

Published Weekly at 124 West 46th Street, New York, N. Y., by Variety, Inc. Annual subscription, \$10. Single copies 10 cents. Entered as Second-class matter December 22, 1930, at the Post Office at New York, N. Y., under the act of March 3, 1979. COTTRELL, 1945, BY VARIETY, INC. ALL RIGHTS RESERVED

VOL. 145 No. 9

NEW YORK, WEDNESDAY, FEBRUARY 4, 1942

PRICE 25 CENTS

VARIETY

Advanced Dancemen Call War Songs Too Corny But the Public Buys Them

By BEN BODEC

Impression current among the more progressive contingent of music fanboys is that the general run of amateur leaders has yet to become aware of the change in musical tempo among Americans and that the latter won't get the types of songs they want to hear until the leaders map out of the submission in their own ages and in swing fancies. It is these publishers' contention that the average dance band has no sense whatever in lending its services to the exploitation of war songs. It is far more concerned with catching the hip to the fancies of the musical jump addicts. In their contacts of recent years these pubs have come to the conclusion that, with the exception of a few melody bands, leaders are still living in a world of their own and are loath to yield themselves to playing the music of the times. The publishers state that their failure to awaken an interest among band leaders has discouraged wider acceptance and publication by them of war songs. The average jumpcro band they hold feels that such tunes are corny and if they play them their

(Continued on page 13)

Vice-Crusading Cleric Gets Year In Pen On Perjury Conviction

Minneapolis, Feb. 3. The Rev. H. J. Soltau, vice crusader and head of the Law Enforcement League here, whose raids of night liquor clubs, gambling houses, etc., have made him a local storm center, must go to prison Feb. 13 to serve a one-year term on a perjury conviction. The state supreme court has upheld his conviction. The perjury was in connection with a trial in 1939.

FED. AGENTS NOT YET HEP TO TRADE LINGO

Company managers with touring shows have been advised to use cryptic telegraphic messages to home offices because of federal scrutiny of communications. Recently a producer queried the man back with a show asking why the usual nightly wires meant that gross had not been sent. Inquiry at the telegraph office disclosed that transmission had been held up pending inquiry. It seems that several cryptic terms have been used and an investigation thought words were in code, possibly reveal-

Award for Toledoan Who Broadened Fellow Citizens

Toledo, O., Feb. 3. Fred A. Spranger, the local laborer-organizer who organized the unions in Toledo and Cleveland and entertainment events (grand opera in Cleveland, Sonia Henie and tennis players in Detroit), has been awarded the annual Junior Chamber of Commerce distinguished service key. Getting people away from Toledo to broaden themselves culturally was deemed "outstanding contribution to community."

JUKEBOXES AS AID TO WAR EFFORT

Detroit, Feb. 3. Secretary of the Treasury Morgenthau has praised Michigan as the top state per capita on defense bond sales. Currently the No. 1, 2 and 3 states on the thousands of coin boxes in this area: 1. Remember Pearl Harbor—Sammy Kaye; 2. At the President's Ball—Glen Miller; 3. Goodbye Mama, I'm Off to Yokohama—Frankie Masters. Also on the current rundown of (Continued on page 11)

Arena Mgrs. Now Plan Musical Revue on Type Of Ice and Roller Shows

Production plans for a musical revue to tour arenas, with a view to making it an annual show similar to ice and roller presentations, comes up for further discussion in New York Feb. 16, when a group representing 16 arenas throughout the country meets. Arena Managers Assn., which has an interest in "Ice-Capades" and "Ice Follies" and "Roller Follies," may finance wholly or in part. Several musical producers who have been working out details have made submissions. Unit would call for company of approximately 125 people, including line of 48 girls. One of major problems arena men have been faced with is that of getting a musical show capable of following the fast blade and roller specialties. Another factor involved is producing a revue which can ade-

'HOT OFF CLIPPER' GUYS GET BIG \$\$\$

Forecast \$5,000,000 Seasonal Increase of Public Interest for Lowdown Which the Returning Foreign Correspondents Discreetly Don't Provide

50% COMMISSION

Although just returned from the wars' foreign correspondents notoriously give almost no real inside stuff to their lecture audiences, there is a terrific boom market just now for this type of speaker. The experts who have been back too long and can't be sold as 'hot off the clipper' and their fees fall off.

Precise arithmetic does not exist in the lecture business, which is specialized and partly secretive, but guesses are that this season will see a sensational gross of \$5,000,000. A large chunk of that will go into the pockets of the foreign correspondents. There are still the lady-poets, the monologists, the guys with pictures who have taken of birds in the Squeezee desert and the Yogi experts. But they're all playing stage.

(Continued on page 55)

METRO MAY GO INTO DISC BIZ

Hollywood, Feb. 3. Metro will branch out into the record business if Nicholas M. Schenck, who the venture Louis B. Mayer, headman at M-G studios, has been making a thorough study of platemaking and is said to be fully convinced that such an enterprise would be an invaluable adjunct to picture production, distribution and exhibition. It is believed that Mayer got the idea from Tommy Dorsey, who is now at the studio appearing in "Ship Ahoy." Bandman ends his association with Victor-March 31 for a tie-up with Columbia (Continued on page 55)

LIBBY HOLMAN TO MAKE COMEBACK IN HUB CAFE

Libby Holman, after an absence of three years, is returning to show biz as a nitery singer, opening Feb. 19 at the Somerset hotel in Boston. Agented by the William Morris office, she'll specialize in "early American blues," with Joshua White

Joe Cook, 35 Years in Show Biz, Announces His Retirement at 52

By JACK PULASKI

Cafe Earnings as Pianist Paid for Ministry Studies

Philadelphia, Feb. 3. Rev. J. Samuel Stephenson, Jr., former nitery pianist, on Sunday (1) became rector of St. Mary's Episcopal Church, West Philly, campus church for the University of Pennsylvania. Rev. Stephenson worked his way through theological school tinkling the keys at Piller's, nitery in Upper Darby, a Philly suburb.

Joe Cook, at the age of 52, is retiring from show business because of ill-health. Diagnosis indicates a debilitating ailment which affects the nerve system.

He has been active theatrically for 35 years, starting during that period in a series of Broadway musical comedies as one of the big money

Mr. Cook's formal announcement of his retirement appears on page 31 of this issue in form of a full-page advertisement. He took the same method, an advertisement in "Variety," to introduce himself to show business when he entered it in 1907.

\$5 CAFE COVER IN WAR-RICH WASHINGTON

Washington, D. C., Feb. 3. Previously just a so-so show town, Washington, D. C. is now a "Klondike" for dance-bands that have recently played there. Heavy cover charges are taken in stride in a town jumping with people eager to spend. Last week (28) Glenn Miller's band opened Mrs. Maria Kramer's new Roosevelt hotel room with a cover charge of \$5 a couple which, with taxes, amounted to about \$5.50 yet almost 1,000 persons jammed the 600-700 capacity room, with turnover. Tony Pastor's current.

Dick Stable, who opened the slightly smaller Del Rio Club, also was protected from a blitz by promoters by a \$5-a-pair cover, but still was covered under Carlton hotel and Wardman Park hotels, with Joe Study and Layton Bailey bands also run capacity almost constantly.

Garbo Had Previously Given \$5,000 Donation To Fund, Friends Report

Since the uproar in the radio and film trades last week over Greta Garbo's non-appearance on a radio charity program written and directed by Arch Oboler (see Oboler's letter to "Variety," page 3 of this issue), friends of the Swedish star have come forward to reveal that Miss Garbo has donated in the last few months a sizeable check to the Infantile Paralysis Fund. This is said to amount to \$5,000. Friends state further that Miss Garbo has been a substantial contributor for years to various charities, always without publicity, always

comedians of his generation. Above all, Cook was noted for his remarkable versatility as a performer, his talent running the gamut.

Cook has been consulting doctors for more than a year. Although considered a candidate for amputation, he also has been trained physically, as displayed in his juggling and acrobatics on the stage.

Cook traces his illness back to two successive attacks of influenza, which he suffered about two years ago when at his unique and amazing estate called "Sleepless Hollow" at Lake Ho-

Young B'way Hopefuls Will Try to Raise Coin For Theatre Via 50c Ball

A dance at Manhattan Centre, N. Y., Feb. 27, has been arranged by the young actors and would-be actors who frequent Waldron's drugstore at 4th street and Broadway, N. Y., to raise coin to rent a little theatre workshop. They hope to obtain \$2,000 from sale of tickets (50c each), program advertising and other means.

Idea of having the theatre is to keep a continuous series of plays going to which producers, critics, film scouts and the public can come (Continued on page 54)

GROUCHO MARX INSISTS 'VARIETY' PLUG HIS BOOK

Beverly Hills. Editor, "Variety": If the financial position of your paper has been as precarious as that of most of the other theatrical journals of recent years, you probably have never had any traffic with the Internal Revenue Department. If, however, you are one of the fortunate few Lindy Hoppers whose weekly envelopes have been stuffed

WORLD AFFAIRS

A Review of the Reviewers

By ROBE MORRISON

Those perennial bad boys, the News Column critics, are at it again. Ben Hecht is making rude noises at their loud and in public—and Samson Raphaelson had the temerity to write a play about them. Finally, a Greek actor, even with a new Hedda Gable and the lady are in a ditch of disagreement.

Brooks Atkinson, of the Times, and Richard Watts, Jr., of the Herald Tribune, differed sharply on two plays in just a few days. Atkinson, apparently thinking Raphaelson's "Jason" character was aimed at him, panned the show as if from personal outrage. Watts, however, seemed to take the idea of the most critics and even used his Sunday (1) column to repeat his opinion.

Atkinson and Watts took opposite views of Katina Paxinos's performance in the title part of the "Hedda Gable" revival. Roy Broadway has since been saying that even allowing for inevitable degrees of personal reaction, there must be certain basic standards of playing. There must be such a thing as good acting, or bad. Yet to Atkinson, Miss Paxinos's performance has "the incandescence of a real actress, while to Watts it was 'Hedda the horrible.' Obviously, both extremes can't be right. One of the critics apparently can't distinguish good acting from bad. How about it, boys?

Hecht's "Lily of the Valley" drew the week's worst press. John Asterson, of the N. Y. Journal-American, wrote a witty and discerning pan of it. Richard Lockridge, of the Sun, wrote with his characteristic modesty and sympathy, yet didn't hide his dislike of the show. Louis Kronenberger, an critic for the New York Tribune, wrote the column from which the "Lily" material was taken, gave the play its worst beating, while Willela Waldorf, in the Post, was stirred by it. Incidentally, it was a pleasant wet for Miss Waldorf—she liked everything.

Waldorf, in the Daily News, gave his straddle rating (Two Stars-Plus) to all three openings during the week, but he definitely didn't like "Hedda." Robert Coleman, in the Mirror, used his pet "deeply manly" cliché about Hecht, thereby giving the John Van Druden play an even split of four favorable reviews and four pans from the daily critics.

John Mason Brown on a lecture tour, Frank Farrell brought a city room dressiness to the World-Telegram's reviewing assignment. He also revealed a critical crush on 12-year-old Paul Hitchcock, femina nuda in "Solitaire." She didn't quite equal Atkinson's enthusiasm for Bobby Clark, in "The Rivals," or in anything else.

Blonde Actress Speaks Perfect Spanish But Always Is Cast As Yank!—Rest of Who's Who Entirely Native

UNLIKE HOLLYWOOD
Buenos Aires, Jan. 26.—At least one American actress, June Marlowe, is mistress of the Spanish language to the extent of being a regular player in motion pictures made in Argentina. But because she is American and a blonde she is invariably 'type-cast' as a Yank. She's especially in demand for comedy scenes and because she is also a singer and dancer.

Unlike Hollywood where all nationalities are freely represented the film industry here is pretty exclusively native in stars and directors. Missing are the Swedes, the Germans, the French and the large battalion of British talent which are so conspicuous in Hollywood along with a scattering of Danes, Russians, Mexicans and others.

Unknown to U. S. filmpgoers, but as familiar as Gable and Garbo to Latin film fans, are the outstanding Latin stars:

Liberal—Marquise Top Latin star, specializing in melodramatics, she's in her thirties, as are the other big names. Her films, age apparently making no difference, can actually play the guitar, sing and dance before a shock that makes millions of Latins weep.

Nina Marshall—Top comedienne. Plays several gey types which she created for radio. Stuff, although local, popular beyond Argentine borders. (Continued on page 55)

Hollywood Courts Aliens as U.S. Orders Move-Out From Coast Areas

Sadistic

Don Cordray, WJZ, New York, all-night record spinner, has a penchant for good-naturedly needling guest stars he gets on his own sessions. He allows his guests to smoke a quarter or half-hour broadcast, adding their own comments on records played, but always using platters selected by Cordray himself, which is where he gets in his needle work.

For instance, he recently had Sammy Kaye on his show and handed him a group of Blue Barron platters to turnable (Barron's hand is very close to Kaye's); another time he had Benny Goodman, who was assigned Artie Shaw discs. Topper, however, was a bunch of Rudy Valley recordings which Will Colburn sang recently.

DURBIN MAKES PEACE WITH IT

Hollywood, Feb. 3.—Differences between Dennis Dill and Universals were patched up. Treaty of peace was signed by Dennis Dill, president of the company, and the young actress who returns to the fold after a tour of Army garrisons in Italy. Announcement of this peace protocol was made with expressions of gladness from both sides. Their months' old spat resulted from Miss Durbin's resentment of the studio's treatment of young producer Vaughn Paul, whom she had married shortly before.

Miss Durbin leaves Friday (8) on a patriotic tour covering camps in Massachusetts, New Jersey, Delaware and Pennsylvania before returning for picture work in March.

Hollywood, Feb. 3.—Check-up on the nationality of hundreds of film artists and workmen is under way in the studios as a result of the announcement by attorney General Biddle in Washington that all alien enemies must be evicted from Central Casting Corp., Other departments in the film industry will make their reports at a session presided over by Frank Proctor, head of the Producers' Association.

Howard R. Philbrick, general manager of Central Casting, reported only one Japanese on the current register. At for Germans and Italians, there is no record. Philbrick declared the Screen Actors Guild has screened several months ago on foreign-born players, but these would have to be checked to determine how many had obtained citizenship papers.

Kenneth Thomson, executive secretary of the Screen Actors Guild, expressed the belief that most of the high cost of studio salaries or had taken out their first papers. He promised to make an immediate check on membership by Frank Proctor and unions are checking up to determine what percentage, if any will be affected by the evacuation order. Proclamation prohibits alien Japanese, Germans or Italians from any high cost studios. Aliens are given until Feb. 14 to move into other districts.

ZANUCK, BERLIN PALS AGAIN; DEAL COOKING

Hollywood, Feb. 3.—Chill between Darryl Zanuck and Irving Berlin, which dates back to the "The Sign of the Cross" deal with William Goetz, and all's well again, with a deal being talked. Zanuck is hopeful that some arrangement can be worked out where by the songwriter would supervise his own production.

Phila. 'Unalert,' Lets 2 'Nazis' Parade Safely

Philadelphia, Feb. 3.—The Philadelphia Record on Sunday (1) called the American Guild of Variety Artists office for a couple of actors to help out in a stunt testing the alertness of the citizenry—but not for their word on the matter.

Stunt was to have the thespians dress as Nazi-U-Boat commanders and parade around midtown to see if they would be spotted. Not one of 30 actors who were the type on AGVA lists would take the job for fear of getting beaten up by some outraged citizen.

The paper finally assigned two of its staff reporters to the stunt. They paraded around for three hours in the center of town, talked in German dialect to cops, soldiers, citizens and bartenders; yet no one apparently noticed the swastikas on their hats or paid any attention to them.

The stunt was similar to one pulled by the British War office in which 200 of its members paraded through London recently looking out at anarchists while being molested.

Crawford, in Lombard Pic, Donates \$112,500 Salary to Charities

Hollywood, Feb. 3.—John Crawford takes over the part originally assigned to Carole Lombard in "The Kissed Bride" at Columbia, donating her entire salary, \$112,500, to charity. It will be Miss Crawford's second outside picture in all her years on the Metro lot. She will be given leave of absence from the Culver City studio. Of the actress' salary, \$50,000 goes to the Red Cross, \$25,000 to the Infants Paralysis Fund, \$25,000 to the Motion Picture Relief Fund, and \$12,500 to the Relief Fund.

'TARZAN' WASHING UP AT M-G-M AFTER 9 YEARS

Hollywood, Feb. 3.—Johnny Hottel, the chief exponent, Johnny Weissmuller, both off the Metro lot with the completion of the Tarzan Agilan at Metro. Studio is abandoning tree swingers and Weissmuller, after nine years of scrubbing from the tree tops at Metro, is mulling a deal with Sol Lesser.

Tarzan's mate, Maureen O'Sullivan, was named credit by the studio some time ago.

Editor, 'Variety':

This letter is written in response to your story in last week's 'Variety' regarding the return of Miss Gertrude Garbo to appear on the program of Jan. 24 for the President's Infantine Paralysis Fund.

The publicity for the celebration of the President's Birthday was being set in New York by George W. Johnstone. His assistant in Hollywood came to me for a tentative estimate of the publicity for the event. I gave an estimate which was the name of Miss Garbo. Up to that time, Miss Garbo had not agreed to appear in the film. Her subsequent appearance. The Hollywood Committee was confident that it could secure Miss Garbo's appearance.

Notwithstanding the fact that the list furnished Johnstone was a tentative one, I am confident that it included Miss Garbo's name. Because of the fact that this was to be Miss Garbo's first microphone appearance, it naturally attracted attention in the press.

The situation is an unfortunate one, albeit everyone acted in good faith. For my part I placed reliance on the fact that the Hollywood Committee had included Miss Garbo's appearance probably would have been included in the list. The Hollywood Committee felt that Miss Garbo was not to be included in the list for any cause; and the further complication was added by the fact that Johnstone had included her name in the list, presumably released publicity making mention of Miss Garbo's name.

I have no criticism to make of Miss Garbo. She has the right to

Oberhas No Criticism of Garbo; Praises Generosity of Hollywood

refuse to appear for any charity cause if she sees fit to do so, and she should not be assailed for this reason. For my part, I think Garbo acted in good faith, feeling that the Hollywood Committee would be able to persuade Miss Garbo to appear.

Now, about the other matters which appear in your story. You state that Miss Garbo has long had genuine horror of radio and is quoted as seeing no reason why she should surrender personal agency simply to permit Arch Oberhas to sell a gallery of 'scorpy' promotions.

Starr's Generosity
The good will and promotion have not been promotions for Arch Oberhas but have been promotions for the benefit of the minimum AFRA sale.

should add, that while these stars were not paid for their appearances, neither was I. We were all attempting to do good.

Go Back 2 Years
Going back two years ago when NBC put on a series of programs which I was writing and directing. The series was called "The Treasury of the United States."

It all this is "high-pressure," then I must plead guilty. Frankly, I thought I was trying to get a job for the United States Government. It is going no less than dozens of top executives from industry and business, who are rendering service to the Government in various ways. These are trying times. The American people have been kind to stage and screen stars most of whom have made very substantial incomes. I see no reason why they shouldn't help to the fullest extent of their abilities. But to their credit it should be added that it has never been necessary to exert pressure on them. They have been generous in offering us wholesalehearted support to the Red Cross, the United Dimes and the various shows in which the Government is interested.

VARIETY

Trade Mark REGISTERED
PUBLISHED WEEKLY BY VARIETY, INC.
154 West 45th Street, New York, N. Y.

ANNUAL SUBSCRIPTION \$11
Single Copies... 25 Cents

Vol. 142 No. 9

INDEX

Bills	48
Chatter	53
Concert-Opera	38
Exploitation	18
Film Booking Chart	18
Film Reviews	6
Forum	55
Home Reviews	46
Inside—Legit	92
Inside—Theaters	82
Literati	82
Legitimate	49
Music	39
New Acts	45
Night Club Reviews	45
Orchestra	36
Pictures	4
Radios	24
Radio Reviews	32
Stage	44
Vaudeville	41

DAILY VARIETY
(Published by Variety, Inc.)
110 West 45th Street, New York, N. Y.

So Lesser, McDonough Quit RKO; Studio Prod. Reorg Awaits Schaefer

Hollywood, Feb. 3. Sol Lesser, executive producer, and J. R. McDonough, in charge of B production at the studio, have both resigned in a producer shakeup at RKO which has been expected for some time. Lesser is expected to do action until George Schaefer's arrival this week, but Lesser insisted on serving official notice.

McDonough handed in his resignation Monday (2), terminating nine years with the company. He called a quits while Breen was discussing reorganization of the B unit on new product. McDonough was brought into the company by David Saroff (RCA) in 1931 to conduct a survey of picture theatre and picture properties, and the following year was sent to the Coast to operate the studio. He left the studio two years later, when Leo Spitz assumed the presidency, then returned in 1938 when Pandro Berman became executive producer and operated production units on the lot.

A year ago McDonough headed the B unit as exec producer and handled outside independent production deals for the company. Another leaving RKO is Cliff Reid, producer of turning out shorts. Tim Holt westerns and small budget features, under his control. Reid, who joins on. Lou Ostrow, presently producer of shorts at 20th Fox, stays RKO as assistant to Breen.

Georg Awaits Schaefer: Breen says that reorganization of the production department awaits arrival of Schaefer within the next two weeks. Accompanying proxy here for discussion of 1942-43 picture plans will be Wendell, Charles Koerner and several RKO theatre operators.

Lesser, who went with the studio six months ago, plans to close out his RKO duties by March 1. He will retain his own production and has a commitment with United Artists to a picture, "Strange Visitor," which he puts into production after lining up a cast.

Howard Benedict has also checked out of RKO, after seven years, for a production berth at Universal. He was former Baltimore newspaperman, he was with the Theatre Guild in New York when Robert Sisk brought him into RKO.

He served for five years as studio executive director and, for the past two years was a producer.

FELLOWS EXITS WB, DIFF ON PROD. POLICY

Hollywood, Feb. 3. Robert Fellows, former B unit producer, left for Warner Bros. after four years as a producer. Last picture produced was the Errol Flynn picture "Died with Their Boots On." Prior to the Flynn picture, Fellows made "Katie Roulo, All-American," "An Angel from Texas" and "Santa Claus Is in Town." He was also "Gentleman Jim," the life story of James J. Corbett, which has been produced. Underneath the surface, there were divergent opinions on policy between Fellows and Warner for several months.

Odeis at Warners For Screenplay On Gershwin

Hollywood, Feb. 3. Clifford Odets was signed by Warners to develop "The Long Night," the life story of George Gershwin, into a screenplay. "The Long Night" was being developed for months with Ira Gershwin, brother of the late composer, on material for the picture.

Want RKO Meeting

RKO minority stockholders are reported pressing strongly for a shareholders meeting, which has been several times postponed, owing to uneasiness over administrative and studio production policies.

Shareholders meeting set for June, 1941, was not held and one generally expected in December was postponed until June, 1942, by action of board of directors.

FREEMAN AGAIN TOPS COAST PROD. ASSN.

Hollywood, Feb. 3. Third terms were voted last night (Monday) to Y. Frank Freeman, president, and other officers of the Assn. of Motion Picture Producers. They are E. J. Mannix, first v.p.; Cliff Weisberg, second v.p.; Fred Weston, executive v.p.; and secretary-treasurer.

The board of directors was also renewed unanimously and approved the appointment of a Hollywood coordinator to collaborate with Francis Harmon on his activities as they affect the picture industry.

With the advent of wartime savings bonds, 8 studios return to a 2 to 6 p.m. working day. Since the war's outbreak, clock-punching started at 9.

Producers announced a survey will be made of studio machine shops with a view to their utilization for defense production.

HURLEY, CHARTERS US PROD. DEALS GO GOLD

Hollywood, Feb. 3. Harold Hurley was freed from his contract to produce pictures for United Artists, following a disagreement over budget policies. Hurley wanted to make low-cost films, as he had produced for years at Paramount. UA owners demanded high-budget product. Leslie Charters, author of "The Saint" mystery yarns, to call off his dogs. He is producing a \$400,000 UA wanted pictures costing \$400,000 apiece and Charters refused to meet amount. UA owners demanded high-budget product. RKO, are on the open market again.

Reisman, Welles to Rio

Phil Reisman, RKO foreign sales chief associated with the office of Inter-American Affairs, is leaving New York for Rio de Janeiro Friday (5). Orson Welles, who is going to Brazil to make part of a feature production there, will accompany Reisman from Miami. They will reach Rio Sunday (8).

Welles picture has been tentatively titled "All True." It will be distributed on RKO's regular schedule via an arrangement with Paramount. The American Affairs office will guarantee it against losses.

Bogart Tied Up

Hollywood, Feb. 3. Humphrey Bogart drew the first straight seven-year contract ever handed out at Warners. He'll get star billing.

SPECIAL GROUP PLANS RUMPS

Realignment of Hays Office Activities Immediately Effective—Petitjohn Resigns—Bert New Out

HAYS 'AS IS'

—Revamp-of-the-film-industry's approach to public, governmental and intra-industry problems is in process, under guidance of a special policy committee which has been appointed by director members of the two major trade associations, the Motion Picture Producers & Distributors of America, Inc., in New York, and the Assn. of Motion Picture Producers, headquartered in Hollywood.

Will H. Hays continues as president of MPDPA for as long as he desires. He will hold the designation of some of the association's activities will become immediately effective, however, resignations of Charles C. Pettibohn, who has served as counsel and legislative contact for the industry, and displacement of Bert New, in charge of Washington contacts, are anticipated. Hays and three attorney representatives of the west coast unit, who were in New York for 10 days, left for California Sunday (1).

Their conferees, shrouded in the seclusion of quarters high in the Hotel Pierre, lower, experts in the tire field of the industry's public relations. Discussions included three major items: resignation of Pettibohn, resignation of Hays and three attorney representatives of the west coast unit, who were in New York for 10 days, left for California Sunday (1).

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New Plan on Legislation

Drafting of a new plan of handling legislation, regarding the industry, was completed within the next few weeks. Both Pettibohn and New are close personal friends of Hays. The former has occupied a key post in the Hays office since its formation, two years ago. New is now known in New York film circles. He formerly was active in Indiana and national politics. Hays has held the Washington post for 12 years.

A joint committee, each division of which will report back to its own board of directors, meant to be a disinterested body, was pro-arranged, was dramatized at an all-morning session in the Hays office, Thursday (2). The committee members and Hays met with the top advertising and publicity men of the industry. The press group was organized several years ago as an advertising advisory council to administer the advertising code. It was brought out during the discussion that they had not met as a group to determine industry policies for more than two years.

