres behavior of \$3.00 contract was cancelled, coer in contract was considered. Nazarro has been steed for damages of \$20.250. In contract was organized. Nazarro has been seed for damages of \$20.250. In contract was organized. Nazarro has been seed for contract was organized. Nazarro has been so that has contract with a least half a dozen local niteries before the summer is up. So far, only the Nixon Cafe has been inked. But several others are on the verge-For fast couple of years. Nazarro has been with at least half a dozen local niteries before the summer is up. So far, only the Nixon Cafe has been inked. But several others are on the verge-For fast couple of years. Nazarro has been with at least half a dozen local niteries before the summer is up. So far, only the Nixon Cafe has been inked. But several others are on the verge-For fast couple of years. Nazarro has been with at least half a dozen local niteries before the summer is up. So far, only the Nixon Cafe has been inked. But several others are on the verge-For fast couple of years. Nazarro has been with a least the local chapter of the more department of the couple of years. Nazarro has been so with a least the local chapter of the more department of the more department of the couple of years. Nazarro has been so with a least the local chapter of the more department of the more department

Cincy, Shubert, Reopens

Cincinnati, July 30.

Cincinnati. July 30.

Reopening of the RKO Shiplert set for Aug. 15. House will have a first run policy until autumn, when stag shows are to be added. It is Cincy's lone vaudifim stand.

During the last week in August RKO will start operating the new 1500-seat Grand as a first-run house. This up-to-the-minute cinema and two retails store spaces are in the building exected by the Taft shale on the old Grand Opera House side. Vine street at Opera Place. Formerheatre was in the Erlanger legit chain, until a few years ago when RKO took over the leare for pirolicy.

'Scandals' May Go Into Ptsbg., Fair Deal Set

according to Kalmine, 'Scandais' booking wouldn't mean a regular resumption of stage shows. Zone manager said even if show were pencilled in house would probably go back to films immediately after until the end of Seplember at least. 'Scandais' has been set in this territory by Joe Miller, local agent, on several dates, including three-day run at Capital. Wheeling, W. Va., and week's Buffalo engagement beginning Aug. 8.

ning Aug. 8.

'Scandals' Booked for Fair

No Replacements Elected as Yet for 8 N.Y. Local Board Members Who Resigned-Resolution Scores Those Who Left Posts

PHILLY PREZ QUITS

Chicago, July 30.
Graham Dolan, national representative of American Guild of Variety Arlists in Chicago, who has been a source of much resentment on the part of Chicago members, is being relieved of local duties. Hoyt Haddock, national secretary of AGVA, was in town yesterday (Monday) and listened to complaints of members against Dolan.
Haddock stated that Dolan would be transferred out of Chicago in a couple of days. No replacement has been set yet.

The American Guild of Variety Artists will be put on a keel acceptable to all members of the union within three or four weeks, according to assurances by responsible officials. How this will be done naturally cannot now be divulged.

urally cannot now be divulged.

Meanwhile, the remaining faction in the New York local board has not yet elected successors to the eight men who resigned from the board last week. They were Dave Fox, who also quit the N.Y. presidency, Billy Giason, Arthur Ward, Dick Barclay, Fred Pisano, Ben Haskell, Don DeLeo and Rod Rogers, Pete Wells, who was first v. p., steps up automatically to the presidency of the N.Y. local in Fox's place.

There was a N.V. local board meet-ing last Thursday (25), but the only action taken was to draft a strong ing last Thursday [25], but the only action taken was to draft a strong resolution, condemning those, who had resigned. Latter group had been maintaining that the N.Y. local board and office staff, was rife with communism.

Resolution reads:

Whereas the recent actions of certain New York Local board members have been calculated to discredit AGVA and their fellow Board members and their fellow members and their fellow members and their fellow members and their fellow members have slandered their fellow group and their fellow members without justification and have thereby injured AGVA, their fellow Board members and fellow members and Whereas certain Board members in the same fellow in the press in violation of the rules of AGVA, which are false misserial to the press in violation of the rules of AGVA, which are false misserial to the press in violation of the rules of AGVA, which are false misserial to the press in violation of the rules of AGVA, which are false misserial to the press in violation of the rules of AGVA, which are false misserial to the press of the press of the press in violation of the rules of AGVA, which are false misserial to the press of the pressure that the properties of the pressure that the properties of the pressure that the pressure that the pressure that the properties of the pressure that the pressure that the pressure that the properties of the pressure that the pressure that the properties of the pressure that the properties of the pressure that the properties of the pressure that the pressure that the properties of the pressure that the pressure that the properties of the pressure that the p

DOG ACT WINS

to Governor Sidesteps Milw. Quarantine Order

serving in an unortical capacity during the serving in several collections of the serving in a serving in the serv

PLAN ON CHANGES 15 Years Missing (And Ins. Collected) Detroit Theatre Man Is Discovered

Opera Waits on Monkey

Cincinnati, July 30.

Cincinnati, July 30.
The strange speciacle of operatic rehears, Is halted so as not to interfere with a money's dinner is the classic tale being told following the recent summer season of outdoor grand opera at the Cincinnati Zoo park. It seems that the monkey. Susie, was donated to the Zoo by a wealthy pairon with precise and not-to-be-ignored structions the questions of what and when the monkey was

structions the questions of what and when the monkey was

what and when the monkey was to eat.

Complicating factor Susie's devotion to opera. She will not eat when it. progress. Hence the recent amazing situation of Nicholas Moscon, basso from the Metropollian opera, waiting some 45 minutes to finish a well-begun 'Rigoletto'.

Nix on Mixing **Dooms Choruses** In Pitt Niteries

Pittsburgh July 30.

Looks like night club lines are doomed in this town, following State Liquor Board's recent ruling that girl's arent permitted to mix with the customers, thus 'assisting in sale of alcoholic drinks.' In past, choruses local case belt have been merely window-dressing for the ring-siders; and have been hired invariably according to their willingness to play lonely hearts with the stag trade.

ably according to their willingness to play lonely hearts with the stag trade.

First to drop ensembles altogether, on heels of Board's ruling, was Nixon Cafe, which last Monday (22) nounced a future policy of featured acts only, with no choruses, instructions were given by Tony Conforti, Nixon's proprietor, to Joe Hillier, who books the spot. That leaves Yacht, Club the town's only nitery still using line of girls, but river place may also eliminate them when Board's ultimatum takes effect, on Aug. 1.

Board's ultimatum takes effect on Aug. 1.
So far as entertainment concerned, loss will be practically nil, since out-of-lown agents have consistently been guilty of shooting in pict-up. unrehearsed, badly-costumed lines simply becaus they knew the gals werent, being hired exclusively as dancers anyway.

RAID FOUR A.C. NITERIES FOR CASINO OPERATIONS

Atlantic City, July 30.

Four of A. C.'s north-ide niteriesthe Paradis Club Harlem, Wonder Bar, and Belmont-were raided early Sunday morning (28) by Mayor Ton Taggart and 50 cops, while the police chief was home sound asleep. niteries, which had floor shows and the outward semblance of mere fur places, maintained large gaming rooms on the side. Four truckloads of roulette wheels and dice tables were captured, together with 28

were captured, together with 28 prisoners.

Wearing a gun in real wild-wert fashion outside his white lines suit, beared fashion outside his white lines are fashion outside his white lines to hear stage shows. Several local houses are furnished with head-local houses for provide equipment to allow affilted patrons to allow affilted patrons to allow affilted patrons to allow affi

Milwaukee, July 30.

Baffling legal questions have been raised by the return here of Nick De Lorenzo, former widely known theatre man, who disappeared 15 years ago and was declared legally dead by Circuit Judge Gustave G. Gehrz on May 17, 1935, enabling the widow Lillian to collect on a \$2.000 life insurance policy. She married again, and some legal experts say that since De Lorenzo turned upative his wife's second marriage was invalid and that the insurance pany is entitled to recover its \$2.000 payment. Other attorneys declare the marriage was valid her former husband was legally dead and that the insurance company cannot recover.

mer husbanu was regary tree, end that the insurance company cannot recover.

Nick De Lorenzo was formerly manager of the old Magnet, Vaudette and Elite theatres and disappeared in 1925 following a family quarrel. Last week Otto L. Meister, operation of the Whitehouse theatre, and a former employer of De Lorenzo's, visited the Beckman & Gerety carnival showing here and recognized the 'dead' man, who was employed as paymaster and assistant sideshow manager of the carny outfit. When Meister advised the De Lorenzo family of his discovery there was a reunion at the De Lorenzo home where was told the story of the missing man's wanderings over far parts of the world.

Among those greeting Nick De Lorenzo the carnot home where was told the story of the missing man's wanderings over far parts of the world.

the world.

Among those greeting Nick De Lorenzo were his father, Rocco, now 84, oldest member of the Milwaukee musicians' union, a brother V. F. De Lorenzo, film distributor, and Frank M. De Lorenzo, a former theatre manager now working as a projectionist.

Sees Defense Coin **Hypoing Northwest Vaude and Niteries**

Seattle, July 30.

Len Mantell, manager of Bert Levey booking offices here, sees a vaude pickup and improvement at night spots in this territory as armament building locally gets underway, Many men are going to work for Boeing's, aircraft factory, while the local shipyards are angling for a \$25,000,000 government contract.

Back from recent trip to Van-couver, B. C., Mandell, says business, is better there, with every little war talk rampant. Canadians are stay-ing home and spending their money instead of visiting the U. S., due to difficulties in travel back and forth.

By same token, business in Seattle and at other Washington entertainment spots is not as good as formerly, due to Canadians not coming down for weekends. Canadian money

is now an oddity. "The Great Thurston' unit is heading west in September, with dates in this region set by the Levey offices. 'Funzafire' unit is doing likewise.

Det. Vaude Spot Makes It Easy for the Deaf

Detroit, July 30.
Harper, local vaudfilm house, has completed installation of equipment which, will enable hard-of-hearing lans to hear stage shows. Several local houses are furnished with head-phones for picking up 610 all the property of the stage of

134

PARAMOUNT, N. Y.

Ethel Waters with Laura Vaughn, Rebecca Champion and Ella May Laskley, Louis Armstrong band with Midge Williams, Staney Catlett, Sonny Woods and George Washington, Big Time Crip, Chuck and Chuckles, Untamed (Par), reviewed in Vaniery May 26, '40.

Chuokies; Untamed' (Par), reviewed in Vaniery May 28, 40.

They've comb in ed 'Mamba's. Daughters' and the Cotton Club reverse the Paramount this session that clicks from end to end. It's clever booking to get maximum results from a one-weck fill-in show with a picture of questionable strength.

Two equalty bu-powerful names dominate the proceedings, Louis Armstrong's crew of 14, playing in what has now become amost a classical hot, jazz pattern, is plenty clicko. Armstrong's work on the trumpet, in itself, is something that a coterio fans buy thousands of recordings a year to hear. His gravel-throat warbling and showmantly personality complete the appeal.

Among the specialists with the outful are Sidney Catlett, the tymper, whose mildly comic antics pervade throughout; George Washington, who doubles from the stand to do a duo with Armstrong on 'WPA,' as indicated in 'Mime, La Zonga' and 'My, My,' and sony who was the specialist with the with a control of the song; Midge Williams, who's more structive than talented in 'Mime, La Zonga' and 'My, My,' and chirty chore. Woods high bar with a chirty chore. Woods high bar with the Houth I Song' and 'Jennie with the Light Prown Hair'. Bookie-woogie finger work of the unbilled planist deserves a nod.

Miss Waters, in a 19-minute stanza, easily retains her soot among the

Brown Hair. Boogne-woogie mager work of the unbilled planist deserves a nod.

Miss Waters, in a 19-minute stanza, easily retains her spot among the stage's top and common the stage's top and common the stage's top and common the stage stop and common the stage stop and common the stage stop and the maker sit the grand opera of such tunss, and her memorable 'Am I Blue.' In addition, Miss Waters trags with her a trio of femmes trom 'Mamba's Daughters, legiter in which she starred for two seasons. Sals, Laura Vaughn, Rebecca Chamion and Elia May Laskley, provide larmonic background for several numbers. Soprano was too near the nike at the show caught and gave the whole thing a tuny quality for n.s.h. results.

the whole thing a tinny quality for ns.h, results.

Comedy end of the bill is taken care of by Chuck and Chuckles, one of the horde of such turns. Tall, lazy boy and the very dressed up one make this team stand out, however. Their turn has been considerably brushed up and, although their deliberately-enunciated and well-rehearsed gags are hardly worth the trouble, their top-notch terping and general clowning score. One of the lads also does a nifty sesh on one of those things resembling xylophone.

Big Time Crip completes the layout. He's a one-legged dancer who must inevitably be compared with Peg-Leg Bates. Crip, however, is minus the wooden appendage, using a crutch to walk with, but dispensing with it when he hoofs. He and the strength of Bates, but does plenty well with rhythm tapping.

GOLDEN GATE, S. F.

San Francisco, July 24.
Five Herzogs, Sylvia & Clemente,
Ginger Manners, Flo Ash, Lya Lus,
Rita Rio, Clarance Stroud, Charles
Kaley's Orch, House Line; 'Milliondires in Prison' (RKO).

San Francisco, July 24.
Fine Herzogs, Sylvia & Clemente, Ginger Manners Stroud, Clarkes, Rideys Orch, House Line; Milliongires in Prison (RKO).

Yates and Howard's Oomph and Clamour Revue' gives, the Golden Gate an all-girl show including the Herzogs, team of five forme aerialists working on three swings. After four have gone through neat routine of swing and rose acrobatics, offer is made to sudience to try same stunts. Fifth gal, thereupon volunteers, having trouble with the proposed of the metal of the first eight rows with one-knee catches and the like. Quintet works hard for excellent returns.

Three band numbers open show, first two conducted and sung by Rila, Rio, working without her own band, and third crooned by regular house leader. Charles Kaley, Following routine by house line, first act appears, Flo Ash, billed as foutest little nudist. Does combination bull strip. fan-dance. Rila Riv, who changer or another band number after which Clarence Stroud, here without twin-brother-Claude, introduces Lvature and the result of the fare offered understanding routine by house line, first act appears, Flo Ash, billed as foutest little nudist. Does combination bull a strip. fan-dance. Rila Riv, who changes are a content of the fare offered understanding routine by house line, first act appears, Flo Ash, billed as foutest little nudist. Does combination bull a strip. fan-dance. Rila Riv, but changes and case of the receipt of the fare offered understanding routine by house line, first act appears, Flo Ash, billed as foutest little nudist. Does combination bull a strip. fan-dance strough end the result of the fare offered understanding routine by house line, first act appears, Flo Ash, billed as foutest little nudist. Does combination bull a strip. In misser of the fare offered understanding routine by house line, first act appears, Flo Ash, billed as foutest little nudist. Does combination bull a strip. In misser of the fare of t

clowns on piano, imitates everybody from Garbo to Baby Snooks and is all over the stage until exhausted. Keeps things moving tast and lands. Sylvia and Clemente, knockabout comedy team, are in next-to-closing for a nice reception. House girls haven't much to do this time, but whoever handles the color schemes for drops and lights deserves bows, or see and combination of shades donn much for summertime slimbudget staging.

LYRIC, INDPLS.

Indianapolis, July 26.
Red Nichols Orch (12), with Cass
Daley, Three Aniolds, Fenwick &
Cook, Tommy Martin, Wagons Westward (Rep).

ward' (Rep).

Red Nichols' torrid trumpet failed to make any too big an impression on the audience opening day. Although his music is plenty okay, his show is unbalanced im specialties and the group fails to make a definite audience contact. Nichols works hard, but someone is needed to do a little selling to the gang listening. After the usual theme, the band does a swell arrangement of 'Angry,' with Nichols supplying a lot of hot trumpet. The emphasis is on swing and some boogie woogie stuff, but 'opening' night crowd either doesn't like swing, or it was the weather. Except for the youngsters, locals don't go in for too much hot stuff.

The boys really set down to busi-

locals don't go in for too much hot stuff.

The boys really set down to business with 'In the Mood' and also introduce. fancy new tune, 'Oversight Hoo,' by pianist Billy Maxted. Maxted okny with his boogle-wrote piano playing.

One of the hithspots in the show is the apoearance of the current Five Pennies with Nichols making the sixth. Roys really get in the groove with 'Robins and Roses' and If I. Had. You.' Vorals, include. Imagination. 'Sierra's Sue' and a swell arrangement of 'The Shelk' by bands male and femine vocalists.

Fennyick and Cook do some bur-

bands male and fermire vocalists.

Fenvick and Cook do some burlesque accrobatics and the Three Arnolds are plenty good with more of the same, including some very good balancing tricks.

Tommy Martin, magician of sorts with some chatter, gets over after the nucliminaries. Olgarette trick is well done, but coin and card tricks are a little tiresome.

Cass Daley picks the show up with some loud singing and facial and physical contortions. She has belief to get the country of the country of the country in sort dealing with her relatives is smuttry but the crowd seemed to like it.

Biz just fair at third show Friday

smutter, but the crowd seemed to like it.

Biz just fair at third show Friday (23).

Kiley.

PARAMOUNT, L. A.

Los Angeles, July 25.

Ken Browne, Ruth Craven, Ted
Leary, Farle & Fortune, Samy
Wolfe, Kathe Joyce, Margo, Zon
Zeleyn, Wingy Manone Orch; Untamed' (Par).

Cooking together an all-comedy show for current week. Paramounbis presenting it under the title of Mirthquakes of 1,840. or 'Nuts to You.' It is probably the most non-sensical argreation of talent gathered together for a single bill, and it is problematical if a proposed road tour intended for the outfit by Fanchon & Marco develops. But it can safely be said that it's problably the last word in 'nut' entertainment scon hereabouts in many a thoon,

CHICAGO, CHI

Chicago, Indy 71;

Six Whirkanda, Three Winter Chicago ballet (16), Long Parker, Chicago balle

Six Wathershord Arrive WireFrender, Chicago alide (16th Jacob and 15th Jacob an

in the style of the mammy singer. Process with "Fools Rush In' and imagination, with stubholders still yelling or more. Detail, Merle and Lee start out as legit almoon trio, but ease into some comedy knockabout in unusual and nor novel manner. Series of strong in the strength of the strength of the sock of nish with extra dashy toss and catch. Femme of trio is exceptionally good.

Marty May takes hold for his regular stint here, walking out with didle in hand and giving his impressions of various singers after a well delivered series of gags met pointed and timed. Closes after a pointed and timed. Closes the his standard of "key fielde playing which serves to get him off at the peck of lis act.

Closing spot allotted to Four Sidneys, put a num in fast session of

serves to get min on a the process to get min act.
Closing spot allotted to Four Sidneys, punchy quartet of three femmes and a man in fast session of bicycle and a man in fast session of the served of a three high while mounting the process of the served of the process of the served of the serve

MICHIGAN, DETROIT

Detroit, July 27.
Gene Krupa Orch., Andrews Sisters, Red Skeiton, with Edna Stitleell, George O'Leary, Irving Daye, Howard Dulany, 'Sajari' (Par).

Bigest group of names to play one show in this town in a long and when the should have been seen to the deliver a socko show from start to finish.

Krupa and the Andrews are the draws, but Red Skelton may be the one to see an and the Andrews are the draws, but Red Skelton may be the one to see a wear walked on the stage of the first time. In the stage of the first time annolause was a tipple; when he walked off, at the conclusion of his act everybody in the house was with him. He doesn't do the doughnut dunking act he featured last time he was, but his gin guzzling contine is solid with laughs. Edna Stillwell is charming foil for Skelton's impressions and caricatures. In the same and the

Harlem O. H., N. Y

Willie Bryant, Molee & Poke, Sister Tharpe, Sam Lenny, Billy Wells & Four Fays (6), Christopher Columbus Orch (9); Waterloo Bridge (M-G), Drums of Fu Manchu' (Rep).