Point also was made by a spokesman for the west coast producers that there was urgent need for closer cooperation between the eastern group and the Hollywood publicity

Consistency of the east-west policy committee of the two trade associations is the same that the steering committee for the industry, headed by Hays, is to investigate film war propaganda. It was organized by a sub-committee of the east-west group. The committee is headed by Wendell L. Wilkie to act as counsel before the Senate groups. The committee is to hold open hearings in Washington is said to have prompted the move for displacement of Pettibohn and New.

Agenda of Atty's. N.Y. Confabs Discloses Wide Variety of Industry Problems; Decree, Public Relations

Milestone Back to WB

Hollywood, Feb. 3. Lewis Milestone returned to Warners under a director contract as part of the drive for talent on the Burbank lot, where he once worked as a "gag man" and later as a film editor. Since leaving Warners Milestone has turned out a number of successful pictures, latest of which was "My Life With Caroline" for RKO.

HARBORD OUTS RKO BD, BACK TO ARMY

Major Gen. James G. Harbord, RKO representative on the board, has resigned as director of RKO Corp. Former commander of the Service of Supply in Tours, France, during World War I, Harbord was recalled by the U. S. Army for duty.

Regular meeting of RKO board of directors held Monday (2) DeWitt Millhauser was elected director to succeed Harbord. The resignation of Harbord's term. No action has yet been taken to replace the late W. G. Warner, former Harbord, another RKO director, is ill.

With Harbord resigned and Robert H. RCA representation on the RKO board is currently limited to L. P. Yandell. David Saroff will reportedly seek reelection in representation for RCA in June, when RCA, Floyd Odium, Rockefeller and other interests will maneuver for position.

Meantime, George Schaefer, RKO president, is scheduled to leave for the Coast this week to take charge of the studio, replacing Joe Breen, who is ill. Schaefer is slated to stay on the Coast for a month or longer.

GORDON CLOSES SHOP AFTER 'WAY' AT COL

Hollywood, Feb. 3. Max Gordon Plays and Pictures Corp. president by Harry M. Goetz as reported and Gordon as Vice-president is going out of existence with the completion of "The Great American Way." To be produced and distributed by George Stoney of Columbia. Announcement of the dissolution was made by Goetz in a complete detail of the deal by which Columbia acquired screen rights on the picture. Columbia now a producer at Columbia, is preparing his stage piece, "My Sister Ellen," as a film starring George Stoney. Goetz is now associated with Gregory Ratoff in the production of two pictures this year for Columbia.

Whether permanent representation for the industry will be maintained in Washington, or special committees organized for individuals matters, no indication is undetermined.

As they develop, beyond the usual industry rumors, of any contemplated change in the status of Hays, it is thought that it is highly probable that Hays is sympathetic to the purposes of the committee and is anxious to bring the industry's top executives to the necessity of constant alertness to its public relations problems.

Faced with constantly increasing problems of public relations, crystallized by war and its accompanying requirements for service, the film industry within its own far-flung boundaries of intra-urban activities is coming into deal with a long agenda of matters of utmost importance.

To bring about better understanding of the prevailing circumstances and trends within the business, meetings were in progress in New York during the past week between a group of attorneys representing the Assn. of Motion Picture Producers and a similar group sponsored by the Motion Picture Producers & Distributors of America, Inc., whose headquarters are in New York. Both Y. Frank Freeman, president of the producers' group, and Hays were present members of the investigating body.

Discussions, examinations into various matters, and numerous interviews which the committee conducted with various film officials in New York, were continued with a series of executive meetings.

Problems Discussed

Some of the most important problems which were explored in detail include: the U. S. Congress, Industry's No. 1 source of trouble, concern and worry. With its trade laws, which are in force for a year's period, both the anti-trust division and the Dept. of Justice are in the picture. The root cause of the trouble is the distribution of all evil lies in the ownership of theatre chains by distributors. Distributors, who are the members of the Thurman Arnold, head trust-buster. Evidence of added pressure for observance of the decree are the new Government suits filed within the past week against Paramount and 20th-Fox. The suits are the first of the five defendant companies, which have acquired additional theatre holdings in violation of the decree. On the side of the industry, the decree has increased film rentals and organizations, particularly as to the five-picture group selling provision, which was substituted for the former annual blind selling system. Exhibitors make the claim that the decree has increased film rentals and are seeking some new distributing paces which will give exhibitors a better picture. Such plan is under discussion by the United Motion Picture Industry committee. The committee will declare the decree an unnecessary hardship, asserting that selling contracts have increased from \$100,000 to \$200,000 and the time period for going out of existence is being extended. Meanwhile, the five defendant companies, which include Metro, Columbia, United Artists, Paramount and 20th-Fox, must reach some determination before June 1 which will apply to exhibitors. Exhibitors are expected to make sales clauses in the event that the Government by that date has not taken action to nullify the decree. United Artists and Columbia to adopt the group of five plan.

William Bluff and Browne E. Browne. These two former executives of United Artists, in sentences of 10 and eight years, respectively, for financial slight of hand in the sale of picture rights to exhibitors and artists and Columbia to adopt the group of five plan.

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ROXIE HART

Twentieth Century-Fox presents "Roxie Hart" starring Jeanette MacDonald and Noel Coward...

Maureen Watkins' play of a girl who hawks in the publicity spotlight for a brief period when accused of murder is broadly embellished with the screenplay by Munnally Johnson...

Lines and direction smack over a continuation of a series of episodes to maintain audience interest at a low level.

Ginger Rogers does well to her sudden attention, but seems to overdo her characterization at several points...

Song of the Islands

(With Songs) Twentieth Century-Fox presents "Song of the Islands" starring Jeanette MacDonald and Noel Coward...

Studied with the type of entertainment that is tuned to present-day audience requirements, "Song of the Islands" is a spontaneous and breezy comedy of comedy...

There's plenty of color, a load of music and some dancing, but the picture lapsed in generally broad stage-type story audience interest...

Liberal portions of surrealist comedy are suggested by Jack O'Connell in a field day in by-play with boxsome...

Fast-paced script is enhanced by consistently zigzag direction by William Le Baron...

On the Sunny Side

Twentieth Century-Fox presents "On the Sunny Side" starring Jeanette MacDonald and Noel Coward...

This is a narrative of experiences of a young English boy who is a constant wanderer with his mother...

Castle in the Desert

Twentieth Century-Fox presents "Castle in the Desert" starring Jeanette MacDonald and Noel Coward...

This will probably be the last of the Charles Chan whodunits. It's a mild murder mystery, without a clear lead for a solution...

Miniature Reviews

"Roxie Hart" (20th). Burlesque of the film's musical material; good box. for the key runs.

"The Greenie" (Miniature Series); directed by Alexander Hall. Here's a screen heavy-straight comedy-drama...

HURRICANE SMITH

Republic releases of Robert Hood production, directed by Bernard Verhaag. Story by Robert Hood...

Republic veers somewhat from its accustomed path with "Hurricane Smith". It's set up in a western bangle...

STORY BUYS

Republic purchased "Spike Squad" from the RAF, by Douglas Darrow. Warners bought the William Wyler novel "Commando"...

TITLE CHANGES

"Make Way for the Comedian" (Patricia Traxler); in color; 7 mins. "Way Out" (Patricia Traxler); in color; 7 mins.

Resume of January Shorts

Shorts quality definitely has improved during January after a slight dip in December from the Coe series. Quality of these and other subjects is tipped by the contributions of several companies...

"Back 'Em Up" (World of Sports Series); 10 1/2 mins.—Snappy outdoor sports item, with light touch of humor...

"The Greenie" (Miniature Series); directed by Alexander Hall. Here's a screen heavy-straight comedy-drama...

"Hurricane Smith" (Republic); directed by Bernard Verhaag. Story by Robert Hood. Republic releases of Robert Hood production...

Current Short Releases

(Compiled by BESA SHOFF) "A Torrid Tormentor" (20th), 7 mins. Cartoon. "The Greenie" (Miniature Series), 7 mins. Cartoon...

"Aqua Anish" (Pete Smith Sports Series); 10 mins.—Pete Smith Sports Series. "Aqua Anish" (Pete Smith Sports Series); 10 mins.

"West Point on the Hudson" (Patricia Traxler); in color; 7 mins. "Way Out" (Patricia Traxler); in color; 7 mins.

"Swing Frolic" (Name-Personality Series); 16 mins.—Sprightly entry in the series. "Swing Frolic" (Name-Personality Series); 16 mins.



WHAT A HOLD
THEY HAVE ON
THE PUBLIC
TOO!

The screen's dramatic thunderbolt proves the year's great romantic hit as it sweeps the crowds off their feet and into theatres from coast to coast! It opens big and stays big. A world-famous stage play has been transformed into an outstanding money attraction!

6 BIG WEEKS AT THE
ASTOR, NEW YORK CITY!



LOS ANGELES... Day-and-Date in Loew's State and Grauman's Chinese. Opening week-end gross tops U.A. record holders for the past year!

SYRACUSE... Loew's first four days piles up receipts equal to average week's gross. "Shanghai Gesture" is the S.R.O. gesture!

MEMPHIS... Loew's opening day—on a Thursday—equals the Christmas Day holiday gross. Showmen are really sizzling with "The Shanghai Gesture"!

MIAMI BEACH... Day-and-date at the Lincoln and Surf. Opening day a record. First week in both theatres grosses 212% of average. Moves over to the Miami and Mayfair Theatres!



ARNOLD PRESSBURGER presents

THE SHANGHAI GESTURE

National Release Date
FEBRUARY 6th

with GENE TIERNEY

WALTER HUSTON • VICTOR MATURE • ONA MONSON
PHYLLIS BROOKS • ALBERT BASSERMAN • MARY OLSHANSKY

Produced by JOSEF VON STERNBERG

DISTRIBUTED BY UNITED ARTISTS

Andrews Sis-'Spitfire Baby' Terrific \$25,000 in Frisco; Boots Trim 21G H.O.

San Francisco, Feb. 3. Andrews Sisters started the spotlight of last night in Frisco, coupled with 'Spitfire Baby'...

Broadway Grosses

Table with Broadway Grosses: Estimated Total Gross, This Week, Total Gross Same Week, Last Year.

Tarzan-Vaude Solid \$19,000, Pitt. Leader; 'Dinner' Robust 144G

Pittsburgh, Feb. 3. Just when it looked like a big week here, alone came mail, snow and ice early Saturday night...

Estimates for This Week

Green Valley (M-G) (20-26-30-34) - 'Green Valley' (M-G) (20-26-30-34)...

Estimates for This Week

Green Valley (M-G) (20-26-30-34) - 'Green Valley' (M-G) (20-26-30-34)...

'Green Valley' \$4,900 Lincoln; 'Tarzan' Okc 3G

Lincoln, Feb. 3. Original plans to hold in Lincoln. Purchase two weeks were changed...

Key City Grosses

Table with Key City Grosses: Estimated Total Gross, Last Week, Total Gross Same Week, Last Year.

'Midnight-Rave Fine \$17,500 in OK Nerve; 'Valley' Huge 18G on 2d

Memphis, Feb. 3. Local first-run houses are booming this week. Proctor's, holding 'How Green Was My Valley'...

'LOVE SWEET \$6,000, MEMPHIS; 'DAY' \$5,800

Memphis, Feb. 3. Appointment for Love' at Malco. 'Appointment for Love' at Malco...

Estimates for This Week

Green Valley (M-G) (20-26-30-34) - 'Green Valley' (M-G) (20-26-30-34)...

Greta Garbo Sockeroo \$18,000 St. Louis Best; 'Son of Fury' Big 164G

St. Louis, Feb. 3. There is plenty of marquee strength. 'Faced Woman' is off to a fine start...

Estimates for This Week

Two-Faced Woman (RKO) (31-37-40-44) - 'Two-Faced Woman' (RKO) (31-37-40-44)...

NATIONAL BOXOFFICE SURVEY

'Green Valley' Leads Big Grossers; 'Ball of Fire' Next; Ty, Power 'Fury' and Doug, Jr., in 'Bros.' Also Strong

Congested first run booking situation which has maintained since the turn of the year...

Dinner Stout \$31,500 Spots in L. A.; 'Gesture' Ditto 27G on Racy Ads, 'Suspicion' 22G For Holdover

Los Angeles, Feb. 3

'The Man Who Came to Dinner' is hot out front in happy first-run big for all cities...

Estimates for This Week

Carthay Circle (P-W-C) (18-16; 33-44-53) - 'Carthay Circle' (P-W-C) (18-16; 33-44-53)...

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Estimates for This Week

Carthay Circle (P-W-C) (18-16; 33-44-53) - 'Carthay Circle' (P-W-C) (18-16; 33-44-53)...

Vallee's Par Musical

Hollywood, Feb. 3. Paramount signed Rudy Vallee for one of the top spots...

Estimates for This Week

Green Valley (M-G) (20-26-30-34) - 'Green Valley' (M-G) (20-26-30-34)...

Estimates for This Week

Green Valley (M-G) (20-26-30-34) - 'Green Valley' (M-G) (20-26-30-34)...

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Estimates for This Week

Green Valley (M-G) (20-26-30-34) - 'Green Valley' (M-G) (20-26-30-34)...

Jukeboxes

Continued from page 1. tunes are, in top spots on the other side of listings:

THE POWER OF FURY

JUST
FEEL
THE
MUSCLE

20
BOX

hits
FEBRUARY
with
FURY

(and it's only the
second month
of 1942)

TYRONE POWER
in
SON of FURY

The Story of Benjamin Blake

with
GENE TIERNEY

GEORGE SANDERS • FRANCES FARMER
RODDY McDOWALL

Produced by DARRYL F. ZANUCK
Directed by JOHN CRONWELL

NEW YORK

SOCKS THROUGH WITH A RECORD SATURDAY AND SUNDAY. AFTER SMASHING EVERY WEEK-DAY OPENING MARK FOR 3 YEARS!

PHILADELPHIA

SAME 3-YEAR WEEK-DAY RECORDS SMASHED—SAME SENSATIONAL SATURDAY AND SUNDAY BUSINESS!

ST. LOUIS

BIGGEST SUNDAY IN YEARS AND HEADED FOR THE BIGGEST WEEK IN YEARS—AFTER OPENING WITH "YANK" ZOOM!

BOSTON

POWER'S POWER PROVED! BIGGEST OPENING SINCE "YANK IN THE R. A. F." AND WEEK-END COMPARABLE!

CHICAGO

TOPPING THE BIGGEST—AND THREATENING TO TOPPLE THE RECORD-HOLDER!

IT'S A "Hold Over" NATURAL!
BOOK IT NOW --- AND TAKE A
3-WEEK WINTER VACATION!

Salute to WALT DISNEY for "THE NEW SPIRIT"

The Donald Duck U. S. Treasury Department picture, which every exhibitor in America will be proud to play, and which will help gross billions of dollars for Uncle Sam.

RKO RADIO PICTURES

Distributed under the auspices of the War Activities Committee, Motion Picture Industry, by National Screen Service, Herman Robbins, President.



KINGSPROW



at the Astor, N.Y.

WARNERS!

The Gayest Merry-Go-Round Of Love And
Laughter That Ever Made Audiences Roar!



Fred
Marlene Dietrich Mac Murray
in **Mitchell Leisen's**

THE
**LADY IS
WILLING**

Introducing
the screen's
most blessed
event!



with **ALINE MacMAHON · STANLEY RIDGES · ARLINE JUDGE**
ROGER CLARK · DIRECTED BY **MITCHELL LEISEN** · A COLUMBIA PICTURE

Screen play by James Edward Grant and Albert McClerry · A CHARLES K. FELDMAN GROUP PRODUCTION



Par, 20th Will Fight Action By Gov't to Force Divorcement Of Post-Decree Theatre Buys

Both Paramount and 20th-Fox are reported preparing to fight the action brought by the Government which would require the withdrawal of certain theatres which have been acquired since the signing of the post-decree agreement, and in which they are expected to defend the legality of the acquisitions will probably be held Feb. 10 when the show case order is returned before Judge Henry W. Goddard in Federal court, New York.

Probability is that attorneys for the film interests will contend that the acquisitions against which the Government takes issue were made as result of demand created for movies by the increased population due to army camp, defense production and other factors. Under the decree the five major signatory to it are not restricted from acquisitions of theatres to protect their interests or investments, including the maintenance of their competitive position. This may also figure in the defense.

In the case of Par only a minority of the theatres it has acquired either through purchase, leasing or lease since the entry of the decree are held out 20th-Fox, and will divest itself of 20 out of the 40 houses it has gathered. The theatres are: National, Fox-Wisconsin, Fox-Fox, Fox-Midwest, Fox-Wisconsin, Fox-Mountain and Evergreen State.

16 Par Shows Affected
Par must show to judge why it shouldn't have to turn back or dispose of only 16 out of the 197 theatres involved in acquisition decree. However, 110 of these are embraced in the All-Florida (Schine) circuit and 10 in which Par does not own a 50% interest, increased its stake to 90% last year. Government has no quarrel with Par's Sparks deal.

Par must also issue order against Par and 20th-Fox accusing these theatres of violating the terms of the decree through the acquisition of new houses which have had the effect of reducing or eliminating competition. A permanent injunction was granted by Par and 20th under similar circumstances in also.

Action of the Government reveals that since the consent decree Par and 20th-Fox in 10. Theatres which the Government also wants to acquire to companies to be alleged to be located in communities where they had no prior theatre presence where the new houses eliminated competition, where the acquisition of more than one house is involved as part of a circuit, where the acquisition followed completion of the Department of Justice relative to the local licensing situation, or where it followed an acquisition proceeding.

Now Provinces
The theatres which the Government complains about are divided into several categories. First stage is the following houses were acquired: Lew, Warner Bros., Par and 20th had not operated. Second Foreman's theatres are: Richmond and Little, Rockingham, N. C.; Old City and Rivoli, Park, N. Y.; Delacorte, Newark, Ark.; and Plaza, Donna, Texas. (20th) Orpheum, Keosauqua, Wis.; Columbia and Strand, Chicago. The following theatres are alleged to have been acquired to wipe out competition against Par in the towns: (Par) U-Ark, Fayetteville, Ark.; Columbia, Buford, Ga.; Gibson, Greenville, Mich.; Isis, Preston, Idaho; Yagou, Grand, Fla.; Columbia, Camden, Ark.; and the Star, Owensboro, Ky. (20th) Riado, Marietta, Wis.; State, Fort Collins, Cal.; Times, Jacksonville, Fla.; America, Sterling, Cal.; and the Pacific, San Jose, Wis.; Longmont at Longmont, Cal.; Monrovia, Monrovia, Cal.; and the Bell Co., Tenn.

Par is alleged to have acquired three houses after their owners had signed a withdrawal agreement, as assumption being that this was the means of settling the arbitration award. They are: the Park, Portland, Ark.; Lyceum, Duluth, and Portage, Chicago.

Twentieth-Fox is charged with

Rabbits 'n' Things

Hollywood, Feb. 3.
Miracle workers of Hollywood finally got around to the idea of hiring a journeyman in the office.
Sol Wurtzel, producing 'Puffballs of the Big City' at 20th-Fox, was called in by the magician as technical advisor, to jerk laughs out of a Laurel and Hardy comedy.

SCHAD SUIT VS. FOX, WB W.V. OFF UNTIL APR. 6

Pittsfield, Pa., Feb. 3.
The final hearing in the \$750,000 antitrust suit filed by Warner Bros. Schad, Reading, Pa., exhibitor, against 20th-Fox and two circuits, was continued until April 6, following two tentative trial sessions Thursday and Friday (30).
The case was filed Aug. 20 by Schad, owner of the Actor, Reading, Pa., circuit, Wilmer & Vincent and the Berks Antitrust Co., in which he alleged that the exhibitor had damaged under the antitrust laws.

Schad claimed that 20th-Fox had taken its product from the Actor, after the house reverted back to him from a lease to WB, during a 20th-Fox Warner Bros. circuit, Wilmer & Vincent and the Berks Antitrust Co., in which he alleged that the exhibitor had damaged under the antitrust laws.

Witnesses at the first two days' hearings were Samuel Gross, branch manager for the Actor, Al Davis, salesman for the exchange, who said of their sales policy, "We sell to W. W. Warner, who operates the Actor for Schad in a pooling deal."

M.O.T. Making 60 Navy Aviation Training Shorts

Need for speeding up instruction for U. S. navy fliers is back of the series of aviation training shorts being produced by March of Time. When the group comes out, it is predicted that sufficient training instruction can be distributed to 60 units of the navy where formerly the same instruction required a year.

Justice Holmes' Biog Screen Possibility

Lengthening list of screen biographies called for by the U. S. Supreme Court Justice Oliver Wendell Holmes. RKO last week registered a deal with distributor, Wendell Holmes.
Studio also had claim to the title, 'Lords of Rochester' for a short. Warner Bros. in 1939, registered as a feature title 'Life of President Franklin D. Roosevelt', having acquired the State, Fort Collins, Cal.; Liberty and Sedalia, Sedalia, Mo.; America, Sterling, Cal. and the Longmont, Longmont, Cal., as result of unfair licensing terms between the distributor and the exhibitor.
Since the decree was entered in November, 1940, the five companies under the decree have been required to report once monthly to the Government and charge Allied, the status of their theatre holding, including acquisition, disposition, change in interest, change in ownership, capacity, etc. It has been necessary to file this information with the Department of Justice on the 10th of every month for the preceding month. The studios are not to be asked to impose any interference with deals for acquisition or building which had been started by that time.

Georgic Pic Working

Hollywood, Feb. 3.
'Pride of the Yankees,' the life story of Lou Gehrig, went into work today ('Yan') on location at the park grounds near League Lake park, Wrigley Field, owned by the Chicago Cubs. A National League pitcher never any luck against the Yanks in a World Series.
Subsequent location sequences will be shot at Ontario, Cal., spring training grounds for the Pittsburgh Pirates.

Arbitration Clears Up Clearance for AN 30 Grand Rapids Theatres

Detroit, Feb. 3.
Entire clearance of pictures in the city of Grand Rapids was set up here in the solution of the arbitration between the Southland and Galeweth theatres.
The sweeping decision, by far the most complete here, sets up the complete program for the 30 theatres in the city of 100,000. Decision was announced by the arbitration committee after two days of hearings before Arbitrator Ferris E. Stone. With only one exception, the four-run Savoy, which chose not to intervene, all of the Grand Rapids houses were represented at the arbitration.

Under the city-wide program, new clearance between the first and second runs was set at a 45-day maximum in place of 60-days, which was the rule for the former average. Second and third runs were made available to them within three weeks after the first-run. The major charge was that the Savoy held up pictures for a month by not playing them when available.

'OLD STAGER, MEANIE' FOR BENNY AT 20-FOX

Hollywood, Feb. 3.
Jack Benny's next picture under his one-film-per-year contract with 20th-Fox is the old George M. Cohan play, 'The Meanest Man in the World', produced on the stage in 1929.
Picture will be produced overseas between Benny's twin comedians with Warner Bros. and Perlberg as producer.

No Decision in Majors' Trial For 6 Wks., Exhibs Ducked Galling

Trade circles here anticipating where from six to eight weeks will elapse before Judge Albin Rosen will give his decision on the constitutionality of the Minnesota anti-contracting law. Based on the trial of Paramount last 20th-Fox, the trial of its alleged law violation. Following the trial of the exhibitors (27), the judge now is studying and analyzing the large amount of testimony gathered from the witnesses produced. The defense alone submitted 180 exhibits during the 17 days.
Lords of Rochester, the Department of Justice, in charge of production.
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Lords of Rochester, the Department of Justice, in charge of production.

'Action Against Distribrs Pending Outcome of N.Y. Peace' Confans

From the First Bow

Los Angeles, Feb. 3.
Wareham Seaman, accountant, filed suit for 15% of the net earnings of the Frank Wilcox film actor, for 1934 year, although Wilcox has not been acting that agreed to pay percentage for that period in return for a loan of \$1,252, which enabled him to go through dramatic school.
Wilcox admits receiving "the money" but contends he merely borrowed it in a lump sum.

SCHINE WINS DELAY IN GOVERNMENT SUIT

Gloversville, N. Y., Feb. 3.
Schine Enterprises, Inc., five-state theatre chain which has its headquarters here, was asked to lose another in Federal Court at Buffalo. The circuit was granted a delay in the Department of Justice antitrust action trial. It plea that the Government's complaint be dismissed, as it was already pending before Judge John Knicker. Instead, he ruled that the complaint stands full, but moved the trial date from March 3 to April 28.

The course of the Schine case is intertwined with that of the entire industry, since Seymour Simon, assistant to the U. S. attorney general, was called to New York in December, in the Government's suit against the "Little Theatre League" (including Schine and Columbia) said he would not require them to defend themselves until the fourth-run date, and the Schine action. One trial would not be pressed, he said, until the other had been concluded. Findings at one would have a bearing on prosecution of the other.

But in Buffalo, Judge Knicker said that 'since taking up consideration of this motion for order authorizing the examination of certain representatives of the plaintiff concerning matters involved in the investigation is a question before me.'

Schine had asked dismissal on the ground that the Government failed to answer some interrogatories.

The Twin City Independent exhibitors of Northwest Allied is waiting for the outcome of present legislation in N. Y. Before carrying out its plan, it has followed negotiation putting a ceiling on film prices at the 1940-1941 level and to institute a new plan.

A committee of leading Northwest Allied members was appointed by the group to go to N. Y. and give the distributors 'a last chance' to moderate selling demands and thus get out of the present predicament. The suggestion of Harry Brandt, N. Y. indie exhibitor, who was fearful of instituting the toughest circuit would scotch the pending industry unity pact. His plea originally had been to get the group to go to N. Y.

What the committee particularly seeks is the elimination by Paramount and Warner Bros. of their demands for four and three percent picture, respectively, and reduction of the sliding scale followed by the Metro contracts already signed. A number of 1941-42 Paramount pictures, would be immediately available for Twin City independent exhibitors. The group would continue to negotiate until the outcome of the present negotiations. However, they aren't buying out of the sliding scale until they continue to hold off, they declare, unless the two companies will be satisfied.

Committee's Personnel
The committee in New York is headed by Harold Fields, who represents the Twin City independent exhibitors because he opposed distribution of the sliding scale in favor of the efforts to raise a price as now are in progress. Other members are W. H. Friedman, Sidney Wolf and W. H. Frank, Twin City Independent; and W. H. Frank, Twin City Independent; and W. H. Frank, Twin City Independent.

The outcome of present negotiations, the Twin City group also is deferring the employment of a minimum 1936 cancellation and to bring about a Chicago 'disunity' meeting of independent exhibitors to map out plan for film price-fixing legislation.

The present Minnesota selling is based on the anti-contracting law, which requires distributors to sell their entire season's product subject to a minimum 1936 cancellation and without any forced sales of shorts, and the Independents are dissatisfied with the new law. Distributors are believed to have stiffened their terms to offset the adverse effects which they fear from the 20% cancellation. The Metro deal calls for six percent picture, which was the same as it was in former years only four were demanded.