(Rep). Druns of Ya Andron.

While the Apollo is closed for renovation, the same management is offering a bargain substitute at the Harlem Opera House, few. doors east on 125th street, Harlem, Y. There's plenty of billing on the front of both houses and several burbs from the Opera House stage ament the new of the operation of t

moderate at last show kriday night (26).

Except for the Columbus crew, which is obviously a fillin, there is nothing much to be said about the stage bill, as all the acts are familiar and there's no attempt at production. There's a notable absence of blue stuff in the show, only Willie Bryant, as mc, verging slightly in that direction. He has one laughable, if overlong, bit in which he spins some gab about Hiller and Father Divine, with a few okay local references, otherwise it's usual mc. material.

references, otherwise it's usual macmaterial.

Sister Rosetta Tharpe sings the sing the sing that she did at the Cotton with the same revival meeting numbers in swing that she did at the Cotton with the same she will be succeeded to the same she will be same sh

EMBASSY, N. Y. (NEWSREELS)

fred Dubois, juggler, who makes much ado about a racquet and tenis balls, an umbrella and some large hoops for the usual trick act. Tower's weekly amateur is seveniver old Donald Jean Hogan in a return engagement. Carrot-topped type offers a brace of novelty songs with gestures and has more salesmanship than age indicates. House Girls have an unusual assignment in Donald archive cutumer. House the makes have a third that the continuer of the same that the same cclient pictorially; a golf tournement, also in Chicago, and a pacing piece showing the champion, Greyhound.

First half of the show is devoted to war and politics. Some sea scenes, with warships fighting off. I calling planes which are not in view, are announced as being released for the first time. What is supposed to be Balbo's next-to-last raid sees him in the pilot's cabin of his plane. Britain's home defenses, showing how fields are cut up an potter corn the invariant to the pilot's cabin of his plane. Britain's home defenses, showing how fields are cut up an potter corn the invariant through the pilot's cabin of his plane. Britain's home defenses, browing how fields are cut up an potter corn the invariant enteresting Empires Zita, upon arrival by Clioper plane, with Ambassador Bullitt another passenger, are scened at LaGuardia field. The diplomat straightforwardly states that the French people are still a hearty race and not as much cowed by the Nazis as the press indicates, Italy's system of sowing the sea with mines are included in the foreign shots, while Secretary Hull is shown several times at the Pan-American gathering in Hayana, Hull appearing before the microphones to the of this proton of the reels are more diverting, with quite some footage in color showing Canada as a vacation territory. There is no into five in the showing has Ted Husing forecasting the future of television. It's a Paramount shorting the receiver used looks like a Dumont. Lanny Ross telecating a song. Bob Burns with his bazooka and Bob Hope are used in this interesting din, while was evidently inserted in the show after the portan was set.

Unit Review

OVER THE RAINBOW

(AUDITORIUM, MPLS.)

Minneapolis, July Aqua Orch (25). Vin Göttschauk, Aqua Dancing Girls (24), Aqua Dancing Boys (12), Aqua Models (12), Singing Vikings (8), Two Har-monicas, Harry Habata, Three Freshmen, Broum & Lavelle, Mar-tells & Mignon (4), Harry Welch.

Al Shean's radio station WCCO artists bureau produced this two-hour musical revue as one of the Aquatennial celebration show and it merits a bow. Elaborately stages and pretentious described in the stage of the st

place it on a par with the more ambitious vaudeville offerings built along similar lines.

With the exception of three of the acts—the Three Freshmen, Martells and Mignon and Harry Welch—the, performers have been recruited entirely from the WCCO artists bureau, and the dancing and sing with two musical and sing of the control of the c

New Acts

GEORGE RAFT (2) With Mary Johnson Talk, Dancing 8 Mins. Strand, N. Y.

George Raft as b.o. is one thing, and his act, as it now stands, is quite and his act, as it now stands, is quite another. It is anything but strong, notably so far the talk is concerned. Apparently that doesn't matter much, however, as audience here when caught was more than satisfied and quick to respond to some of the lighter touches embodied in the gab. He's also on the screen in They Drive by Night.'

Raft talks, about having played

Raft talks about having played this theatre years ago; about the pic-ture that's here with him; Ann Sheridan; how he's almost always getting killed in films which he appears; picture that he is going to do with Marlene Dietrich, etc. Asked by Will Osborne about the kind of fan mail he gets, he reads a big plug for himself, excusing it because it's from mother.

A soft-shoe strut to 'Sweet Georgia Brown' tops in Raft's otherwise tame turn. He does it well. It's a holdover from his yesteryear 'eafe hoofery career.

For a closer, Raft rhumbas in a brief routine with Mary Johnson, engaged as his partner for the current date. She's a looker. Char. getting killed in films which he

HILDEGARDE HALLIDAY

MILDEGARDE HALLIDAY
COmedienne
9 Mins.
Rainbow Room, N. Y.
Hildegarde Halliday is not strictly
new, being recorded here for the
files, from whence she's missing.
Femme has been around with her
mimicry and elfin takeoffs.
Reminding of Gloria Swanson on
looks, she's a petite mime who ribs
the hayfever addicts, the horsy set,
the lecturing femme adventureseeker just back from Darkes
Africa, and the like. Miss Halliday
makes for nice hors douvres in
any class room.

LOUIS (BUCK) NEWSOM With Ty Tyson Interview 10 Mins. Fox Theatre, Detroit

A couple of weeks age, while Ty Tyson, popular Detroit baseball an-Newsom, star of the Detroit Tigers pitching staff, out of uniform with pitching staff, out of uniform with an injured thumb, dropped in to see Tyson. Upon request. Buck described an inning of the game and was such a hit that the Fox booked both Tyson and Newsom for week's personal appearance.

The result is probably a little more than the management expected, for Buck does himself credit for a man who makes his living nct from the stage, but from baseball.

After an introduction from Tyson.

stage, but from baseball.

After an introduction from Tyson and a short sab about his career, his biggest thrill and other stock questions. Buck is left on his own to go into his specialty, which consists of better than fair imitations of Amos n' Andy, the Kindish Lightning and Van Porter. For his adleu, he does an imitation of President Roosevelt.

The act is solid stuff for this base-ball-mad town.

Alu.

ELVIRA RIOS

Songs 10 Mins. Rainbow Room, N. Y.

Rainbow Room, N. Y.

Mexican songstress has been around before, last at LaMartinique. She's a throaty romantic ballader with emphasis on the better known congarumba tunes and ballads such as Perfidia, 'Tronical Verida', 'Qui Bomba' and the like. She's a fashing looking woman, with net a little sa, and okay for the class or mass cates. Her type of song salesmanship goes equally well at both extremes.

This spot, of course, is a top nitery and she gives the otherwise class room a nice touch of Latin paprika that the Rainbow Room could always use to advantage.

Abel

AGVA Shakeup Soon

"Whereas certain Board member (Barclay) has declared in an open meeting that he would rather see AGVA run by racketeers than by those duly elected and chosen to run it, a statement which was not repudiated by others of those who resigned and who are in apparent sympathy with this member, and

'Whereas certain of these Board members have shown by

Board members have shown by their actions that they are not interested in building AGVA but wish to destroy it, and "Whereas certain other Board-members have shown themselves to be in sympathy with these tactics by resigning together with these others."

Now therefore by it resolved that this Board hereby accepts the resignations of the following persons, said resignations to take effect immediately.

effect immediately. Hoy Haddock, national executive secretary, is expected back from a trip to Los Angeles and Chicago some time this week. Any changes to be made will undoubtedly be discussed with him.

cussed with him.
Aside from the matter of organizational realignment, only other important matters of the past week were the setting up of a Cleveland local under Haroid C. White, and the election of Ole Olsen, unde of 'Helizapoppins's co-siar working under the same name, to the national board. He also appears in 'Hellz.'

as far as he was concerned would remain as head of the Philly unit. Leary, now working at Frank Pa-lumbo's cafe in Wildwood, N. J., could not be reached for comment.

Unofficial Meeting in Chi Chicago, July 30.

American Guild of Variety Artists ocal called a membership meeting last week, but not enough paid-up members turned up to make it offi-cial, so those that did show had a private dogfight.

cial, so those that did show had a private doglight.

In the discussion, which was a flurry of offers of resignation by those who are dissatisfied with the present setup of the AGVA local and especially with Graham Dolan, national representative. Bill Carr and Willie Shore both offered to resign, but these resignations were tabled pending further board discussions. Jack Irving, local president de-

pending further board discussions. Jack Trving, local president, de-livered a heart-to-heart talk to those who were assembled and pleaded with the AGVA leaders here not to walk out on the general performers. Since the meeting was not offi-cial, AGVA here has called for an-other get-together next week.

Wants Thawing Out

Los Angeles, July 30.

Bankruptcy petition was filed here by Dave Halpern, producer of an ice ballet, with debts listed at \$4,953.
Of this sum, \$1,100 consists of wages due members of his skating trouge for their recent work at the Club-Moderne, San Francisco.

Assets are registered as an unliquidated claim of \$3,175 against the Club Moderne, which he charges with breach of contract.

Jack Stodel in Army

Capetown, July 9.

Jack H. Stodel, Capetown branch
manager for African Consolidated
Theatres, and known to American
performers, has joined the Army
and is attached to the military staff
department over here.
He served in World War I

Joan Edwards, Nitery Debut Joan Edwards, formerly the femme-vocalist with Paul Whiteman's or-chestra, debuted in the nitery field last night (Tucsday) at Fefe Ferry's

She's a niece of Gus Edwards.

Variety Bills

THIS WEEK (July 26) NEXT WEEK (Aug. 1)

nnection with bills below indicate show, whether full split week opening day of

Loew

Freddysons Gene Shelden Harry Bickens n Georges & Jains

Warner

Will Osborne Orc West & Page Ben Berl WASHINGTON Earle (2) Que Foster Gla

Gil & Bornie Maso Red Skelton Franklin D'Amore Yvette

Independent

ANIMATION TO A STATE OF THE STA

DeVal, Merie & Leo
Andrews, Sia
Hanvinda Pire (4)
Gae Bosier Girls
Del Fliss
Marci Holler
Commission Commission
Marci Holler
Commission
Hippoderome (2)
Orrin Tucker Ore
Hangle Baker
Stapletons
Ghezzie
Ghezzie
(4-2)

Ghezzis
State (4-7)
Bert Nagle Co
Joe Rardin

Gautiers Co
Laster Bres
Smith & Hart
Elegant Rev
BUFFALO
20th Costing C
MULTILLO
Samples The &
Mary Ann McCall
bare & Tates
Helon Panmer

(29-1)
3 Olympics
Helen Honan
2 Mack Bros
Masters & Rollins
Alexander & Sarto

Alexander & Sartos
PITMAN
Brondway (3 only)
Lathron Bros & L
Jerry Jisher
(2 to filler
WHILOW GROVE
WHOW Grove Park
Jack And CO
Jathron Bron & V
Preger Tryler (6
(2 to fill)

Sylvin Barry,
Ilavana-Madrid
O De La Rosa, Or
Juanito Sanabria C
Sergio Oria,
Matuja Serrano
Arturo Cortez,
Alberto Tortes,
Lollia Moya,
Lula Rijos
Hickory Hnuse
Joe Marsala Ore
Hotel Algonquin
Stuart Rosa

Stuari Ross
Hotel Ambassade
Larry Siry Ore.
Hotel Astor
Tominy Dorsey Or,
Raiph Rotgers Or
Countle Haines
Frank Shaira
Pied Pipers
Floria Vestoft
Holel Belmont-

Val Olman Orc Zito Orc Grace Vanghun Belmont Ballad Joe Howard

Joe Howard
Hotel Belvedere
Ron Perry Ore
Hotel Biltanure
Alvino Rey Ore
Al Sheliciany
king Sis
Dick Morgan
Skeets Herfurt
Hotel Brevnert

Hotel Possert (Brooklyn) Eddle Lane Ore

Hotel Edison Gray Gordon Oro Hotel Essex Hous Al-Kavelin Oro Pattl Morgan Marky Stuart Hotel Homestead (Kew Gardens)

Hotel New Yorke

Horal Neel
Hotel Taft
Frankie Manters Or
Hotel Waldorf
Anteria
(Starlight Roof)
Navier (urat Or
Mischa Bor Ore
Raul & Eta Reyes
Georgea & Jalua
Josephine Houston
Mischane

Minricane
Eddle Bush Ore
Fausto Curbello Or
Itomo Vincent
Gloria Blate
Maymo Holt
Florence & Alvare
Nathanos
Romo Vincent

18 Club
Cordon Nariews O
Peler Brent Ore
Jinamy Kelly's
Botty Caier
Petty de la Plante
Swank Twins
Joe Capello Ore
14 Compa
Life Marquise
Well Mignon
Life Marquise
William Jalermo O
Maria Rosales
Compa
Life Co

Jeanne Jordan,
Large
Eddle Dayls Ore
Val Bris Ore
Le Cog Monge
Nicki Raymond O
Don Marion Ore
Carroll Boyd
Carcla Lee
Tisdaje I
Carlos

Carine

Le Ruhan Bleg
Rasha & Mirko
Paula Laurence
Sylvie St Clair
Stuart Ross
Hayward & Allen

Haward & Alen
Leon & Eddle's
Rddle Davis
Lou Martin Ore
D del Carmen Ore
Luba Malina
Renee Jamarr &
Jerry Vahre
Joel & Aunett
Norman & McKay
Milited Craig
Hoin Chandler
Life Bank Chand

Lido Beach Club

Setty Fitton
Faul & Eva Reyes
Old Romminian
Frankle Booth
Lackle Stewart
Light Les
Joe La Portes Ore
Philing Rock
(Sacatoga)
Ted Straster
Patrick Elis
Flace Eleganie
Eugenie

Queen Mars

linger Wayne
(ay Parsons
(arol Dennison
onsuelo Flowerios
(rginla Gibson Rainbaw Grill Barry Winton Oro Mariyan & Michael

Spivy's Roof Gorl Dorsey Diane Moore John Sebastian Julie Gillespie

Nicholas D'Amico Panchito Ore Frances Williams Silver, Clouder, Clouder, Dinni, Jane La Hill Mary Jane Roy Babette, Gla Babette, Gla Hazel, Valus GB Chib Gilly Carr Marger, Paber Post La Rosa Alarcki.

Village Barn Arthur Warren Noll & Nolau Virginia Austin Phyllis Colt Radio Rubes

LOS ANGELES

Biltimore Bowl
Carol King
Gwynne
Varsity 8
Perre & Renne
George Wendt
Rudolf Frimi Ord

Rainbow Room
Tani Hope
bivira Rios
Gower & Jeanno
Hildeg de Hallda
Ray Heatherton (
Riley's Lake Hop
(Saratoga)
Art Jahn. Ore
Ramon & Ronita
Benue, Janis

Riviera (Ft. Lee, N.J.) ee Reisman Ore

Leo Reisman Oro Pancho Oro-Harry Richman Jos E Lowls Estelle Thylor Chandra-Katy Chester Luie Gis Ross-Fenton Farms (Asbury Park, N.J.) Eddic Oliver Oro-Fernond Canay Oro-Hardmans

Club Ball Bruz Pletcher Nellie Lutcher Coconnut Grove Jane Pickens Eddle Duckin Orc

Earl Carroll Francis & Gray Hank Ladd Slate Bros. Pay Carroll Itob Brounley Clyde Hager Prakson

Prakson Bob Williams Red Dust Miller Ster

Florentine Garden Elinon Troy N'I'G & H' wood Rev Clymes Troupe Daryl Harpa Ore Falth Bacon Gladys Bentley Charlie Evans Eddie Baul Dudley Dickerson

Ronald & Roberia Gus Arnheim Orc Victor Hugo Matty Malneck On

(Wainut Room)
Hadiey Gis
Leonard Keller On
Marjon Holmes
Collette & Barry

Blackhawk
Blue Barron Oro
Marlon Mann
Don & Beverly

Bon Air

Bon Air Frank Parker Or Glovanni Gower & Jeanne Steva Evans Edna Sedgwick Dan Sterlings Oro Rose Gis Clyde Lucas Oro

Revoort Hotel
(Crystal Room)
Dorothy Duval
Dorothy Brickson
Bob Billings
Vito Mancini
Bill Blacko

Bill Blackog

Broadment

Flo Whitman

Nyra Lou

Sharone Stringer

Whitman Gis

Tonya

Herb Rudolphs C

Chez Parce
Ted Lewis Oro
Lillian Carmon
Charlie Whittler
Geraldine Ross
Morgan Bano
Tell Sis
Exans Gis

Club Alabem
Ethel Brown
Burlon Meerer
Allem Cee
Fernie Ader
Joules Liesano
Fernie Ader
Fernie Ad

Mary McCormic Heldelberg Cetet, Heldelberg Ens Jolly Franci Ore Franzel Ore

Cresment Log Cab

DI Pinta's

Dil Pinta's

Pill Vicioner
Linyd Mann
Maye'Aun
Hyllis Liove
Murgie Mealy
Joy Wayne
150dile Jarero Ore

1523 Locust

Cay 90's the Williams Ore

Andre & Frances.
Ray O Day
At Blank
Ernle McGee
Chas Verne's Ore

Chas Verne's Ore
(ii Wallon Roof)
Vincent Rize Ore
Jimmy Blake
Herbie Dubrow
Sally-La Mare
Patricta Marce
Leon & Mace
Leon & Mace
Listen De Vanti
Hismour Gls (14)
NSH Foutaine Ore

Jam Session Miches House Dave Newman Recedings Freeding Konfeld Max Species Jim Thorps

Hepkins Rathskelle Irving Braslow Or Frankle Richardson & H. Marlin Bill Hopkins Lorralite Chevaller Dolly Mughir Sun Barry Lalling Cheb Michael Trank One

Michael Travis Ore Gleanor Obold Vinda Steehnu Evelya Lanchain Jonna Sherer

Des Eg er Little Brithskeller stude Clayton Far & Wellington Am Howard Capit Leefs 4 Jill Spots Victor Hugo Occ Minstel Tayers Alla & Parker Dunnat Minstrels

Wilms Novak Patay Shaw Lilli Dawn Jeon & Betty L Barbara Doane Sol lake Ore Tripell 3

Griff Williams Ore Walter King Walter King
Sub Kirk
Biddly Marino
Thompson's 16 Club
Ray Reynolds
Sieve Stutland Oro
Di Novi Twins
Louitso Shannon
Ellen Kayo
Pat Thomps
Marsh Ait.Curdy
Villa Moderne

Villa Mederne
Rosemary Derling
Rowite Guards
Maysy & Brach
Jack Turner
Jack Turner
Jacquetyn Panette
Tony Cabot Ore

PHILADELPHIA Bobn Tric Margie Marsh Ulssle Loftus Marriell's R'm

Accadia Ben Terr Joe Musemiel Cahuny Carlin Oce

Rose LaRose Marck War Louise Polly Lou Pallorine, Hords As Ann Carroll Joi Leta

4 Texas Rambiera Aligate Dancets Pull Donley Ora Shorman Rotel (Celtic Cafe)

Gene Kerwin Ore Jaine Sis (Panther Room)

Cadillas Tavera Eddie Thomas 8 Cadillar Coquette the atriques & A Bill Gates Orc

Manes Inn
Wayne & Kenon
Jack Hutchinson
Jack Hutchinson
Jack White Co
Bunip & Bump
Namuy Nawell
Frank Cunco Ore
Edythe Sallade Cedarwood Cable (Malaga, N. J.) flut Proceill
Mickle Millians
Felty Williams
Featists Scaluti
Wall Temple Of

College Ion Harry McKay Esielle & Fielding Loretta Walsh

(Glucesler Mali-N. J.)
due Kraft Orc
Julian & C Hall
Tom Enrier
Marilyn Dale
Cusano's
Dick Jones
Penelope Kaymond
Ginger Lym
Jun Furland
Raiph Sugner Orc

Henris Spatola's Susan Lang Hal Hoffer

Weber's Hof Br Lexington Casina

Deslogion Cashus, Valle (Siries Or Pear Williams of Pear Williams Gobby Williams Harry Robert Ha

PITTSBURGH

Piccolo Pete Oro

Club Pellle Freddy Caylic Ore Eugenic Baird Sid Green

Cork and Bottle Frank Shean

Hotel Fort Pitt

Ken Palley 3: Johnny Milchell Don Battlet Vernen

Hotel Benry (Silver Grill)

Nelson Maples C Chuzzy Ross

(Gny 90's)
Dorothy Nesbilt
Hotel, 7th Ave

Nixan Cule Nixun Care, Al Marsico Ora-Rob Carter Callahan Sis Unince Mendes Marfields Angelo Di Palm

Riviera

Hotel nones.