JOHNSON SUIT AGAINST MAJORS TESTS OFF FEB. 10

Minneapolis, Feb. 3.
The trial of the suits of Art Johnson, owner of the Granada theatre, against the major motion picture distributors, Republic and Monogram of Minneapolis; the Minnesota Amusement Co., and the State of Minnesota, which have their main offices in Chicago, will be held Feb. 10. Johnson charges conspiracy and a claim for \$100,000 damages in one case and \$100,000 damages in the other. His complaints charge that the defendants had conspired to produce away from his Granada and a theatre in which he was interested at Aberdeen, S. D.

Battle Cry of 20th

Hollywood, Feb. 3.
Bryan Fox, president of two more war yards as part of his production chores at 20th-Fox.
Picture 'The Battle of Tokyo, U. S. A.' and 'Red Cross', the latter based on a novel by Steve Fisher.

**ROLL UP YOUR
SLEEVES —
and let's get down
to business!**

★ Entertainment and morale go hand in hand... and advertising... the right kind of advertising... will play a more important part in tying these two together than any other single factor except the motion picture itself.

Advertising with a punch and a promise.

Advertising with a message of confidence.

Advertising that sells the big idea.

Advertising that will make all people . . . in every phase of our national life realize that this industry is doing its share to keep laughter, entertainment and enjoyment in the forefront of everyday commodities.

★ Yes!—Roll up your sleeves. Get down to business.

★ Keep the American temperament on an even keel.

★ Tell them we're still making pictures for fun and relaxation.

★ Tell them with the most potent American modern implement . . . **Advertising**

Tell them with
NATIONAL SCREEN SERVICE
Prize Baby of the Industry!



STANDARD ACCESSORIES
SPECIALTY ACCESSORIES
TRAILERS

SELL MORE SEATS

INTRODUCING "WOMAN OF THE YEAR" TO THE BOYS!

"They were comparing me with Boom Town."



BABES ON BROADWAY

"They were calling me the Honky Tonk of 1942."



JOHNNY EAGER

"They were discussing my 325% business at Louisville and my big success since then"



BUGLE SOUNDS

"I just broke into the headlines with GWTW Business in Lynchburg! Big everywhere!"



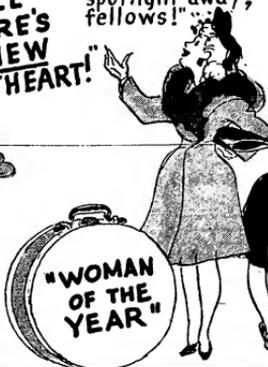
VANISHING VIRGINIAN

"BOYS, YOU'RE ALL GREAT-BUT HERE'S MY NEW SWEETHEART!"



**SPENCER TRACY
KATHARINE HEPBURN**

"Sorry to take the spotlight away, fellows!"



"WOMAN OF THE YEAR"

"Now, we'll unpack for a long visit to Radio City Music Hall."



**A George STEVENS
Production**
with Fay Bainter, Reginald Owen,
Original Screen Play by Elia
Lorenz, Jr. and Michael Kazin
Directed by GEORGE STEVENS
Produced by JOSEPH L.
HANKIEWICZ - A Metro-
Goldwyn-Mayer Picture

PLAY "THE NEW SPIRIT," U. S. TREASURY SHORT-it's 100% entertainment!

Georgian Congressman Declares Fly Operates Private Gestapo and Is 'Rapidly Becoming Dangerous'

Washington, Feb. 3.—A new demand for a Congressional probe of the Federal Communications Commission—from a potent Democrat who in the past has helped lead movements to get rid of the hopper of the House today from Rep. E. Cox of Georgia, member of the influential Rules Committee, which must sanction any special investigation.

Cox charged FCC Chairman James L. Fly with "monstrous abuse of power" and complained he is using "a good law" and "Apparent authority" with regard to the antimonopoly reform. Fly rapidly became one of the most dangerous men in the Government, Cox asserted, and must be curbed by Congressional action.

"He maintains an active and putting shackles on the freedom of thought, press, and speech without restraint," theirate Georgian declared. "In the pretense of regulating the broadcast, he is breaking down those freedoms which guard all others. He is taking advantage of the stress of the moment to federalize all means of communication."

John Driscoll With Norman Corwin On OFF's Morale Program

John Driscoll, staff writer with B. E. D. & O., has been loaned by the agency to the U. S. Office of Facts & Figures, Effective Monday (2) he will work with Norman Corwin on production of the first of a series of morale spots to start Feb. 14.

Besides scripting many of the "Cases of America's Heroes," Driscoll wrote "March of Minnesota," which won the Advertising & Selling award in 1938, the first long work to do so. He also authored the "Katie Rocknes" script for "Cavalry," which he called "The Best of the Best" for its picture on the Notre Dame coach.

YOUNGER MEN AT CBS CALLED UP FOR ARMY

Robert Gibson, of the Public Affairs department of CBS, was instructed in 1938 the first long work, making six of the network's employees who entered the service during January.

Others were Robert Weir, pageboy, and William Deane, Walter R. Hearon, Grover Gates and Joseph M. Fernico, from the mail room.

Soft Drinks Hold to Schedule

Nehi and Coca-Cola Both Committed Well Ahead on Radio Sponsoring

Indications are that the national brands end of the soft drink field will continue through the coming spring, and possibly summer, to include the present pastime of radio broadcasting. B.B.D.A.O. is currently expanding its spot operations of the Nehi account (Royal Crown Cola), while the D'Arcy agency has moved to an uncommitted run for Coca-Cola's transcribed "Sam" series on 272 stations as well as the account's previous on CBS and Mutual. Neither beverage manufacturer has made any move to reduce its advertising outlay as a result of the sharp restrictions placed on their sugar supplies.

Coca-Cola is also going right ahead with its heavy radio commitments in Mexico. The Mexican campaign embraces a weekly 45-minute live show over 36 stations and three half-hour recorded programs on 44 stations. The account's obligations in that country are for the full year of 1942.

Kate Smith Arrives

Miami, Feb. 3.—Kate Smith's entourage arrived here with police escort and emphasis on singing unwittingly alerted the Miami Beach cops on a street turning around around.

Fans of hers certainly mark those aware of party's arrival.

WEBS' REPLIES DUE FEB. 24, 25

Chicago, Feb. 3.—Both NBC and Columbia have requested and received extensions of time to file answers to the government's suit against them on charges of conspiracy to violate the Sherman anti-trust laws.

Columbia has been granted a continuance until Feb. 24 to file an answer, and NBC has until Feb. 25. The suit, filed in the U. S. District Court, is presided over by two different judges in the U. S. District Court, the NBC case has been reassigned and now both cases will go before Judge John Barnes. However, each case will be kept individual.

WCCO Builds Show To Explain About Contests, Programs and itself

Minneapolis, Feb. 3.—WCCO this week is introducing a new 30-minute show, "The Program in Studio Two," designed to help publicize its diversities, programs, free offers and other commercial programs' special events. Approximately 15 publicity announcements will be included in the half-hour programs. In addition, an index of premium offers will be announced. Each week, too, the story of one of the station's departments will be presented in a dramatic or straight narrative form. On the first program, for example, Hugh McIntyre, WCCO chief engineer, will talk on "The Magic of Radio," with sound illustrations. "How to make a noise like a brook" will be explained by Jack Nedescu, sound man, who will run through his complete sound effects repertory the second week.

JACK HALEY IN N.Y. TO BUILD AUDITION

Jack Haley is currently in New York to work with his agents, the A. & S. Lyons office, on an audition program.

The formula of the variety set-up has been completed and the Lyons office figure that the program will be ready for recording in two weeks.

Jack Dempsey on WOR

Jack Dempsey will have his own sports show, a quiz with sports writers guesting at experts, Saturday nights on WOR, New York, starting Feb. 14, for Fie's beer. Stanzas will be spotted at 8:30-9 p.m. This is the agency.

Mark Goodwin is tentatively set as m.c.

COL. JIM HEALEY

New Commentator
An enviable record: Sun Oil Co. 6 1/2 years; Pann Tobacco Co. 2 years; Fidelity Co. 1 year; Fort Orange Chemical Co. 1 year—Twenty-three years of major newspaper experience.

Continuously sponsored on one or more stations, 1933-1941. Has available for network and the 'air as regular.

COL. JIM HEALEY

154 W. 46th St., New York

Celinese Formula Is Called Infringement On Opera Theatre's Idea

The Opera Theatre filed suit Monday in the N. Y. supreme court against Young Rubicam, Inc. and CBS, Celinese Corporation of America, Warner, Edw. J. Wiles, Jr., Charles L. Dreyfus, George Sebastian and Sean Connolly, claiming plagiarism of an idea of producing opera on the air. An injunction, accounting for the suit, was granted.

Plaintiffs claim that in March, 1941, they created an original idea and method for producing opera on the air. In order to secure, upon the idea was broadcast over WAAP in Chicago in January, 1941, but the defendant's program, which was broadcast on CBS, the defendants allegedly started a program which was copied from their own program.

SAM BALTER JOINS WPCO FOR BASEBALL SEASON

Cincinnati, Feb. 3.—Sam Balter, ex Don Lee network and Mutual sports commentator, signed last week with WPCO, Scripps-Hornet station, to do the play-by-play mixing of the Red's National League game this season. He succeeds Harry Hartman, who will continue to supply color between the years. Hartman rounds out 44 years of sportscasting for WPCO on Feb. 20 after being named as Red's regular league baseball announcer. He has been made sports director of the station by "Mort" Watters, who will also have charge of all commercial accounts, he having doubled as a time salesman through the years. Hartman will carry on as WPCO's boxing and wrestling announcer. Balter will complete with CANTAGLI, Roger Baker and Dick Bray, and will be newly engaged for national celeb, Walter Hoy, Jr., right flanker is Dick Nesbitt, former college and pro grid player and WKRC station.

A Mutual affiliate, WRCR is re-sponsibly airing its Red's game this year after an absence of several seasons. WPCO and WSAI have been carrying the same club's games with their separate announcers.

'Personalized' Wax Shows

With Waxed Greatings
W.M.C.A. New York, is cutting through the name club's games with comments of various name band-leaders for use on its daily recorded program by Bob Baker, former of Record Programs, discs are being made for insertion before, during and after certain shows in an effort to personalize them. It's Bach's idea.

As leaders and other recorded personalities hit New York from Army Air Corps and is awaiting call.

Gamble, who holds a civilian pilot's license, has been flying several times next week.

Expect Marshall Field to Acquire and Improve WHIP, Hammond, Ind.

Missed the Bounce

Hollywood, Feb. 3.—Eastern exec. exec. burned up the morning after the war's broadcast to lay out the announcer for a messy job.

Field's move continued the scorcher, "our first commercial wasn't in rhythm with the music."

MORE TIME FOR TIME PIECES

Longine - Wittnauer Watch Co. will return its transcribed series of symphonic music to the air this March. The high-power program may have this time 38 weeks without a layoff for the summer. The second policy is to return to the air to reach the graduation trade and another 13 weeks in the fall for the Christmas trade.

The manufacturer last week tossed a buffet-dinner for its advertising and sales staff to which were invited station reps and other outside concerns with handing the spot placements.

'Victory Network' of 24 Concerns Itself With Civilian Defense Help

Seattle, Feb. 3.—Washington state's "Victory Network" is set up through the cooperation of all radio stations in the state is providing a definite help in the broadcast of "Today" program and morale-building programs in this, the nearest state to the Far-east war zone.

Seven regular Sunday programs have already been broadcast over the network and a number of special programs for the Red Cross War fund have also been aired.

Network consists of 24 stations regularly hooked up for the broadcast of programs okayed by the state. Defense Council, headed by KVAN, Vancouver, the only one in the state not regularly a part of the network. KVAN, which is in the Portland primary listening area, however, does broadcast some special programs.

Pete Lyman, public relations head of ECOM-KR, Seattle, is devoting all his time to the operation of the hook up, headquartered in the Seattle offices of the Defense Council.

Pat Hitchcock, 12, Set For Armstrong Saturday; Patricia Pearson Also

Chicago, Feb. 3.—Marshall Field is making careful progress in his long-expected plan to take over a local station, and it is now ready to claim that the station will be WHIP, Hammond, Ind., Field is understood to have already obtained control of 45% of the stock, subject to FCC action.

With Field in control of the station it is not unlikely that he will obtain a considerably improved schedule, more power and better hours of operation.

Field's name has been associated with nearly all city hits—WGN in town, and he could have made deals for a number of them.

It is indeed a Field come into the WHIP picture through banking connections, and that complete ownership of the station will cost Field considerably under \$50,000.

Pat Hitchcock, 12, Set For Armstrong Saturday; Patricia Pearson Also

Pat Hitchcock, 12-year-old daughter of the late circulation man, Hineson, who made her Broadway debut last week in John Van Druten's "Soldiers," will star in the program, tentatively set for an early Saturday morning guest-star date on the Theatre of Today program for Armstrong Corp. Definite date depends on the availability of a suitable script.

Also tentatively set for an appearance on the same series is Patricia Pearson, title actress in the "Junior Miss," at the Lyceum, N. Y. Date also depends on a script. Pearson will also star in the program for J. B. D. & O. It's on CBS at noon Saturday.

EARL MCGILL WEST FOR CONVENTION JOB

Earl McGill, Columbia's senior director, files to the Coast late this month to produce several shows for the station in San Francisco. He'll be gone about 10 days or two weeks, including his trip to Hollywood and New Orleans.

Although McGill was formerly a Columbia man, he is now with Pictures, this is his first trip to the Coast. All his picture work was done in the East.

John Felt, manager of WGAR, Cleveland, is visiting G. A. Richards, president of the company, at Palm Springs, Cal.

B. A. Rolfe's All-Girl Orchestra

Called 'Daughters of Uncle Sam' Group to Sell Wartime Femininity Via Radio

CALL FRITZ BLOCKI TO WGN TEMPORARILY

Fritz Blocki, freelance radio producer who was in New York City last week negotiating for a contract with one of the advertising agencies was called back to Chicago for a time. He will be in charge of the operetta series of programs at WGN, Chicago. This is the series originally produced by William Bachner who disagreed with WGN.

Blocki will return to New York in a fortnight.

Ron Gamble Passes Test

Detroit, Feb. 3.—WJR announcer Ron Gamble, who handled the Ford Sunday Evening Hour for CBS, has passed his physical examination by the Army Air Corps and is awaiting call.

Gamble, who holds a civilian pilot's license, has been flying several times next week.

'WAR NEED' HINTS CONSUMER PROB

Schenectady, N. Y., Feb. 3. Prof. C. E. Warner, of Amherst University, president of Consumers Union of United States and a sharp critic of advertising, declared during a discussion on "Consumer Reasoning Necessary Now?" over WGY Sunday (1). "If newspaper print is short, we must have curtailment of advertising, to the end that essential consumer and war needs be met." Warner, on a previous appearance over WGY, favored radio advertising.

He spoke of action already taken by the Federal Government, because of 'power shortages', to curtail ad-

White House Praise

Washington, Feb. 3. First instance of the lines national networks joining hands for a series of programs brought White House praise for the industry Saturday (3). Official commendation set the stage for the debut of the 12-week schedule dramatizing the country's wartime resources and activities.

This is welcome evidence of the desire of one of this nation's great industries, working in complete cooperation with the government, to render useful and constructive service. The White House said, noting that never before have combined war facilities been devoted to a regular series of broadcasts and that the Saturday night feature will be aired by 500 outlets.

Advertising. "Power for advertising purposes," Warner declared, "must give way." The Consumers Union urged organization of consumers "for their own protection." He made an encouragement given to such organization by the Office of Price Administration in this connection. War groups should cooperate with their rationing boards, Warner underlined.

He detailed the results obtained by a young woman who inserted a two-inch advertisement in a Syracuse newspaper. The ad, after pointing out that "the prices were going up, asked housewives what they proposed to do about it—"the producers and the distributors are already organized." Literally thousands of housewives responded, she said.

High taxes on those in a position best able to pay them, "avoidance of sales taxes" and levies on "wealth set on the submerged segment of the population," a check on the present speculation in commodities set a curb on over-bidding by the wealthy were among other suggestions by the Consumers Union.

MORALE SERIES BUDGETED DOWN TO \$58,000

Over-all production cost for the U.S. government morale series which starts on all the crosscountry networks Feb. 14 will be \$58,000. This amount will be divided equally among them. The plans which had originally been submitted to them by H. L. McClinton, the series' producer, was \$70,000.

The reduction was worked out at a meeting in Washington last week between McClinton and representatives of the networks. The director of the programs Norman Corwin is down for \$250 a week.

The Cloak of War

This war, and its private points of view of big-raucous or pressure groups can sometimes be jammed through in the guise of war necessity but actually with little real war connection. This suspicion is certainly justified in the light of certain movements already noted. Among the latter is the propaganda that in order to conserve electrical power, as a war measure, radio should be curbed. The question arises as whether the proponents of this measure really mean 'curb radio' or instead mean 'abolish radio advertising.' There is a considerable difference.

Anti-advertising legislation is unlikely to pass Congress, but anti-advertising interpretations of war requirements by 'consumer-biased' bureaucrats are entirely plausible. It's just something more for businessmen to worry about.

Force or cunning can in wartime accomplish purposes impossible to direct attack under normal conditions. It is not easy for the injured parties to reply. There is a natural reluctance to seem to be putting selfish commercial interest ahead of winning the war. Hence this diffidence can be exploited by bureaucrats or idealists or reformers who have little trouble rationalizing an identification of their private opinions with patriotism.

Prohibition was jammed down the national throat in the last war and we suffered 13 years of a confounded nuisance, a deterioration of morals and overwhelming temptation to corruption. It may be as easy to slide some measures through in this conflict that will be as difficult to get rid of afterwards as was prohibition.

Niles Trammell Rests From Sudden Operation; Mullen Handles Duties

Niles Trammell, NBC president, was reported yesterday (Tuesday) at Roosevelt hospital as coming along nicely from the appendicitis operation which was performed last Wednesday night (28) after it first seemed he would avoid an operation. Partitions had been set in but it was quickly brought under control.

He had his first meal in a week Monday (2).

Mullen's Double Duty
Frank Mullen, vice-president and general manager of NBC, is carrying the burden of Trammell's duties during the latter's absence.

HOMER FICKETT EAST

W. Wayne Griffin Directing Western
Homer Fickett, who has been appearing between New York and Hollywood with 'Cavalcade of America,' has returned east to remain definitely. He'll handle the show when it airs from New York. Z. Wayne Griffin will direct the Coast.

Melrose Oberon goes on the show with an adaptation of 'Mark Angel' and Tyrone Power takes the spot the following week (23) in a new series of 'Arrowmills.' Raymond Massey plays the lead this Monday night (8) in his third performance as Lincoln in the Sherwood-Sandberg 'The War Years.' Series is on NBC-TV (WEAF) by Du Pont, through 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, 45, 47, 49, 51, 53, 55, 57, 59, 61, 63, 65, 67, 69, 71, 73, 75, 77, 79, 81, 83, 85, 87, 89, 91, 93, 95, 97, 99, 101, 103, 105, 107, 109, 111, 113, 115, 117, 119, 121, 123, 125, 127, 129, 131, 133, 135, 137, 139, 141, 143, 145, 147, 149, 151, 153, 155, 157, 159, 161, 163, 165, 167, 169, 171, 173, 175, 177, 179, 181, 183, 185, 187, 189, 191, 193, 195, 197, 199, 201, 203, 205, 207, 209, 211, 213, 215, 217, 219, 221, 223, 225, 227, 229, 231, 233, 235, 237, 239, 241, 243, 245, 247, 249, 251, 253, 255, 257, 259, 261, 263, 265, 267, 269, 271, 273, 275, 277, 279, 281, 283, 285, 287, 289, 291, 293, 295, 297, 299, 301, 303, 305, 307, 309, 311, 313, 315, 317, 319, 321, 323, 325, 327, 329, 331, 333, 335, 337, 339, 341, 343, 345, 347, 349, 351, 353, 355, 357, 359, 361, 363, 365, 367, 369, 371, 373, 375, 377, 379, 381, 383, 385, 387, 389, 391, 393, 395, 397, 399, 401, 403, 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2167, 2169, 2171, 2173, 2175, 2177, 2179, 2181, 2183, 2185, 2187, 2189, 2191, 2193, 2195, 2197, 2199, 2201, 2203, 2205, 2207, 2209, 2211, 2213, 2215, 2217, 2219, 2221, 2223, 2225, 2227, 2229, 2231, 2233, 2235, 2237, 2239, 2241, 2243, 2245, 2247, 2249, 2251, 2253, 2255, 2257, 2259, 2261, 2263, 2265, 2267, 2269, 2271, 2273, 2275, 2277, 2279, 2281, 2283, 2285, 2287, 2289, 2291, 2293, 2295, 2297, 2299, 2301, 2303, 2305, 2307, 2309, 2311, 2313, 2315, 2317, 2319, 2321, 2323, 2325, 2327, 2329, 2331, 2333, 2335, 2337, 2339, 2341, 2343, 2345, 2347, 2349, 2351, 2353, 2355, 2357, 2359, 2361, 2363, 2365, 2367, 2369, 2371, 2373, 2375, 2377, 2379, 2381, 2383, 2385, 2387, 2389, 2391, 2393, 2395, 2397, 2399, 2401, 2403, 2405, 2407, 2409, 2411, 2413, 2415, 2417, 2419, 2421, 2423, 2425, 2427, 2429, 2431, 2433, 2435, 2437, 2439, 2441, 2443, 2445, 2447, 2449, 2451, 2453, 2455, 2457, 2459, 2461, 2463, 2465, 2467, 2469, 2471, 2473, 2475, 2477, 2479, 2481, 2483, 2485, 2487, 2489, 2491, 2493, 2495, 2497, 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3495, 3497, 3499, 3501, 3503, 3505, 3507, 3509, 3511, 3513, 3515, 3517, 3519, 3521, 3523, 3525, 3527, 3529, 3531, 3533, 3535, 3537, 3539, 3541, 3543, 3545, 3547, 3549, 3551, 3553, 3555, 3557, 3559, 3561, 3563, 3565, 3567, 3569, 3571, 3573, 3575, 3577, 3579, 3581, 3583, 3585, 3587, 3589, 3591, 3593, 3595, 3597, 3599, 3601, 3603, 3605, 3607, 3609, 3611, 3613, 3615, 3617, 3619, 3621, 3623, 3625, 3627, 3629, 3631, 3633, 3635, 3637, 3639, 3641, 3643, 3645, 3

NBC Strictly Conforms To Censorship, Doesn't Report Irish Incident On Shortwave Until Direct Okay Is Given

Biggest single American propaganda event of the war—landing of the AEF in Ireland last week—was muted completely for 24 hours by three and perhaps more of the most important shortwave outlets in the United States. Failure to get the news on the air to Europe resulted from uncertainty as to the application of the censorship code to the international stations.

Trio of transmitters which are definitely known to have refused to broadcast the landing are NBC's WNBI and WRCA, and Westinghouse's WBOB, which is permanently blacked out and programmed by NBC. Although announcement of the AEF came from the White House and was carried by the news services, NBC didn't air it because it was under the impression that censorial code prohibited mentioning troop movements unless it was given specific permission.

This permission would ordinarily be contained in one of the half-dozen to a dozen 'directives' the shortwavers are fed each day by the Coordinator of Information and the Coordinator of Inter-American Affairs. These 'directives' instruct the stations in what they can mention, what they can't mention, what should be played up and what should be played down.

Inasmuch as it got no 'directive', NBC remained mum. Offices of the two coordinators apparently never thought to send one, fearing that inasmuch as it was a White House announcement and so widely carried by the news services, stations would naturally pick it up. Staff member of one of the Government agencies suddenly discovered in an announcement the next day that NBC hadn't aired the landing. Point was immediately cleared up and the stations then put it on the ether.

Meanwhile, CBS had waited for no instructions and had the AEF story on the air in German less than 15 minutes after the White House announcement was made. It came at 1 p.m., just at the start of a 15-minute news broadcast to Germany, and before the end of the program it had been bulletined in. It was pounded in various languages all through the day and night.

CBS beat BBC to the air with the story by an hour. BBC, recognizing the full propaganda value of the move, sent it out in a continuous barrage to Europe, Africa and Asia in 24 languages.

BACK TO NBC WITH BETTER JOBS

Three former NBC employees, dropped by the network in various purges in the past, were hired back last week. All were given better jobs than those they previously held at the company.

Joseph Selzerth, who was dropped from the paybox staff only a few months ago because he was rated to have no future with the company, returned as a member of the sales staff of the Blue network. In the interim he was a producer-writer with an independent program production firm.

Don Wray, formerly an office boy in the script department, returned as a continuity writer-producer in NBC radio-recording after less than a month's absence. Robert Myers, dropped from the statistics department in 1939 and recently with the National Association of Broadcasters in Washington, has been rehired for statistical and research work.

WFNC, Fayetteville, N. C., On Mutual As No. 197

Station WFNC, Fayetteville, N. C., joins the Mutual network effective Sunday (8), bringing the total number of affiliates to 197. Outlet operates on 1460 kc. with 150 watts power.

BLUE'S CHI STAFF

Huber, Berry, Neubauer, Peterson, Nelhengen Are Set

Chicago, Feb. 3. Additional personnel for Blue Network offices here were named by v.p. E. Boroff, with E. J. Huber brought in from the Minneapolis office of Batten, Barton, Durstine & Osborne agency to take over as manager of the promotion department.

Bill Berry has been appointed local sales manager, and Rudi Neubauer has been added to that sales staff.

Ray Nelhengen is sales traffic chief and R. S. Peterson is new office manager.

Seattle—Hal Thomas now announcing at KOL, Seattle. Formerly at KFPY, Spokane.

'Youth Makes a Record'

Seattle, Feb. 3. KOL has sold a half hour program, based on the device of amateurs listening over the air to their own recorded voices, to the Thompson Candy Co.

It's tagged 'Youth Makes a Record' and the disks are given to the makers after the broadcast.

In Praise of the Dream Dinner

Sell Cook Book Via Discs On Which Celebs Smack Their Lips Retrospectively

Renee Carroll, hatcherer at Sardi's restaurant, N. Y., will m.c. a half-hour transcription show, 'The Meal of Your Life.' Stunt calls for celebs to talk about their most memorable meal.

Show is sponsored by Cuneo Press, Chicago, on behalf of a new cook book it is publishing.

Five disks already cut. Crosby, Greta and George Ross, N.Y. World-Telegram columnist, m.c.'d those. Guests include Elia Maxwell, Ger-

rude Lawrence, Burgess Meredith, Ned Sparks, Rosemary Lane, Irla Chase and George Jessel.

Miss Carroll will do five or six replays. Paul Lukas is her first interviewee. Kermit-Raymond Corp. is producing, with Stanley Wait scripting and Ray Green directing.

Jack Foster, announcer, moved up last week to the new WCKY, Cincinnati, post of night manager, created to handle the station's growing volume of war-time activities.



WAR NEWS, AD COPY CLASH

Diana, John Barrymore May Share Bard on Wax

An off-the-line recording was made of the 'Romeo and Juliet' balcony scene as enacted on Rudy Vallee (Seated) program Thursday night (26) by John Barrymore and his daughter Diana.

Deal is under discussion with Victor for this new Barrymore combination to do a series of Shakespearean plays.

MBS Names Anzac Rep

W. A. O'Carroll, Chicago Tribune correspondent in Sydney, is now acting as Mutual correspondent in Australia.

He will be heard weekly.

Des Moines—Dwane Peterson, head of the auditing department of the Iowa Broadcasting Co., has joined the navy. Jules Hack, KSO announcer, with U. S. Coast Guard.

FCC's Air Raid

Washington, Feb. 3. Participants at the press-radio hearing and spectators, started by the going, joined all FCC personnel in the agency's first air raid drill Wednesday (28).

Only two minutes were required to evacuate the 600 employees to designated places of refuge in the New Post Office Department building.

Syndicated 'Jane Arden' On Home Town Station

Des Moines, Feb. 3. KSO has new serial, 'Jane Arden' written around the Register and Tribune's syndicated comic, 'The Adventures of Jane Arden.' It's heard on many other stations throughout the country by transcription.

May Floyd Sines, Chicago radio artist, who is the wife of Gene Shumate, KSO-KRNT sports commentator has the title role.

SALESMANSHIP AT AWKWARD POINTS

Meeting Held in Washington Concerning Problem of Commercialism in Midst of World-Shattering Events—Webs Already Taking Drastic Steps to Conform

EMBARRASMENTS

Office of Facts and Figures at a meeting—in—Washington Saturday (31) with representatives of the four national networks and Neville Miller, president of the National Association of Broadcasters, took up the matter of eliminating the middle commercial from news and commentator programs and the use of news items as a springboard for commercials. The discussion, which was presided over by W. B. Lewis, of the O.F.F., dealt generally with ways and means of handling the news more intelligently.

It was suggested that commentators and newscasters could exercise better direction in drawing a line of demarcation between news and commercial and in refraining from marbling the affects of important news items on listeners. Note was made of the fact that some news broadcasters even split their review of the Roberts report on Pearl Harbor so that the usual commercial could be interpolated.

Since the war began the delicateca involved in unintentional (and intentional) juxtapositions of sales copy and world-shattering news items have multiplied rapidly. Admen urging purchases to 'aid the war' have been called offside. More general is a matter of taste and judgment. Latent aversions to copy excesses come to the fore more readily under crisis conditions.

It's noted that many commercial newscasts now allow several seconds to elapse before and after the advertising so that no embarrassing blendings of what is said before or afterwards can be exploited by enemies of all advertising.

CBS, NBC MEN QUIT SINGAPORE

NBC and Columbia's Singapore correspondents have quit the island, as requested by British military authorities.

Martin Agronsky, NBC's staff man in the Far East, has moved to Australia, while Cecil Brown, the CBS reporter, is now in Batavia awaiting transportation to the same country.

IBEW SETTLEMENT WITH WABC IS ARBITRATED

Long-standing dispute between the Broadcast division of the International Brotherhood of Electrical Workers (AFL) and WABC, key outlet of CBS in New York, has been settled by arbitration and a new contract has been signed for engineers at the station. Pact gives the technicians wage raises based on length of service and averaging about 15%. It expires next fall.

Union's contracts with WQXR and WEDV, New York, were renewed at Dec. 31 for one year each. Those deals also involved wage boosts.

Portland, Ore.—Mary Fran Leahy to KOIN-KALE staff from Oregon Journal to be program manager Henry (Hank) Swartwood's aide.

The best informed man in the world

HERB CHASON hasn't been to town for weeks. Passed a couple of friends on the road, though, and got some of the news about what his neighbors did last week.

But Herb knows what happened today on the Malayan Coast, and he could give you a pretty fair picture of the shifting battle between Russia and Germany (even saying Kuibyshev so you could understand it). What's more, he's got a lot of personal admiration for Donald Nelson, and he and Mrs. Chason have \$60 saved for a Defense Bond.

Not that men and women in his county look up to Herb especially. Most everything he knows, they know. So do the people in Barton, twenty miles away, and so do the people in Memphis, where the Chasons go once or twice a year.

Not everybody, of course, gets all his news from radio the way Herb Chason does. But millions like Herb on farms, and in small towns, do get all their news from radio most of the time. And millions more who are eager readers of the daily press are still more eager radio listeners.

The Columbia Network has 89 regularly scheduled news broadcasts each week—some from Batavia and Moscow and London, going straight to Herb Chason. And some from CBS news headquarters in New York—the famous Studio 9.

The CBS news staff is generally conceded to be outstanding in radio journalism. And throughout the war, it will devote itself to seeing to it that Herb Chason and his 130,000,000 fellow Americans remain the "best informed people in the world."

COLUMBIA BROADCASTING SYSTEM



WLS LIVES TO HEAR JAZZ?

SOME DISPUTE YES' TESTIMONY

**Academic Question Now
Rages Between Value of
Constant Repetition of
News Beamed at Nazi-
Bossed Lands as Against
Inclusion of Yankee Music**

LATIN CASE DIFFERENT

There is an academic controversy 'mildly' raging between New York and Washington as to whether more or less news should be included in the shortwave programs beamed at German-dominated countries from the United States. The two viewpoints are as follows:

(1) Europeans risk imprisonment to listen to foreign shortwave at all, therefore they are probably not in a mood for entertainment but for outside information.

(2) Against this it is argued that shortwave radio should not forget showmanship. Too much abridged news may rob U. S. programs of the advantage they always enjoyed. Spanish civil war and other European experience testifies that bored peoples will risk their lives for jazz as readily as for news.

On this score it is noted that both Britain and Germany give plenty of valuable shortwave time to musical and entertainment programs and that Italy, which has the smallest audience of the three countries, uses the U. S. system of continuous news broadcasts related in various languages.

Continuous round of news, of course, gets pretty dull because not enough happens between sessions in any one language to have all fresh stuff each time. So it's pretty much rehab, spaced out with the tons of verbiage poured into the stations via teletype each day by the Government's two 'psychological warfare' agencies, the Office of Coordinator of Information (Donovan) and Coordinator of Latin-American Affairs (Rockefeller).

Incidentally, in the recently-published 'Radio Goes to War,' author Charles Rollo contends that Hitler and Goebbels have no false impression that people believe the lies on the Berlin radio. He says there is no attempt to make people believe them. Whole object, Rollo states, is to confuse the issue and have listeners mistrust everyone else's broadcasts, too, so that they believe the truth no more than they do the untruths.

3,500 SCHOOLS TAKE PROGRAM

Fort Worth, Feb. 2.
More than 3,500 schools in 218 Texas counties have reported using the Texas School of the Air program, according to a survey made recently by that organization. This is the only state in the Union with a state-supported radio program of this character. State Department of Education employs John Gunstream as its director.

WPAF, here, has originated the greatest number of educational programs for the air school per month. Other participating stations are WFAA, Dallas; WOAI, San Antonio; KPRC, Houston; and KGNC, Amarillo.

Edward Batley Promoted
Edward Batley, Jr., research director of the Compton agency, has been made a vice-president of the company.

He has been with Compton 15 years and in charge of the research department since 1931.

Danny Kaye on Schaefer As Formula Is Changed

Schaefer Brewing has moved its 'Schaefer Revue' from 7:30-8 p.m. Thursdays locally on WJZ, New York, to 7:30-8 p.m. Wednesdays on WJAF, New York. Guest-name policy has also been instituted for the series.

Spotted for the show next week (11) is harmonica player Larry Adler. Tonight's (Wednesday) guest is Danny Kaye, star of 'Let's Face It,' at the Imperial theatre, N. Y. Allan Roby's orchestra and chorus provides music for the stanza. B. B. D. & O. is the agency.

Niagara Falls, N. Y.—Edmund Little, actor from WEBR, Buffalo, has joined splicing staff of WHLD here.

It's 'War Time' Feb. 9

The phrase 'War Time' instead of 'daylight saving time' will be used in all contracts, statements and announcements of the Blue Network.

This conforms to the President's suggestion.

FCC Okays N. C. Outlet

Charlotte, N. C., Feb. 3

The Federal Communications commission has granted a construction permit to the Coastal Broadcasting Company, inc., of New Bern, for a new station.

To operate on 1450 kilocycles with power of 250 watts and unlimited time.

Blue Distributes To Affiliates Discs Outlining Its Public Benefactions

The Blue Network has distributed among its affiliated stations a series of five-minute recordings, plugging the web's programs, its public service, its wide range of sustaining interests and the part that its advertising plays in the economic life of the country. Also relating the development of the Blue as part of NBC and its recent establishment as a separate entity. The affiliates have been asked to broadcast the series during the current week.

One disc, for example, describes program preferences in various parts

of the country by dramatized bits about a New England couple listening to America's Town Meeting at a Southern family tuning in on the Metropolitan Opera.

Bob Clark, Jr., WJR, Detroit, sound man, has left the station following his enlistment as an aviation cadet assigned to Kelly Field. He is the son of the station's staff organist and his wife, Shirley Squelers, is a member of the WJR dramatic staff.

**WHAT did
he find out?**

He is one of WLW's field representatives who call on retailers every week in the major cities of WLW Land.

What he found out is contained in WLW's latest book.

28,037 calls on the Men Who
Move Your Merchandise!

It's mighty interesting reading!
If you haven't received your copy write WLW or call one of our sales offices.

New York—Transamerican Broadcasting & Television Corp.
Chicago—369 N. Michigan Avenue
San Francisco—International Radio Sales

WLW

THE NATION'S MOST MERCHANDISE-ABLE STATION

802 Defers Withdrawal of Permission Covering Delayed Network Broadcasts

Officials of the New York (802) musicians union have reconsidered their plan to cancel the provision in the contract with network-originating stations which permits the use of delayed broadcasts of hookup commercial programs. It is stated that the union elected to defer any action on the issue until it has been discussed by the executive board of the American Federation of Musicians which is currently in session in Miami. The contract between Local 802 and the four network stations in New York permit the union to abolish the right of delayed broadcast on 30 days notice.

Blue and Mutual Networks are particularly concerned in this issue. At a recent meeting with officials of the two webs Local 802 spokesmen stated that the delayed broadcast arrangement was developing too many ramifications and that it was deemed best as far as the union's members interests were concerned to terminate the whole thing. What apparently had been disturbing to the union was the isolated practices of the networks to permit a New York-originated show to be taken off on as at Los Angeles or San Francisco so that the program could be relayed at a later hour to the stations in the west coast regional. One particular case in point cited by the union was the rebroadcast from disc of the Jack Benny show over the Blue's Pacific Network, whereas the program originates over the NBC Network. Also cited was an instance in which one of these disked delays was fed back to the network's Mountain Group.

Aside from the monetary losses that the delayed broadcast arrangement entails for Local 802 members, the New York union, it is understood, is anxious to avoid any re-terminations from other AFM branches on the question of whether regional rebroadcasts infringe on the jurisdiction of locals outside of New York.

STROTZ, GILMAN RIVAL TEAMS ON COAST

Hollywood, Feb. 3.

Sidney Strotz and Don Gilman, coast ops of NBC and the Blue Network, respectively, close up sides last week and put their lineups in the field. Here's how the batting order reads:

NBC: John Swallow program manager; Lewis E. Frost, assistant to the v.p.; Harold J. Book, publicity manager; Frank Dellett, auditor; H. Saxton, chief engineer; Walter Bunker, production manager; Robert McAndrews, sales promotion manager; Sydney Dixon, sales manager.
Blue: Tracy Moore, sales manager; Leo Tyson, program director; Robert Moss, production manager; Milton Samuel, publicity manager; Sidney Doras, chief auditor; David Lasley, sales promotion. Tyson formerly was with the artists bureau and previously manager of KMPC in Beverly Hills.

Operations for both networks continue from Radio City here, with NBC renting space to the Blue.

Al Sheehan Revamps WCCO Program Dept.

Minneapolis, Feb. 3.

Al Sheehan, who recently took over WCCO's program and production department, is giving the department an overhauling, having switched various assignments.

Ted Butler, announcer, will take over the Morning Sunrises' show and will bring in guest performers and emcee.

Replacements in the department, occasioned by the war, include Douglas McNamee for Burr Dawson as assistant production manager. The latter departs March 1 to join Naval Aviation. McNamee formerly was with the Minneapolis office of BBDO and also worked for an eastern radio station for five years.

Studebaker Dealer Now Plugs Hand-Me-Downs

Rochester, N. Y., Feb. 3.

Studebaker has renewed thrice-a-week sports program over WHAM for four months with credits plugging defense bonds, Red Cross and other civic drives as well as second-hand cars and service.

Al Sisson of WHAM staff handles sportscast and Hoche, Williams & Cunningham, Inc., arranged the deal.

"Wartime Women" on KOIN

Portland, Ore., Feb. 3.

New on KOIN is "Wartime Women," five-minute nightly effort to steer women into jobs and duties of war work.

Scripted and announced by Clare Hays.

Incompleted Mystery Yarn Clues Lead to Department Store Prizes

Seattle, Feb. 3.

KOL has replaced weekly transcribed half hour mystery stories for Franklin's with a live talent program of original mystery stories by Roy Grandy, station's program director. First live show aired Friday (30), with the "Case of the Clutching Hand."

New series uses a tie-in with the store's merchandising as each week's mystery is left unsolved, with several clues inserted in continuity for listeners to spot. Only one of the clues is needed to clinch the case, and the listener picking the clue and writing

the best reasons why it will convict wins a \$25 prize. Store has a "Calendar of Clues" which will carry a synopsis of all mysteries to be broadcast and will also make it easy for those getting the books to spot needed clues.

Prizes are done before a studio audience, and time for the program had to be moved up to 7 p.m. from 7:30 so audience could get into the building. Present building regulations in this city in the "theatre of operations" call for closing at 7, with only occupants, with a pass and business, allowed to enter after that hour.



TRY THE WEST...Then Add the Rest

The Pacific Coast is the *only* area where all eight essential radio testing factors are combined:

ISOLATED REGIONAL MARKET
The Continental Divide sharply limits natural sales areas.

ALL TYPES OF LISTENERS
You get city and farm homes, class and mass markets, too.

REGULAR SALES REPORTS
A. C. Nielsen (for subscribers), Facts Consolidated check sales.

"BASICS" IN MINIATURE
Coast regional networks carry all coast-to-coast programs.

MONTHLY AUDIENCE REPORTS
The C. E. Hooper Pacific ratings check the listening habits, too.

HOLLYWOOD PRODUCTION
You can "add the rest" with the same program you test.

NO OMISSION FROM OUTSIDE
Other regional campaigns do not penetrate the Far West.

ONE-TENTH THE TIME COST
Your test in the West will be economical as well as positive.

Explorers Under Doug Allan ConvoY Top NBC Television In Popularity

Popularity ratings of the various NBC television shows reveal "Thrills of Allan" as top audience-attraction for the past couple months. Ratings are prepared weekly in a report for the video staff by the NBC research department. Data is obtained through an elaborate weekly postcard survey of owners of television receivers. Close to the Allan show in popularity recently have been "Gus Van's Minstrels," "Admiral Sports Parade," "March of Time" and "News by Sam

Cuff." Allan brings to the transmitter explorers and travelers who have films of their journeys. After a short introduction, films are shown and the guest talks behind them explaining what they are, similar to a lecture.

Hollingsberry Repps KQV
Chicago, Feb. 3.
George Hollingsberry station rep firm has added KQV, Pittsburgh, to its rep list.
This is an exclusive rep deal for this Blue Network outlet.

YOU, TOO, CAN— Phil Saltman Teaching Piano to WMCA Listeners

WMCA, New York, is starting a series of sustaining programs Saturday (7) geared to teach listeners to play simple tunes on piano without previous instruction. Shows are transcribed copies of broadcasts by Phil Saltman, who has had them in WEEI, Boston, for about 10 years. They'll air weekly, 1:30-1:45 p. m.
Saltman was formerly a piano player for Joe Rines' band. Later is now musical director of WMCA.

Springfield, Mass.—Terry Caldwell, WMAS announcer, gave his notice this week. He joins the army. Newcomer to the WMAS: staff is Glenn Saxton, former program director at WFTL, Fort Lauderdale.

'Giveaways' Chief Irritant Of American Public; FCC Records Show Only 254 Program Complaints

PHIL CRANE NOW SINGER KOL Announcer Doing Two-Act With His Wife

Seattle, Feb. 3.
Phil Crane, formerly an announcer at KOL, has formed a singing team with his wife, Mildred.
Opened at the Cave in Vancouver, B. C., on Jan. 26 for a four week stand.

Washington, Feb. 3.
Sixty five out of 254 program complaints received by the FCC during 1941 were sufficiently serious on their faces to justify investigation and all but two of the squawks were referred to some punitive action. The regulators had two still on their desks on Dec. 15.

Statistics, based on the most numerous yelps were about alleged false, fraudulent, or misleading statements. Out of 192 complaints of this kind, the Commish pigeonholed 40 at the outset and closed the cases after routine investigation of the remainder. There were 34 waives about refusal to broadcast programs, 23 about contests, and 22 about failure to send merchandise or booklets promised.

There were 11 charges of obscenity, three squawks about lotteries, and two slander complaints.
The largest number of investigations was prompted by the listener yelps that stations cheats on their promised give-aways. Some 20 of the 22 complaints of this kind were investigated before being retired to the closed files.

NOVIK HEADS N.Y. CIVILIAN GROUP

Morris B. Novik, general manager of WNYC, New York City's municipal station, is now in active charge of all radio activities of local civilian defense groups. Named for the assignment by Mayor LaGuardia, Novik heads a committee of five representatives of leading New York stations. Group consists of Dave Driscoll, special events head of WOR; Gerald Maulsby, of WABC program and production; William Burke Miller, NBC director of talks, and Leon Goldstein, WMCA publicity. Committee meets weekly.

Beside reading plans for announcements of blackouts, air raid alerts and warnings, the committee serves as a clearing house for all requests for time or announcements by civilian defense groups. Group of voluntary writers is kept on hand to rewrite all material into suitable radio form. Besides passing on the requests from the civilian defense agencies, the committee also makes the writer assignments so as to divide the work as equitably as possible.

Novik's work with the committee is independent of his regular duties at WNYC. In addition, he is working with the telephone company on tentative plans for a warning system via the telephone lines. Meanwhile, the WNYC telephone switchboard is being kept open on a 24-hour basis to serve as a clearing center for messages to local radio stations from the Army's Interceptor Command and the Police and Fire Departments. Estimated that with the present facilities, that in case of an air raid, all local stations could be notified by WNYC within two minutes during daylight hours and five minutes at night.

Novik was confined to his home with a severe cold Monday (2), but was carrying on the work from there.

Former Announcer Now Sponsors a Program

Walter Otto, head of the W. T. Otto Stamp Co., of Brooklyn, is a former broadcaster, so in starting a bailiuf campaign for the firm, he is using radio. Starting Sunday night (6) he will bankroll a program of stamp quizzes, stories and interviews on WYWA, New York. Contract is for 13 weeks and the show will be conducted by Walter Kener, of the station staff.

Otto was program director of WYED, New York, in 1939 and was previously announcer at WLTH, New York.

How to sample network radio...

and at "sampling" costs! To learn what network radio can do for you, you must try network radio. But there's no need to go coast-to-coast to find out. Columbia Pacific... a basic part of Columbia's coast-to-coast network... will give you all the answers!

Eight reasons, just to your left, show why in no other area can you make a test as thorough, as accurate, or as convincing!

To find out what network radio can do for you, try it first. But try it wisely—with Columbia Pacific.

COLUMBIA PACIFIC NETWORK

A Division of the Columbia Broadcasting System • Palace Hotel, San Francisco—Columbia Square, Los Angeles • Represented by RADIO SALES: New York, Chicago, St. Louis, Charlotte

WNYC
KQV
KOL
WABC
WOR
WYWA
WYED
WLTH

ARTHUR TRACY
Songs and Instrumental
8:30-9:00 p.m.
EX-LAX
8:30-9:00 p.m.
WJZ-NBC, New York
(Joseph Katz)
Arthur Tracy (The Street Singer), self-accompanied on accordion, is back after a prolonged absence and is as potent as ever in his line. He is backed by a cith with the housewife trade which the sponsors are ostentatiously aiming at. The program, which remains an unusually good singing turn, whether for radio or records, "Wanted My Song, Everything," Berkeley Square, "I'm Back to Me" and "There's some 'Rambling Rose', a holdover from a previous radio appearance in opening stanza. Can't miss doing a job for sponsor.
Comments are discreet, refer to the "happy medium," stress kind and favorite qualities of sponsor's product. Morl.

"THUNDER ROCK"
With Lee J. Cobb, Carleton Young, William Shelly, Arthur Hagen, Tom Morrison, Dan Kaye, A. F. Kaye, Uly Guy, Lill Valenty, Clark, Joe Stopak arch.
6:30-7:00 p.m.
WJZ-NBC, New York

Robert Ardrey's drama, "Thunder Rock," an unsuccessful Broadway production of the last season, now proves to have been ahead of its time. The play, which has had an emotional excitement following the first performance, is now a smashing success and, in a full-hour adaptation Sunday afternoon (1) in the "Play Party" series, it carries a powerful uplift. Gives more effectively production than the Group Theatre gave it two seasons ago. The play might now become a Broadway commercial hit.

Dealing with the disillusionment of a veteran foreign correspondent, "Thunder Rock" is the story of a man's unsuccessful retreat into the past. Taking the job of literary keeper on Thunder Rock, in Lake Erie, the newspaper man receives in his own mind the passengers and crew of a steamer ship wrecked 40 years before. When he finds that they, too, faced discouragement and disillusionment, he attempts to dissuade them from his mind. But he tries to dissolve it until he determines to face reality with courage again.

In Charles Newton's adaptation, Ardrey's original was artfully telescoped to include every essential detail and character. But the script was not fully altered to suit requirements, since the dialog was not adjusted to indicate frequently enough what character was speaking. Roy Lockwood's direction had pace and mood, but didn't capitalize radio's scope for clarifying the difference between the living and the imaginary characters. Also, the casting didn't provide sufficiently distinct voices. Ernie Watson's score, with Joe Stopak directing the orchestra, bridged the scenes well enough, but offered no background atmosphere for the action.

As Charleston, the newspaper man, Lee J. Cobb was forceful, but unevenly expressive. He tended to be flat in the opening scenes and to shout too much toward the close. William Shelly, as the captain, was overemphatic at times but convincing in other. Carleton Young was properly reduced as the unfated aviator. Arthur Hagen, in the quietest of impressions, as the man Cobb played on the stage, was convincing. The music, which gave vibrance to the closing scenes of the girl's part, and Tom Morrison was sufficiently cranny as the aviator. A. P. Kaye clicked as the casting director, while Uly Guy and Lill Valenty handled bit parts capably. Hobo.

'PLAYS FOR AMERICANS'
Johnny Quinn, U. S. N. with Olivia de Havilland, Raymond Edward Johnson, Frank Black Musko
Sunday, 4:30 p.m.

WJZ-NBC, New York
Prior to Dec. 7, a radio author who sat down at his typewriter to write a play, was not likely to sense the spiritual presence of Seneca-Red (WJZ) for international over his shoulder. The senator was along with some of his contemporaries (and aims top), that Olivia de Havilland, and there are and foreign policies of the United States. Nye was not so much a little element in carry form for other people's styles. But the Japanese have pretty well excoriated him and now the boys can, like Olivia de Havilland, take the wraps off their eloquence.

Johnny Quinn, U. S. N. is an eloquent speaker on far corners of the notion that the destruction and looting of so many people on far continents does not mean concern Americans. This idea is tightly and moved forward through the interplay of a boy and a girl. Oberler has used Olivia de Havilland from Hollywood to narrate the tale and play one of the main characters. But more he has used her to state the thesis that the world cannot thrive or survive on greed and half gangster. The script had commendable simplicity. The story unfolded with straightforward, mounting interest in the romance itself. The spiritual side did not impede the dramatic crescendo. Oberler's sense of the top-catch came through in using Pearl Harbor itself as the symbol and the climax. The play is a fine literary snapper at the end when it was revealed that the whole story had been written by the girl on the night before her maternity, she addressing her young son about his brave, now dead father.

In using only a few voices, in stressing only one or two clear thoughts, in aligning personal self-interest to match the national self-engrossment made infamous at Munich, Oberler has gotten his message into vivid, easy, live, believable terms.

The production obviously that the theoretical discussions of what should be done about "this war" and go on in definitely among the academicians. They may or may not make any real contribution to this war. Meantime NBC is doing something that the ear of the listener's mind may register. Oberler comes back to the fold with a prophet's roar with matching jacket.

Now, Kiddles, there are packages under the Christmas tree. For the sincerity of her performance, to Miss de Havilland, a certificate reading "Olivia is a good actress and cute, too." For the just-though-enough impersonation of Raymond Edward Johnson a postscript inquiring "where have you been all our reviewing life?" And for Frank Black, who homogenized and directed the background music "when do you find time to eat?" Lend.

"THE SPIRIT"
15 Min.-Local
WFLA-FLORIDA RECORD
Saturdays, 7 p.m.
WFLA, Philadelphia
The Philly Record has evolved a novel method for plugging one of its piece Sunday comes by dramatizing part of the sequence the night before. The "Spirit" is a strip, in dire need of a dramatization. If the listener wants to know how Mr. Spirit gets out of the hole he has to buy the Florida Record. Simple!
The dramatization is ably put on by the WFLA dramatic department headed by Ed and the cast consist gal for the Record. Shal.

TED STEELE
With Rita Grande, Max Alexander de Severyly, Mrs. de Severyly, Five Marshalls, Paul Laval arch
30 Min., Sustaining
Saturday, 8:30 p.m.
WJZ-NBC, New York

Ted Steele, the one-time NBC jockey who does a Saturday morning show with Allen Prescott on Seneca-Red (WJZ) for international, is now also heading his own party on Saturday nights on Seneca-Red (WJZ) for international, and the Five Marshalls vocal group are regulars and there are weekly guests: Jack Meakin director and Ramal MacDougall writes it.