Kanchues.

Hotel Wm. Penn
(Continental Bar)
Wanda Shiner
Harry Bigley
Ray Catlzone
Steve Mathew.
Mike Shamrella Manny Prager Ove Setty Boimey Skeets Morris 4 Grotefents

Lejalolta Lant McIntire Ore

Mayfale

Lowry Clark On (Motor Bar) Vic Abbs Ore

Park & Clifford
Toni Lane
Carole & Sherode
Lydia & Jeresco
Ruby Orc

Pura Reyes Mary Jane Funk Roger-Stanley Orc Mar-Ja

Roger-Stanley Ord Whilfier Helsi.
Carroll & Gorman Landonaires

Alpine Village
Otto Thurn Ore
Panero & Lollia
Patsy LaRains
Clem Belling De
Carl Mueller
Mildred Smith
Myron Ryan
Airway Club

Hotel Allorton Jonnie, S Steele

Hotel Cleveland

Villa, Cleveland, Aug. 14 for three weeks after winding up fortnight's stay at Bill Green's Terraced Gardens, Pittsburgh,

Ballauthie Inn drian Rottini Tri Brazillan Bide omeo de Silva Or 'ayce & Graham Grayce & Graham Barbery Cesse Ray Parvons Baine Campus (20) Harry James Ore, Gas New Orleans Jay Freeman Criv. Shumett Oldheid & Murld Plane Mark Plane Ren Desa Cautos Carita Ann Lewis

Rüby Mercer Carrie Finnell Berry Broa Alberlina Karzch, G. Fabet Bhie Ribbon Bab Norria Orc Streets of Parla Gyissy Bone Lee Hylton Sis Milton Watson Fabet Broater While Way Cashe Roidta Roges Maharra Whater Wonderland

Maharia
Winter Wonderlan
B & B. Wide
Alex Hurd
Al. Surette
Genevleve & Stanf;
Mary Jane Halste
May Judels
Elizabeth Cravens
Sig Steinwall
Duke & Slorn
Zomble

Cabaret Bills

NEW YORK CITY Armanio's
Frank Mandella O
Fradito Ore
Eleanor French
Arrawhead Inn
(Sirratoga)
Ernle Hojst Ore
Hugo Marlani Ore
Josephino Housion
Loper & Bariat

Beachcon

Loper & Barral

Barbey Gallant's
Aun Palmer
Ironic Buriclay
Carter & Rowie
Virgida Giboni
Dorailly, Blaines
Loretta Lane
Predia Sull'us
Rowsel & Fartar
Charles Strickland

Charles Strickland

Norman McKeev Stenley Krell Bob Knight Ore

Cale Society Teddy Wilson Or Hazel Scatt Golden Gate 4 Albert Aumons Pete Johnson

Chateau Moler Naurice Shaw O Dorothy Tamer Margaret Scott Gabrici Develle Maurice Shaw Lem Leach Jimmy Erikson Jack Messing Sam Grassis

club Caravam Club Caravam be Collina Ore Itla Renaud uth Wintor hiquia Venezia Cinb Gaucho

Bon Miguel Ore Marie del Carmi Nedra Madera Mini

Marles on Madera Minis Castae Cuban Castae Consued Moreon Castae Consued Moreon March Castae Castae

Dave Mallen
Herman Hyde
Sally Burrell
El Chico
Don Alberto Ort
Antonio Escudet
Marla Morales
Mercedes Reyes
Aurella Celinda
Julita Suarez
Los Aziccas
Aldo Crioyo
Belen: Ortega

Glen Island Casing (New Rochelle, NY Boliby Byrne Orc Moro Morales Orc Dorothy Claire Jimmie Palmer Pancho & Dolores

Greenwich Village Casino Casino
Diana Del Rio
Ruth Kidd
Mary Jano Brawr
Linda March
Frank McCormick
Sylvia Barry

Hotel Lincoln Les Brown Cre Hotel McAlpin J. Messner Cre Jennie D'Avey

Faith Bucon
Grace Hayes Lodge
Peter, 'Lind' Hayes
Grave Hayes
Shyl Bowan
Jefrey Gill
Wally Vernon
Nick Cochran Oro
It Cafe
Al Graliam Oro CHICAGO

Ambassader Hotel (Punip Room) Lou Holden Orc Virginia Hays Bismarck Hotel (Walnut Room)

Blackstone Hotel (Balinese Rm.) Dale Evans Pick Mansfield O

Del foctes
Colony Club
Carl Rayazza Or
Owen & Parker
Munichica. Ore
10 La Playas
Colosimos
Ada Leonard
Aleckson R & Sto
Haryzells
Mary Stone
Tila Elenders
F Quayatell Ore
Printing the

Palmer Hause (Empire Room Gary Stone Ray Nuble Ore Poggio & Vyne Tenner Smith

Congress Hotel (Glass Hat Rm)

Edgewater Bear Hotel (Beach Walk)

Franke's Cusine
Franke's Cusine
France
Franc

Hi Hat

Willie Shore Mary Grant Conway Sis Kersten Gis Jiminy Cassidy Or

Roberta
Pat McGowan
Marrita Ryan
Danielle
Pon Dunn
Jimmle O'Neil
Earl Wiley Ore Milisto

Nino Namil Del Narella Langtia Lane Medidia Trio Marlon Kingsley

Marion Kingsiey

Kyr Allen

Kar Allen

Earl Leach

Josephice Leach

foliel Lynn

Tan Barry

Pat Sheylin Ore

Viking Cafe
Bonnie Staurt
Murray Parker
2. Tones:
Vincent & Lane
Phillis Lane
Joe Vernon Ore.

Weber's Mor Brat Camden Jules Flacce Org Leonard Cooke Merril & Elliott Golden Juck Smith Signor Karmine Valendine Fat Smillvan Juck Smith Signor Karmine Valendine Fat Smillvan Juck Smith Smith Smith Juck Smith Smith Smith Signor Marken Fat Smillyan Juck Smith Smi

New Pens Herb Frilschie Or Don Andrea Wacren & Burkin Glorin & Ray Jin Valdaire Don Ramon Dale Somera Ore BID Gr Boog Sherman Reggle Dvorale Max Simon Bishop Bros Raiph Wolfram

Augelo Di Palm

Nat House

Im Inchanon
Harry Kusskoft

All'e Paytun
Ras Rasille
Tan Birka
Jue Klein
Honey Boy
Buzzin Dees Ore

Riviera
Livie Meakin Ore
Patricia Noviman
Yacht Club
H Middleinan Ore
derry & Turk
Jring, McLanaid
Shirley Heller
Chickle, Kennedy
Jam Bonera
Radie Melcolle
Paul Florenz Gis
Ni Van

Helen. Thung.

Falon. Gell!

Art Yarello

Art Yarello

Jina Santhelo

Villa Madeld.

Joe Shifer Orc.

Farnello & Lee

Afrede & Rosta

Lois Doin

Webster Mall

George Weber Org

West

Book-Cadillac Hot (Book Casina)

Patricia Ellis Decarlo & Gren Irving Jacobs Lund & Lund Rainon & Dian Letlela

Manico & Dian Lottela Inweryettes (15) Jitterbugs (18) Johanny Uline Jitterbugs (18) Johanny Uline Benny Resh Ore Blue Lasiera Al Verd' & Digires Mark Torry Glamour Gig (4) Jack Torry Glamour Gig (4) Lee Waltera Ore Corklown Tavers Dick Haviland Milly Wacky Wan Frank Republish Maji & C

Bratton Ore Hund's
Old Timers
Roland LaPrise 3
London Chop Hone

CLEVELAND Alulne Village

Hotel Carler Pon Barl Ccc Carinna

Broadway Billie Rubertino, Roberts Sche Blorman Arlene, Rice Oro

Pearl Debucca Judy Resion

Obla Villa Austin Wylle Or Mickey Kalz Sauthern Tavers Lao Allen Or Honey Georga Thick-Saven Club

NEW YORK CITY.

WASHINGTON Capitel (2) Rythin Rockets George Reatty Jimmy Lackere Sael Grauman Martin & Allen

Paramount

NEW YORK CITY
Parimount (3f)
Xavier Cugat Ore
Aditan Rollini (2)
Aditan Rollini (2)
CHICAGO
Olicago (2)
Ireae Reivey
Raul & Ex. Reyes
Johnny Woods

NEW YORK CITY

Yvette Jeannie Lanier Betty Eruce dian Foster Gl Hen Fost Co

Helen Paumer
PHILADELPHIA
Carnean (2-5)
Jack Lane Co
Present & Past
Wells & 4 Pays
(2 to fill)
(29-1)
3 Olympics

World's Fair

Lury Mouroe Paul Haakon Ray Middleton Wynn Murray

Cco Lloyd Palomo Sam Ray Vera Sanoff

(Kew Garden Bill Lester Ore Nick King Paul Anthony Prof Harwal Pat Marrow Lucille Wright Hotel Lexingl

Hotel Park Centr. (Goronaut Grove)
Sally Rand
Valva Valentinoff.
Dora, Manghain.
Sill Tomak
Ends, Brod
Targer & Mays
Hothand Scottler
Network Dog Show
Nelson & Barnes
Roland,
Buddy Clarke Orc.

(Cocktail Lounge Batty Allen Standish Seal Powell Seal Bounce Esterbrik & Farme

Hotel Pennsylvania Evereit Hoagland C Ralph Rotgers Orc Hotel Savoy-Plaza Emile Pettl Orc John Buckmaster Hotel St. George (Brooklyn)

(Broaklyn)
Zinn Avihur Ore
Mirciel Jane
Mirciel Jane
Mirciel Jane
Mirciel Jane
Mirciel Jane
Mirciel Jane
Mirciel St. Morlis
Reddis Varyas Ore
Marciella Heudricks
Gentle Heudric

Print ph Cla Billy Mitchell Cyclone Morgan Billie Eckstein De Alexander Chipple Hill 8 Jitterbugs Bhytim Willa Charles Irom

Radio Rubes
Villepiques
Raymond Cole
Lindy Hoppers
Arthur Davy's

Joe Frisco Chiquita Paul Neighbor Philip Lopez Paris Inn

Kenny Henryson Dominic Marg'rite & M'rtins Eric Massey Henry Monet Halon Miller Chuck Henry Ors Seven Seas Lillian Gihaon Bob Mathewa Miss Avalon Punnani Johnie Bright Ore

Johnie Bright Ort
Johnie Bright Ort
Jaipsy Maxie A
Lowis & Moore
Margie Geretson
Oshins & Lessy
Maxie Rosenoloo
Cullen Richards
Jerry Brandow
J Riley Sout Ore
Somerset Hesise
Harry Ringland
Lou Sallee Ore
Sugane Inn

Topey'
Duval & Tregg
Ugo Martinelli
Zara Lec
Hal Howard Orc

Johnny Bangs Or (Pencock Rm) Jos Vera

(Beach Watk)

(Beach Watk)

Dick Rogers

Patricia Martin

Dor Dorben Gis

Berb Roder

885 Club

Rogers & Morris

Linda March

Mito. Porez Ore

Johnny Honnerit

Franke's Chaina

Bradshaw & Fanile

Jimny Cassidy Or
Ivanhoe
Florence Schubert
Al Trace Ore
Holly Swanson
Helen Sunner
Al Veirra Orc
L'Alglon
Emil DeSaiy! Ore
Arsane Siege!
Isobel de Marco

Hotel La Salle (Blue Front Ross Crusaders Orc Liberty Inn

Sam Hans Terry Terrell Art Mee Madeline Lewis Bob Wray Orc Morrison Hutel (Boston Oysier

Edythe Sallade Montgomery's Vicit Cooper Jano Mitchell Imma Lee Dottle Payton Paul Moth Fan Caswell Ponn Pay Ore Club Rall

Open Boor Cate
Billy Hays Ore
Mazzone & Abbot
Mazj Drummond
Ethel Maeder Old Covered Was Lee Zelle Ore Ralph Eastman Mildred Rogers

Peacock Gardens Purple Derby
Jean Lamay
Johnny & Joan
Jivine
Alority Burk's Orc
Billy Newsome
Nan Getty
Betty Menly
Alice Garinley

Alice Gornley
Red Llon It
Ed Chambers Cooperation
From Wilson
Frank Dumont
Billy Burns
Tony Gallagher School House In

> Venuti Or Silver Lake Inn Eddle Emerson Hazel Williams Takayama Gloria French Mickey Familant

Mildred Benson 4 Charms Mildred Lewis Virginia Worth Ann Fagan Mary Horen Hee Maheffy Rendezvous (Hotel Senator) Pearl Williams Pat & Nora

Streets of Paris

Hall Hoffer

Siork Club

Ralph Fields

Ralph Brown

Modernettes (4)

Marcella Marchame

Soith Brown

Henry Patrick Ore

20th Century

Bobby Bornard

Toppers

Roth Phillips

Harry Dobbins Ore

Wilson's
Joe Hough, m.o.
Juneirly
Eddie & Jack
Bedie & Peggy
Plash Lane
Geo Bakay Oro

Yacht Club Mary Navis Or La Vodis Diane Collier

Stamp's Cafe
Bert Lemish Ore
Vic Earlison
Sybil Ross
4 Novelettes
Stamp's Trio Spread Eagle Int Ciem Williams Elmer Hofman Ed Gormely

Airway Cith.
Troy Singer OreJudy Black
College-Inc
Norman-Brill Or
Bonnis Lau
Freddie's Cuts
Art Lackey Ore
Manhattaneties
Roberta Cossello
Wilkle & Dave
Borhart Loing
Eddie Barnes
Hotel Allorten

Hotel Hollenien | Carolis Cappelle | Hotel Hollenien | Jame Valley | Heary Chelone Or Holen Hages

Buzzin Dres Ote
Orchard

Humiw Camble Ore
day Lering
Chuck Miller

Flues
Howard Becker Or
No Harris
Rob Sight

Hotel, 7th Avenue Bons, Savaders Savaders Savaders Savaders Savaders Savaders Savaders Hotel Donathie Tominy, McParland Jessica, Wheatley Evergrees Gardens Earl Tate Ord Jimmy Rallawin Carol Crahe Billy Validre Kay, Baird Nenie Walters Hotel Roosevelt Kanchues

DETROIT

Mayfair
Frankje, Hamilton
Frankje, Hamilton
Kelso, & Tes Sonja Atlair
Jock & A Martin
Phil Olsen, Ora Randall & Jos Allen Suerson Froms Earl Harger Ove Di Giovanni Northwood Ina T & 1. Taft Sally Joy Isan Ritchi Saumy Dibert Ore

Saumiy Dibert Ore.

Pairs Beach
Bobby Jones
Fildurin & Macr
Radin Jesters
Munsie, Dun-Pable Ore
Huck's Redford Ins.
May McGraw Ore.

Club Rayale.
Pant Pable.

Carl Bonner Ord San Diege Boy Eke Henshau Eavell & Blia George Ruches Luis Glory Hoorge Pressiell Al Alexander Ord

snall Caryl Gonld Rectiect Taylors Grace Morgan Hotel Statler

Ohlo Villa

Maurice Spitalny goes into Ohio

B'WAY'S LOW EBB SINCE '3

Mgrs. Submit Changes for Pact With **Dramatists**; Ask 50-50 Split on Pic Coin

nagers' ideas of changes which should be made in the basic minimum agreement are being trans mitted to the Dramatists' Guild this week. Those familiar with the deweek. Those familiar with the details of the rother lengthy communication indicate that the showmen are seeking too many concessions. Inference is that the managers are asking a lot in the expectation that they will win on some of the points made.

One of the principal suggestions is that the split in film rights money should revert to the 50-50 basis that applied prior to the present agreement, which went into effect more than four, years ago. Regarded as.

applied prior to the present agreement, which went into effect more
than four, years ago. Regarded as
guite doubtful, however, that the
present 60% for authors and 40%,
for producers will be considerably
changed. It has been suggested that
while that division of picture coin
could apply to established authors,
a 50-50 deal should be agreed on for
new or first-time playwrights. Such
a plan was broached sometime ago
but the Guild nixed it. Yet it is believed that the authors are receptive
to some menagerial concession.
What may be an important point
forthcoming negotiations the
Playwrights, a producing group of
prominent writers. They scored
several notable successes, but also
have had costly flops. Because of
that it is figured that the Guild is
now definitely cognizant of the risks
ssumed by managers in producing.

Lawyer-Stock Op Asks Equity to Probe Walk Of Six in Rochester

Rochester, July 30.

Rochester, July 30.

Milo Tomanovich, Rochester attorney promoting summer stock in
Highland Park, asks an Equity probe
of the walkout by six actors after
the first act curtain of 'Personal Appearance' Saturday night (20). Tomanovich says he posted two weeks'
salaries with Equity, yet John Most,
Equity rep, demanded boxoffice reteepts. Promoter chose to refund
admissions to 125 in audience.
Attendance was hit by bad weather, but Tomanovich says the question of finances was not involved.
He had moved to switch to nonEquity players.
Actors involved, besides Most, are
Helen Twelvetrees, Rulph Bell, Roy
Monsell, Frances Cheney, Arlene
Ringer.

HARDWICKE MAY DO MYSTERY PLAY IN N. Y.

Sir Cedric Hardwicke, who was alated to appear in 'Madame Will You Walk,' will probably be seen on Broadway next season in a dra-matization of Gilbert K. Chesterton's mystery stories which Father Kennedy is the principal character. Production will be made by M. S. Bentham and associates, a radio tie-up with material from the same source also being planned for Hardwicke.

wicke.

Some managerial setup had arranged for the production which was to have starred the late Walter Connelly, who planned a return to
Broadway in a character that is not
dissimiliar to that he created in The
Bishop Mishehaves, Play will be,
based three of the Chesterton
yarns,

yarns,
'Madame' written by the late Sidney Howard of the Playwrights, was
tried out last season with GeorgeM. Cohan, but did not come to New
York. When Cohan indicated the
part was not to his liking, Hardwicke was engaged. Playwrights
recently announced the indefinite
postponement of 'Madame,' with the
explanation that it might not be acceptable because of world conditions.
It is possible the play mny not reach
the boards again.

Wynn Revue Starts

Boys and Girls Together, the reue which will bring Ed Wynn back to the stage, starts rehearsals today to the stage, starts rehearsals loday (Wed.). In the cast are the DeMarcos, Jane Pickens, Dave Apollon Diek and Dottle Reny, Lucienne and Ashour, Phyllis Colt, Franci and Gray, Six Willys, Edna Sedgwick, Jerry Cooper, Roy Parker, Walter Long, LeVarr Bros.