As heard last week (31) the show was uneven. One of the guests, Rita Grande, a burly stripper, proved somewhat less expert than Gypsy Rose Lee at handling gals, but her favor it could be said that the "Tommy and Juliet" travesty given her in the labored style (Max Alexander de Severyly and his wife, and they provided a punchy interlude of anecdotes, climaxed by the aviation expert's accord solo. Both he and Mrs. de Severyly have definite air personalities, while the scripting capitalized.

Steele offered an overlong, over-elaborate piano-vocal arrangement of "How About You?" and Paul Laval's orchestra and the Five Marshalls provided several passable musical bits.

It's a fair show, but has tough competition from "Truth or Consequences" on NBC-Red and "Hobby Lobby" on CBS.

GWENDOLYN HATHAWAY
15 Min.-Local
Participating
Daily, 1:15 p.m.
WJZ, Sustaining
Gwendolyn Hathaway, home economist with some stage experience, is the latest in the list of women who have used WJZ's new radio of Betty Lennox' Program for a long time, decoration tips, etc., with in-between spicing of household products. Now it seems to be an odd-an-ends affair, an already this continuity being broken by interruptions for a. and announced commercials.

Herkiness is noticeable, at times even irritating. Difficult is under-stand why Miss Hathaway could not talk the transactions, instead of having a man's voice break in, once or more, before platters spin.

The hands some household-product advertising offers a few recipes, various various various various concerning volunteer defense work for women and sports musical selections (on wax).

Miss Hathaway is very mild of manner and quiet of voice for this type of broadcast. Jaco.

Madeline Ensign's Chöre
The Madeline Ensign, program director of WOL, local Mutual outlet, will represent the network on the Federal Radio Educational Council. Group meets Monday (9) to consider the proposed establishment of a research and service agency for children's programs.

'NOCHA DE GALA'
With Jorge Velez, Pansa Panesco, Del Mar Tito, Cans, Nestor Mendez Chaires, Alfredo Gonzalez's Orch. Mundo, Candy, Soups
COCA-COLA
XEQ, Mexico City
Broadcast from a Mexican hoochery of 18 stations from the Cine Bucareli, neighborhood film theatre, this pretentious radio revue was originated by Carlos Riveroll del Prado, program director of XEQ who is an American-trained Mexican radio. Program runs 45 minutes, being punctuated by theatre audience laughter and applause and imbued with a liveliness that makes for popularity with Mexicans.

This is distinctly a prestige show for the station, the sponsor and Mexican radio. There is some resemblance to the early successes of programs in the United States in that various mannerisms and catch-phrases of the performers are being parroted now by the man in the street. This is especially true of Cans, who impersonates a local-dialectical Mexican telephone operator. Broadcast is part of Coca-Cola's \$500,000 (Mex) Mexican publicity campaign. Show features Pansa Panesco, quarter ton comic; Del Mar Tito, girl singers; Cans, comedienne; Nestor Mendez Chaires, tenor; and Alfredo Gonzalez's orchestra. The plot, laugh laden, concerns the exploitation of Panesco, supposed millionaire, in taking some selected odd types for a cruise on his yacht. The fun, however, happens in the accompaniment of pop music and song. Talent rates high in Mexico. Doug.

WE'D RATHER JUST CALL IT

Common Sense



VARIETY recently bestowed upon WJZ a plaque for outstanding Showmanship during the past year.

It is an award which we look with no little pride. But if someone asked us what we thought the judges saw in our work that entitled us to the plaque, we'd have to answer "...just common sense."

For, it is our honest belief that good, old-fashioned common sense is the one thing which has helped us most in solving our problems of Showmanship management. And we are glad this is so, because it may help us solve some broader problems that a changing world has thrust upon us.

It has been said that we in radio must be showmen. True, but the things

we may do today are not necessarily successful simply because they bring down the house. Today we have a greater responsibility. It is to keep America working, to keep America whistling, to keep chins up, hands at work and faith increasingly strong.

There is no magic formula for this. But good, old-fashioned common sense will help... the kind that we at WJZ have always tried to apply to our daily operation, our thought, our words, our actions.



Winner... 1941
Variety Showmanship Award

There's **SELLING** to Do in '42
With audience-winning network programs, and ample power, KDYL offers you a real selling medium in the intermountain market.

5000 WATTS
DAY AND NIGHT

The Popular Station
JOHN BLAIN
A COMPANY
SALT LAKE CITY

NBC
NETWORK



BASIC STATION...COLUMBIA BROADCASTING SYSTEM
G. A. Richards, President...Leo J. Fitzpatrick, Vice Pres. & Gen. Mgr.
Edward Petry & Company, Incorporated...National Representative

Bandleaders Reading Radio Dialog Join AFRA; No A.F.M. Objection

Hollywood, Feb. 3.—Question of whether band leaders who read lines on the air should join the American Federation of Radio Artists has been decided affirmatively. Apparently James C. Petrillo, president of the American Federation of Musicians, gave his okay, for maestro members of the union who had decided to sign with AFRA had previously agreed to do so. As a result, all the band leaders who double as actors are being rounded up by AFRA officials.

Mattel has been stewing for a couple of years, but came to a head recently when the Los Angeles local of AFRA threatened to precipitate a strike against programs of band-leader-actors refusing to take out cards in the actor union. However the strike order was set aside at the suggestion of AFRA's national headquarters in New York. Mattel indicated that conferences would be held with Petrillo on the matter.

No such conference took place, but the AFM pres must have issued the okay for the bandsters to join AFRA, as they had previously refused to do so without his sanction. Those who will not voluntarily take out AFRA cards here include Kay Kyser, Paul Whiteman and Bob

(Petrillo is currently in Miami, where the AFM executive board is in session.—Ed.)
Meanwhile Kay Kyser is branching out on his own. Last week he signed for two straight acting roles, without benefit of his band.

Screen Guild Theatre set him for the main guest spot Feb. 22, and Silver Theatre is cooking up a comedy piece for the March 8 broadcast.

WURLITZER SCHOOLS TAKE OVER WHK SHOW

Cleveland, Feb. 3.—Wurlitzer's, Inc., through Schwimmer and Scott, has taken over WHK's contract with WJW to sponsor the popular "Showboat" program which has been scheduled for two years under originator—emcee Duke Kelly.

Under the sponsor deal the talent presented by Lidyard will come from Wurlitzer Schools in greater Cleveland zone.

WKRC Sports Quiz Draws Award From Magazine

Cincinnati, Feb. 3.—WKRC last week received the first award made by the Sporting News to a radio station for the "outstanding sports quiz show of the year." Presentation was made by Publisher J. G. Taylor Spink on the station's Wednesday night "Sports Quiz Bowl" station, in the series honored.

Regulars who answer sports questions for the program are: Dan Dehan, Dan Tewan and Charles "Irish" O'Connor, with Syd Cornell as the quizmaster and Dan Tewan as announcer. Production is by Brad Summers. The Palma program begins the series, now in its 10th month.

NBC Hires Sterling Fisher CBS

Lynan Bryson Now Head of Columbia's Educational Dept.—H. B. Summers Acts For Blue

James Rowland Angel, ex-president of Yale, will be counselor on educational matters for both the Blue network and NBC.

The Blue's director of Public Service will be Horton B. Summers with Grace M. Johnson as aide. William C. Driggs will function for the Chicago division.

Mark Woods, president of the station, will designate a west coast public service director.

Sterling Fisher, Director of Education at the Columbia Broadcasting System, resigned from that network last week to accept assistance to James Rowland Angel, educational counselor of NBC. The transfer was completed in a program thinking plan and attracted some trade ad-

Outdoor's Outlook

Excess of Outdoor Advertising, Inc. states that while there have been cancellations of outdoor advertising since the beginning of the year, cancellations will be far lower than the \$18,000,000 recently estimated by some agency men. Statement by C. E. Kewin, vice president of Outdoor Advertising, Inc., is to effect that "about one percent" of total advertising will remain in outdoor media, during 1942.

Ratner's 'War' Brochure For Lord & Thomas

Lord & Thomas agency is distributing among American advertisers a promotional piece to show that the book and booklets advertised in England, now engaged in its third year of war, has not been so drastically curbed. The book is entitled "What is Life Like—With the Enemy Less Than 20 Minutes Away."

Screen Guild Theatre set him for the main guest spot Feb. 22, and Silver Theatre is cooking up a comedy piece for the March 8 broadcast.

Edward Cooper Now Is FCC Assistant Secretary

Washington, Feb. 3.—Edward Cooper, former newspaper man, fills the FCC assistant secretary position vacated by John B. Reynolds, veteran of many years in the government, went into commercial broadcasting in 1935. Cooper has been chief of staff of the Senate Interstate Commerce Commission since 1932. He was a prober since 1939. Once was manager of the House of Congressional Intelligence.

John Hurley Quits CBS For Chicago Sun Job

John Hurley quit the publicity staff of the Columbia Broadcasting System in New York last week to accept an offer telephoned him from Chicago. He will become assistant to film editor-critic Wolfe Kaufman of the Sun. His former boss, CBS' Ted Weber, is now of the Sun and Hurley was with Kaufman originally on the staff.

Hurley was with CBS about a year previously having done a trick with Weber at the suggestion of New York Telephone.

For Wayne—George O. Crossland, Jr., assistant sales manager for the Capehart Division of Farmington, Conn., has been named as assign of U.S. Naval Reserve.

Pierre Boucheron, general sales manager at the Sun Club, Boston, has been promoted to lieutenant commander.

Joseph Tenenbaum Forms Rockhill Radio Prod.

Rockhill Radio Productions has been formed as an independent package production outfit by Joseph Tenenbaum, former business manager of the Kermit-Raymond program production firm. New company will produce both live and recorded shows.

Rockhill has a working agreement with Western Advertisers Service, another indie program outfit, in Hollywood.

ASCAP SING DEAL WITH WBS

The World Broadcasting System (transcriptions) and the American Society of Composers, Authors and Publishers are negotiating a form of agreement that will make the system for the recorded program library manufacturer, to pay the performing rights fee at the source for such of the station's subscribers that hold ASCAP licenses. ASCAP has approached individual ASCAP publishers on the idea of making separate deals.

Meanwhile the NBC Theatrical and the Federal Radio & Music Corp. & Solite libraries continue operating minus any realignment with the ASCAP repertoire through either mechanical or performing rights. NBC's recording division has, however, approached individual ASCAP publishers on the idea of making separate deals.

Patent agent and trustee for publishers on mechanical rights litigation, stated last week that he was writing station subscribers of record labels that even though a station is not an ASCAP member, it is still barred from broadcasting ASCAP work in a library if it has not received the proper recording license. His letter, he added, would point out that the station would be liable to the Government early last year to ASCAP and Broadcast Music, Inc., for the use of copyrighted material.

The owner to grant a dual license provided the work were lawfully recorded.

WSIX, Nashville, On Short Music Deal Pending Jump To 5,000 Watts

Nashville, Jan. 27.—Station WSIX has new short-term pact with American Federation of Musicians here. Adrian McDowell and a seven-piece orchestra are heard 15 minutes six days per week. Under new pact, Frank Bobo, station organt, has also increased time on air.

Pact for 1942 will probably be signed until after station moves to 5,000 watts. It is expected that union will expect corresponding rise in station's musical output.

WSIX signed with union last year only after bitter fight which resulted to sanction of Mutual's Nashville, and James C. Pettit threatened to pull all musical recordings from the station.

Amount of 1941 pact is reported to have been \$2,500.

Blue-Red Separation Aids Heartache

Most Everybody Feels It Was Thoughtfully Done
—Milton Samuel to Hollywood

Plaintive Note

Radio theatre ticket "scalpers"—aid who peddle free tickets for radio shows to unappreciating strollers after begging the tickets free—were the cause of much nervousness. They carry on a mild guerrilla warfare with managers of radio theatres, but without shooting them.

But one of the moppets pulled the tops last week when Bernard Loyell, assistant manager of CBS Playhouse Three, appraised "Chief" Kay by leave us alone, "the gamkin cajoled, 'Things are getting so tough out here I was even thinking of asking you for an usher's job inside.'"

San Francisco, Feb. 3.—Splitting of the Red and Blue networks to avoid the top radio public relations expert, Milton Samuel, for many years KGO-KFO program manager, was the first to handle the chore for the Western Division of the Blue, with headquarters in Hollywood. He is a C. M. Man. His departure has been deferred a week, as Mrs. Samuel anticipates maternity in a few days.

No one is yet set to handle Blue publicity here but Mayor Frisco appointees on the KGO side include Headman William B. Ryan. Frisco's Walter Davidson (from Hollywood).

Promotion: J. G. Paltridge, program manager; Forrest Barnes, production manager; Fred Hengland and Henry Morgan, producers.

Announcers: Bertin Bennett, W. C. Lively, John Galbraith, Horace Karp, and Howard K. Smith.

Sales: George Puert, Ray Rhodes, Gene Grant.

WJW, Akron, On 850 With KOA; Gets 5,000 Watts

Increase of power from 250 watts to 8,000 watts and permission to broadcast regularly from 1240 850 kilocycles has been given WJW, Mutual outlet here. The station, operated by William O'Neil, Jr., son of General Tire's president, is expected to get its new setup in operation within six months.

New seeking new site for transmitter. Present attempt is to stop the downtown building where the station is located.

On 850 kilocycles, WJW will share the band with WHDH, Boston, and KOA, Denver.

Helps WGAR Ambitions

WGAR, Cleveland, Feb. 3.—Step closer to its drive of operating at 50,000 watts and 1220 kilocycles. The FCC granted WJW of Akron permission to switch to 850 kilocycles.

The WGAR application for more power and a new place on the radio dial involved Akron change and one at Canton. WJW has been operating on 1240 kilocycles. WHBC, Canton, is now attempting to get

WGAR is now attempting to get on air, by means of FCC sanction, to operate on 1240, the spot where WGAR now operates.

WSTP's Signal Course

Charlotte, N. C., Feb. 3.—WSTP, Salisbury, will inaugurate in mid-February a 20-week course in radio communication. The course will be part of the government's war emergency program, and potential radio work will be taught by Chief Engineer Carl Watson and Station Manager John Shultz.

The course is a State college extension service will supervise the course. Students are being registered now.

On the KGO-Red side, Al Nelson tops, and retains his own publicity man, Kay Barr, whom he brought from the West Coast, as assisted by Edward Gilmore, formerly Solite, and in program, Harry Bueckner, Frances Young, Walter Tolleson, and Ed Egan.

Bob Sled draws the program and production manager berth with W. B. Ruggles, former KGO producer, and Sam Dixon as producers. Byron Mills heads continuity.

Felting here is that the division has been accomplished as happily as possible. Most are satisfied with the split. The couple have been dropped, most important severance from that of Glen Dollberg, who has been KGO-KFO program and production boss for several years and who has been in charge of the station in Hollywood. Only one new man has been brought in so far, David Egan, former program manager here who hails from Hollywood.

KRON OMAHA, BEGINS OPERATIONS ON FEB. 15

Omaha, Feb. 3.—Station KRON, owned by the Inland Empire Broadcasting Corp., is in full-time operation here on Feb. 15 with 250 watts power on 1490 kc. Outlet is managed by Charles E. Kiser, former radio director of the Caples Agency and also previously held of the advertising agency bearing his name.

James D. Farris, formerly with the Union Pacific Railroad advertising manager of KFSM, Mankato, Minn., is commercial manager. Paul R. Fry, formerly sales promotion and publicity head of KOVH, Omaha, and Charles E. Kiser, former radio director of the Caples Agency, are also previously held of the advertising agency bearing his name.

Marie C. Maher, formerly with KGFV, Kearney, Neb., is chief engineer.

The new station is in the Federal Club building, W. G. Rambeau is national sales representative.

The Voice of Experience Dies at 53

His Friends Defend Sex Lecturer Who Became a Radio Counselor

Hollywood, Feb. 3.—Marion Sayle Taylor, best known as "The Voice of Experience" in radio, died Sunday (1) following a heart attack on the street here. He was 53.

The son of a Baptist preacher, Taylor had the gift of gab. He did various kinds of speaking before radio, notably with sex lectures. At the peak of his radio career he had a wide following in some 400 radio stations to handle his mail. He had various titles in the past including "Carnation" which cancelled him as a sex lecturer.

He was well liked among show people and was active in recent years at the Sun Club, Boston. His friends here are inclined to the

belief that the deterioration of his career broke his spirit.

Friends here defend Taylor as a calculating exploiter of other people's confusion. They declare he was genuinely charitable and a nice person.

Taylor continued on transcription work at the Sun Club, Boston. Experience who made him shorts, syndicated an advice column and wrote books and gave five-figure income were over. He had about eight big boys, ... times.

Taylor married three times.

San Francisco — Jack Williams denied to KVA announcing that he had been named to the KGO and KGU in Hawaiian Islands.

Low Draft Rating Excuses a Lot

Leaders Don't Want Side-Men Whom Uncle Sam Has His Military Eye On

Bandleaders and personal managers of orchestras now best with induction writes are being very choosy in their selection of new men to replace those lost in draft or to other leaders. Whereas the past few years seemed to be as low well a musician could play, the foremost question currently is draft classification. There are an increasing number of leaders and managers who won't accept a man with higher than a 2-A classification no matter how expertly he plays, preferring to take on someone less proficient but with a better chance of remaining with the band.

Changing men frequently works a hardship on a band, particularly when the men replaced are in key positions. An orchestra's interpretative ability too frequently depends on three or four men and when they're constantly being shuffled the effects are harmful.

One manager with a sense of humor asserted last week that Ozzie Nite's tune "I'm Looking for an All-Star Who Doubles Clarinet and Wears a Size 37 Suit" should be changed to "I'm Married to a Two-Cat Drummer—Huh? What Do You Play?"

ARTIE SHAW RETURN VIA MORRIS AGENCY

When Artie Shaw completes his enforced rest and returns to the band business his orchestra will be booked by the William Morris agency. Letter bought the leader's contract from General Amusement Corp. for \$15,000 late last week and has signed Shaw to a two-year agreement effective as of March 1. Shaw's remaining time under GAC was not definite, but was to run until he had earned \$17,500 in commissions for that agency.

Another condition in the change-over is that Shaw overplay six of the 10 weeks of theatres and two weeks at the Sherman hotel, Chicago, which he cancelled. He accepted the commissions from the dates will go to GAC. Letter had made the bookings which Shaw cancelled and take his rest. For Morris Shaw will play only theatre and radio bookings, no one-nighters locations.

Morris agency benefits from Shaw in another way also. Leader is backing his ex-wife's orchestra, the George Auld in a new band, now in book in New York, and Morris is to book it. Auld, the musician who took over leadership of Shaw's original orchestra, which he walked out about two weeks ago, broke up soon after, however. Auld had been led by one of Shaw's ex-musicians, who was threatened by hot-lips. It will be booked by Shaw's personal manager, attorney Andrew Weinberger, asserts that when Shaw resumes his orchestra will be of the same instrumentation as when it recently broke up, into the Morris record group. The agency a badly needed 'lead' band.

Marion Block's First 20

Results of seventh annual band poll conducted by Marion Block on live-Broadway record program were announced last night at (Veeva) at Broadway hotel, N. Y. His show was broadcast there.

First 20 bands were: Glenn Miller, Tommy Dorsey, Harry James, Jimmy Dorsey, Vaughn Monroe, Sammy Kaye, Benny Goodman, Artie Shaw, Johnny Long, Count Basie, Claude Thornhill, Charlie Spivak, Gene Krupa, Woody Herman, Charlie Barnet, Alvin Karp, Xavier Cugat, Kay Kyser, Guy Lombardo, Bob Chester,

Three-Alarm Dance

Rochester, N. Y., Feb. 3. Police at Bennett Association, shooting at \$20,000 take at its annual Valentine Ball, Feb. 14, has engaged three orchestras to play on at many hours of the Civic Events building.

Mitchell Ayres will have main floor, Frankie Chester, orchestra and Ken Sparano's local radio band the basement.

Hamilton College Pays Wire Costs for Publicity Value of Barnet Record

Costs of originating Charlie Barnet's Coca-Cola "Spotlight" Bands' program from Hamilton College, N. Y., last Friday (30) night was borne by the college itself. It publicized the institution on a coast-to-coast radio broadcast. The college posted \$50, in addition to what it paid Barnet, to underwrite cost of the broadcast. Barnet is expected to journey to Hamilton. It's understood that similar Coca-Cola shows are being arranged for other schools.

Barnet's broadcast was intended to saluting President Roosevelt's "Black Day." All money from the top were turned over to a March of Dimes fund, swelled by a \$500 contribution by Barnet himself.

GRIER HELD GUILTY IN CAL. TAX MIXUP

Los Angeles, Feb. 3. Jimmie Grier, band leader, is accused of tax evasion. He was declared him guilty of violating the California unemployment insurance law. He was fined \$100 or 10 days in jail.

Grier's contention is that he neglected to furnish the unemployment insurance to the state because he and his orchestra were employees of the establishments where they performed. Court declared Grier an employer, not an employee.

TIES UP BOB CHESTER

Arthur Michael Slaps a Plaster at Strand, New York

Initial skirmish in a legal battle between Bob Chester and his ex-employer, Arthur Michael, took place last week when Michael accused Chester of bookending at Strand theatre, New York, and any funds the leader had at Music Corp. of America, which books him. Accordingly Chester's first week's pay, amounting to \$1750, is being held in escrow by Warner Bros. Theatre, awaiting adjudication of the dispute.

Michael had already begun a suit in New York to recover damages. Chester, he claims is owed him by the leader for monies advanced during the period the Michael was getting started, and back commissions. Lee Eastman is attorney for Michael.

Papers in another suit, against Phil Kublin, were served on the latter by Eastman. Action against Kublin, who is also accused to breach a management contract between Chester and Kublin, was taken by Eastman. New England band financier and ballroom owner names Sir Kublin, recently assumed handling of Chester.

David Ballentine left Milton George's band at Boston Fox and Hounds Club to join Don Bestor as vocalist.

ORCHESTRAS OUT 'PIE-TAKE-ING'

American Federation of Musicians Leaders in Miami Meeting Ponder Ways and Means to Curb Lawyers, Promoters and Others Who Finance Dance Groups

SHORTER JUMPS, TOO

Miami, Feb. 3. Executive board of the American Federation of Musicians, meeting here for its regular winter session, has been confronted with the problem of exercising more stringent curbs on the practices of band financiers and personal managers. The union was lashed into the laps of the board through petitions submitted by major booking organizations who charged that the "pawbroker" element was raising havoc with the business. These groups pointed out that unless this situation was rectified they would be unable to continue to engage in similar band financing methods.

Aside from the "pawbroker" and personal manager questions and matters of routine the board's agenda included the following subjects: 1. Enforcement of social security payments upon employers who are not so securely situated as theatres and hotels.

2. Plan to expand band and orchestra entertainment at U. S. service camps.

3. Change of regulations lowering limit of long distance jumps for traveling orchestras so as to reduce number of high mileage and expensive music trips.

The executive board was also concerned with hearing orders of appeal in connection with rulings issued against individual members by local throughout the country, but the topic which perhaps rated tops in explosive possibilities was the one pertaining to the trade practices of band financiers. The bookers who are being petitioned charged that methods of the band money-lenders was not unfair competition but they were disruptive to the business. If these band-backers, the petitioners stated, were permitted to go on piling up their control of name bands there should be nothing to prevent the booking organizations themselves to do likewise.

As a corollary to this situation, the proposition whereby leaders such as Tommy Dorsey and Tommy Dorsey's own parts of other bands was also brought up. It was noted that this arrangement was frowned upon by maestros and musicians among themselves and that the band leader who has been financed gets his head out of water he makes complaints that the union is set up like a herby by other leaders, lawyers, etc.' All with the intent to disrupt the business. It was a double-edged sword.

Proposed curbs on the situation relating the participation of personal managers in the band business it has been suggested that (1) they be licensed by the AFM, the same as booking agents, (2) the commission of a manager be limited to an equal percentage, say 2 1/2%, with the money coming off the top of the band's income and (3) the personal manager be restrained from doubling as the band's booker. It was also suggested that the board enforce the AFM law which bars the operators of dance spots from owning and operating a band.

Among those who addressed the board on the problem of social security was J. C. Clark, secretary of the Music Corp. of America. It was pointed out that whereas there is no objection in obtaining compliance with the union's social security requirements from large bands, it is a

Invite One-Night Promoters to Lead Their Counsel In Camp Bookings

Jive Kids Steal Music

Detroit, Feb. 3. Jitterbugs are going a little too far in their enthusiasm. They now have taken to collecting arrangements of the band stands. Stunt was pulled during the opening day of Jimmy Dorsey's appearance at the Michigan theatre here. The ork was using the regular elevator band pit for its turn. The music was being left on the stands for the next show. During the darkness someone slipped down among the music racks.

Manhattan Beach Ballroom (It's Nearly Actually) To Benefit From Coast Guard

Coast Guard's acquisition of Manhattan Beach, N. Y., summer colony of bungalows to house recruits in training will not disturb the ballroom policy there. While spot that plays band names is usually referred as Manhattan Beach, it's actually in Oriental Beach, close by. Accordingly, latter spot, instead of folding, has been rumored Monday night to stretch from five to six-day operation, extra night being devoted to presenting Monday night at the station at Manhattan.

Breakdown music brought in for weekly days, guest appearances of singers, etc., will be sought the sixth evening.

DORSEY MAY PLAY MADISON GARDEN

"Madison Square Garden, N. Y., is likely to be the New York stop in the seven 'ays of joint appearances of Tommy and Jimmy Dorsey's bands at the benefit of various charity organizations. In setting up the brothers' tour to raise approximately \$100,000 for USO, Navy relief, etc., only key cities with exceptionally large auditoriums are being considered.

Dates will probably be played around the beginning of May when Jimmy exits to star at the Pennsylvania hotel, N. Y., and Tommy leave a scheduled booking at the Paramount theatre, N. Y.

YOUTH MUSSUED UP

Lou Bresse Doesn't Fancy Nazi Salute as Muzon

Bandleader Lou Bresse wound up in night court at Providence, R. I., Saturday night (31), after a one-night date at the Arcadia Ballroom. Bresse objected to being heckled while leading "The Star-Spangled Banner" at a first and second group of male dancers needed him and kept giving a Nazi salute while he was ending the dance with the national anthem, and when it was ended he gave one an argument which resulted in a flurry of blows.

With the battle over, his men packing their bags with instructions to return to their own homes themselves surrounded by about 30 men waiting for Bresse's exit. Bresse was put in for police, who protected the leading operators, then escorted Bresse and his faithful opponent to court, where the leader was reprimanded for taking action against the heckler on his own hook. He then paid \$5 to cover damages to opponent's clothing. No action was taken by the police against either later.