Show opens in Boston in September, goes to Philadelphia afterwards and is due on Broadway in October.

4A's Moves Into **Equity Office As** Gillmore Resigns

Frank Gillmore has resigned as executive director of the Associated Actors & Artistes of America, and the Four A's offices West 45th street have been abandoned. Mon-

the Four A's offices West 45th street have been abandoned. Monday (29) the furniture and equipment were moved to Equity's building on 47th street, where the organization's affairs were previously conducted. Gillmore is still president of the Four A's. That is a non-salaried post, but his amended contract cells for the payment of \$7,800 annually for the next two years, he having taken a cut from \$13,000. He will be available if called upon, but his duties as head of the Four A's have virtually ceased. Paul Dnilzell, of Equity; Emily Holt, American Federation of Radio Artists, and Florence Marston, Screen Actor Guild. Comprise committee which will conduct the Four A's until another executive director is possibly numed. Rent of the Four A's offices was \$2,400 a year, that expense being split between Paul N. Turner, attorney for Equity, and the Four A's. He was supposed to receive \$100 monthly as a retainer, but gave it up some weeks ago. Understood that money was never actually paid Turner. He gets \$7,500 per year from Equity.

MARYVERNE JONES PEEVED AT EQUITY

Maryverne Jones, one of those who has been having summer theatre trouble at Pawling N. Y., lists a number of complaints against Raquily. When dissatisfied because charges against two of her players were not adjusted in her favor, she used an non-Equity cast last week. This week she announced a vaudeville show, but next week intends playing 'One Sunday Afternoon' sans Equityties.

ONLY 7 SHOWS

Two Folding This Week 'There Shall Be No Night' and 'Tobacco Road' Will Follow

MUSICALS IN FRONT

There are 10 shows on Broadway this week, but by Saturday (3) two will be withdrawn and by the middle of August another brace will dispipear, with still another show possibility dropping out of the running. That will leave the metropolis with the slimmest theatre fare than any summer, for the past eight years. In early August, 1982, there were seven attractions on the board. Same total is indicated for this summer, including "Higher and Higher," which resumes at the Shubert Monday (7). It suspended to skip July. So did Keep Off the Grass, for which there is no definite resument at the Shubert Monday (7). It suspended to skip July. So did Keep Off the Grass, for which there is no definite resumption date.

Decline in attendance is attributed to the war, weather and Wendell Willkie. Inclusion of the Republican candidate is not personal, but rather indicates that all business 'likely to be affected one way or another during the presidential year. Prolonged heat wave more than recent war developments is responsible for highting the boxoffices, air cooled theatres notwithstanding.

It was realized that the World's Fair was realized that the World's Fair was realized that the World's Fair was not taking coin away from theatres as it did last year. On the other hand, the big expo is not helping either, for the attendance figures are as much as 50% under similar (Continued on page 141)

(Continued on page 141)

ST. LOUIS MUSIC **SHOWS ENJOY** BREAKS

St. Louis, July 30.

Completion of the first half of the current legit season sponsored by the Municipal Theatre Assn. in its alfresco playhouse in Forest Park develops that 422,200 payees have laid an estimated \$251,000 on the line for 49 performances, none of which was lost by rain, and a continuation of this bo. activity will enable the organization to finish with black figures on its ledgers. First presentation, The American Way, new here, shown for two weeks presentation, The American Way, new here, shown for two weeks grossed approximately \$40,000 which was equaled by 'Naughty Marietta' and 'Rio Rita.' Good News' was runner up with an estimated take of \$36,000, while 'Apple Blossoms' and The Chocolate Soldier' each grossed approximately \$35,000.

The attendance figures do not include 1,700 free seats available nightly nor hundreds who stand in this cuffo section. The open air theatre has a seating capacity of 10,000. Several performances of 'Marietta' and 'Rita' drew overflow crowds with standees paying \$1 for space' on the lawn on either side of the orchestra chairs.

Equity Now Virtually Demands Dies Make Probe of Communism **Charges Aired Against Members**

Prophetic?

Current presidential race be-tween Roosevelt and Willkie has been injected into the finale of the 'American Jubilee' at the NY. World's Fair, which has been completely switched around to permit the audience cheer for their favorites.

their favorites.

It's a glorification of the ancient show gag of letting the house cheer for two dancers, with cheer meters tabulating the response. So far the Republican candidate is leading on ratio of 65% for Wilkie, 35% for Roosevelt.

'Amer. Jubilee' Tour Unlikely; Fees Too High

Plan to tour 'American Jubilee' one of the World's Fair major attractions is virtually shelved. Albert Johnson who designed and staged the historial spectacle proposed to present the show out of town, but could not come to terms with the Fair management which expended \$480.000 on the production, most costly new attraction in the exposition.

costly new attraction in the expessition.
Understood that Harvey D. Gibson, head of the Fair operating committee asked 12½% royaity for the playing rights. Johnson and his associates figured that with such a cut coming off the gross, the road venture would face a sure loss. Other costs would include the royalties to Arthur Schwartz and Oscar Hammerstein, II who wrote the show plus operating costs and transportation.
Plan for sending The American

tion.

Plan for sending "The American Way to the road is still alive.

'Show Boat' to Cast All Younger Players In New York Revival

Forthcoming revival of Show Boat promises to be one of the most interesting presentations during the opening period of the 1940-41 season. In some show circles it is regarded as the outstanding attraction produced by the late Flo Ziegfeld, although some of his other musicals and any number of "Follies" were as prominent at time of performance. Boat will be the first offering by the new managerial due of Nick Holde and Albert Johnson. Arrangements have been completed with Jerome Kern and Oscar Hammerstein, II, who, wrote the show, authors clipping about 10 minutes from the original script. Showmen and authors figure Boat will attract the younger generation, as it has not been on the boat since 1932. At that time it was revived by Ziegfeld, original presentation having been staged 1927. It was shortly after the revival opened that the producer died, as did his general manager Dan Curry. Staaley Sharpe, who formerly held that post and was with Ziegfeld during the run of the original 'Boat' was still playing when Sam Kingston and Walter Kingsley passed away. A. C. Bumenhal took over the revival which did well, at the then Earl Carroll theatre.

Charges by Ren. William P. Lambertson that Equity's council is dominated by Reds riled the actors to such a degree that an investigation by the Dies committee on un-Americanism has virtually been manded. The Kansan legislator

named seven concillors unqualifiedly, but the thing that rankles is the bolief that the charges constitute a rap against the entire ciation, one which has high standing in union circles.

tute a rap against the entire ciation, one which has high standing in union circles.

Those named have denied verbolly and in writing that they are Communists, some also saying that they do not tavor the Soviet idea, All seven feel that a blight has been put upon them and it claimed they welcome an investigation. They realize their chances of securing gagements have been affected and already it has been costly to one of those named, being turned down on two expected jobs. Even though they are placed in casts, they feel other players may point them out and it is assumed that managers may hesitate before engaging them.

Equity leaders do not accept the evidence advanced by Lambertson as being satisfactory proof of his charges, especially in light of the affected members' insistent deniels. There is nothing in the rules, however, that would make those named subject to discipline or punishment, even if it were proved that they are Communists. A change in Equity's constitution would be necessary before any move could be made against Reds in the membership.

However, there is a regulation that if a member's conduct is prejudicial to the welfare of the association, he or she could be suspended or expelled. The member so punished could appeal to the membership. The council could act gainst radicals, but it could be over-ruided in the past. Matter was that of the disciplining of some 40 players who disobeyed orders during a WPA theatre project strike' and the council to the charges ifted the nessibility of winning a cheening them is a charge of the property of the

to mete out discipline.

In the backgorund of Equity's urge to have the charges ifted the possibility of winning a charge of sentiment on the part of Congress in respect to a federally subsidized theatre or a revival of the Federal Theatre Project (WPA). Congressional committee, in striking out the theatre from the relief appropriations bill some weeks ago, after it had been inserted by the Senate, said that had Equity 'put its house in order' the stage would have been included.

If it be clearly shown that Equity council is not dominated by Reds, charge which leders declare is not true, it would mean a long step in wooing congressional goodwill. President Roosevelt expressed himself clearly last year, when the joint committee deleted theatre relief, that it was "nalpable discrimination." week she announced a vaideville sa6,000, while 'Apple Blossoms' and show, but next week intends playing from Sunday Afternoon' sans Equitytes.

Two checker-uppers from Equity special special

K. C. Music Hall Will

Cut Legit Scale to \$2

Music Hall of the municipal audito-

luxurious 2,700-seat Music Hall

sions, Nixon figures the large seat-

ing room will play to more people

New scale accordingly will be \$2 top for straight shows and \$2 50 for

musicals. This is in contrast to the

\$2.50 legit and \$3 musical top of the

Following last season's disappoint

ing experience with Abe Lincoln in

Largo' (which featured Paul Muni,

Largo' (which featured Paul Muni, the picture player). Nixon is not booking any plays which have been produced in films so scheduled for production.

Fiscal year of the Music Hall ending May 31 showed a profit of \$8,900 on all activities. Entire auditorium, under management of Eugene Zachman since Nov. 1. turned over \$58.000 to the city as income from rent, als, percentages and royalties, over twice the amount of 1938-39.

Life' nd 'Key

occa-

reaches capacity only

if prices are cut.

past several seasons.

Illinois, 'What

Tent Troupes Give Michigan Plenty Drama; Wayside Stands Have B. O.

Detroit, July 30. While Detroit got its first strawhat this summer in the opening of the Will-O-Way Players in an apple storage on the outskirts, the rest of the state has felt no dearth of the drama. In fact, Michigan, with its big summer population, has plenty of amateur groups in the bigger re-sort centers and the yokelry gets plenty of altention from the tent

For more than 40 years the tent shows have been rolling through this state come summertime to great pickings. For them the theatre isn't dead. Year after year

theatre isn't dead. Year after year they've been playing to the same audiences—the same shows too, with 'Unele Tom's Cabin' and 'East Lynne' good for big nights.
Dean of the tent stock companies is Jack Kelly, who has got to know everybody the state in the 40 years he's been touring, through Michigan, and also highly regarded are Dick Caldwell's and 'Skippy La More's troupes. They give the crossroads the same uninterrupted dram they've been getting during the years the theatre waned in the cities.

the years the theatre waned in the cities.

Most stands good for four days, a couple of modern plays are put on, and in the larger communities they get a solid week of plays, a different one every night. Customers drive in from as far off of miles to the large and water-proof tents, seating 1,000. Even if the actors—all good for plenty of repertoire and specialties as a side-line—don't get any important money, Michigan's tent companies are well-costumed, stages are good-sized and the scenery and props right up to souff. They re all motorized.

The tent companies have been increasing so steadily throughout the state that many of the spots are getting two or three troupes a year—which has 'em-checking with each other to avoid duplication of plays.

'Sweeney' In Cape May

'Sweeney' In Cape May
Cape May, N. J., July 30.
The Cape theatre debuts William
Saroyan's newest play, 'Sweeney in
the Trees, 'probably during the week
of Aug, 6. Julie Haydon, who played'
in Saroyan's 'Time of Your Life',
Pulitzer prize winner, on Broadway
last season, will have the lead femme
part in 'Sweeney'. She's the resident
company's lead for the summer.

Poor Nut' Prosperous

Toor Nut. Prosperous
Ivoryton, Conn., July 30.
Milton Sticel, operating the Liveryton playhouse for his 11th consecutive season, pulled a near-sellout gross of \$3,800 with Buddy Ebsen in The Poor Nut, fortnight ago. Last week's bill starred Teddy Hart in See-My Lawyer, in which he appeared last season on Broadway. Joe Pevney did the Milton Berle part.
One of the most consistent money-makers of the entire strawhat circuit. Ivoryton is this year running slightly ahead of last season's profitable rate. House was enlarged over last winter.

Port.'s Civic Folds

Port.'s Civic Folds
Portland, Me. July 30.
First casualty in Maine's strawhat ranks
Portland's Civic, which closed Saturday (27) after attendance had progressively dwindled over period of a month. House, which presented a repertory schedule under direction of Guy Palmerton, operated during late winter and through spring as straight stock outfat with healthy takings.
Reopening is announced for Sept. 2 when most of damaging rural competition will have been chilled out.
Palmerton's straight summer proposition at Lake Whalom, Fitchburg, Mass., continues.

Welles Buys 'Native Son' For Coast, N. Y. Staging

Hollywood, July 30. Orson Welles bought the dramatic ghts to Richard Wright's novel, rights to Alchard Wrights novel, "Native Son," and plans to produce it on the stage here and later in New York.

Wright and Paul Green, Pulitzer prize playwright, are dramatizing the book for Welles.

Clambake: Pitou New

The 41st annual clambake of the unique organization of showmen known as the Hot Air Club was held at Green Gables, Pleasure Bay, on the Shrewsbury river, N. J. Sunday (28). For the first time Robert Campbell was unable to attend, having fractured his hip last spring; However, 55-year-old Harry Elimera charter member, sat at the head ot the table, while thin Phil Bouedick, who is a neat 33 consumed his share of the feast. Balance of the 40 present, including Fred (Muscles) Zweifel, are comparative youngslers. Others absent were Eddie Cooke, in Los Angeles handling 'Skylark, and Jimmy O'Neill, recovering from pneumonia at the French hospital. NY. The president, Charles Emerson. Cook, was down at Martha's Vineyard trying to pull that summer, stock out of the ruck eaused when a patron was again one of the most pleasion the thought of the ruck caused when a patron was again one of the most pleasint interludes of the year for the In Effort to Better Biz Kansas City, July 30. The 1940-41 legit the rium will see a new lowered scale of prices according to Jimmy Nixon, manager of the hall. Since the

sion was again one of the most pleas-ant interludes of the year for the show crowd that long ago abandoned sports participation for mild foren-

sics.

Gus Pitou was elected president for the coming year and made it brief. Bill Keogh did well on his pins, and that went for Fred Meck, while Barney Rieger refused to stand for any touches. Lenny Bergman, Benny Bennett and Louis Lotilo did bethe wend discovering set solve to their usual disappearing act, going to a cottage, where they tried to out-smart each other in pinochle game.

Hot Air Holds Annual

The 41st annual clambake of the

smart each other in pinocine game.
Usual routine was followed, trip
to Sandy Hook by boat, thence by
train in a private car to Monmouth
Baech, trip being m.c.d by Sam
Reiter and Gus Cobb, two of the
railroad contingent.

Inside Stuff—Legit

Equity, at a special council session recently, did not okay, as reported the establishment of one big union comprising the affiliates of the Associated Actors & Artistes of America. Report of Equity's committee on economy and efficiency, which had digested the survey of auditor Bernard Ries of the Four A's financial situation, was accepted, which probably led to the statement that council had gone on record favoring the big union plan.

union plan.

Committee said there are many suggestions of value among the Ries proposals which could be used, but as a whole the survey was not accepted. Further consideration by the committee was determined. Statement issued appears to be contradictory.

After saying that Equity will direct its effort for the consummation of the one-union plan, it goes on to say that the committee is expected to bring in further constructive proposals concerning it. There are 1t unions in the Four A's set-up, Equity being the first to indicate its attitude.

in the Four A's set-up, Equity being the first to indicate its attitude.

When the West 45th street, N. Y., theatre known as Playhouse Number One for radio broadcast purposes by CBS reverts to legit next season, it will again be called the Royale, its original name. Arrangements with the radio company were that the latter put the house back in the original form, which included the painted name on the canopy. CBS lease on the house expired recently. However, when CBS took over, the theatre was called the John Golden, Showman was interested in the rental deal and agreed to operate the Masque next door, that name being changed to the Golden, which it still retains. Both houses and the Majestic, which backs them up from the 44th street side, were built by the Chanins, who quit Broadway some years ago. All three figured in a realty deal whereby the Chanins acquired the Century site, now an apartment house on Central Park West.

Frank Smith, former Newark showman, who is manager of the Ethel Barrymore theatie, N. Y., where 'Walk With Music' closed Saturday (20), had two unusual requests from visiting mothers recently. One matron with a 16-year-old daughter wanted to know if the show was all right for the girl to see. Being assured that it was, she left the kid 'in your charge, because T want to see "Tobacco Road." He compiled.

Another mother from the midwest inquived whether 'Music' was a legitimate show, saying her two daughters had never seen a stage show, and she wanted them to see one. Told that it was a legiter, the manager asked what price tickets were wanted, but the woman replied that she just thought the girls could be permitted to go inside and watch for a few minutes. Smith turned down that idea.

Understood the deal whereby Sam H. Harris and several associates will take over the Lyceum, N. Y. has finally been consummated. Technicalities held up the cleavance of the title, but details are said to have been satisfactorily arranged. One difficulty was the claim that the front wall of the theatie encroached 16 inches over the city building line and there was talk of taking down the ornate stone wall.

Such alteration will not be required, it is understood. A check-up of buildings on the same street (45th) shows that there are two score violations. If building ordinances were interpreted to be retroactive, result would load terrific costs on property owners and the authorities are Joath to force changes unless structures are actual obstructions.

A. O. (Bert) Brown, recovered from arthritis, is now acting treasurer of the Lambs, replacing J. C. Cuppia, who is ill. Brown is an officer of the Percy Williams Home, a director of the Actors Fund and on the board of the Lambs, having been Shepherd of the actors' club five times. He was formerly associated with William A. Brady and managed that shownan's Playhouse, N. Y., for a number of, years.

Lambs held their annual outing, billed as 'the wash,' on the grounds of the Home Sunday (21) at East Slip, L. I., Jean Paul King being Collie. With Shepherd Fred Waring charge, the party traveled by special train as usual.

Lew Lestle's 15-year-old nephew, who was named after him, died in a New York hospital recently from a burst appendix, operation having apparently been delayed too long. Boy is the son of Sol Lestle who was associated in the presentation of 'Blackbirds' and other colored revues. On the day the youngster was first taken ill, his mother fell from tadder in her home and fractured a leg.

Strawhat Reviews

Prez of A.K. Showmen Walrus and the Carpenter

Comely sirve in three acts by Neel Lang-ny, directed by Dorothy M. Granc, pro-mited by Farragut Players, with aetting y John Sollers, at Farragut Playhouse, ye Beach. N. H. July 23, 49, 5465 top-ady Juckering. Plorence Reed alterine, daughter. Anno Jury leky, daughter. Lillian Delssley, ruggar. Lillian Deissler
Jean Guildin Deissler
Jean Guildin Beissler
Lauren Gibert
Anthony Peyton
Merritt Stone
Louis de Milhau
George Shenk Bleky, daughter Pynegar; Dr. Drew Dougall Pir-hford Wilfren' Marks Roland Wayne, Jacques Prenay. Cordey Policeman.

Rye Beach, N. H., July 30.
Better-than-average silo tryout shapes up as fair possibility for Broadway in present form. With some fixing it should have a good chance; and right now it should appeal as basic script for films. Florence Reed, starred, makes Walrus look quile important here, and there it is now the read of playing the role of Broadway guest star making a personal appearance in a strawhat, Miss Reed not only holds from this talso helps make the spokes function nobly. Instead of playing the role of Broadway guest star making a personal appearance in a strawhat, Miss Reed not only holds from this talso helps make the spokes function nobly. Instead of playing the role of Broadway guest star making a personal appearance in a strawhat, Miss Reed not only holds from the read of the rough. Instead of playing the role of Broadway guest star making a personal appearance in a strawhat, Miss Reed not only holds from the read of the rough. Instead of playing the role of Broadway guest star making a personal appearance in a strawhat, Miss Reed not only holds from the read of the rough. The read of the rough with honors in most cases. Edward Harvey does well as the doctor and family friend. Jean Guid Note of the rough walked Core of the rough walked Core of the

SOFT SHOULDERS

GOAT SHOULDERS

Roslyn, L. I., July 22.