In an attempt to smooth the path of band plays Army camps under the recent 'for free' arrangement between Camp Shows, Inc., and booking agencies, operators of regular bands in formations throughout the country are being asked to lend their support 'whenever possible.' Letters of explanation, seeking operators' help because of their 'experience in the field' are to be mailed this week by CSI to ballroom owners selected from the compiled lists of various agencies.

Letters state it would be very much appreciated if you could attend some of these shows played in camps in your territory and perhaps even arrive before the orchestra to check some of the things you know a one-nighter band might require. In addition operators are asked to do everything in their power to supplement the program. It is noted that to replace a scheduled name outfit, which somehow was prevented from getting to a camp on time.

It was fostered by Harry Soares, one-night booker for William Morris agency, at last week's meeting of agency officials.

AIR RAID CLOUDS OVER HOTEL ROOF

Pennsylvania hotel, New York, is undecided whether it will use its Roof Garden this summer, having in mind the possibility, however remote at the moment, of an air raid upon N. Y. with the coming of fair weather. Hotel did not open roof last year, simply redecorating downstairs Cafe Rouge in summer days, but figured to use it this season.

Charlie Spivak's band will return to whether bandstand is decided upon from May 4 to July 11 and possibly longer. His selection as a summer band followed drawn out battle between he and Les Brown, with Alvin Roy in background, Spivak's current bid to be replaced Monday (5) by Jimmy Dorsey.

Nearby New York hotel changes March 12. Woody Herman is to follow for four weeks, then Johnny Long for 16 weeks, opening May 1.

Chatterbox, Mountaineer, In Unexpected Closing

The Chatterbox at Mountaineer, N. Y., closed unexpectedly Saturday (29) night. Les Hill's Thursday band was current. Spot may be reorganized and reopened, but nothing is definite yet.

Hile, caught unaware without bookings because he had been held over until Feb. 6, is set for a week with Tio-Toc, Boston, Feb. 15, and New England one-nighters thereafter.

Cootie Williams Debuts

Colored trumpeter Cootie Williams' new band debuts this Friday (6) at the Grand Terrace Cafe, Chicago. He is accompanied by his faithful playing Williams, five sax, and four rhythm, outfit with Benny Goodman and his years, that was a first for Williams, of Date Williams' band.

Band Theatre Biz Still Improves; Miller Smash 75¢, N. Y.; Hoff Good 22¢, N. Y.; Duchin Neat \$23,000

Estimates for This Week
 M.H. Miller, Cincinnati (Shubert); \$150; 33-44-60. Helped by personal appearance of Laurel and Hardy, first time here, and Judy Start on stage. "Wedded for Three" (RKO) also on bill. Zippy \$18,500.

Lee Brown, Minneapolis—(Orpheum); 2,200; 39-44-55. Band not so well-known here, because it's comparatively new, but it has caught on big. Helped by three acts and Sullivan's Travels (Par). Good \$19,000 indicated.

Henry Bruce, Los Angeles—(Orpheum); 2,200; 33-44-55). With "Cow-Boy Serenade" (Rep) and "Body Disappears" (Col). Fair \$9,500, with mild help from singing.

Bob Chester, New York—(Grand); 2,750; 35-45-59. With "Strange Price on Stage," "All through Night" (WB) (2nd-film wk). This show could go a third week at indicated \$30,000, good for the second, which ends tomorrow night (Thurs.), but prior commitments prevent a hold-over. First week was a strong \$45,000. Chester and Price are both credited with importantly contributing to the business.

Jimmy Dwyer, Detroit—(Michigan); 4,000; 40-45-45). And "Design for Murder" (M-G). Big noise this week in Detroit, with smash \$77,000. Band is easily the draw on this one. Eddy Duchin, Philadelphia (Earle); 2,700; 35-46-51-58-75. "Four Jacks and Jill" (RKO) on same program. Lending heavily on Duchin's outfit for zingy \$23,000.

Erskine Hawkins, Kansas City—(Newman); 1,900; 11-30-44-55). Getting hefty support from the "Four Jacks and Jill" (RKO) picture. Not figured as being hopeless too greatly. Sofficer \$14,000, leading 400 in town.

Carl Reel, New York—(State); 3,450; 34-45-75-90-81-13). With Three Stooges on vaude bill, "Men in Her

Life" (Col) (2d run) on screen. Rather good \$22,000, or shade over, is indicated. Glenn Miller, New York—(Paramount); 3,684; 35-45-58-59. With Sullivan's Travels (Par). The Miller band is accounting for a goodly portion of the big business being done, while picture is also potent at the box; first week through last night (Thurs.) was a smash \$75,000, with holdover beginning today (Wed.), Roy Kinnery, Boston—(RKO-Boston); 3,200; 39-35-44-55-59. With "Four Vaude acts and "All Money Can Buy" (RKO). Will hit around \$18,000. Good, big credit for much of return.

Nyde McGeay, Chicago—(Oriental); 3,200; 29-33-44-55). Plus "Small Town Talk" (20th). Strong \$16,000, almost entirely on strength of band. Orrin Tucker, Brooklyn—(Strand); 2,800; 30-40-50-55). Coupled with "Go West" (Col). Fairish \$7,000 in four days.

Buffalo All-Night Jig For Union's Aid Fund

Buffalo, Feb. 3. Buffalo Musicians Union setting \$100 for annual "Parade of Bands" in Memorial Auditorium. All-night shindig for benefit union's sick fund will use 30 to 40 bands from this area playing in 15-or-20 minute stretches, plus Johnny Long or the Andrews Sisters, who will be filling a Show's Buffalo date.

Paul Whiteman's Records
 Paul Whiteman's orchestra began work on a new recording contract with RCA-Victor yesterday (Tues.). Band made four sides at Victor studios in Hollywood for release on Victor 50c label.

It's first recording work by Whiteman's present band, now at

Blue Gardens, Armonk, Improves Its Acoustics

Blue Gardens, Armonk, N. Y., roadhouse, long troubled acoustically, is being remodelled. Owners are installing a false ceiling, rebuilding the bandstand, and otherwise improving the room.

Raymond Scott's reorganized band opens here March 17 for 18 weeks. A new red velvet curtain, under the red Norvo Friday (8), staying until Scott's debut.

Masters Hits Slick \$6,670 in Boston; 1-Niters Hold Pace

(Estimates)
 Bob Allen-Van Alexander (Raymond-Playboy R., Boston, Jan. 30-31). Allen, newcomer, and Van Alexander, veteran here, did a big 4,100 dancers two weeks for \$2,460 at 65c-55.

Earle Barnett (Shubert theatre, New Haven, Feb. 1). Barnett's new band well received; drew approximately 2,500 admissions. Five shows to gross \$2,871 at 55c per seat.

Ellis Fitzgerald (Armory, Fairmont, W. Va., Feb. 30). Last time Miss Fitzgerald played here she drew more gross but less dancers at \$113; at 90c this stop she grossed \$49.

Woody Herman (Statler hotel, Buffalo, Jan. 27). Playing annual Canisius college game Herman drew capacity restocked to 1,000 at \$6.80 coupe.

Jimmy Lunceford (Palace theatre, Fort Wayne, Ind., Jan. 29-Feb. 1). Weather band weather Lunceford did swell \$7,235 business with about 20,000 admissions for four days at 45c-50c.

Frank Masters (Tavern Pola B., Auburndale, Mass., Jan. 29-31). The current stop Masters sold well with 9,200 holders in four days at \$1.45 coupe for \$9,872.

Ed Savitt (Chestnut B., Omaha, Neb., Jan. 31). Very good draw of nearly 1,500 produced \$1,222 at 85c per.

Ask Bandleaders To Meet Physical Fitness Exect

Bandleaders and music men have been invited to a luncheon at the Astor hotel, New York, tomorrow (Thursday) by Marie Sacks, head of Columbia Records' N. Y. office. Invitees will meet John B. Kelly, director of Division of Physical Fitness of Office of Civilian Defense, who will detail a plan whereby bandleaders and other entertainment talent will be enrolled to influence youngsters to keep fit.

It's figured leaders, just like outstanding ballplayers, etc., can exert more pressure by personal appeal than any sort of other campaigning. Sacks will head the efforts of bandleaders taking part.

'Pawnbrokers'

(Continued from page 37)
 theatres, there is still the irresponsible one-night-stand and cabaret operators and that sums up the situation. It was also made of the fact that the AFM's regulation on social security payments does not embrace collegiate dates or social dance bookings.

300-Mile Jump? As for the problems of cutting down traveling distances between dance dates, there is the possibility that a limitation of 400 miles within 24 hours may be changed to 100 miles by the union. Meanwhile, the priorities on auto tires is expected to act not only as a curb on

Bands at Hotel B.O.'s

(Presented herewith, as a weekly tabulation, is the estimated cover charge business done by name bands in various New York Hotel, Dinner business (7-10 P.M.) noted. Figures after name of Hotel give rooming and cover charge. Rates amount designates weekend and holiday prices.)

Band	Hotel	Weeks Played	Covers Per Week	Total Covers
Johnny "Red" Davis (Blackhawk); 400; \$1.50-\$2.00	Blackhawk	2	1,900	\$175
Benny Goodman; New Yorker (400; 75c-1.50)	New Yorker	18	2,200	30,650
Ernie Madrognia; Biltmore (400; \$1-1.50)	Biltmore	1	400	400
Raymond Scott; Lexington (300; 75c-1.50)	Lexington	41	1,225	56,319
Charles Siprak.; Pennsylvania (400; 75c-1.50)	Pennsylvania	3	2,350	1,775
Vaughn Morrison.; Commodore (400; 75c-1.50)	Commodore	16	1,975	23,500

* Asterisks indicate a supporting floor show, although the band is the major draw.

Chicago

Pat Courtney (Continental Room; \$1.50-\$2 min.). Courtney winding up excellent stay and will be back in a few months. Came through last week with 2,800 patrons.

Johnny "Red" Davis (Blackhawk; 400; \$1.25 min.). Davis in third week; drew good 2,600 customers.

Kevin Caxel (Empire Room, Palmer House; 800; \$3-\$3.50 min.). In third week continues at great pace that will carry right through; drew 4,200 checkbookers.

"Fat" Waller (Downbeat Room, Garrick Stagar; 300; no min.). In first full week in this new live spot Waller pulled off net 2,200 patrons.

Raymond Scott (Cheer Palace; 300; \$3-\$3.50 min.). Morton Downey and Willie Shaw continue on the floor show and again a happy session with 4,400 patrons.

Jan Savitt (Panther Room, Hotel Sherman; 700; \$2.25-\$2.50 min.). In first five days of stay Savitt orchestra indicates good results for this basement brought in 10,000 patrons.

Art Kassel (Walnut Room, Bismark Hotel; 300; \$1-\$2 min.). Kassel orchestra making good as always in difficult dance band room and led to 2,200 diners last week.

Los Angeles

Ray Nobs (Ambassador; 800; \$1-1.50). Hitting around 400 covers on the two nights (Fri.-Sat.), which is not too bullish. Skinnyay Ennis replaces Friday.

Paul Harris (Biltmore; 1,500; minimum \$1-1.50). Still pulling strong, aided by Thursday night sellout for high school grads for a smart 8,000.

Tommy Dorsey (Pershing; 5,000; 65c-81). In the chips all the way and another 16,000 to help him toward the dancey's high attendance mark for the stand, extended another four weeks. Claude Thornhill follows.

Bob Casey (Tristan, South Coast; 800; 55c-75c). Building again for a nice 5,500.

Morane Held (Casa Matana, Culver City; 2,500; 85c). Should wind up with a sporting 7,000. Jack Tegenador follows (Feb. 3).

Paul Whiteman (Florentine Gardens; 1,000; \$1-1.25). They can't stop lovin' that men's music and another 7,000 on the books.

too much traveling by so speeded. Propose advancing by three express gates from the San Francisco local that all location jobs of traveling bands be restricted to eight months out of any year, with the remaining four months going to local bands. Received short shrift from the board. It was turned down.

Those attending the meeting were President James C. Pettillo, President Emeritus Joseph N. Weber, who gave the impression of being in good physical condition; William J. Kerngood, national secretary emeritus; Fred Birnback, international secretary; Harry E. Brenton, International Treasurer, C. L. Bagley, v.p.; Tom Tumble, Bart Henderson and Leo Cluesman, all of the international office; and the following board members, Walter M. Murdoch, A. C. Hayden, C. A. Weaver, J. W. Parks and Oscar F. Hill.

Committee named to handle the matter of intensified band entertainment at the training camps and vicinity of Harry J. Steeper, Jersey City, A. Rex Riccardi, Philadelphia, Jack Rosenber, New York, and Louis Castrenovo, Providence.

The current year's convention will be held in Dallas June 10-12 with headquarters at the Adolphus and Bekker hotels.

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PARTY FALL-OFF ALARMING

ALL ASCAP IS DIVIDED IN 4 PARTS

ASCAP has put the finishing touches to the reorganization of its branch offices and every zone now comes under the direct operation of the home office. The executives of the four districts and the 20 branch offices are as follows:

F. C. Erdman, eastern district head with headquarters in New York, and those reporting to him are H. A. Brown, Philadelphia; Samuel Berkent, Boston; William J. O'Brien, Pittsburgh; Arthur Rothkrantz, Baltimore, and Lawrence B. Schlus, Rochester.

I. T. Cohen, southern district supervisor, with headquarters in Atlanta, and his aides are Philip O. Alexander, Dallas; Stanley Shepard, New Orleans; Samuel Feidman, Cincinnati.

R. W. Rome, midwest supervisor with offices in Chicago, and the managers reporting to him are Edwin M. Ewing, Minneapolis; Frank H. Hembly, St. Louis; Edward A. Sherwood, Cleveland, and John C. Wooten, Des Moines.

Robert J. Fowers, western district supervisor with offices in Los Angeles and his managerial staff consists of Harry O. Bergkamp, Denver; Herman Kenin, Portland, Ore., and Harry A. Levinson, San Francisco.

Freddie Rich wrote the music for 'I Live on Danger' at Columbia and is conducting the orchestra on the scoring job.

15 Best Sheet Music Sellers (Week ending Jan. 31)

- White Cliffs of Dover.....Shapiro
- Rose O'Day.....Tobias
- Blues in the Night.....Remick
- Shrine of St. Cecilia.....Braun
- Remember P. Harbor.....Republic
- We Did It Before.....Witmark
- Chattanooga Choo Choo.....Fest
- The Autumn.....Witmark
- I Got It Bad.....Robbins
- Madeline.....Santley
- Elmer's Tune.....Robbins
- This No Laughing Matter.....Block
- This Love of Mine.....Embassy
- Angels of Mercy.....Berlin
- Bells of San Raquel.....Peer

THE LAWYERS IN NEBRASKA CAN'T LOSE

Lincoln, Feb. 3. Possibility of numerous test cases arising on the federal court docket here as freed ASCAP members, for Nebraska, prepared to file their compositions with the Secretary of State under terms of the anti-ASCAP law. Copyright owners seem to be reasonable enough in their estimate of prices, which won't be as high as feared in the preliminary survey. They seem to be protecting themselves against charges of being exorbitant, or prohibitive.

Nebraska demands that all prices of public performance be listed on the face of the music, so the buyer can stipulate at the music counter. (Continued on page 40)

PHILADELPHIA TO COMBAT TREND

Feel Nothing Inherently Unpatriotic About Parties During Wartime and Hope Prominent Personalities, Including Mrs. F.D.R., May Endorse This View

ORGANIZE

Philadelphia, Feb. 3. Alarmed at the falling off of private parties among the social set because of the war, a group of Philadelphia musicians, party arrangers, bookers and others interested in the situation have formed an organization to combat the trend which has made serious inroads in employment in the party field. The group is to be known as 'Parties for Patriotism' and plans are being made to get endorsements from prominent persons, among them, it is hoped Mrs. Franklin D. Roosevelt, to counteract the impression that somehow it's bad lazie to hold social functions in wartime. Idea is to promote counter-theory that morale must be kept up in time of war and parties are one means to that end.

'Parties for Patriotism' is the brain child of Mrs. Edward J. MacMillen, social director of the Bellevue-Stratford hotel. She called the meeting last week at the Bellevue and attending were a host of all fields interested including florists, caterers, (Continued on page 40)

Pubs Curious for Details of Renewal Decision by Ft. Worth Federal Court

New York music publishers and copyright lawyers are awaiting with much interest the release of a written decision covering a ruling on renewal rights which Judge James C. Wilson made from his bench in the Fort Worth, Texas, federal court last Friday (30). In setting aside a temporary injunction which the Jenkins Music Co. had obtained against Ruday L. Bowman, writer of 'Twelfth Street Rag,' the judge held that the composer was not lawfully free to dispose of his renewal rights until such rights actually became available to him, which, according to the copyright law, is a year before the expiration date of the original copyright. The written decision in the case is expected to be filed within the next few days.

Bowman copyrighted 'Twelfth Street' on Jan. 31, 1914, and after two years of self publication he sold all his rights in the song, which included any extension of copyright, to the Jenkins firm, of Kansas City. In 1937 Bowman approached Jenkins about making a deal for the renewal rights and the publishing house failed to come to terms with him, figuring that the 'extension' provision in its 1918 contract covered these renewal rights. Bowman later sold the tune's renewal rights to Shapiro, Bernstein & Co. These rights were to become effective Jan. 31, 1942.

Jenkins waited until the renewal filing date, which was Jan. 31, 1941, became due and appealed to the court in Texas, of which state Bowman had become a resident, to stop the writer from going

through with his deal with Shapiro-Bernstein. Jenkins was granted a temporary injunction.

In vacating this injunction Judge Wilson last week declared that in his opinion the rights which Jenkins claimed were invalid because the rights that Bowman had assigned did not become his before the date on which the copyright law made them available to him. The question of whether an outright bill of sale containing a copyright extension clause is enforceable has been a moot point among music trade lawyers for years. Some have voiced the opinion as taken by Judge Wilson, while others have contended that such an assignment is binding so long as the writer is alive at the time that the renewal becomes due. If Judge Wilson's ruling is upheld by the higher courts the status of hundreds of valuable tunes held by the older line of publishing houses will be involved. It was quite common years ago for a writer to dispose of all his future rights for a lump sum after the song had gone through its original course of popularity.

While the case was pending in the Texas court the Jenkins Co. sold 'Twelfth Street Rag' to the Leeds Music Co. as part of a catalog.

Seattle 100% ASCAP

Seattle, Feb. 3. Station KIRO has signed with ASCAP as of Feb. 1. For a pro program pact on both commercial and sustaining. This makes it 100 per cent for Seattle stations.

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FREDDY MARTIN'S ARRANGEMENT OF
CONCERTO IN B^b . . . By Tchaikowsky

AND
TONIGHT WE LOVE

AND NOW WE PRESENT
FREDDY MARTIN'S ARRANGEMENT OF

GRIEG'S CONCERTO IN A MINOR

I LOOK AT HEAVEN

WHEN I LOOK AT YOU
BASED ON GRIEG'S CONCERTO IN A MINOR

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SOLE SELLING AGENT

Tom Kelly in Philly AGVA Wrangling, Says Acts Were Sold Out to Bookers

Philadelphia, Feb. 3. Tom Kelly, ex-leader of the local American Guild of Variety Artists, who recently came back to the fold as "legislative adviser" for the union, had wings clipped at a show-out meeting at the Hotel Commodore last week.

His arrest at the meeting and charged he had been excluded from a board of directors meeting. He alleged that his disbarment was the instigation of "one man," apparently referring to Joe Camp, president of the local. Richard Mayo, business agent, heatedly denied there was anything personal in barring Kelly. He said the latter had no business in a board meeting which was specifically invited for advice on legislative matters. Kelly arose and began another harangue, claiming that the board had sold out the actors in its recent deal with the Entertainment Managers Association (bookers).

Mayo declared that the record of the administration needed no defense and cited the achievements of the present regime as compared with the "squabbling and nothing accomplishing" record under Kelly. As chief Click Muller, local m. c., asked that the Kelly diatribe be ended, Kelly again tried to get the floor, claiming that his administration had been attacked and it was his right to defend it. Mayo declared that the action barring Kelly from the board meeting was taken by the vote of all board members.

The membership was told of the new price scales, and an announcement was made that the local was sending Mayo to investigate conditions in Washington and Baltimore with a view to establishing AGVA locals in those cities if the need was found. Dewey Barbo, here with the "Hilltoppoin'" company and a national AGVA board member, attended the meeting.

Earlier in the week (Monday) three agents were hauled on the carpet before a joint AGVA-EMA hearing on charges of unethical practices. Fred Siegle, charged with forcing actors to walk through musicians' union picket line, was reprimanded and assessed the costs of the hearing. He was warned that another infraction of union rules would result in the cancellation of his AGVA franchise. The other two agents, Eddie Sax and Harry Ritter, got away with only reprimands.

The board members who acted the case were Joe Camp, who heard as chairman, and Sid Raymond, Al Bea and Bill Jones, representing AGVA, and Roy Cross, Paul Mohr and Jimmy Laughran, representing EMA. Laughran is president of the bookers group.

Signs of the Times
Toledo, Feb. 3.
Signs of the Times, The Oasis Club, suburban night spot, has changed its name to the Victory Club.

Exp May Bow to U.S.

Springfield, Mass., Feb. 3. Possibility that Eastern States Exposition may be closed or severely restricted for the duration appeared this week in first press conference of Col. Ulysses G. Jones, new Westover field commandant. Jones admitted that "Exposition grounds have been surveyed, preparing for possible billeting of troops there."

Troops were lodged there last September at 25th annual exposition.

BEAR DOWN ON PENN BOOKERS

Philadelphia, Feb. 3. The Pennsylvania Department of Labor and Industry last week held a hearing of charges of unethical conduct leveled against July Joyce, who was accused by the State of having obtained \$40 in "bookings" fees from William Hopkins, operator of Hopkins Rathskeller, North Philly nightery. Under the State law the sole fee a booker may get is from commission from actors.

Joyce was let off with a warning that another infraction of the rules would mean revocation of his license. Anthony Sharkey, enforcement agent, revealed that next week the State would bring up a dance promoter on charges of "aiding and abetting a violation" the first time such a charge has been presented. The promoter is accused of buying his agents through a New York agency which is not licensed to do business in Pennsylvania. The promoter is also said to be booking bands on his own without a license.

Price Offered Cafe Bookings in Boston

Georgie Price, owner of a seat on the New York Stock Exchange, but now on a stage comeback, has received offers for repeat engagements from LaConga, N. Y. nitery, and the Rio Casino, Boston. He may take the latter after closing his present date at the N. Y. Strand theatre. Also has offers from the Mayfair and Latin Quarter, other Boston cafes. Price recently played LaConga for 10 weeks, the Boston nitery for 3.

At the Strand, Price is appearing with the Bob Chester band. Chester and Jimmy Dorsey will record the song he wrote for his Strand booking. At the Early Bird Matinee,

act for obeying instructions from the AGVA office, a contract or action would be brought by the act against AGVA. He added that the "the good ready to fulfill the obligations and demanded" an agreement among your officers as to what contract shall surround the act. He allegedly told Richard that he (Irving) would "protect the act in the event of a strike."

Downey and Dunn entered the picture as "advisors" of the Chairman of the board, overriding the decisions of AGVA's national office although they themselves are not members. That AGVA's action is possibly forcing the Callahan Sisters to withdraw from the Chest Faree might have had an adverse effect on Downey's own engagement in the same spot is under consideration in N. Y.

Plus the contract tangle, Irving stated that "I will set terms" Callahan Sisters to play the Club Ball unless that night club first post a check good for meals and two-way transportation. When asked if he knew of any instance where the Ball has failed to pay off Irving, skipped a sufficient answer.

Actually, the Callahan Sisters' contract with the Ball called for two-week engagements, but if they were to be paid one-way transportation. Neither Richard, the Sisters nor Irving mentioned the agreement a bond when first setting the deal with the Ball's booker, Sam Collins, and he admitted to being an AGVA-franchised agent. The Ball hasn't an agreement with AGVA, which is why Irving is trying as reason why he's not letting the Callahan-Sisters play the Miami nightery.

Another "insurrection" by Irving involved the Sans Socié Dancers (6), current in Columbus, Chicago, and their N. Y. agent, Eugene Douvan. Douvan has been given a 10% commission supposedly due from the act to Douvan on the claim in Philadelphia. The promoter is the spot's booker, Tommy Sacco, was exceeding AGVA's limit of 10%. Irving, being in holding "water" which represents 10% of the act's salary for six weeks, and refuses to give the money to Irving, is making official despite a national board ruling to that effect.

For some obscure reason, Irving evidently has taken it upon himself and AGVA's Chicago local to do something for the Artists Representative Assn. of New York, which, according to Irving, has never been given a working agreement with the Chicago agents. Irving says that the Assn.'s committee is being formed because the latter, though franchised by AGVA, is not an ARA member. AGVA's national office is completely mystified by this stance, as there is nothing in its basic agreement with ARA to substantiate such action.

In the Douvan matter, AGVA IN N. Y. had worked out an agreement with Douvan, who would collect only 5% commission, with the balance being returned to the performers. Douvan made a complaint to the State's Attorney in Chicago, claiming the local AGVA Branch, claiming Irving was holding money illegally due him. He is holding an investigation by that official.

Detroit Mulling Fate Of Old Burley House

Detroit, Feb. 3. City officials here are mulling whether to foreclose a tax lien on the Empress theatre or let the old burlesque house go under the hammer at the State scavenger sale.

John G. Dunn, assistant corporation counsel, said he couldn't decide whether to foreclose on the property and pay over \$2,100 in county taxes to acquire the title for the city as satisfaction for \$12,300 due in taxes since 1931, or to take a chance on getting the city's full share of the taxes from the State sale.

The former course indicated, he admitted, since it was unlikely, with many of the town's burlesque houses dark, that there would be any heavy bidder on the Empress. However, he wasn't able to let whether the purchase by the city would put Detroit in the burlesque business or not.

Tire Shortage Serious Problem To Units' Auto Jumps, Kemp Deplores

Housing Problem

Bridget, Feb. 3. Finding rooms for five duette talent playing Globe and Lyric theatre is being dealt with by increasingly difficult means for Harry Ross and Nat Rubin, managers of the main-entrance. Accommodations in warboard area are so limited that actors are stopping at Post Road cabins miles away from Bridget.

CAROLINA GO BIG FOR UITS

Charlotte, N. C., Feb. 3. Vaude units are doing well at the boxoffice of Carolina picture houses; so well, in fact, that they are getting increased bookings.

Currently in this territory are: "Dancing Around" with Del Brees, Irish and Leslie, Harvey Pepper, Bark Twain, The Pennington, Erma May, and line orch. "Continental Hit Parade" with Wells Brothers, Irl Sing and Sing, Lione, and line orch. "Honey Mocha" O'Hara Sisters, Royer Twins, Rita Dawn, Den Edwards, Jackson Sisters, Angela, line and band; "Artists and Models Revue" with Claire Hays, Clem Bell and company, Fred Hartup, Don Camp, Ned Haverly, Pat Sheridan line and band.