Cameaby-drama in three acts four scenes

of Christopher Morrey, directed by David

owe. Setting by Armold Bare. Presented

- Alan Courtee. Richard Brooks and

oslyn, L. I., N. Y., for four days only,

aring July 13.

- Morrison, Jane Jeffrey,

laudia, Valsie, Gayord Mason, Douglas

acts of the Christopher of Christopher

acts of the Christopher of Christopher

acts of the Chris

Hassing Michael wor, Edward Anompson, and John Harris.

A candid program note by the author states that this unasuming little comedy maybe of interest or amusement only to commuters on the Oyster Bay branch of the Long Island railroad. He's right, especially when he says 'maybe.'

Here is the story of the Melvilles, on average young couple living on Long Island, except for the fact that the husband apparently has no vices. The other young couples who live nearby are shocked by his exemplary behavior and their critical scorn behavior and their critical scorn you make me ashamed. You can't live in Nassau county and be like that! Such dialog as this was great for laughs in the first act, but it wore pretty thin. even on the hopeful and sympathetic opening night audience, long before the final curtain.

ful and sympathetic opening night audience, long before the final curtain.

Eventually, the unhappy husband telephones from his office that he will remain in Manhattan all night, as the property of the first that he will remain in Manhattan all night, as the property of the first that he will remain any affair with a blonde, but he is found in bed with the maid upstairs by a guest who is seut to the attic to replace a fuse when the lights go out. The wife bursts into tears and orders the maid to leave, but relents when she is convinced that it was all in fun on the part of her husband.

Claudia Walden, as the psychiatrist, and John Harris, as herestranged husband, turn in creditable performances. Adde Harrison, in a minor role, arcuses speculation and the second of the most part, five average into you the most part, five average into you fine Red Barn theatre at Locust Val. ley, where the train passing directly behind the house invariably disrupts the second acts, the business of the

commuter's special is not everyly et. fective here, but the sound recording is excellent.

Written six or seven years ago, the dialog of 'Soft Shoulders' hasn't merproved with age. Perhaps the idea if handled lightly could be salvaged for an amusing vehicle; as it is, the sex angle stressed so pointed that it loses walue.

Gilb.

LOT'S WIFE

Spiring Lake, N. J., July 25.
Comedy by Peter Blackinore presented by Watson Barratt and Victor 123 incl-enninger with the Committee of the Co

ohn Lot	TO Trans
ndith	arron.
frs. Bett	n neunett
fr. Angell St	mra-Boyne
ially	gunes, Bell
Aunt Sarah Esthe	en Sanden
adde Daram	er Mitchell

Although billed as Peter Blackmore's 'hilarious new comedy,' this London importation turns out to be London importation turns out to be a mild, tepid sort of affair. As Broad-way entertainment its chances would be nil. but as summer fare in the pasture lanes it contains sufficient comedy to provide pleasant eve-ning for the none too finicky.

oning for the none too finicky.

Perhaps the chief fault of Watson Barratt and Victor-Payne-Jennings, who operate the resort playhouse, lica in the casting of Nancy Carroll lica in the casting of Nancy Carroll reformance in fire even-tempered performance the game of a role-that scales, the game of the content han not they are muffed. Similarly, Rex. O'Malley's direction leaves much to be desired. The pace is far too slow. On the other hand, A. P. Kaye, as John Lot, the husband, handles his role with consumate skill, turning in the only genuinely real performance. Faith Bennett and Mary McCormack, as daughters, are adequate.

As staged at the Spring-Lake thea-

daugnicis, are adequate.

As staged at the Spring Lake theatre, with its lack of proper stage equipment. Lot's Wife is at a complete disadvantage. Play builds up to a terrific second-act curtain crescendo when the eruption of a volcano descends with full fury on Lot's house in Modos, Asia Minor, Lot's house in Modos, Asia Minor, the compensate of the c

GET READY TO LIVE

Oconomowoc. Wis., July 21.
Comedy in three nels and prolog by Sra-forenhill and Maddins Davidson: Directed by Helen Tielcon, Geraghty. Stlings by Coach House theory of the Coach House the Coach House the City. Made species and July 13-29. Wis.

Jerry Whinley Donald Herbert
Liruce Crosby Alan Hanson
Ellen Poole Nancy David
Bill Whinley Leo Porwonleck
Per Whinley Edith Davis
Hinnie Jean Chytor
Maurice Obreen Aristides Copulor

Marice Obreen.

Thoda Corroft, Chicago representative of the American Theatre Society, has worked diligently to put over this summer theatre, which is on the Valentine: (Armour) eslate and customers from many lake resorts in southern. Wisconsin. Initial show indicates a possibility for metropolitan productions for a quick and chear belay nevertheless does move and might be suitable for a good husband-and-wife team. Philip Merivale and Gladys: Cooper, for instance. It's a lightweight, piece throughout and would need tightening, particularly in the first act which wanders too much in setting its pace and ourpose. Tells the story of a home on the verge of being broken up because the husband falls for a femme scribbler, who has just written one cause the husband falls for a femme scribbler, who has just written one sufficiently in the standard of the cause the husband falls for a femme scribbler, who has just written one sufficiently in the sufficient of the sufficient of the cause the husband falls for a femme scribbler, who has just written one sufficiently when he was the father realize what he is giving up.

There is a minor love plot between

realize what he is giving up.

There is a minor love nlot between the 20-year-old son and a girl he had met on a boat. Prolog takes place on boat. Other setting is a living room. Edith Davis, formerly standard in legit, turns in an excellent portrayal of the mother and holds much of the show together. Name Davis also effective as the love interest, Naomi May fine as the daughter, and Ethel Kuhn to the point as the femme scribbler. Others satisfactory. Gold.

Big Biz

New Haven, July 30.
Variety mugg, who makes the rounds of several strawhals weekly, was telling an actor of visiting one spot where there were 13 in the audience and another where there were 26 customers.

Actor threw out his chest with the remark, 'On they're not in our class. Our lowest attendance was 65.'

PERA'S HEARTBREAK TRA

New York Judge Sets Quick Hearing SINGERS FAGE 'Hellz,' \$24,000, Only B'way Show Up On Ticket Tax Law After Court Fight | MPOSSIBLE ODDS

Following a one-hour court battle, which the "lie" delicately passed back and forth several times, N. Y. Supreme Court Justice J. Sidney Bernstein Monday (29), cutting he Gordon knot, set argument on an application by six N. Y. ticket brokers for a temporary injunction against the enforcement of the Mitchell bill for Friday (2). The judge declared from the bench that he tell he matter was of such great public importance that he would not grant the defendant's request for a long postponement.

postponement.

Hearing started off with a rush as William A. Hyman, former state attorney, launched a powerful attack on the validity of the law, and declared that Police Commissioner.

J. Valentine and License Commissioner and License Commissioner Paul Moss, defendants in the action, were the 'dupes' of the Shuberts, who are attempting to strangle the brokers, secure a monopoly out taker roles and put, all opposition action, were the dupes of the Shine sheets, who are attempting to straingle the brokers, secure a monopoly on itself as a straingle the brokers, secure a monopoly of the ship of the strain of the ship of the sh

leged ticket monopoly now pending in Boston.

Justice Bernstein interrupting at this point, declared that what was being questioned was the constitutionality of a state law, and the question should be determined at the earliest possible date. Weinstein, rising first in rebuttal, declared the only duping done was by the plaintiffs, whom he stated 'are in business to gyp the public,' and cited the recent fining of some brokers for tax evasions by Federal Judge Henry Goddand in the N. Y. Federal Court. Weinstein was promptly informed that his statements were false by the raging attorney for the plaintiffs, who also emphatically denied he had entered any agreement to put the matter over to August 9.

Justice Bernstein stated that a quick hearing was necessary. This matter must eventually be decided by the U. S. Supreme Court,' declared, the judge, and the sooner that court gets the case, the better public interest as well as the interest of the actors and brokers involved will be served.

As 'friends of the court,' Paul N. Turner, Rebecca Brownstein, Equity

quick hearing was necessary. This impact that must eventually be decided by the U. S. Supreme Court,' decidated the judge, 'and the soon entering the properties of the actors and brokers involved will be served. As 'freeze's and brokers involved will be served. If the court, Paul N. As 'freeze's and brokers involved will be served. If the court, Paul N. As 'freeze's and James F. Reilly, of the League of Meritage and James F. Reilly, of the League of New York Theatres conterred with Weinstei last week. They have been interested in the enforcement of the ticket code, which parallels the new state law in limiting the presence at the hearing was not considered necessary.

Ticket brokers, who are the plaintiffs, appeared to accept the codes price limitations, which are effective for legit theatres only. They object to the state law because it also fixes the resale price of tickets for sports events, which sometimes command higher premiums, same going for opera.

Agency people in their complaint aver that tickets for means and tickets for means and higher premiums, same going for opera.

Agency people in their complaint aver that tickets for means and tickets for means and higher premiums, same going aver that tickets for means and the process of the process of the premiums of the state law because it also fixes the resale price of tickets for means and the process of the premiums of the state law because it also fixes the resale price of tickets for means and the process of the process

for legit theatres only. They object to the state law because it also faces the resale price of tickets for sports events, which sometimes compand higher premiums, same going for opera.

Agency people in their complaint aver that tickets for major sports events are not returnable and that they must protect themselves by charging an additional fee. Madison Square, Garden, passively in favor and the first of the new law, advised those favoring it that there are few outright ticket sales to brokers; that most are given tickets on consignment and that sales to agencies are principally by phone orders.

Nancy Carroll, guest-star at Spring ake, N. J., last week in 'Lot's Wife,' aned to the Coast immediately terward with Faith Bennett, tress, bull-fighter and professional lot.

Geary the atree did estimated \$10,000 on first week of Meet the People, with management predicting 10-week run. Show drew enthusiastic reviews and beaucoup word of mouth, all of which is helping. Clarence Ross, press rep, tied up Ford agency on publicity gathen proceeded to drive gally bedecked Ford station wagon to Treasure Island and make tieup with General Motors Day festivities. Gertrude Lawrence's Skylark

IN CHI HEAT

Chicago, July 30.

Weather was up to 101 last week and that was the reason for the body blow delivered against the two shows in town.

in town.

Considering the heat, however, the Al-Joison musical, 'Hold Onto Your, Hasts,' and 'Lite with Father' held up quite well. Two shows slated for Labor Day get-tways in Chicago are 'Too Many, Cirls', at Grand, and 'The Male. Animal,' Selwyn, though there are reports that 'Animal' may not make it on schedule.

it on schedule.

Estimates for Last Week

Hold Onto Your Hase, Grand (2d week) (1,300, \$3.85). Held back by the territo heat, but managed to snatch \$18,000.

'Life with Father, Blackstone (23d week) (1,200, \$2.75). Shipped with general lassitude of all Chicago show business last week to \$10,500.

'MARIETTA,' 9G, PUTS MEMPHIS IN BLACK

Memphis, July 30 'Naughty Marietta' smashed all records at the Memphis Open-All theatre last week, the Victor Herbert opus luring 15,234 persons for a total

Overcrowded Field Takes Decade of Training With No Prospects - Some of Worst Rackets Recently Ended But Still a Sucker

150,000 SINGERS

A singer has about as much chance of getting into grand opera in the United States as an Englishman has of getting his income tax reduced. Any singer cherishing such an ambition laces the toughest struggle in all the realm of entertainment. Not only long and expensive preparation is necessary but, harring a rare voice of natural Caruso-like magnificence, the aspirant must successfully so

is necessary but, barring a rare voice of hatural Caruso-like magnifeence, the aspirant must successfully go down a heartbreak trail of politics, itavoriusm, graft, frustration and be-wilderment. Despite these sucker odds thousands of would-be singers spend millions of dollars a year training for opera.

A general survey of the United States alone, indicates that there are over 1,000,000 men and women throughout the country either studying singing, or singing professionally. Of these perhaps 150,000 are actually earning a living. some part thereof with their voices, ranging from the \$10, weekly church jobs, to the \$100,000 a year top operation over \$15,000,000 is spent annually in voice lessons to thousands of private leachers. This immense sum does not take into consideration the additional millions spent by aspiring singers, or endowed, vocal schools such as the Juliard or the Asstman. A substantial number of these students and professionals are aiming, theoretically at least, at grand opera as a career. They must spend seven to 10 years to even hope to arrive (Continued on page 140)

(Continued on page 140)

'MARITZA' ENDS L'VILLE SEASON WITH \$13,000

Louisville, July 30.

Hot weather proved a boon to the bo. at the Iroquois Amphitheatre, where the first local presentation of the first local presentation of

days.

Charles Bottorff, prez of the Louiswille Park Theatricul Assn., has announced plans, for another season
next year, and is formulating a setup whereby patrons will select the
repertoire of operettas to be presented.

Charles Rogers' Film With Stoki Youth Orch

Los Angeles, July 30.

Despite warm nights and vacation reason in full swing, Gertrude Lawrence wound up nine days in 'Sky, lark' at the Biltimore with approximately great \$24,000, finalling the 1939-40 season at the house. Final week grossed estimated \$16,000, extra thanks being necessary to reliable Aug. 5, for three weeks of Noel Coward plays, featuring outstanding British players in cast. Second edition of 'Meet the People' continues at Hollywood Playhouse, with advertising carrying no mention of change of cast or skits, with resultusines is holding comparatively strong.

Betty Field had several more weeks offered for strawhat appearance in 'Coguctte' or 'Green Grow the Liles', but she planes back to the Coast Sunday (4) for retakes on 'Nictory' and to begin shooting on 'Shepherd' of the Hills' for Para, mount,

In Heat Wave; 'DuBarry' Off \$16,500

Margin' OK \$5,500 in A.C. Despite Preem Disturbance

Despite Preem Disturbance

Atlantic City, July 30.

Pins and Needles, despite the flare of indignation at its first showing here, played to the largest local legit audience so far this season at the flare of the

night. Walter Hampden opened Monday (29) in Clare Kummer's 'A Success-ful Calamity.'

EQUITY WOULD CURB PETITIONS

It is proposed that Equity adopt a set of rules to regulate petitions, a move that has been contemplated for some time and now recommended by the executive committee. Purpose is to prevent a barrage of petitions that are sometimes aimed at the council indiscriminately. Right of petition is a fundamental membership right, but not infrequently those who attach their names do not know what it is about.

Equity points out that that is the evident explanation of petitions signed at the request of 'certain managers' which, if granted, would have abrogated the protection afforded by the Equity contract or would have reduced the pay received under it. Suggested to members that when asked to signature petitions which would affect their rights, they should delay doing so until consulting Equity.

Regulatory plan calls for the estab-

when asked to assume when asked to see which would affect their rights, they should delay doing so until consulting Equity.

Regulatory plan calls for the establishment of a petitions committee. A standard form is to be used and all petitions must be made on it. Only Equity people would be permitted to circulate petitions, their signatures to be included and all those who sign must be senior resident members in good standing.

When nominations are made by petition, the membership must, be notified not more than six weeks, nor less than three weeks, prior to the date of sling, and not more than one candidate may be nominated by any one petition. Following the last-minute filing that placed Tallulah Bankhead in nomination for the council last spring, it was suggested that a minimum of 100 signatures should be required hereafter, but that idea was nixed.

Committee would receive and certify all petitions and decide whether the regulations have been complied with. Should only petition be rejected by the committee, or any signatory be ruled out, an appeal to council may be made. Other talent unions have also had petition trouble and are considering regulations, the American Federation of Radio Artists. ists particular urging more dis-cretion in circulating and signatur-

Current Road Shows

(Week of July 29)

'Hold Onto Your Hats' (Al Jolson, lartha Raye, Ruby Keeler)—Grand pera House, Chicago,

'Life With Father'-Blackstone, 'Meet the People' - Playhouse,

Hollywood. 'Meet the People'-Geary, San Francisco.

'Morning Star' (Molly Picon, Jo-seph Buloff)—Ringside, Long Beach, L. I.

L. I. 'Skylark' (Gertrude Lawrence)— Curran, San Francisco,

Estimates for Last Week

Key; C (comedy), D (drama), R
(revue), M (musical), F (farce),
O (operetta).

werney, M (muscall), F (farce), O (operetta).

'DuBarry Was a Lady,' 46th St. (34th week) (M-1,375; \$4.40). With terrific heat wave still on, all productions were affected again last week; this one rated around \$16,500; probably operating loss, but due to stabuly operating loss, but due to stated for October.

'Helizapoppin,' Winter (Garden (97th week) (R-1,671; \$3.30). Getting big slice of visitor patronage, and at Wednesday afternoon played to standees; rated \$24,000. better; only show to climb.

'Ladies in Retirement,' Miller (18th week) (D-940; \$3.30). Final week; its off for time, then jumps to Coast to stant our at Long Beach, and week its off for time, then jumps to Coast to stant our at Long Beach (21, did well in from the stant of the stant our at Long Beach (21, did well in from the stant our at Stant our at Long Beach (21, did well in from the stant our at L

to Coast to start tour at Long Beach, Cal., did well in first months; slipped down around \$5,000.

Life With Father, Empire (38th week) (C-1,095.; \$3.30). Affected downstairs mostly, with upper floors are compared to the start of the coast of the start of the coast of the c

road in fall.

"There Shall Be No Night, Alvin (13th week) (D-1.375; \$3.30). Will suspend for four weer, starting Aug. 9 (no Saturday performances); due to relight Sept. 9 for two months then the road; rated around \$11,000, or 50% under early weeks.

Tobacco Road, Forrest (255th week (C-1.07; \$1.10). Closes in two weeks, final performance on Aug. 17; rct.vd stayer operating in red of late; under \$3.000.

Susended Musicals

I late; under \$3,000.

Suspended Musicals

'Higher and Higher,' Shubert; regiven next Monday (5).

Keep Off the Grass,' Broadhurst;
esumption date not definite; maybe
ate August.

late August.

Phyllis Periman, summering at hubby Theron Bamberger's straw-hat at New Hope, Pa, has succumbed to the art colony virus of dabbling in cils. She's painted six landscapes and is talking about a fall exhibition.



CURRENTLY
CAL-NEVA LODGE
WASHOE COUNTY, NEVADA

*

Mgt.: WM. KENT 1776 B'way, New York

Literati

the column of General Hugh Johnson. An editorial in explanation declared the exit, resulted from: The bad taste and reckless irresponsibility with which Gen. Johnson has obviously pursued a personal grudge against. President Roosevelt in recent weaks:

against President Roosevell ap-pointed William Knudsen and Ed-ward Stettinius to head national de-fense activities, Times editorial ex-plained. Gen. Johnson urged several times that Bernard Baruch, World War defense industrial head, be given the same job now. Gen. John-son was one of Mr. Baruch's aides during the last war. He has been a close associate ever since. And from the moment that Mr. Baruch was passed up. Gen. Johnson's venom against the President multiplied ten-fold.

fold.
The inference is too broad to miss

The inference is too broad to miss. Hell hath no fury. like Gen. Johnson scorned. And we refuse to lend our columns to him for a personal injured pride.

Times explained that its columnists are not subject to editorial censorship, but under the canons of the Anterican Society of Newspaper Editors a paper, 2s. a quasi-public institution. cannot escape responsibility for what appears in, its columns in violation of 'considerations of public welfare.' Times does not feel that continuation of the United Features column is in 'the public welfare.'

Road Co. Winchell in S. A.

Road Co. Winchell in S. A.
First daily gossip column in South
America. has been inaugurated by
the Buenos Aires Herald, Englishlanguage paper. Pillar is run, a la
Winchell, by Ray Josephs, reporter
and rewriteman, until four months
ago, for the Philadelphia Bulletin.
B. A. has an English-speaking poplation of about 100,000, mostly Britons who require a translator for Josephs Broadway banter.
Josephs took a leave of absence
from the Bulletin in March for a
three-months tour of South America.
He met the Herald publisher socially
what he thought of his paper, which,
like other S. A. sheets, is modeled
after the British pattern. Instead of
becoming insulted, the publisher offered him a job.

becoming insulted, the publisher of-fered him a job.
Column was termed 'like a breath
of fresh air' to the Americans in the
city by one who recently returned to
the U.S. Joseph has just completed
a 'columnist-for-a-day' contest with
three of the best niteries in town
offering an evening each to the winner and a friend. It got a flock of
cutries.

Nathan for Liberty

Nathan for Liberty
George Jean Nathan starts Oct, 1
to contribute a bi-weekly series of
articles about the theater to Liberty
mag. Will cover not only the Broadway openings but the broad national
theatrical picture as well. He also meatrical picture as well. He also has another mag connection on the fire, but won't decide about that before the end of this week. Will continue his series for Esquire. He will not contribute to News-Week this year, John O'Hara having taken over that assignment.

Nathan had intended leaving this Natian had intended leaving this week to seend several days with Eugene O'Neill at the latter's home near Oakland, Cal. However, he has been delayed by work and now hopes to fit out within two weeks. He'll remain there about 10 days, then plane directly back.

Detective Comics' Sues
Detective Comics' Inc., publishers of 'Detective Comics' and 'Bateran', filed suit Wednesday (24) in the N. Y. Federal court against Fox Publishers, Colonial News, Inc., seeking an injunction, accounting of profils and damages for alleged infringement of its periodicals. Plaintiff alleges the August and September. 1940, issues of 'Mystery Men Comics', published by the defendants, contains much material used in its magazines.

Minority Group News
New Service to gather news of
foreign minority groups, principally
those in Europe under Nazi oppression, was organized in New York
last week. Called Overseas News
Service, it feeding the HeraldTribund and Post in New York and
other dailies throughout the country. ONS is an outgrowth of the
Jewish Telegraphic Agency, but sion, was organized in New York last week. Called Overseas News Joe Bonomo, physical culturist and Service, it feeding the Herald-Tribund and Post in New York and lister of the new Healthkeeping to they. ONS is an outgrowth of the give the monthly its full tag. David Jewish Telegraphic Agency, but separate from it. It is receiving alpost its entire foreign file by cable 1841 Broadway address, which is the

Chi Times Drops Gen. Johnson and wireless, although serving so Chicago Times last week dropped of its American subscribers by column of General Hugh John mail. Hy Wishengard is editor,

mail. Hy Wishengard is editor.

Correspondents include Victor M.
Bienstock, London, former editor of
the Herald-Tribune News Service;
Boris Smolar, roving assignment,
former Moscow correspondent for
the New York World, and Lee
White, roving assignment, former
Reuter's correspondent in Spain.

Reuter's correspondent in Spain.

Among the officers of ONS are
George Backer, publisher of the N.
Y Post, Thorold K. Guinzberg, president of Viking Press; Herbert Bayard Swope, and William Allen White. Listed as directors are Dr. Frank Aydelotte, of Princeton University; John Frances Neylan, William Jay Schieffelin, Prof. James T.
Shotwell, of Columbia: Dr. Abba
Hillet Silver and Hendrik Willem
van Loois.

Saturday Evening Post Vindicated.
Wordy dual in the Canadian Senate of the proposed banning of the Saturday Evening Post because of Paul Gallico's Wings of Atonement yarn in the July 20 issue saw Opposition Leader Arthur Meighen losing out to the verdet of the National Board of Censors who reported that there was nothing adverse in Gallico's story and that the Post-had 'again and again' published articles that were friendly to Canarticles that were friendly to Can-ada and the Empire's war effort.

add and the Empire's war effort.

In his melodramatic diatribe, Meighen called, the Gallico short story, 'poison' and said that if the writer had written the story in Canada he would have been punished or hanged. He claimed Winse of Atonemen' was 'defeatist fiction' and demanded that the Post be banned. Scnators who had read the yarn admitted it might contain unpleasant fruths about Brithin's plane shortage but that these had been published hundreds of times in British periodicals. Demand for the ban was refused by the Board of Censors as such action failing under their jurisdiction and not that of the Senate.

Times Refuses Guild Ned
Refusal of the New York Times
publisher. Arthur Havs Sulzberger,
to negotiate with the Newspaper
Guild of New York at a meeting held
last Thursday (25) at the Times offices was prompted by his belief that
the Guild did not represent a majoyiety of the Times editorial: employees, he said. Though the Guild
has always had number of
members at the Times and an organizing campaign, has been in
progress since Jan. I the American
Newspaper Writers Association, an
AFL affiliate, claims to be the barganing agent for the bulk of the
Times employees.

When a delegation led by organ-

saining agent for the bulk of the Times employees.

When a delegation led by organizer John F. Ryan approached Sulzberger with demands in behalf of 1.100 business and editorial workers of the Times the publisher confronted them with a letter from the president of the ANWA, which, Sulzberger said, contained the organization's claim to represent a majority of Times editorial employees. It was indicated that a National Labor Relations Board election would be held to determine the preference of the employees. Louis M. Loeb, attorney for the Times, asserted the sheet would not resist attempts for such a balloting.

Guild holds contracts with the Daily News, Mirror, World-Telegram, Post, Journal - American, Brooklyn Eagle, Time, Inc., the Associated Press, and United Press, However, the N. Y. Herald Tribune, Times and Sun are still to be signed up.

American Newspaper Writers

American Newspaper Writers Assn. which Ryan charged was formed in the midst of Guild negotiations was charteed by the AFL last week. William L. Laurence, a Times reporter heads the local; Joseph Shaplen, Times labor reporter is listed as secretary and treasurer. Both are ex-Guild members. Though the Guild has opened its ranks to all newspaper employees regardless of whether editorial or business, the ANWA restricted solely to those who are actively engaged in gathering.

former N. Y. address of Macfadden Publications.

Publications.

Periodicar tooks like a road com-pany Physical Culture mag and is in the Macfaddon format. First issue is dated August.

Re: Professionalism

Re: Professionalism
Hearing before the Wages and
Hour administration in Washington
last Friday (26) brought forth sharp
warnings that if the integrity and
freedom of the press is to be safeguarded from government supervision newspaper editorial and advertitising employees must be classified as professional workers.

Dean Carl Ackerman, of the Columbia University School of Journalism, charged grouping news-

papermen under the terms of the wages and hours law was the first wages and hours law was the first step toward government regulation of the press. He intimated the Fair Labor Standards Act was too strictly interpreted in relation to newspaper employees. Others' urging designation of reporters and advertising solicitors, layout men. etc., as professional workers included Elisha, Hanson, counsel for the American Newspaper Publishers. Association, and Dean Kenneth E. Olson of Northwesterh University who represented 32 schools of journalism.

Seldes' 'In Taci' Mag

Seldes 'In raci, Mag George Seldes has launched a fort-nightly publication of facts, news and exposes, called In Fact, from Long Island Cily, N. Y. The mag is publishing 22 issues for 25c and hopes to secure 100,000 subscrip-tions by January, 1911. In Fact does not accept advertis-ing.

Huey Long's Sheet Folds
An income tax lien of \$12,788.45
has been filed against the Louisiana
Progress, Huey Loug's old newspaper now in liquidation.
The newspaper went out of business when Governor Earl Long lost
the election

Elinor Early's Rook

Elinor Early, feature writer the Boston Record, has written a novel, New England Sampler, a salice on N. E. aristocyacy. It is being published by Waverly House, Boston.

LITERARY OBITHARY

Charles A. Starrett, Bl. newspaperman for half a century and connected with the Canadian Press for 25 years, died July 16 in Toronto after a six months' illness. He retired as cable editor of the Canadian Press in 1927, but continued up to a few months ago as contributor to the feature service. His first paper was the Toronto News. He was with the Hamilton Herald for 14 years, worked on the Toronto Chobe for seven. years, went to the Montreat Daily Telegraph and then joined the Toronto Dureau of the Canadian Press in 1914. His wife died 1903. There were no children.

M. F. (Mike) Dacey, 54, manager of the Denver Buteau of the International News Service, died in Denver following a heart atlack Wednes.

national News Service, died in Denver following a heart attack Wednesday (24). Born in Lewiston, Me, and schooled in the east, Dacey came to Denver in 1916 with INS. During the World war he was a chief telegraph operator at general headquarters in France.

Harry, Nelmeyer, Sr., 63, Hollywood correspondent for St. Louis Post-Dispatch, died there July 27. Surviving are his widow and son, Harry, Jr., of the RKO publicity staff.

CHATTER

Ferdinand Voleur has completed new play, 'Her Unfinished Por-rait.' He's author of 'A Right An-le Triangle' and The Prince and the

trait: Hes autor of A right Angle Triangle and The Prince and the Singer.'
Milton Mackaye ghosting 'Uncle Clem's Boy,' Will Rogers' biog. for Satevepost. I'll be by-fined by Mrs. Rogers.

The Reader's Digest Association, Inc., with headquarters in Pleasant'ville. Westchester Cointy has filed papers at Albany showing an extension of purposes and powers. Lord Day & Lord 25 Broadway, NYC, were the attorneys,
Marcia Manners, who conducts a shopping column in Hearst's Albany Times Union, is enrolled in the group taking the Civilian Pilots Training course at Albany.

A. L. Schafer's handbook. 'Good Portraits,' dealing with pholographic technique, is slated for Seplember publication by the Zift Davis company,
Rodney L. Brink lakes over as

Rodney L. Brink takes over as editorial manager of the Christian Science Monitor on the Pacific Coast Aug. 1.

Opera's Heartbreak

Tibbett and Mrs. Herbert Witherspoon, have recently killed this practice) have recently killed this practice, but is not taken into consideration by the singer, who may feel and actually is vocally or dramatically ready, is that there are hundreds like him her waiting for oportunity. During the season just past, approximately 20 opera companies were in existence in the U. S. Approximately 500-800 performances of rand opera were given in about 100 cities throughout the country. An average of four leading singers would appear in each opera, making a total of 2000-2500 leading singers appearing in opera in the U. S., avery small number in comparison to the thousands waiting. Even more dubious does the debutante chances appear, when it is remembered that the opera-wise public being charged from 50 cents to \$7 for its seats, will not unprotestingly hear a neophitcy but demands established names. Hence the largest companies in the country, the Metropolitan, San Francisco, Los Angeles, Chicago, Cincinnati, and St. Louis, use the same stablished stars in rotation, with the greatest of these, such as Kiristen Flagstad, appearing in opera throughout the country, and thus in multiplication ratio, lessening the chances of a beginner to be heard.

An examination into available figures show the Metropolitan presenting 160 performances using about 100 established singers, of whom only 50 might be classed as stars, and earning more than just a living, and

might be classed as stars, and earn-ing more than just a living, and

at a point where a performance in opera is within the scope of technical competence.

Needless to say 1895% of these singers never arrive. Reasons are many, the most important two being (a) incredible overcrowding of the field where the mediocre must starve, and (b) failure of aspiring students to realize that no short cut to the mask of a Flagstad, Tibbett, Pons, or Martinelli, exists.

Racketeers Set Back
Until quite lately, singers in the lower class of unarrived artists were at the mercy of unscruptions timpressarios, who knowing the singers. The public has believed the lower class of unarrived artists were at the mercy of unscruptions timpressarios, who knowing the singers. The public has believed the singer of the public, forced them to sing for nothing, even made them pay for the privilege. (The American Guild of Musicial Artists, headed by Lawrence Tibbett and Mrs. Herbert Witherspoon, have recently killed this practice).

What is not taken into consideration by the singer, who may feel and actually is vocally or dramatically. During the season just past approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approximately 20 opera companies were in existence in the U. S. Approxi

company drew that much. An estimate of \$3,000 for all principal singer at any given performance at the Met. would be high, yet a gross of \$15,000 still loses money. The reasons for this the tremendous expense in staging. At any Wagnarian performance, an orchestra of 100 or more men must be employed at good weekly salaries, some ranging high as several hundreds of dollars. There are about that many stagendous according to the control of the salaries of the salaries and the salaries are about that many stage hands used, as well as chorus, director, conductors, etc. Under the circumstances the smaller companies must lessen their standards, which the public will not accept, or pay considerably less. The singer invariably falses the rough end, and, inde his salary cut.

Thus only if a singer has attained nation-wide prominence, can he hops after 10-15 years of diligent study and heartbreaking effort to reach a pinnacle which will pay him from \$2,000-\$10,000 yearly, probably less thim, the expensive cost of his training, which today must include a speaking knowledge of several languages, and a thorough knowledge of music, for the singer today who cannot play a piano and accompany him self throughout the most difficult music, is a misfit. self thro ughout the most difficult

usic, is a misfit.

Legit Followup

Legit Followup

Life With Father
Ace comedy of the season of 1839-40, which made something of a wonder boy out of Oscar Serlin, since it was his maiden effort as a manager, will probably clean up more money than any show that opened since last September. It has been slightly off that the season of the control of the month after month and there has not been an empty seat in the balcony or gallery of the Empire, N. Y., since opening. There is one clear reason why attendance is maintained and that is strength of performance. Producer, and the season of the control of the season of the control of the the season of the control of the season of the season of the season of the control of the season of the control of the season of the control of the season of the season of the control of the season of the control of the season of the season of the season of the company.

Last week's gross was quoted at better than \$19,000, or \$6,000 better \$1000 bette

LEGIT BRIEFS

LEGIT BRIEFS

Warren P. Munsell, Sr., general manager of the Theatre Guild, is staging. By Any Other Name, by his son, Junior, which the latter will try out next week at his strawhat, the McCarter theatre, Princton, N.J. Halla Steedard tossed a birthday, arty Saturday (20) for Jack Kirkland and his daughter, Patricia, at their place at Springtown, Pa. Troupe from the New Hope strawhat, as well as neighbors Alan Campbell and Dorothy Parker, were among the 60 present.

Fulton Oursler, who co-authored a hit, 'The Spider, for Al Lewis some years ago, is rushing completion of a new play which Lewis wants to produce pronto.

produce

roduce pronto. Carl Fisher, George Abbolt's ger manager, still stymied for eral manager, still stymied second-act curtain for his play.

Strawhat Tryouts

(THIS WEEK)

(THIS WEEK)
Opened Monday (29), unless otherwise noted)
By Any Other Name, by Warren
P. Munsell, Jr., at McCarter theatre,
Princeton.
'Crazy With the Heat,' revue by
Rudi Revil, Carl Kent, John La
Touche and others, Red Barn, Locust
Valley, L. I.

"The Royal Roost," by Richard Dwenger, at Stanford (Conn.) Com-

Dwenger, at Stamford (Conn.) Community playhouse.

'Cross Your Fingers,' by Eddie Nusent, at Hunterdon Hills playhouse, Juttand, N. Je.

'Summer Heat,' at Coach House theatre, Oconomowoc, Wis.

'Wind in the Sails,' by Dan Totheroh, at Spring Lake (N. J.) Community playhouse (opens tonight—Wednesday).

(NEXT WEEK)

(Open Aug. 5, unless otherwise noted)

'Carriage Trade,' by Robert Thom sen, at Stamford (Conn.) Community playhouse.

'After the Ball,' musical satire by Edward Eager, at Clinton (Coun.) playhouse.

'Always Romance,' by Taylor Holmes and Norman Clark, at Pine Grove playhouse, Cambridge Springs, Pa.

'As the Twig Is Bent,' by Lillion Beyon Thomas, at Coach House theatre, Oconomowoc, Wis.

'Sleeping Partners,' by Sacha Guitry, adapted by Seymour Hicks, at Spring Lake. (N. J.) Community playhouse (opens Aug. 7).

'Jeff Comes Home,' by John Simon Rodell, at Parrish Memorial Hall, Southampton, L. I. (opens Aug. 7).

'White Peny,' by Marion Lloyd, at Woodstock (N. Y.) playhouse (opens Aug. 8).

Lionel Stander, strolling into Sardi's Monday (29) without a coat, horrowed a bartender's jacket so as to be a presentable luncheoner.

Broadway

Al Burks back to Metro's Charlotte exchange

exchange.
A. Schubart is making a tour of RKO's exchanges.
Joe Moss won Hotel Gazette's handicap golf tournament.

Raymond and Selma Spector to San Francisco for the NAB conven-

tion.

Charles Stern, UA's eastern district manager, is touring New England.

Dr. Irving E. Deer, field worker for the Hays office, in town on busi-

Lincoln Dickey back to San Fran-isco to look over the Aquacade

there.
Cress Smith, out on film deals for RKO in the west, has returned to

the h.o.

Mike Todd too active after appendectomy and incision became ir-

Mike 1000 to series after appendectomy and incision became in-riated. Rondevoo cafe, operated by Rogers & Dufor, late spot at the Fair, clean-ing up. Vic Samrock, general manager, for the Playwrights, back from 24-day

cruise.
Estelle Schroll resigning the New York p.a. post with Walter Wanger

Estelle Schrolt resigning the New York pa. post with Walter Wanger Aug. 15. Harry Gittleson. of RKO, on a modor trip through New York state and New England. Helen Strauss, assistant eastern tory editor of Paramount, vacation in Dan Healy, and his finance, Helen Kane, repon Mon Paris Sept. 8 as their own night spot. Fowler and Tamara, ex-dancers, now have an antique shop in Flushing besides their studio. Mort Blumenstock and De Bernhard planed out Friday night (26) for the Coast, to be gone about a week.

of the Coss, to be gone about a week.

J. Robert Rubin, has joined the indisummer hatless beigade—a long jump, from this highly conventional Bob Weitman, returned Monday (29) after assisting in plans for a pit-band policy to be installed at the Michigan Detroit.

James O'Neill's condition reported good at French hospital, where he is under treatment for pneumonia.

good at French hospitul, where he is under treatheut for pneumonia. Oxygen used for a time. Larry Clinton's band, has been booked to provide the music for the Screen Publicists. A Advettisers dance Aug. 8 at the Pierre. Anna Erskine dividing her time between secretarying for John O'Bara, volunteer-working at Willkie headquarters and country-estating at Wilton Conn.

wilton. Conn.
Alexander Woollcolt, in inviting
Walter Winchell to vacation with
him at his Vermont retreat, offered
blenty of hot air and much information, the first of which is not poison-

ous.

Carl! Erbe's gag press stunt for Sophie Tucker. Harry Richman and Joe E. Lewis' proper sequence of billing spotlights attention on the new Riviera show opening Aug. 8. Big show intended to offset Saratoga exodus.

St. Louis

By Sam X. Hurst

By Sam X, Hurst

Little Jack Little, band leader, took flying lessons at Lambert St. Louis fleet, which is not not the solders of the lessons at Lambert St. Louis fleet, which is not not the solders on the least of the least of the lessons of the least of the least

George Karsch, head of the Lead Belt Amusement Co.
Tommye Birch, Vincent Vernon, Gordon Sommers, William Gallagher, Martha Jensen, and William Atwood, have top roles in The Milky Way that starts run at the Civic Theatre, strawhatter in St. Louis County, during current week.

A flag ceremony is being held prior to every performance at the Municipal Theatre Assn's al fresco playhouse in Forest Park in addition to the playing of the national anthem. American Legionnaires conduct the ceremony on the stage.