Saranac Lake

Saranac, N. Y., Feb. 3. Patients of the Will Rogers were flocked 100% into the knitting school of "Sweeties and Ditties for the Army and Navy Boys." Boys are outfitting the girls of the tan, with Edna and Jack Altrec carrying top hats and fur coats.

Victor (Radio City) Rockler is the Roger's piano tuner. Richard Dickie Moore, who left the Rogers to continue the onetime touring downtown, is faring well, though still in bed, and is being O.K. to get up for one meal a day. Friends can reach him at 32 Bloomington street, a broken collection.

Eddie Bruce, ex-minister turned who took a spin on icy pavement, is suffering a broken collection.

"Toody Emerson" of the Rogers, kicked the "rib" operation. After a short stint of hospitalization, he is back in bed at the hotel.

Sam Schultz, who left the grade here and left for the Big Town to resume work, sends greetings to the "colored."

Mrs. Roy Nunley shot in from Portsmouth, O., to bedada her husband who is going to a comb-over. It's Nunley's second trip as a colony company.

Edna Pebler, connected with dining room staff of the Rogers, now assigned as operator of the lodge's switchboard.

Write to those who are ill.

Charlotte, N. C., Feb. 3. Seven playing the Southern Attractions circuit are feeling the shortage of tires in eight of the warboard area. The manager of S.A. says that the shortage is being dealt with by the war. He says that before the war, the tire shortage is presenting a serious problem. He says that before the war, the tire shortage is presenting a serious problem. He says that before the war, the tire shortage is presenting a serious problem.

Kemp said that plans are to have all shows routed "by rail" early fall.

Out On Smaller Towns
"This means that we will cut out several smaller towns off our road line, and will probably result in the bookings after by Southern Attractions being sliced from weeks as at present, to seven weeks' length. This change also will result in cutting out towns that play units sporadically and get tires; so it houses that wish to play vaude to adopt a set stage policy. Kemp feels that the units will get tires, but producers rather than a drawback to production, as it will cut out many producers that go with jumping shows by motor car. Several producers that play big areas already have expressed themselves as preferring rail travel."

Switched to Bus
"Some of our shows already were looking to travelling by bus, Kemp said. The units will get tires; so it looks as if we'll be able to make out by using them until we can get hired up on trains. Consideration of units still using private vehicles, we are lightening our routes by eliminating long hauls and making units lay over a day rather than taking a big jump just to get a day."

Kemp pointed out that although in the last seven years of units playing the circuit had travelled almost exclusively by rail, there had been only one fatal accident.

Circus Equestrienne

Suffers Critical Burns

Louisville, Feb. 3. Betty Alvera, member of the Riefenbach equestrian family, now in touring with the Riefenbach troupe grounds here, is in a critical condition at a local hospital after suffering burns in a fire at the State Fair house trailer, parked on a brother's lot. Members of her family troupe found her rolling on the lawn, and attempted to extinguish flames that burned off her clothes.

The company was scheduled to appear in a Shrine circus in Cleveland on Thursday. The Riefenbach troupe performed with the Ringling circus for 19 years before losing Cole Brothers and a half 40¢.

PHIL REGAN

Personal Appearance Tour

Personal Representative FRANK VINCENT Beverly Hills, Calif.

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George Cortez

and His HOLLYWOOD CANINES

Second Engagement in 4 Weeks at Nixon Cafe, Pittsburgh

Thanks to Joe Hiller and Tony Conforti

Management: ROGER MURREL

"VARIETY" - JANUARY 14
"One of the best dog acts in the country" - Chicago Tribune
"Cute showman and contribute to the entertainment of the town." - New York Times
"Acquired the masterpieces and are a credit to the industry." - New York Times
"Shows dim stars. Must have been a great show." - New York Times
"One of the best of Cortez's shows."

Chiseling Show Promotions Broken Up In M'w'kee By Agent Group and State

Milwaukee, Feb. 3. Working quickly sans balldoon, a group of booking agents has been terrorizing in Milwaukee, and with activities covering the entire state, have cleaned up a mess involving chiseling, fly-by-night show promoters. The latter had been giving a black eye to all show business throughout Wisconsin, to say nothing of the misery their unscrupulous dealings caused a lot of gullible performers. Later were frequently left broke and stranded in strange towns, with no recourse but to appeal to local authorities for food, lodging and transportation home.

Under conditions that have prevailed the last few years, it has been comparatively easy for nefarious promoters to round up talent, frequently including names who were temporarily down, in Milwaukee and nearby Chicago, collect fees in advance where possible for prospective bookings, then take the group to a distant town to perform. The promoters then collected the coin and frequently skipped with the entire take. Often there were kick-backs to local promoters with whom the agent worked. Often, too, the pickup shows were billed locally under misleading and deceptive names, leading the yokels to believe they were paying a fat price to see "Haltapoppin," the original "JLS Barn Dance" or some other attraction with whose name of fame they were familiar.

Bated Cain
Naturally, this sort of thing raised Cain with the legitimate bookers, so they got together—Dick Pritchard, Cliff and Fred Burmek, Rusty Hagen, Bill Hunter, Len Holt, Lou Holt and Curt Berg— and organized the Milwaukee Entertainment Bookers' Assn. Then, officially tiled, they went into a huddle with the Wisconsin Industrial Commission, which in this state is the court of appeal for people who work and don't get paid.

They worked out some regulations that have now become law. To

'Ice Follies' 75G, Mont'l

Montreal, Feb. 3. 'Ice Follies of 1942,' at the 9,600-seat Forum, will be in Thursday through yesterday (28-3). Gross was \$78,000 at \$3 top.

36 CAFES HELD 'OFF LIMITS'

Columbus, O., Feb. 3. Thirty-six night clubs in the U. S. Army's Fifth Corps area have been declared as "off limits" for military personnel. The list, including 24 spots in Cleveland, Dayton, Akron and Cincinnati, has been forwarded to police authorities throughout the area, Adjutant General E. W. Dennis of Fort Hayes, Columbus, announced. Other spots were in Fort Wayne, Ind., and Covington, Ky.

In Cleveland, where four places were listed—Hot Spot, Cow Shedd, Red Raven, and Vim Restaurant—it had been reported that the places operated "under conditions that were not to the advantage of the personnel of the army of the United States." It was charged that some places had exorbitant prices; in another a soldier was "rolled" after he had imbibed, and in another prostitutes plied their trade.

The Akron spots on the verboten list were the Hollywood Cafe, Rich's Tavern, Lennox Cafe and New Tavern Cafe. Operate in Wisconsin, a booking agent now must post a \$1,000 bond. He must also pay a \$80 license fee. His application to do business must be investigated and fully approved. Thus the chiselers are licked before they start.

Power of a Name

San Francisco, Feb. 3. President, burly horse here, is playing the Ann Corio role, 'Swamp Woman.' Ada, however, isn't bothered to mention the name of the pit or, in fact, even state that the peeler isn't appearing in person.

Opening copy merely announcing "Starts today, Ann Corio, Nationally Famous Queen of Strip-Tearers."

SGT. FRANKLIN AGAIN 'TRIFLES WITH RIFLES'

Camp Upton, N. Y., Feb. 3. Trifles With Rifles in Class and Speed," the billing vaudevillian Benjamin Franklin used to give his shapshooting turn, is going to be put to practical use. Franklin, a veteran of the last war, as a sergeant in the army, has reinstated at the age of 50.

Franklin's act played everything from the Palace, N. Y., down and was variously billed as "Sergeant Bennis Franklin" and "Franklin and Royce," the latter when he worked with a female.

Franklin spent nine years in the cavalry, serving in France and later in Hawaii.

60% Payoff Okayed On Ciro's in H'wood

Hollywood, Feb. 3. First attempt by operators of Ciro's to settle with the creditors for 60c on the dollar was turned down and followed by an offer of 50c.

Some of the creditors agreed to a 60c payoff with a week's grace to raise the coin. Night spot will have to work on a c.o.d. basis if it opens again, it was decreed.

Roscoe Ates, stuttering film comedian, has been booked for one of the floor show acts at Silver Spur, March 13 to 15 inclusively, at the Southwestern Exposition and Stock Show, Fort Worth, Texas.

Coordinating Committee Set to Pass On Free Talent for Service Shows

'Country Store' to Tour Areas Served by WSIX

Nashville, Feb. 3. Roadshowing of WSIX 'Old Country Store' will take out on tour through Tennessee, Alabama and Kentucky areas served by station. Date of start of tour has not been set. Joe Calloway, in charge of station's hillbillies, will m.c. and emcee. When station goes to 5,000 watts then unit will play dates in additional territory served by increased power.

'Store' toured for a few weeks last year and met with fair success until taxes threatened to eat up all profits. Show then folded.

AGVA EXEC JOBS DISSOLVED IN FRISCO

By order of the national board of the American Guild of Variety Artists, the board and official positions of AGVA's Frisco branch have been vacated. Local has been rent by strong factionalism that has resulted in several fatal brawls.

Until there's a local election, a special committee of three has been set up to administer the local with the help of Vince Silk, retained as executive secretary. On the special committee are the leaders of the two opposing factions, Chief Counselman and Paul Speegle, with Theodore Hale, local Equity attorney, as chairman.

Under the present arrangements a Frisco election must be called not later than six months from last week's change, nor in less than 90 days.

The Talent Coordinating Committee of the Associated Actors and Artists of America is the new setup named to pass upon free talent for the U. S. army and navy. Committee will in no way interfere with the functions of Theatre Authority but when gratis entertainment is obtained by those outside the recognized organizations designed to obtain talent for the services, the talent committee is to 'clear' such shows.

Affiliates within the Four A's must be credited when their members volunteer for such shows, instead of private persons and committees. Talent is being sought for army and navy relief funds, defense bond drives, etc., and while there is no objection to participation, the Four A's announces to all members that exploiters who might seek to take advantage of the war situation for personal gain or glorification, be prevented from upsetting the entertainment program for the armed forces already set up with the cooperation of your union and at the request of the government.

Members of Equity, radio, screen, vaudeville and classical music affiliates of the Four A's have therefore been told: "Under instructions from your union, you may not donate your services except through the Talent Coordinating Committee." Individuals, therefore, are ordered to notify Mrs. Blanche Witherspoon, 2 West 45th street, N. Y., when approached by any individual or organization to donate their services. Mrs. Witherspoon is secretary of the American Guild of Musical Artists, the concert-opera union. In Chicago the contact is to be made with Virginia Payne, while talent on the Coast is to report to Fred Beeston. Latest activity of the American Theatre Wing is to establish cabaret centers, designed to entertain service men rather than supply meals or refreshments. Such centers would be open to men from one in the afternoon until one a.m., and grants talent will be sought.

Fresh From Hollywood

(BY REQUEST)

Fresh Songs

Fresh Laughs

Fresh Agent

CURRENT AT JACK LYNCH'S WALTON ROOF, Philadelphia

(Courtesy Gerry Society)

OPENING MARCH 2, TIC TOC CLUB, Montreal

(If I Can Secure a Visa on a Due Bill)

Personal Direction
PAUL SMALL MANAGEMENT CORP.
Ambassador Hotel, New York

[**Notice to All Prospective Employers: If the Army Gets Me, You're Very Lucky]

Stagehands Demand for Bigger Crews and Higher Pay Role Mgrs.

When N. Y. managers and stagehands sit down to talk over terms of a new contract, the two sides were handed a set of demands that set them wincing. Two hundred men held fast with the points decided definitely. Managers say that the union has asked for more than it has earned and probably will settle for less.

The demand that riled the managers most was that calling for doubling the crew for one-set shows, and at the same time raising the pay 15%.

Up to now three department heads—manager, electrician and property—plus a fyman for the curtain, are required for a one-setter, each requiring \$82.50. Union wants three more men on the payroll, but two ordinary hands will do the work. Added men are to be assistants to the heads, calling for \$25.00 each per week, says the union, while the managers declare there is very little for the present crew to do.

Stagehands also want to scrap the rule that requires a crew to be ready from one to five in the afternoon, idea being that the men may be asked to handle the show on off-matinee days. They want to check in at seven in the evening and to handle the show on off-matinee days. They want to check in at seven in the evening and to handle the show on off-matinee days. They want to check in at seven in the evening and to handle the show on off-matinee days.

Also pending is the scenic union demand for a man to be paid \$25.00 per week permanently on the backstage payroll. That union also has such a rule for the property managers refused to accept it, has been thinking it over.

ROSE CLOSING 'CLASH'; FEUDS WITH TALLULAH

Closing notice has been posted at the Belasco, N. Y., for 'Clash By Night' in which Tallulah Bankhead and Rose starred. Billy Rose ordered the folding Sunday (1) by telephone from the Beach. The closing notice for Odetta drama, now in the seventh week, has not earned back the cost of production and is being operated profit since opening. Last week the net was around \$2,000, gross being slightly over \$10,000.

Around the show it is felt that the only reason for the closing is vengeance on the part of Tallulah Bankhead and Rose and the star has been feuding since 'Clash' went into rehearsal and after it opened she refused to go to the theatre. There were reports that she had been ill recently, and when Miss Bankhead was quoted in a daily saying that she hoped the play would close, it didn't help the situation. However, she promptly disclaimed any intention of making such a statement.

That publicity appears to have helped business, but attendance has been the part of the week's original date for the Broadway premiere set back when Miss Bankhead became ill with influenza. After the first night in Philadelphia, the play was taken to the Grand Opera 'Clash' was originally slated for presentation last spring, with the Grand Opera Theatre. Rose thereafter took over the play on his own.

Critical opinion was mild for an Odetta drama. Rose's opinion was that the play drew mixed notices. 'Bad' but very little bad, and the evening Miss Bankhead started a radio drama over WEAZ, sponsored by Philip Morris. However, the broadcast being timed to interfere with the stage performance.

Willie Schneider Hurt

Willie Schneider, company manager of 'Life With a Father' was seriously injured in Oklahoma on Saturday (3), when the show completed a two-day stand. Hotel elevator started before he had fully entered and he fell about 100 feet against the ceiling of the second floor.

Harry Kline, back with the other trouping 'Father', which was in Milwaukee, temporarily handled Schneider's company, while waiting for another manager to be sent to take Schneider's place which will be

Reducing Mps?

Queer quirk in legit roadshow business is that the number of employees in the program for a given company in Rose Burke's 'Lined by Father' and 'Life With a Father' and 'Claudia'.

'It'll be first time within memory that this city has been a one-night stand for a one-setter, each

NO DECISION IN SUIT ON 'STAGE DOOR' PIRACY

Suit against Edna Ferber, George Kaufman and the author of 'Stage Door' was tried before Judge Knickerbocker in New York last week. Decision being reserved. Plaintiff was Madge Christie, who claims a script, called 'Through the Looking Glass' by the author of 'Stage Door', was stolen by her from the Harris office and that the idea is the basis of 'Stage Door', a Ferber-Kaufman comedy presented in 1928 at the Music Box.

Miss Christie testified that she collaborated in writing the 'Looking Glass' and that she was referring her interest. Miss Ferber and Kaufman testified they never saw the script, and that they were in similar lines to both. The script was originally written for stage aspirants, but the stories are different.

'Stage Door', with Margaret Sullivan topping, was a hit. She was forced to leave the show before the end of the run to have a baby. Benjamin Pepper, of the O'Brien, Driscoll & Rafferty office, represents the Harris estate and the author.

Costs Money to Take 'Lady' to the Dumps

'Lady Comes Across', which cost \$200,000 to produce, is being sold for a further expenditure after it closed a three-day date at the 44th Street. Some weeks ago, heavy settings were bailed to a Long Island dump and burned, no one caring to buy the stuff. Heavy settings were double truckloads at the other end was \$10 each, while the haulage was \$40. Repairs, outside script and some electrical equipment were placed in temporary storage.

Total cost of production is estimated around \$500,000. The settings and other materials were originally used last season for 'She Had to Say Yes', presented in Philadelphia. It was sold for \$100,000 there. It emerged as 'Lady' with Charles R. Rogers, George Hale and Helen Hayes backing around in a jolop.

Carol Rosten, of the singing chorus in 'Best Foot Forward', at the Barrymore, N. Y., had an appendicitis last week.

ON AN OMNIBUS BULL FOR WHO?

Katharine Cornell on the back seat of a bus, apparently the only southern territory, has cleared up for the present. Equity is already contending moderating their opinion concerning Pullman accommodations and other travel musts in standard contract.

If it is necessary to make jumps in buses, should no trains be available, the company is not prepared to pay. Rules now call for lower cost of travel. Moderation of the requirements will be for the duration of the war. In the meantime, the company is in a difficult position for shows becoming progressively difficult due to car shortages and steadily rising costs.

Taken to the Cleaners

Legit pay Richard Mason had been raised to \$200.00 a week, but at a cost of \$200.50. When he sent the dues to the tailor for the removal \$200 from his pockets, and it was not recovered. He went to a party and might have forgotten his money, and spent another \$70.

Petition for Equity

Referendum on Ism

Law Beats Deadline

The expected petition to Equity's council demanding referendum on the proposed amendment to the constitution barring Red, Nazis and Fascists for office of employment in the association has been formally filed, quite in advance of the 30-day deadline. Feb. 9. Union members there were well over the necessary 100 signatures. So that if some signatures were dropped, it would be enough to make the petition official.

Petition makes it mandatory on a questionnaire to be filled out by membership to mail in their ballots by the 15th. The article on the issue should be definitely disposed of. Equities would like to see the referendum decided by a preponderant majority, but when the issue was placed before the whole membership was not disposed of at that time, although a majority favored barring the lam people. Dissenters alleged they are not Red's as originally charged but are out in the open as opposed to placing the amendment in the constitution.

Petition was inspired by the 10 members of council who signed last summer when three independent candidates for that body were elected. But that redaction and the council has never been proven. Amendment was adopted a slightly less than quarterly basis for one month, but the required two-thirds majority was not polled. A simple majority will decide in the referendum.

Hot Air's Beefsteak

The Hot Air Club, which has but four surviving charter members but 108 more or less active participants, is having a beefsteak at the company and legit house managers, held its annual beefsteak in the auditorium of the Combs club on Saturday night (31).

Chair fought to limit the speeches and some went away overtime, but there was moving expression of regret over the passing of the late Eddie Cooke, who was a chief booster for the organization, formed in 1909.

Victor In 'Public'

Eric Victor, dancer who recently returned from the U. S. after appearing for several years in various European countries, is set for a spot in the comedy 'Combs club' on Saturday night, 'My Dear Public'.

He's also doing the choreography for several chorus numbers.

Ben Hecht Gives Critics a Poetic Lacing, But Pens Paean to Lily's Cast

Spring Is Near

Cape Playhouse, Dennis, Mass., will open July 3 for its 16th consecutive season. Arthur Strim, stage director for the last five seasons, will again handle the casting and stage all productions.

Richard Aldrich, producing director of the Cape Playhouse, in absence of serving as lieutenant in the Naval Reserve.

LA' TOUR MAY WIND UP DUE TO PIC'S COMPETISH

Pittsburgh, Feb. 3. End of the 'Loudiana Purchase' tour is expected shortly, due to the inability of Paramount to hold up general release of screen version any longer. Show plays two weeks in Pittsburgh beginning Monday (8) and then goes to Washington, where hit music is tentatively slated to fold.

Baltimore and Boston are two key cities where 'Purchase' has been visited, but in former city, it is expected to gamble on a date, it would have to play day after date with 'Kiddie In Flub'.

Whether management will take 'Purchase' has been somewhat 'yes-but-it's felt in certain quarters that it would be a big risk, particularly with stage version operating under such a heavy nut. Although show's main money on the road, profits have been very small due to the stiff overhead.

Plans 3-for-\$5 Shows For Mass. Subscribers

Springfield, Mass., Feb. 3. A three-for-one special series to keep Springfield on the show map was outlined this week to the directors of the Playgroup of Springfield by managing director Daniel J. Maloney.

Figuring that 18,000 people have already seen seven productions here this season, Maloney said he expects to offer three shows for one price. The first will be somewhat like that used here by Junior League sponsor of Community Concerts. Maloney plans return engagement for Ballet Theatre, performance by Philadelphia Opera Co., and third unannounced attraction. 'Watch on the Rhine' is next on schedule here.

China Harris-Better

China Harris, widow of Sam H. Harris, is reported having recovered from illness and is expected to make weeks ago at the Good Samaritan hospital, Palm Beach, Fla. Mrs. Harris has been out of the hospital since the week ending in a house built at the winter resort by the late showman shortly before he was taken ill last summer.

The N. Y. critics were given the bill for the second time within two weeks of their first being announced from an author, rather than the managers, who used to have priority over the writers. Both sides have done it first by way of his play 'Lily' (Hudson, N. Y.), but 'Lily' was a failure. The 'boys' after they thumbed-down his first play, had to be put back and closed last week at the Playhouse.

Observers thought the reviews on 'Lily' were generally appreciative of Hecht's ability as a writer, though not so far as the play itself. He scored the notices and came forth with a rhyme in which he said the 'Lily' located in the Cape Playhouse. Then he sat down and bylined an article for 'Sunday (1) Times, in which he riddled 'em with harsh words, over their opinions of 'Lily'. He wrote 'Lily' was a waste of time, Yarn was headed 'Lament for the Living', sub-head being 'In which Mr. Hecht offers a definition of the low animal critic'.

Author said he had often written about the Cape Playhouse, but he never wrote a word of it. He said he had been to the Cape Playhouse, but he never wrote a word of it. He said he had been to the Cape Playhouse, but he never wrote a word of it.

Conceding there were certain things about the Cape Playhouse, he went on: 'But for the skill of our critics to sit through the play and to write both sides, I illustrate and floundered to appear to be a writer. I am a writer and hear nothing but some goody talk about the Cape Playhouse on the part of these same local pressmen that calls for a great deal more than a few words of praise. I never ever could give any work of mine... presumptions that usually lead to a great deal of criticism and punditism in which play reviewers are usually very busy.

I saw them as a group of ethically exhausted old men with rusty nerve centers worn out from too much alcohol. I saw them as a group of ethically exhausted old men with rusty nerve centers worn out from too much alcohol. I saw them as a group of ethically exhausted old men with rusty nerve centers worn out from too much alcohol.

I saw them as a group of ethically exhausted old men with rusty nerve centers worn out from too much alcohol. I saw them as a group of ethically exhausted old men with rusty nerve centers worn out from too much alcohol. I saw them as a group of ethically exhausted old men with rusty nerve centers worn out from too much alcohol.

MARGIE HART GOES LEGIT FROM BURLEY

Margie Hart, highest-salaried starlet currently, is going legit, being the third burlesque name to be elevated to Broadway. She is following Rose Lee was the starler, Ann Corio following suit, later now touring in 'Wild and Wonderful'.

Miss Hart's 'end of Izzy-Heck's at the Galby, N. Y., commands as high as \$100.00 a week. She has been appearing outside New York. She is slated to go to revival of 'Alma, the Deacon' in New York. She is slated to go to revival of 'Alma, the Deacon' in New York. She is slated to go to revival of 'Alma, the Deacon' in New York.

Miss Hart's 'end of Izzy-Heck's at the Galby, N. Y., commands as high as \$100.00 a week. She has been appearing outside New York. She is slated to go to revival of 'Alma, the Deacon' in New York. She is slated to go to revival of 'Alma, the Deacon' in New York. She is slated to go to revival of 'Alma, the Deacon' in New York.

'Porgy' \$22,500, Newest 'B way Click'; 'Angel' SRO \$13,000, 'Banjo' OK 31G, 'Crown 6G,' 'Clash' 10G, Scramming

Premieres have slowed down. Two new ones last week, but one of them closed abruptly Saturday; others' chances not yet clearly indicated; openings for dates are few, with the addition to list, 'Porgy and Bess' is the most money...

Estimates for Last Week: Key: C. (Comedy), D. (Drama), CD. (Comedy-Drama), R. (Review), M. (Musical), O. (Opera). 'Angel Street' (Golden 6th week) (CD-1:300). Certainly in the money, which is good news to backing...

'Banjo Eyes' (4th week) (M-1:53). Hollywood (6th week) (M-1:53). 'Porgy and Bess' (18th week) (M-1:19). 'Banjo' (10th week) (M-1:19). 'Crown 6G' (10th week) (M-1:19). 'Clash' (10th week) (M-1:19).

'Blithe Spirit' (Morocco 13th week) (CD-5:05). Certainly one of the season's good things that has the season's good things that has the season's good things that has the season's good things...

'Clash' (Booth 51st week) (CD-7:12). In passing the year's run mark and still making fairly good profit, with last week's gain added \$6,500.

'Clash by Night' (Belasco D-1:00). Final and seventh week according to announcement; very good Sunday night performance on that day, made fairly good operation profit, though eased under \$10,000.

'High Kickers' (Shubert 15th week) (M-1:12). Making some money, but long way from recapturing production investment; around \$17,000; capacity first Sunday.

'Jason' (Hudson 2d week) (CD-1:00). Hardly good enough and must improve to stay first full week. Capacity first Sunday.

'Lady in the Dark' (Alvin 10th week) (42d week) (M-1:57). While somewhat under high levels of last season, is runner-up to new musical leaders and excellent box office at \$25,000.

'Life with Father' (Empire 11th week) (CD-1:02). Only week slightly off last week, when some money was lost on the road, but getting into operating cost lowered; \$6,000 estimated.

'My Sister Ellen' (plotted a fifth week last week, ran into some tiny coin last week and looks set for at least another month. Estimated \$11,500 last week.

'Papa Is Ah!' (Guild 4th week) (CD-1:07). Strongly recommended as well here as on the road, but getting into operating cost lowered; \$6,000 estimated.

'Spare the Rop' (Playhouse 12th week) (CD-8:05). Playbook said to be earning fair weekly profit at moderate gross, with last week's pace again up over \$8,000.

'The Flower of Virtue' (Royale D-1:07). 32d week. Presented by Cheryl Crawford, written by Marc Conner and directed by Robert Lewis (Thursday 5).

'The Great Shubert' (3d week) (C-1:40). \$3,300. Sunday drama comedy prose for Bobby Clark, which is holding business with takings estimated around \$10,000.

'Porgy and Bess' (Majestic 2d week) (M-1:17). \$2,750. Jammed the house last week, but Saturday's success was at midweek matinee; looks to be a good bet for revival at the end of the season.

'Reds' (Light 8th week) (M-1:52). Light early last week, but well estimated at \$10,000; may be better Sunday. Capacity first Sunday.