Personnel of St. Louis Little Symph orch presented concert in quadrangle at Washington U benefit of Dutch war refugees in England. In addition to gross proceeds dough received from the sale of windmill clasps will be sent abroad; 1200 at The Comment of the control of the contr

In addition to gross proceeds dough received from the sale of windmill clasps will be sent abroad; 1,200 attended.

Two Merry Gentlemen' next on tap at the Town Square Theatre on the following the sale of the following the following

Stroudsburg, Pa.

By John J. Bartholomew

Grand's Sunday midnight shows drawing well.
Nell O'Day, former Buck Hill Player, signed by Universal.

Ralph Schaefer's Ambassadors con-tinue to Pocono Alps Tavern.
Ray Baylor's orch remains indefi-nitely at Columbia hotel, Columbia, N. J.

nitely at Columbia hotel, Columbia, Natures Player's presented mystery thriller. 'Flashing Light,' at Worthington Hall. Richard Crooks and Scranton Philamonic netted \$3,100 for Red Cress in Buck Hill concert.

Barney Fairfax spotted frequently on Wyckoff Dept. store's Saturday variety hour via WEST. Easton. Took of laughs hereabouts from Lots of laughs hereabouts. Wice at Resorts' in current Police Cagette. He really must have been her

B'way's Low Ebb

_Continued from page 137 _

dates last summer. A new publicity campaign to bolster the Fair may be effective, and if the turnstiles start clicking as lively as the final months a year ago, whatever Broadway offer should, benefit.

Lunt's Show Also

Early summer closings were chronic small grossers and hardly exchronic small grossers and hardly expected to survive such going, but the exiting group now includes some of the best shows of the 1839-40 scason. Latest addition to the withdrawals is 'There Shall Be No Night, the Lunis' impressive war play that was expected to stick. For some time it topped the straight plays with takings of \$22,000 and better weekly at the Alvin.

was expected to stick. For some time it topped the straight plays with takings of \$22,000 and better weekly at the Alvin.

Attendance has been dropping for weeks and dipped under \$10,000, but there was a measure of recovery the past two weeks, gross topping \$11,000. 'Night' will suspend after another week, the Lunts taking a delayed, vication, for one month. Drama will resume Sept. 9 and plans call for it to play through October and tour beginning Nov. 4, Boxoffice will remain, open during the suspension.

Closing this week: 'Ladies in Retirement, Miller, and, 'The Male Animal,' Cort. Tobacca Good' stops at the Forrest Aug. 17, by which time only the studiest of survivors will be on hand.'

only the studies of survivors win-be on hand.

The b.o. front-runners are 'Louisi-ana Purchase,' and 'Hellzapoppin,' latter doing amazing business for the length of time it has been playing. while the former is selling out with
the gross around \$33,000. 'Hellz'
picked up recently the runner-up
spot and, was 'raifed over \$24,000 list
week. 'Life With Father' easily week. Life With Father, easily the straight show topper, with The Man Who Came to Dimer, the next

Remblic Pictures, visiting relatives in Walerload, alls former partner, Nat Steingera, His former partner, Nathern State, His former partner, Nathern Steing, His former partner, Nathern Steinger, Nathern Stein, Nathern Steinger, Nathe

Australia

By Eric Gorrick

Hoyts figuring extending Brisband

loop Will Mahoney playing Adelaide

"Student Prince' swings into Sydney next month on revival by Williamson-Tait.

namson-tait.

Bob Dyer is set for a termer with tustralian Broadcasting Commission addition to Tivoli date. Dyer riginally came here with the A.B. larcus show.

Marcus show.

Barbara Weeks (Mrs. Louis Parker), who recently appeared in a pic for Cinesound, will return to U. S. shortly. Hubby is test pilot on loan to the Government.

rent auracuon.

Hal Carleton, advertising director
Metro theatre loop, is producing a nusical revue, enacted by the staff, of the Svidney office, in aid of local ar funds.

at Nixon this season.

John Maganotti celebrated 38th
birthday and 16th wedding antiversury oh same day last week.

Tryout of Charlie Gaynor's new
revue at Jim Lindsay's Green HillsPlayhouse at Reading is off.

manager of City Colf Course in New Castle, Pa. Aleen (Leslie) Wetstein, Press columnish has sold 'Affectionately Takes Wife prisma penned Doctor Takes Wife original region of Pittsburgh Post-Gazette, leaves Aug. 9 for Bollywood on his annual studio ogle, He'll be gone a month, and will, do a daily column for his own sheet and Toledo: Blade, another Paul Block daily. Mrs. Cohen, former Stephanie Diamond, radio actress, who usually accompanies him, won't this stunmer, since she's preparing the bassinet.

Chas. Freeman

ishority. Hubby is test pilot on loan to the Government.

Uncertain as yet whether Gracie Fields will play this zone following Canadian tour. British femme star has had top offers from the Tivoliand Hoyts.

Leading Melbourne newspaper tends upping ad rates by 60c per inch. Amusementeers will clip space to offset rise.

Further newsreel theatrettes listed for Sydney and Melbourne as bir spreads with war tempo clips bere by the air route Metropolitan Films quit the field after try with Continental pi on scoreral distribution under A. E. Andrews. European situation death, kinell to this type fare.

Clarence Badger may return to U. S. following completion of That. Homebrew production mooks out in future, government ixing any turner on advances. Continued from page 133.

Metropolitan Films quit the field riter try with Continental pi on general distribution under A. E. Angrews. European situation death knell to this type fare.

Clarence Badger may return to U. S. following completion of That Cortain Something' for National Homebrew production looks out in the coin advances.

Still hinted around here that Wallster Connor advances.

Still hinted around here that Wallster J. Hutchinson will visit in the near future to 0.0. local conditions, U. S. foreign managers have little curritory left to visit since the swift changes in Europe.

Sir Ben Fuller going abrad with somebrew vaude in the semi-stut of Victoria.

Leslie Henson's musical, 10's a Girl, will be produced by Daved Martin at Minerva, Sydney, next month. Charley's Aunt' is the current and the control of the control of

Hol Carleton, advertising director Metro theatre loop, is producing a musical revue, enacted by the staff of the Stokney office, in aid of local of the Stokney office, in aid of local are funds.

Pittsburgh

By Hal Cohen

Sid Jacobs out of the hosp after a thorough checkup.

Lige Briens are bock f. om their honeymoon at Miami Beach.

Martin B. Fallon named president of Catholic Theatre Guld for 1940-41. Howard Becker's band inked at Pines for remainder of the summer.

T. J. Vincents celebrated silver weeding anniversary Monday (29).

Casino treasurer Abe Jaffe has been on the sick list for couple of weeks.

Vet operator Harry Levine is aling again in the Veterans' hospital at Aspinwall.

Art Levy topped Film Row gang at Variety Club's golf teurnsment with an 8l.

Leo Heyns, of Uniontown's Summit hotel, expect the stork for the secks of plaving time, and cut after the choices foday how to cut salarised the stockers foday how the cut salarised the stork for the second time.

Art Levy topped Film Row gang at Variety Club's golf teurnsment the store of the store of

other day and is laid up with a broken ankle.

Mis: Joe Gins, wife of Col salest man, okay again after an emergency appenticities op.

Bill Grande blitkreiged by nervous breakdown and is in the St Francis hospital.

It's a boy for the Jim Careys in Evansville, Ind. Father, localite, swith Loew's there.

Ex-hartender Joe Sala expects to have his Spanish-type nitery. Els Chico, core Aug. 22.

John Barrymore's My Dear Children booked for return engagement, all Nixon this season.

John Maganotti celebrated. 28th brithay and 16th wedding anniver triends, because I've got nothing to give you. Tryout of Charlie Gaynors new would be able to see something of the control of the collegation. John Maganotti celebrated 38th who attended the dinner as real birthday and 16th wedding anniver trends, because I've got nothing to sary oh same day last week.

Tryout of Charlie Gaynor's new would be able to see something of revue at Jim Lindsay's Green Hills Playhouse at Reading is off.

Dave Broudy's lad, Buddy, has had his Army lieutenancy, taken up. at Fort Monroe, Va., for a year.

I Variety, Club has set Sept. It and the has rebuilt, his office into a fee die for its Turtle Derby for a the date for its Turtle Derby for a compared to the date for its Turtle Derby for a compared to the date for its Turtle Derby for a fee date for its Turtle Derby for a compared to the date for its Turtle Derby for a compared to the date for its Turtle Derby for a fee date for its Turtle

The Albert State of St.

Hollywood

Roland Young sued for divorce. Joe Kane returned to work affer lness.

James Roosevelt planed back from

Broadway.
Charlie Blake to Alaska on Coast Guard cutter.
Don Barry home from the hospital after surgery.
Franklyn Warner recovering from appendectomy.

Elmer Balaban in from Chicago or a vacation. Stu Erwins celebrated moth wed-

Mayor Hague in from Jersey City gander studios.

to gander studios.

Greta Granstedt filed suit for divorce from Max de Vega.

Athole Hawks filed separate maintenance suit against Howard Hawks,
Joe Fisher sailed for from Singopore for another gander it file
studios.

pore for another gander, it the studios.

Fred Stone announced engagement of his daughter, Carol, to William McMahon.

McMahon,
Harold Lloyd asked county super-visors to reduce tax valuation on his home from \$333,000 to \$170.000.

[Additional control of the county of the county of the county of the county loday (Wed) Westwood Village.

Chicago

Frank Smith back in town ready-

Frank Smith back in town rendying the palace for engaging.

Harry Kacheim in contabe with Balaoan & Kaiz shae exec.

James Roosevelt in for distrib confabo on 'Pastor Hall' and Jo discuss final details on his and hear music boxes.

Thoda Crocroft wrote acting version of 'East Lynne', which is being done at her Coach House theatre in Oconomowoc, Wis.

Olympe Bradna, in Chicago for WGN, shot for 'Pago Pago,' visiting relations on the Ringling Broc-Barnim & Bailey circus grounds.

Roy Tomer, of the Herbid-American Commonwealth of the Herbid American own patriotic tune though the contable of the Wills Novelty firm, has also witten a stand-up-and-cheer, tune streamered 'We're All Americans, published by the Bell Missic firm.

Tom Gorman, RKO midwest chief, yen a stand-up-and-cheer, tune streamered 'We're All Americans, published by the Bell Missic firm.

Tom Gorman, RKO midwest chief, yen a cheek set by the Ladies' Auxiliary of the Los Angeles Consumptive Sanaorium for his cooperation in setting succial showings of the

Minneapolis By Les Rees

Bill Watmough back in town after

Bill Watmough back in town after years absence.
Rid Lohrenz WB district manager, in from Chicago.
R. C. LiBeau. Paramount district manager a visitor.
Ted Bolnick, Eddie Ruben; assistant, laid up with game leg.
L. E. Goldhammer, RKO district manager, visiting Des Moines branch.
Ben. Landy, Columbia booker, spending fortnight with parents in New York.
Seven consecutive days of 100-in-shade temoerative.

shade temoerature raised hob with biz generally.year laft-off. Harry Atter two-year laft-off. Harry pryer, indic exhibitor, resuming handball and other exercise. Soil Lebedoff, Northwest Allied Soil Lebedoff, Northwest Allied rest of mouth in northern Minne-soh.

sota. Ben Ashe on month's west coast nleasure jainnt to forget his defeat as Northwest Allied executive secretary candidate. Inving Gillman, Esquire owner, back from hospital, recuperating two months serious operation within two months. from second serious operation within two months.

Republic tossed cocktuil party and invited exhibitors from all over ter-ritory to meet Gene Autry, here a. Aquatennial Rodeo star.

Kansas City

By John W. Quinn Nellie Paley a holdover as song-tress at the Cabana of Hotel Phil-

Nellie Paley a holdover as sungstress at the Cabana of Holel Phillips.

Dean Filzer, WDAF head man, returning from two-week Colorado-soiouth.

Geraldine Reed, dancer, in from Mexico City, to visit with her parents.

Chiek Allison, KMBC publicity director, returned from fortnight.
California.

LaRue Parker left her stand at Hotel Continental to chirp with Islam Jones orch. And the California of the weeks, union with his family.

Andy Devinc and Frank Albertson now honorary Indian chiefs as result of their trek te Coffevylle, Kam, for world preem of When Daltons Rode.

BAND ROUTES

Week of Aug. 2

Present whereabouts, fixed addresses, of dance orchestras are given below, alphabetically arranged. Every effort will be made to keep the list as complete and correct as possible. Band leaders and their managers are invited to cooperate by notifying VAREUT of changes and corrections. There is no charge for listing.

Abbreviations used are as follows: B—ballroom; C—cafe: CC—country club; H—hotel; NC—night club; R—restaurani; T—theatre. Booking office abbreviations are: MCA, Music Cerp, of America, GAC, General Amssement Corp.; CRA, Consolidated Rasie Artista; F. B., Frederichs Brea. Wm. Merris is spelled out.

Aguilar, Edward, Earl Carrol's, H-wood, Albander, Van, MCA, NYC, NYC, Andron Bertolutt, NYC, NYC, Andron Bertolutt, NYC, NYC, Andron Bertolutt, NYC, NYC, Armstrone, Louis, Parasimount T, NYC, Arthur, Xian, St. George H., Bklyn, NY, Ash, Pyul, Royy T, NYC, Ayres, Mitchell, MC, NYC,

Beer, Billy, Bear-Mr. Ion, Bear Mr. N. Y. Bautuell, Sart-Cluit Muncen, N. Dirroll, Barder, Halph, Escambrott, C. San Juan, Order and Charles, J. Barder, Sart, Charles, C. San Juan, Order and Charles, Lancoln H., NYC.
Bardel, Jene, Pletsdilly, H., NYC.
Bardel, Jene, Pletsdilly, H., NYC.
Bardel, Jene, Pletsdilly, H., NYC.
Bardel, Jene, McK. NYC.
Baun, Charles, Wm. Morris, NYC.
Bennie, Ben. M. C., NYC.
Bernie, Ben. M. C., NYC. T., Boffalo,
Bronn, Chy., Dost. Lodge, Larchmout,
NY.

Hinno, Dedr., Emilessy, N., Phila.
Rajacanta, Kanlo, E Aiglon, R., Chlesko,
Bendley, Vill., Rills-kerlion H., Boston,
Brandt, Roll., No. McA. SYC.
Brandtovins, No. McA. SYC.
Brandtovins, No. McA. SYC.
Brandtovins, No. McA. SYC.
Brandtovins, Rathskeller,

Brigode, Ace, Forest Park Highland, St. Louis, ouls, Bristin, Les, Manhattan Beach, L. I. Bundy, Rudy, Avalan B., Niles, Mich. Burk, Sonny, The Dells, East Lansin tieb

Burk, Sonny, Mich. Burlon, Benny, Westylew Park, Pitts-Burgh,
Busse, Henry, Palace H., San Francisco,
Byrne, Robay, Glen Island Casino, Westchester, N.Y.

chester, N.Y.

Calloway, Cab, Mendowbrook, Cedar Grove, S., Carlseu, Bill, MCA, NYC Carlseu, Bill, MCA, NYC Chryter, Bob, Chatterbox, Mountainside

Christer, Bob. Chatterpox, Mountainsuce, Chila, Rectine, E.HA. NYC. Chricke, Buddy, Park Central N.Z. Christe, Buddy, Park Central N.Z. Christe, Buddy, Park Central N.Z. Coffey, Jack, Gilbon, H., Christer, Carley, Chel, Wn. Morris, NYC. Cruke, Francis, Hermitage, Nashville, Crobby, Bob. Mcd. NYC. Christer, Christer, Nashville, Crobby, Bob. Mcd. NYC. Cummita, Bernie, Edgewater Beach, H., Dicaco. hicago. Curhello, Fausto, Hurricane, N. Y. Cutler, Ben, Wm. Morris, NYC.

D D'Amico, Ni.

Daly, Duke Providence-Billmore H.,

Daly, Duke Providence-Billmore H.,

Davidson, Milibell, Cinderella, N., NIC,

Davis, Falle, LaRue, R., NIC,

Davis, Jahmuy (Soul), MCA, NYC,

Davis, Jay, Survey, MCA, NYC,

Davis, Dave, Hollwood C., West End.

benny, Jack, F.B., NYC, beutsch, Finiery, Wm. Morris, NYC, blown, Lee, F.B. NYC, banahue, Al., Siebi Pler, Atlantic City, borree, Januis, Pennsylvania, H., NYC, briese, Johnsy, Asior Ji, NYC, Juchini, Jady, Ucccanut Grove, Los An-

Duffy, George, MCA, NYC. Pupont, Ann. Roadside Rest, Long Beach

E Ehridre, Roy, Kelly's Stables, NYC. Ellington, Duke, Wm. Morels, NYC. Filits, Inc. Queen Mary, NYC. Filits, Seger, Enna Jettick Park, Auburn,

Stills, Seger, pana. settles: Yan, south, North Schung, c/o Alex Holden, 851 5th Area, NYC.
Erisle, Val. MCA, NYC.
Friels, Shure, Rice H., Hondon, Tex.
Friels, Shure, Rice H., Hondon, Tex.
Fin Rith, Text, Bosseviel H., New Orleans,
Fisher, Fegolic, Happy Hour C., Minusmolit. Fitzgerald, Ella, Moe Gale, 43 W. 48th

at. NYC 97
Foster, Chuck, GAY, N. Y.
Frasello, Jee, Will, Hills.
Frickitic, Jan, Bonlerand Tayern, Elmand, N. Y.
Francis, N. Y.
Francis, N. Y.
Francis, J. Wan, Morris, NYC,
Frank, J. C. W. W. W. W. W.
Frank, J. W. W. W. W. W.
Frank, J. W. W. W. W. W.
Bush, J. W. W. W. W. W.
Miss.

G

Gagou, Penak, MCA. Cleveland,
Garbier, Jon., Towysty, L.
Garliner, Jon., Yow Penin., Pills.
Garliner, Jon., New Penin., Pills.
Garliner, Jon., New Penin., Pills.
Garliner, Jone, New Penin., Pills.
Garliner, John., Hustic Cabin, Euglehmed.
Chemater. Dick., Pina H. NYC.
Gally, Cred., Isotolucis, Monatain Ylew.
N. J.
Granda, Gay., Pilesin, Dancelerina, NYC.
Grenda, Gay., Pilesin, Dancelerina, NYC.
Grenda, Gay., Med., Dancelerina, NYC.
Grenda, Gay., Med., NYC.
H.
Habittian, Gaires, MCN, NYC.

Hamillon, Gorge, MCA, NYC. Hall, Coo., Million Dollar Pley, Atlantic Hell, Cen., Million Leonay
Changery, MCA, NY,
Halles, MCA, MY,
Halles, MCA, MY,
Halles, MCA, MY,
Halles, MCA, MY,
Halles, MCA,
Halles,

R., NYC. Program, Savoy B., NYC. Heatherlon, Ray. Ralphow Room, NYC. Heatherlon, Ray. Ralphow Room, NYC. Heatherlon, Ray. Ralphow Room, NYC. Heatherlon, Pag. Lot. Cablin, Armonk, NYC. Hereton, Woody, Million, Dollar Pier, Atsentic City.

Herners, Woody, Million Dollar Pie Herners, Woody, Million Dollar Pie Herners, Kenowwood-Park, Pillis, Honder, Ribinet, MCA, NYC, Hines, Fard, Jisselami B, NYC, Hungland, Mercett, MCA, Chleako, Holmas, Haribe, F.R., NYC, Holst, Einle, Stok C., NYC,

Hudson, Dean. B., NYC., Hudson, Will, Chies, Shebman, 48, 48th St., NYC., Hulton, Inc. Ray, Renault, "avera, Minnite City, N.J.

Jacobs, Howard, Won, .

Julias, Al; NYC, Julias, Al; NYC, Julias, Harry, McA, NYC, James, Harry, McA, NY, James, Sonny, Roseland 28, NY, July, Juliany, Castina Gardens, Los A/ Juegous, Dick, F.B., NYC

Kossel, MCA, NYC Raye, Seminy, Lyde, T., Tadlandi, Kaveli, Al, Essex, House, NYC Koros, Joseph Phila Keller, Lemand, Bixmarck, H., Chivago, Keller, Lemand, Bixmarck, Chivago, Keller, Lin, Beverly, 1918s, C., New Kenni, Hal, Beverly IIIIs C. C., ort, Ky. Kendis, Sonny, Benchcombers, N. Kent, Larry, Ellimore, H., L. King, Geo., Washington-Yource, St

ord. J. Hriny, Mf A. H'wood,
Ling, Vayre, Mf A. M'wood,
Ling, Vayre, Mf A. NY,
Ling, Lee, World's Fish N. Y.
Kinney, Bay, Jagsington H.
Kinney, Bay, Jagsington H.
Kopen, Harry, NSC, Chinago,
Krune, Gans, Mf A. NY,
Kyser, Kay, Mf A. NY,

. T

Lune, Ridaj, Rosseri, H., Belyn, N. T.
Le Baron, Riddle, M.s., NYC.
Lewis, Ted. Chex Parce, Chi.
Light, Enoch, Wm. Morris, NYC.
Light, Enoch, NYC.
Loudiardo, Guy, MCA, NYC.
Loudiardo, Guy, MCA, NYC.
Loudiardo, Guy, MCA, NYC.
Loudiardo, Guy, MCA, NYC.
Apric, Vincenti, Aquaside, World's Pair,
2002, Vincenti, Aquaside, World's Pair,

irch, Cvil. P.B., NYC. icas, Clyde, Boir Air, Chleago, incefold, Jhanny, Harold Oxley, 10 FSL., NYC. rman, Abe, MCA, NYC.

tolic St., "NYC.
Lymait, Abe, MCA. NYC.

Madriguers. Emit, Lifto Club, Long,
Besch, NYC.

Market, Mr. Monte, Molvewod,
Maligest, Mr. Molvewod,
Market, Predict, Mr. Molvewod,
Market, Predict, Mr. Molvey,
Marsia, Joe, Hictory Honse, NYC.
Marsia, Joe, Hictory Honse, NYC.
Mosters, Frinkle, Taff, H., NYC.

Mosters, Frinkle, Taff, H., NYC.

Mosters, Frinkle, Taff, H., NYC.

McGrane, Don. Diamond Molvestic, NYC.

McMitty, Jack, Stan Zucker, 301 Madison

Miller, Glenn, Shernau H., Chivizio,
Miller, Glens, Schong, Glub, St. Lonis,
Mollon, Carlos, Colony Glub, St. Lonis,
Mollon, Carlos, Colony Glub, St. Lonis,
Mollon, Carlos, Colony Glub, St. Lonis,
Mollon, Carlos, Siler T., NYC.

Morgan, Ruse, State T., NYC.

Nelson, Ozzle, Jores Beach, J. Nichols, Red. F.B. NYC.
Noble, Leighton, MCA. N.T.C.
Noble, Ray, Palmer House H., Chicago,
Norris, Stan. F. B. NYC.

Norris, Stan. F. B. NY.

Oman, Val. c'o Wni. Morets, NYC.
Olsen, Geo., Millich Gavdens, Denver,
Oslozne, Will, MCA. NY.
Owens, Harry, Olympia, H., Scottle,

P Panchito, Versaillee, R., NYC.,
Parts, Bobby, Childs R., abth St., NYC.,
Pault, Bobby, Childs R., abth St., NYC.,
Paul, Riddle, P. R., NYC.,
Paul, Riddle, P. R., NYC.,
Paul, Brille, Brown, Caratier Beach C., VirParts, Banile, Savoy, Plaza, H.,
Pallier, Bent, GAC, NYC.,
Pawell, Teddy, Lower, State T., NYC.,
Pring, Lonis, MYC., Ny State T., NYC.,
Prager, Col., Candra Club, Urbanna,
R.

Alclody Hill, Chleago, Broadmoor H., Colina

ings. avazza: Carl, Chlony Club, Chicago. tayel, Don, Greenwich Village asino Ary, Artho, Billmore H., NYC.
teconod, Nicki, Le Cod. Rouse, NYC.
techning, Jose, Aubassabor H., L.,
telsman, Jee, Aubassabor H., L.,
telsman, Jee, Rilchen, Port, Lee, S.
tley, Miles, C.A., NYC.
treze, Vincent, Joel Joseph & Phila, Lo
thority, Bill, State Ling, C.C., Ja
tobelys, Br., Maduiri'a Dairedland,
mol. Judy

Roberts, Let Madurala Dateman, Nobel Cellic Roberts, Let Madurala Dateman, Nobel Cellic Roberts, Let Madurala Dateman, Nobel Cellic Roberts, Raddy, Claridge H., Menobis, Poccas, Raddy, Claridge H., Menobis, Poccas, Raddy, Shouder H., Milwanise, Radjiol, Adri: Ballentire R., Worlds, Str. S.

Patter, N. Y. S.

Sands, Phil. Albertle Best. Clib. AlEntire, B., L. N. Y.
Sands, Phil. Albertle Best. Clib. AlEntire, B., L. N. Y.
Sands, Phil. Albertle Best. Clib. AlEntire, B., L. N. Y.
Sandt, Jan, Chiesan, T. Chiesan, S. Control, S. Control, M. Chiesan, C. Cherry, M. C. N. Y.
Strict, Low, N. R. (March, C. Cherry, M. C. N. Y.)
Strict, D. & O. Acet to Another

Strict, N. N. R. (March, C. Cherry, M. C. N. Y.)
Strict, D. & O. Acet to Another

Strict, N. N. R. (March, C. Cherry, M. C. N. Y.)
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VARIETY Swanson, Billy, c/o CRA, NYC. Sylvio, Don, Bill Bertolotti's, NYC.

Taylor, Sandy, Lantz's Merry-Go-Round, Teagarden, Jack, Sea Girt Inn, Sea Girt,

The Houry co. GAC NYC.
This Boury co. GAC NYC.
Thomson, Lang, Jenkinson's Payillon,
oint Pleasunt, N. J.
Thornfrill, Climan, Alex Holden, MC.

New York of the August 15 of the August

Venuti, No. CAC, NVC, Varzos, bildle, St. Mortiz, H., NYC, W

Gricov, Marik, 198, NYC.
Webes, Lener, MRC, Chleggo,
Webes, Marck, NRC, Chleggo,
Webes, Leney, W. Morris, NYC.
Webs, J. Choo, W. Morris, NYC.
Webs, J. Choo, W. Morris, NYC.
Webs, Leney, L. Chleggo,
Wille, Ran, Solony Chab, Tubis, Oyl
Willem, Celf., Sievens, H., Chleggo,
Willem, Call, Sievens, H., Chleggo,
Willem, Call, Sievens, H., Chleggo,
Willem, Call, Sievens, H., Chleggo,
Willem, Tar, St. Chleggo, L. A.
Willem, Tar, J. Chleggo, C. A.
Willem, Tar, J. Chleggo, C. A.

Zerke, Bob. Wm. Morris, NYC. Zwerling, Rully, State T., NYC.

Forum

Songwriters' Stance Sansalito, Cal.

Songwriters' Stance

Editor, VARTEN: On page 33 of the July 10 issue of your esteemed publication you state in part: Metro is apparently proceeding on the theory that. The copyright owner (the publisher) becomes; the absolute owner of all rights. Therefore, is not required to consult the writer about the disposition of such rights. May I kindly point out the possible dangerous repercussion to such a stand? In the final analysis the writer is the creator of the work and if he is to be deprived of any of his rights—small, large or medium—it is fairly likely that he and his prethren writers may make a united stand and demand that all future copyrights behave to an exclusive properties of the logical creators, themselves. Then the creator-copyright owner will be enabled to sell only his publishing rights to the music publisher assign his public performing rights to ASCAP, sell his disc rights to the phonograph companies, synchronization rights to the movies, foreign

assian his public performing rights to ASCAP, sell his disc rights to the phonograph comunies; synchronization rights direct to the foreign publishers, or the foreign publishers, and the foreign publishers are substituted as a situation altered your foreign many publishing field and is rapidly becoming a universal practice.

More than that, the tendency of the times is to give the worker of the times in the times of the times in the times of the times of

Sterling Sherwin.

Barristers Fall In

Washington, July 30.

Another platoon of budding fadio attorneys added to the army already admitted to practice before the Federal Communications Commission.

Following attorneys were okayed to the July 10 the Commission of Pollowing attorneys were okayed attorneys to the Commission of Pollowing attorneys were okayed to the July Lee Butler, Atlanta, Ga. Charles Ray Cambron, Ocala, Fita: Cerald Dicker, New York City, James E. Gallather, Jr., and Roy W. Johns, of Philadelphia; Donald S. Leonard, Detroit; Sam Houston, Washincton; Frank B. Mitchell, Portland, Ore: John A. Petentler, Billings, Mont; Bradford Ross, Cheyenne, Birningham, Ala, Robert A. Sluart, Fort Worth, and Ara Weldon, Ealon, Rapids, Mich.

OBITUARIES

CARLTON E. GRIFFIN
Carlton Elliott Griffin, 47, screen
actor, died July 23 of a heart attack
in his Hollywood home. He had
played small parts in a long list of
illms for the past 10 years. Before
I Die: (Col) was, by irony, his final

I Die: (Col) was, by irony, his final entagoment.
Griffin had been in Lubin silents before the war, in which he served overseas. Upon his return he appeared in vaudeville, in a novelty flush net, 'Magic Glasses,' with Grace Gordon, in 1926 he married Pauline. Saxon, their doing a sister act with her daughter, Marie Saxon. Marie Saxon theneupon went with various Ceorge Choos vaudeville, productions, leading ultimately to musical comedy stardom. A two-act, Pauline Saxon and Caplion, Griffin continued for some years. Later there was a divorce. Griffin subsequently married. Verna Griffin, a singer, who survives him.
Griffin came of family once

survives him.

Griffin came of family once prominent New York City and widely known to many in the heatrient profession. His mother, during the 20s. was the Counters Floresting of Italy and later became the counter of the counter o rentini of Italy and later became Mrs. Sig Hart. An aunt, Mrs. Nellie Elliott. formerly operated a hotel patronized by actors in Manhattan. Burial took place July 25 in For-est Lawn cemelery. Hollywood.

MRS. BESSIE RAPPAPORT
Mrs. Bessie Rappaport, 70, Buffalopioneer exhibitor, died after two
week "liness. Mrs. Rappaport with
her blusband opened the Royal Star
1907, later openating the Ideal,
Lovejoy nd Avon.
She is survived by her husband
and a son. Jacob, proprietor of Exhibitors Poster Exchange, and a
daughter Ruth Rappaport, manager
Warner Bros, Buffalo branch office.

FRANK E REDMAN

Frank E. Redman, 61, chief properly men for the Fomous-Lastly studied in Fort Lee, N. J., in the pioneer days of the industry, died of a ceredays of the industry, died of a ceredays of the industry, died of a cereday of the industry of the English of the industry of the indust

CHARLES E. TAYLOR
Charles, E. Taylor, 65, vaudeville ventriloquist, who founded his,
own traveling show when faced with
a tayoff 29 years ago, died recently
at his home. Great Village, Nova
Scotia. Each year until taken ill a
few weeks ago. Taylor had been on
four with his program, which consisted of a mergen of films and venticiloquism, and booking the villages
and towns. His wife, who survives,
was his only assistant.

He was performer, projectionist,
antiounier, master of ceremonies and
doorman for his show.

JAMES G. GORMAN

James G. Gorman, 53, for more than a quarter of a century a Pittsburgh stagehand, died at his home there last week after a lingering illunes. Gorman had worked at practically every Pittsburgh theatre, vaude butlesque, film and legit, since 1915 and at the time of his death was on the payrol of the Sheu-Hyde-Futlon house there. Had been a member of IATSE since its integition.

Gorman leaves his widow, two daughters and three sons, one of them. Leo, with the U.S. Army at Fort Knox, Ky.

Rogers Memorial Fund took care of the burial in Kensico Cemetery, N. Y.

FRED DYSON

FRED DYSON
Fred Dyson, 54, business manager
of station WMCA, New York, for
the last 15 years, died July 26 at his
home, Valuey Stream, L. I., from
complications resulting from tended illness.

Surviving are his wife, two and a daughter

LEONARD TRAINOR

Leonard Trainor, 61, buddy of Will.
Rogers in his Cherokee strip, days
and his double and stand-in in all
pictures, died July 28 in Los Angeles
of a heart attack after the marching
in Will Rogers Memorial parade in
Santa Monica.

ALICE HULT.
Alice Hult, 26, who broadcast over
KFRC. San Francisco under the
name of Nancy Dixon dropped dead
July 20: A blood clot induced by
overwork was blamed.

Details in radio section this issue.

George A. Walker, 60. manager of Shea's North Park, Buffalo, died-July 26 of a heart attack. Walker, cousin of the late Mike Shea, started in 1900 n usher at Shea's Gar-den, becoming mainager, ind later was manager of the Court Street in the hey day of two-u-day vaude.

Albert V. Paltock, 54, controller of the J. Walter Thomoson advertising sgency, died July 23 at the Rocka-way Boach Hospital, N.Y. following a heart attack while riding in

J. F. Cass, 76, dleft at Iowa City July 23. He operated a chai of theatres in the northeastern part of Iowa in recent years. He is sur-vived by one son iid one daughter.

John Kurucz, 57, composed and planist, died July 22 Hollywood, Surviving are his widow and son.

Infant of James Hogan, Para-mount director, died of strangulation July 24 at San Fernando, Cal.

Thomas Purks, 32. a pionist and dance orchestra leader, committed suicide July 26 near Pittsburgh.

Father, 85, of the Trix Sisters, died July 26 Newmanstown, Pa.

MARRIAGES

MARRIAGES

Dorothy Mosiej to Persing Gormley, Cumberland, Md., July 22.
He's with Jack McLean orchestra.
Carolyn Hinsdell Humble to Henry
Theodore Enns. national salesmanager for Iowa Broadcasting Co., Des
Moines, in Des Moines July 25.
Alice Thompson to Brundon Peters,
both of the stage, in Denver, July
25. He's at present with the Elitch
Stock, Denver,
Peggy Scher to Barry Norton, In
Chicago, July 6, Groom is managing director of Savoy ballicoun,
Chicago.
Vyra Alice Robinson to Charles
Bryan, in Kansas City, July 23.
Groom is sports announcer for
KCMO; bride was continuity editor.
Jean Kay to Kenneth, Heady, in
Kansas City, July 20. Groom is assistant program director at KCMO.
Gloria Blondell, stige and film
activess, to Albert Broccoit, July 26,
in Las Vegss, Nev.

BIRTHS

BIRTHS

Mr. and Mrs. Don Histings, son in New York, July 18. Father is a CBS engineer.

CBS engineer.

Mr. and Mrs. William Brooks,
daughter, in Pittsburgh, July 21.
Father's head book at Par Father's her change there Mr. and M

Circus Reviews

COLE BROS. CIRCUS
Lincoln, Neb., July 20.
Bad Juck has been cumping on Cole Bros. trait this season, especial Jy the last two weeks. In that time Jess Adkins, co-founder of the present organization with Zack Terrell dropped dead; feature act (The Rockets) has been forced to take a (wo-week vacation; Ringling Bros., Barnuff & Balley opposish, banner crews have been slapping towns (Des Moines, Omaha, Lincoln and Grand Island) with 'wait' paper to the properties of the humor of the guests.

Hanner draw a nice group from

men. Frank Cash and Max Cables trumpel, and Herman Heltzel trombones for the brass, Ray Stuart, Clayton Chartier, and Ray Stokely are sax men; while Frank Betton, drums. Norris-McCaw, bass, and Allen Heskett. piano, pat out the rhythm: Cash, Stuart, Stokely and the leader make a vocal quartet, and the leader make a vocal quartet, and the singles are by Stuart.

Origination of the band is Kansas. Style is for locations. General reception okay.

Art.

Frisco Fair's Heady Showmanship Will Spell Profit This Yr.; '39 in Red

RINGLING SHOW 30% OFF

By WOOD SOANES

The property of the property o San Francisco, July 36.
When the San Francisco Felr

Mich. State Fair

Detroit. July 30.

That old evil, liquor, causing much uninappiness for many people in executive positions in Gov. Dick linson's ferritory these day.

Latest squabble hether beer will be served this y at the Michigan State Fair. It it. it will be the first time in the history of the Fair. Bearing the first time in the history of the Fair. Bearing the first time in the history of the Fair. Bearing the first time in the history of the Fair. Bearing the first time in the history of the fair board of managers than it immediately brought protests from the Rev. Clarence Hill Frank, secretary of the Council, of Churches, and Mrs. William H. Erwin, president of the Detroit Federation of the WCTU. Meanwhile the Governor has any thing the force thim to explain why they are going to permit fiquor sales The Governor is an ex-officio member of the Counnission, but he seldom interferes with its work.

REORG FRISCO EXPO'S

H'WOOD STAGE 9' SHOW

Top show, of course, is Billy Rose. Aquacade which has been doing a weeral with passe been averaging a good profit, Clifford C. Fischet's a glood profit, Clifford C. Fischet's issue of the Fair band a glood profit, Clifford C. Fischet's issue a glood profit, Clifford C. Fischet's issue a glood profit, Clifford Styllow and should be a glood by Richard Marshall, well-prince Hill Frank, secretary to the Council, of Churches, and Mrs. William H. Erwin, president of the Detroit Federation of the WCTU.

Meanwhile the Governor has any thing the profit Clifford in the profit Clifford in the profit Clifford C. Fischet's in a good profit, Clifford in profit, Clifford C. Fischet's in profit, Clifford Styllow Hard a good profit, Clifford in profit, Clifford in profit, Clifford a glood profit, Clifford Marshall, well-prince Hill Fair a good profit, Clifford in prof





*VARIETY "... his 'So You Want To Lead A Band' stunt... proved such a wow, actually resulting in increased biz."

TIME "Last week, on a tour of movie houses, Leader Kaye put on stick-waving contests which drew 75,000 people to Detroit's Fox Theatre.

DETROIT NEWS "The contest caught on with a bang, and seems well on its way to adding a note of refreshing novelty to standard band entertainment."

BILLBOARD "Sammy Kaye's first stage appearance with his 'So You Want To Lead A Band?' stunt grossed \$20,000 for the Stanley, best gate in six weeks."

NEW YORK SUN "Sammy Kaye . . . seems to be a discerning young man . . . is aware that nearly everybody, at some time or another has nursed a secret . . . desire, to lead a band." * THE NEWEST AND MOST SENSATIONAL IDEA FOR BOOSTING BOX OFFICE GROSSES!

SAMMY KAYE

SWINGS AND SWAYS
THE NATION WITH

"SO YOU WANT TO LEAD A BAND"

26 weeks Sensation Program — NBC

Varsity Records

Returning to Hotel Commodore, New York, October 17th for the third year

Now playing record breaking theatre tour This Week: Missouri Theatre, St. Louis Next Week: Oriental Theatre, Chicago

Personal Management: JAMES V. PEPPE

Publicity: DAVID O. ALBER

Exclusive Management

Music Corporation of America

LONDON . NEW YORK . CHICAGO . SAN FRANCISCO . BEVERLY HILLS . CLEVELAND . DALLAS . ATLANTA

EIGHT OFFICES TO SERVE YOU, EACH OFFICE A COMPLETE UNIT IN ITSELF

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