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'Arsenic 612 \$25,000 Kansas City, Feb. 3. 'Arsenic Old Lady' played a three-day stand, Jan. 30-Feb. 2, up splendid estimated \$25,000 at \$275 per seat. The Herald called it a splendid auditorium. Play was originally set for Friday and Saturday, but was extended to a Sunday matinee. Competition from in view of heavy Birthday Party in the main arena and 'The Great Shubert' (11th week) (31), with performers from every night of the previous week. The four Ink Spots, on the program.

'Theatre '52'G in Indpls. Indianapolis, Feb. 3. Advance sale for 'Theatre '52'G at the English for three nights and matinee starting Monday (7) indicates a good start for the play, which is in presence at end of Annabell's. 'Theatre '52'G' has had the appearance of Cornelia Oaks Skinner, got estimated fair \$5,000 for three nights and Saturday matinee. Top week at 1,500-seat theatre at \$2.50 top.

'ELLEN' ALL ALONE IN BOSTON, NICE \$11,500

Boston, Feb. 3. 'My Sister Ellen' plotted a fifth week last week, ran into some tiny coin last week and looks set for at least another month. Estimated \$11,500 last week.

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'Can't Get,' \$2,500, Doesn't Get Much In Chi, Folds; 'Hattie Nitty' \$24,000

Shows in Rehearsal

'My Dear Pablo'—Irving Caesar. 'Gent in the House'—Stephen and Paul Ames.

'Under His Roof'—Russell Lewis, Rita Hirsch and Myra. 'Plan M'—Aldrich and Myers.

'They Shoulda Stood in Bed'—Gordon and Siegel. 'Angel Street' (road)—Shepherd Traube.

'CANDLE,' \$19,000, NOT TOO BRIGHT IN PIT

Pittsburgh, Feb. 3. Estimated \$19,000 at the Nixon for 'Candle in the Wind' last week was satisfactory, but not up to grosses. Feten Hayes usually turns in locally. Figure, too, includes the nearly \$11,000 from subscription sales, which have been presented here at four corners American Theatre Guild's Theatre Guild attraction of the season. That left the window take pretty unimpressive.

'Candle' got a generally lukewarm press review following for the most part, but general liking for the play. 'Under His Roof' was sharply unfavorable. Show pulled to a \$3,300 top. First string play to get that much here since opening show of 'The Katherine Crawford' at the 'Dillman'.

Nixon is currently shuttered, only a second dark week since mid-September, reopening Monday (9). 'Louisiana Purchase' for two weeks.

'Purchase' First \$28,000 In First Detroit Week

Detroit, Feb. 3. Set for two weeks, 'Louisiana Purchase' piled up nice figures in its second week at the Cass here to come out with estimated \$28,000. The second week, which was the second Shubert-Lafayette was back in the running last week with the second play of town 'Native Son,' which held up to estimated \$8,000 at \$1.50 top. 'Louisiana Purchase' closed with Ann Corio in 'White Cargo.'

'Spirit' 11G in St. L.

St. Louis, Feb. 3. Noel Coward's 'Blithe Spirit' with Annabella, Dennis King, Esther Winwood and Carol Godwin in the top roles, wound up one-week stand at the American theatre Saturday (31) with fair box record. Estimated \$22,000. The play was held to \$2,800, grossed estimated \$11,000. 'Blithe Spirit' (14).

'Theatre,' starring Cornelia Oaks Skinner, will produce the week of the American last night (Monday) with the house sealed to \$2.80.

Reducing to Act

Alan Reed, who recently closed in Hope for a Harvest, with Fredric March and Florence Eldridge, is temporarily out of the picture of Hercules reworked by Fred Allen and Robert and Lorenz. Hart musical version of 'The Winslow Boy' is being staged currently on a strict diet to reduce its waitlisting for the role. Dwight Dore 'Wings' will produce the week of the Rodgers, Ray Bolger, Kitty Carlisle and Carol Bruce are set for

Cornell 10G in Port.

Portland, Ore., Feb. 3. Katharine Cornell, who has been favorite in this western spot, played a three-show engagement of 'Rose Tree' (and 'The Mayor') at the 'Cornell' (Monday) and tonight will continue with 'The Mayor' at the 'Cornell' (Tuesday). Grossed approximately \$10,000 in 1,200-seater at \$2 top.

Chicago, Feb. 3. 'They Can't Get You Down' came into the Studebaker from the Coast on its first week and it will never get there. The producers called off the attempt after a gander at the box office and the play will be folded here Saturday (31).

But the rest of the town was bright, with the night reflecting somewhat the presence of the Canner's 'Convent'.

Estimates for Last Week: 'Candle' (Selwyn 20th week) (1,000). \$2. Perked up excellently on the closing notice. Two weeks. 'The Great Shubert' (3d week) (1,300). \$3.30. Jumped in third session, coming up with \$20,000.

'Panama Hat' (Erlander 2d week) (1,400). \$3,200. Was capacity through the week. 'The Crown 6G' (10th week) (1,400). \$2,200. Ripped in third session, coming up with \$20,000.

'They Can't Get You Down' (Studebaker 1st and final week) (1,400). \$2,200. Ripped in third session, coming up with \$20,000. Folded Saturday (31) and shipped back to the Coast.

Hecit and Critics

continued from page 45. PM, which paper ran a series of his articles, and he told the editor so. 'Hecit' is a play by the author.

Raphaelson. Fanned himself. Raphaelson wrote a special yarn for the 'Hecit' and he was, but expressed no rancor towards the critics, several of whom took 'Jason' as a personal affront and named the play. Raphaelson said the notices were all right as far as he is concerned. He also stated that the author in 'Jason' is supposed to be himself, whereas the critics and most of the writers who took for granted that he was supposed to be the one and only William Saroyan.

IN REBUTTAL

Good critics who reject my latest song. I know my line shirt with printers ink. I'd follow literary you do me to me. I'm not so much as you are. I'm not so much as you are. I'm not so much as you are.

As who is not who really tries to know. As who is not who really tries to know. As who is not who really tries to know. As who is not who really tries to know.

As who is not who really tries to know. As who is not who really tries to know. As who is not who really tries to know. As who is not who really tries to know.

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'THE MAN WHO CAME TO DINNER'... WABNER ROAD... MR. LOU CLAYTON

SAMUEL FRENCH... BUNGLE HED... AUTHOR REPRESENTATIVE... Play for Stage, Screen and Radio... 2nd West 52nd Street, New York... 811 West 75th Street, Los Angeles

New York, Feb. 3, 1942

Editor of 'Variety':

I made my entrance into show business with a page ad in 'Variety' and make my exit the same way.

Am very thankful for the many fine offers received this season but due to ill health am announcing my retirement.

I take my leave with deepest gratitude to the public, my fellow actors, managers, producers, representatives, critics, press agents, authors, sponsors, musicians, stage hands and everyone connected with the profession. With every good wish for their continued success and for the theatre that I love so well,

Sincerely,

Joe Cook

War Lecturers' Meet

Continued from page 1

wants to talk that new high-priced phenomenon of the kingdom of conversation of the war correspondent. Journalists with low loudness are earning their money by telling Aunt Tillie from Tallahassee and a couple hundred of their friends what they know. But you can't lose the war or how the U. S. will kick the Japs in the Pacific within six weeks.

There are bringing the writers anywhere from \$100 to \$1,000 each, with the average probably around \$300 to \$350. Annual depends, of course, on the reputation of the individual writer. Seasonal earnings depend on how long a tour the speaker is being restricted to.

Goze With The Peace

One of the most unusual and successful of the season's lecture programs blew up in the air with the Japs in Pearl Harbor on Dec. 7. It was a debate between a Jap and a Chinaman on the subject of "Modern Japan vs Modern China," with a great many book-lovers in the audience.

Gabbers were Haru Matsui and Helena Chin-Glini Chu.

wants booked—which depends on his stamina and his ability to get leave-of-absence from his job.

William Shirer, for instance, the hottest thing of the year, could have taken himself breathless twice a day from the Hall, N. Y. He is booked in Seattle if he didn't take the Japs. He couldn't and wanted to get out of town. He's been on the CBS news program in New York and so bookings are accordingly restricted. He's doing about 30 dates at from \$500 to \$750 each, most of them at the latter figure.

(W. Colston Leigh, biggest of the managers, who now agents almost all the correspondents, has a list of 100 names out of which he pays the lecturer's expenses and railroading. Managers take a 10 per cent commission on their paying out transportation. It amounts to about the same thing.)

Richard Stowe, of the Chicago Daily News, is the most popular. He's another demand speaker this year, with many dates set at \$300 to \$400 each, but Stowe was in London and couldn't get back to all them.

Of the guys who were able to get the present Shirer, the top money-maker. Available for most of the season, he has better than 75 all-season bookings set at from \$350 to \$500, for a total of \$40,000.

The Ladies
It's two females today enough, however, who are getting the top individual fees. No. 1 is Dorothy Thompson, who grabs a better fee, better than \$1,000 a date, and has been known to get as high as \$2,500. The other High Priestess of the Platform, Eve Curie, who tooses in a solo appearance with exciting talk, is booked to collect to go to \$1,000 a date. Miss Curie takes only 30 to 35 engagements a year.

Her former rival, the late Mrs. Scripps in demand—but not available until late winter. Between a score of other high priced women, poisoning and strangling in his knee.

Wants able to strap in his knee until late in the season. He's a money-maker, easy schedule through March at \$150 to \$500 an engagement, with much time to talk-out-as-dinner with Joe Stalin.

John P. Fessenden is another entry in the better than \$200,000 tour class. He has about 50 dates at \$300 to \$350. J. Whitaker, of the Chicago Daily News, is booked to \$350 each. Jay Allen, of North

West Newspaper Alliance, has 75 engagements at an average \$250 each. R. Knickerbocker, former Hearst writer who was formerly the principal part of his tour when he became foreign editor of the New Chicago Tribune, could have had a colossal class with a \$45,000 tour. As it is, he has about 170 engagements at \$150 to \$200 each. He did 128 dates last season.

There could have been in Walter Duranty, former New York Times correspondent in Moscow. Busy with a book on the Coast, he has 150 dates at \$100 to \$150 each. He's doing \$400 a piece for them. T. R. Sullivan, another former Timesman, is doing some 85 seasons at around \$150 each.

Edward Under Auspices
Murrow, Murray, Garoppy, re-

porter for CBS, has restricted himself to three weeks of touring (which he's done recently). His rates are unusually high, often \$1,000, because most of his 50 dates are sponsored by CBS affiliates, locations which are using Murrow's presence as a promotion. He's touring with Henry Ford, who succeeded Shirley CBS mikesister in Berlin, is also touring. His rates are \$1,000.

Unusually long tour, more than 100 engagements, is being made by James R. Young, former INS writer and sponsor. He's touring with the former Abend, New York Times Far East expert, and with the former U. S. ambassador to Kenneth Downs, who just got back from Libya for the UP, is only going to be booked now. Big tour is expected for the remainder of the season at \$200 to \$300.

Arthur Menken, newsreel cameraman, back with some good Fox Eastern films, has about 50 dates, also at \$200-\$300. He's touring with the former National, has 63 at \$175-\$250. Sheilah Graham, of North American Newsweek, is touring with the former returned to the U. S. and could only take a few engagements, for which she's being booked. She's touring with the former Shanghai correspondent for INS, has about 45 dates at \$100 each.

Arthur, new of Chicago Daily News, is limited to short dates from Chi and is doing 30 spots at \$100-\$150 each. He's touring with the Chicago Daily News, didn't get back this season, but has a big tour on the way.

Not exactly a foreign correspondent, but he's doing a lot of dates. He's touring with the former Shanghai correspondent for INS, has about 45 dates at \$100 each.

Foreign journalists like Genevieve Tabou and Ande Geravie (Perrine) have just got back from Europe. Audiences want to hear what they just got back from. They're doing most of them till little more than they have already written in the past few days.

Most newspaper foreign services and mags encourage the lecture tours by their correspondents. Only a few, like the New York Times, see them as prestige-building and good promotion for themselves and their service.

It's a good idea for their writers to get back in the United States as soon as they can and in the hinterlands getting questions shot at them so that they know what the general public is thinking and wants to know.

Harold Home, of the Fox Midwest circuit, is also temporarily managing the tour.

Williams' List Texas House
Hooks Texas, Feb. 3. The K. L. Williams' list has opened their first house in Texas last night. The closing order was managed by Victor Farrar.

There here makes the list in his circuit in Arkansas and Oklahoma. He's a best-seller.

Cisco Syracuse House
Declared unwise by Fire Marshal Charles Wilkes, the Lyric theatre has closed. The closing order, according to Wilkes, followed an investigation of the fire. The audience attending a recent show.

Wilkes found defective wiring and fixtures and doors intended to serve as fire exits. The closing order was apparently to keep out cold, he said.

Another Mr. in Army
Alyn Hendricks, manager of the Variety, goes to the quartermaster's office in Washington, and is being shipped first to Ft. Leavenworth, Kan. He is being replaced by Dean

John Metzger, of the Oriental, who is being replaced by the former busset exhibit, head of the draft board in Washington, and is being secretary of the county fair.

Mrs. Jack Logan, manager of the Oriental, is being replaced by the former busset exhibit, head of the draft board in Washington, and is being secretary of the county fair.

Leroy has re-taged him Steve Cornell, and Maxine Lynch.

Ray Honey, of the Tecumseh, Detroit, Neb., has branched out into the restaurant biz.

Will Keep Em Flying
Des Moines, Feb. 3. Robert Love, assistant manager at the Des Moines Theatre, has been knighted, assistant manager at the theatre, has been knighted for the aviation corps and will be flying with six weeks.

Adler with PRC in Det.
Replacing Herbert Lee, Detroit, Feb. 3. Robert Adler, who for 15 years was in charge of the New Territory for Columbia, has been named city salesman and booker here for PRC.

Cleric in Jail
Continued from page 1
with an arrest for a liquor-law violation.

Harwell's statement to his supporters, the minister declared his "hands are clean and conscience clear" and he'll continue from his cell in Stillwater penitentiary his fight against liquor, vice and gambling.

Church organizations and other supporters have announced they'll petition the Minnesota State Senate in an effort to reduce the vice curator's sentence. He also is head of the Anti-Saloon league in the state.

Several of his operators were for their raids on slot machines at Shakopee, Minn., near here.

One Yank in Argentine
Continued from page 1
cause based on the 'gallego' Spanish type.

Pepe Arias: Most popular male comic. Kind of Latin W. C. Fields, except that his admirers think he's a far more serious stage comedian. He's putting across roles as a constantly frustrated, often brow-beaten character.

Pedro Lopez Lapa: Spanish-born, looks like Olivia de Havilland and frequently plays similar roles; only rarely does he recently married with lionaire film director Alberto de Zava.

Paula Slegerman: Argentine-born of Russian descent, she's popular among the most popular, especially popular in Cuba and Central America. Also big in stage and screen.

Lucrecia Martos: Looks like Frank Capra, but directs in style of Frank Capra. Former newspaperman, he went to Hollywood as a press correspondent. Picked up many ideas.

Luis Salasvay: Son of a wealthy family, he went to Hollywood as a writer, then worked with Sidney Franklin and W. S. Van Dyke; came to Argentina. Outstanding pic of the season: 'Historia de Nasa Noche' ('History of a Night'), which introduced the Lopez.

Luis Carreras: Italian-born, but raised in Argentina. He's the hardest working and most consistent Latin actor. One-time cut-out of the leading Latin stars.

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THE DIRECTORS
Argentine films are mainly directed by Argentine directors. Here are the outstanding muggers presently directing Argentine films. Here are the outstanding muggers presently directing Argentine films.

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One Comic Halls Another

Ed Wyman has sent the following birthday telegram to Eddie Cantor:

Two score and ten years ago your father brought me forth on this continent a new baby, conceived in liberty and dedicated to the cause of justice that all men need amusement. Now I am engaged in a great war work, testing whether anyone is qualified to deliver that amusement to the people and who is not. I think 'no one in our profession who has contributed more to the cause. You have done more than amuse them; you have given to them of your time and your fortune. Sooooo on your 50th birthday, to you, dear Eddie Cantor, who has done so much for the people and who is not. I think 'no one in our profession who has contributed more to the cause. You have done more than amuse them; you have given to them of your time and your fortune. Sooooo on your 50th birthday, to you, dear Eddie Cantor, who has done so much for the people and who is not. I think 'no one in our profession who has contributed more to the cause. 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IMPORTANT NOTICE

Eastman Motion-Picture Film Cans and Cores

MUST BE RETURNED

WAR requirements have sharply curtailed the supply of metal and plastics needed to manufacture 35-mm. motion-picture film cans and cores. Consequently, the Eastman Kodak Company urges the prompt return of these essential supplies. They must be used over and over again.

Help maintain the supply of motion-picture film by seeing to it that all Eastman cans and cores are kept in good condition, collected, and shipped to the Kodak Park Works, Rochester, N. Y.

By doing your part in this emergency, you help yourself and everyone connected with the motion-picture industry—as well as all those who depend more than ever on the screen for vital information and entertainment.

Write for prices and detailed shipping information.

Motion Picture Sales Division

EASTMAN KODAK COMPANY, ROCHESTER, N. Y.



Published Weekly at 154 West 41st Street, New York, N. Y., by Variety, Inc. Annual subscription, \$10. Single copies 10 cents. Entered as Second-class matter December 21, 1916, at the Post Office at New York, N. Y., under the act of March 3, 1919. POSTMASTER: PAY HEREIN. REG. U. S. PAT. OFF. MAR. 2, 1912. RIGHTS RESERVED

VOL. 145 No. 10

NEW YORK, WEDNESDAY, FEBRUARY 11, 1942

PRICE 25 CENTS

ENTERTAINMENT WEEKLY

All Want That Film Biz

Hollywood, Feb. 10. While Hollywood is eyeing possible frontal attacks from the Pacific, it is being sniped economically from the rear. Governor of Arizona, mayor of Phoenix and various chambers of commerce beyond the eastern border are using political and business pressure on the film industry to move into the desert region across the Colorado river, far from blackouts or possible air raids. Land available for studios near Phoenix has been offered to producers, for free, along with guaranteed sunshine. California is nothing more than a claim jumper, according to historians of Arizona, who point out that Cecil B. DeMille made his first western, "The Squaw Man," in their state more than 50 years ago.

Urge Dance Leaders, as Idols of Kids, To Ballyhoo the Need for Staying Fit

Bandleaders are expected to line up behind a plan to pressure the youth of the country into taking better care of themselves physically. Details of what leaders will be expected to do were outlined by John B. Kelly, Director of Physical Fitness of the Office of Civilian Defense, at a luncheon given him by Marnie Sacks, of Columbia Records, last Thursday (5) at the Astor hotel, N.Y. Speaking that approximately 47 per cent of the selected called up for Army duty since conscription began were turned down for various physical defects, Kelly took his listeners through a 20-minute discourse on the methods of the Axis nations in strengthening manpower, and deplored the American machine age as a softening influence. He asserted that jitterbugging induced by modern dance styles is a great conditioner, in his opinion, but that in visiting ballrooms recently he found too few dancers grating. Majority of young leaders of name bands and leaders spent their time clustered around the bandstand drinking in performances instead of dancing. Accordingly he asked leaders to do (Continued on page 47)

PAR PARD PROPOSES CASH GIFTS TO U.S.A.

One of the paratroopers who partners is reported to have recommended cash donations to the Government and was prepared to start the ball rolling if his Par exees as well as all other partners would do the same. Thought was a gift of the money, not buying of bonds. This Par partner, not revealed, was willing to give \$5,000 of his own money. Plan went no further. Several of the Par operating partners are extremely wealthy, rating into seven figures.

Banking with Uncle Sam
Hollywood, Feb. 10. Recommendation that the artists fund and savings account of the Screen Cartoonists Guild be invested in Defense Bonds was approved Monday (9) night by the board of directors. (Continued on page 47)

Nifty Billing

Hollywood, Feb. 10. Free offered by Zeary Pickford for the best slogan for canteen at Fort MacArthur, San Pedro, Cal., went to Bob Schiller, former screen writer now stationed there. Winning line was "Through these portals pass the best damn soldiers in the world."

MOTHERS OF SOLDIERS TURN ANNOUNCERS

Cincinnati, Feb. 10. Reading of defense announcements on W.L.W. and WSAB, Crosby stations, is being done by mothers of men in Uncle Sam's armed forces. This personal appeal idea was inaugurated Monday (9). Four different mothers are assigned to the task each day. They are introduced by name and identified as having a son in the designated arm of service and "having a message for you." Mothers are selected for activity in Greater Civic's civic and social affairs. In January, the two Crosby stations made 1,257 announcements, double the number for December, according to Katherine Fox, who is in charge of this patriotic service.

No Gag Now

Hollywood, Feb. 10. Gaggers who have had fun kidding a certain film star about oversized dugs should make merry with a \$15,850 suit filed against the Chinese theatre by Mrs. Julia Kaufman. The charges injury when she tripped over the footprint in the theatre's famed forecourt.

LIVELY PONS RATED 20, TOPS WOMEN

80 Performers Monopolize \$5,500,000 Gross by Snaring About Half of It—Haphazard Existence for Thousands

MANY IN \$1,000 CLASS

Of about \$5,500,000 grossed by thousands of concert performers in the United States annually, about 80 performers snare approximately half of that amount, a "Variety" survey reports. Nelson Eddy and Lily Pons are the top earners, the former leading the entire field; the latter is second and tops the women. The top artists receive fees of \$1,000 and up per engagement, which may run from four to 90 nights for each, with the average about 25. With the limited audience and box-office availability, the smaller singers and instrumentalists are thus cut to a bare living and it is doubtful if more than 10% of those actually trying to make a living in concert earn as much as \$20 weekly. The two biggest agencies in the field, Columbia Concerts and the National Concert and Artists Service, Inc., have about 225 artists on their lists. Nelson Eddy does about \$450,000 business annually. About another \$1,000,000 is picked up by independent managers, their artists and those who book themselves. NYC grosses about \$2,000,000, Columbia, \$2,500,000. Eddy averages \$3,000. Eddy's average of 30 annual concerts, formerly with an average of 25, has received as high as \$7,000 for a concert and generally takes in \$2,000-\$3,000. Miss Pons receives an average of \$3,000. Singers receiving \$1,000 or over per engagement include Jeanette MacDonald, Paul Robeson, Richard Crook, Helen Traubel, John Charles Thomas, Nino Martini, Gladys Swarthout, Rita Stevens, Lansing Hatfield, Marion Anderson.

Fort Bragg Would Draft Entire Band

Ted Duane, instructor-tenor sax player, formerly with an orchestra, soon to be drafted. Last week he received a request from the commandant of Fort Bragg, N. C., asking him to try to round up enough about-to-be-conscripted musicians to form an outfit and have them do uniforms with him and form a much-needed post band at Fort Bragg. Duane recently was reorganizing a band of his own, but gave it up because of his low draft classification.

See Record Charity Gross (\$140,000) For Navy Relief's Single N.Y. Show

Military Sellers
The military songs that are actually selling a substantial job are the old standards such as "Anchors Aweigh" (Robbins), "Caisson Song" (Holling Alog) (Shapiro-Berstein) and "The Marine's Hymn" (Markas). Piano copies of these numbers have each been receiving as high an overturn as 400 to 700 a day.

Navy Relief Fund benefit show at Madison Square Garden, N. Y., March 10, in which name players from every branch of the show business will participate, is expected to hit an all-time high gross for any single performance. Ticket sale may realize \$115,000, with another \$25,000 possible from program advertising and sale, meaning an over-all total of \$140,000.

Boxes are being sold for \$1,000 per, while regular seats are scaled \$1,450 top. Several show business names have previously been pushing the sales, with Eddie Cantor himself getting rid of around \$25,000 worth. Those selling tickets say they've received as high as \$100 for a pair of \$15.00 tickets, purchasers lacking on the extra coin as an added donation to Navy Relief.

U.S. DIGS INTO FILM LABOR RACKETS

Hollywood, Feb. 10. New investigation of film labor racketeering has been launched here, said to be headed by FBI and Internal Revenue agents who made the first probe resulting in the conviction of George S. Browne and Willie Boff. Current investigation is reported centered around records of the IATSE in an effort to learn what became of the millions collected by Browne and Boff on a 2 1/2 agency assessment against all members of IATSE. Understood the Government is not satisfied with the idea that Browne and Boff were the only ones concerned in the financial milking of film studio and theatre employees.

SONG REINFORCEMENTS FOR HERO MACARTHUR

Tin Pan Alley is engaged in a race to turn out songs celebrating Gen. MacArthur's valiant stand on Bataan Peninsula. Among the titles unveiled have been such as "There will have already been filed with the registration bureau of the Music Publishers Protective Association are "Hats Off to MacArthur" (Paul-Powers), "Fighting Doug MacArthur" (Berlin) and "Here's to MacArthur," "God Bless MacArthur" and "The MacArthur March" (Shapiro-Berstein). The remaining sidelights of the war have already begun to serve as themes for songs: "There's Mills Music's 'Don't Put Me On a Raftion of Love' and 'Must Have Priorities on Your Love'; the Tobias Bros.' 'Who Needs Sugar, When You Got Honey' and 'Broadway Music's 'I've Got Four Brand New Ties.' The other late entries to the war song list are 'I'm Building a Tent House in Ireland' (Doc Miller), 'Sweetheart of the A.B.C.' (Robbins) and 'Kickin' the Panzer' (Crawford).

For a time something of a tug-of-war was on between Walter Winchell (N. Y. Mirror) and Ed Sullivan (N. Y. News) as to which columnist would retain most identity with the mammoth variety show. Winchell was better than the tally was for Sullivan tried to edge into the spotlight by suggesting that the Madison (Continued on page 23)

Mutual Network Chalks Up Its 1st \$1,000,000 Month

Mutual Network grossed \$1,024,512 in time sales for January '42, or 102 1/2 better than the tally was for the like month of 1941. It also reported the receipt of first attainment of the million-dollar mark for any one month. The network's previous monthly high was the \$568,835 grossed last November.

Tracy May Do Steinbeck Play for Serlin on Broadway

Spencer Tracy may be seen on Broadway this spring at Clear Serlin is successful in his present mission on the Coast. Legit producer Serlin is expected to be seen in New York, learned, to attempt to get Tracy for the top role in John Steinbeck's "The Moon" (Continued on page 23). Tracy's commitments to Metro are understood to be a principal factor in delaying the picture, a spec that no Norwegian resistance to their Nazi overlords.

Thanks to Tanks
Audrey Morris, head of the Jamaica Theatre, has been successful in his campaign to get the Jamaica government to cancel a specific "The You, America" cancellation on all postage stamps. Idea to express gratitude to U.S. for part it is playing in the war.

PREPAREDNESS

DROP CAMP SHOW B.O.

Never on solid ground, it would be strategic for USO-Camp Shows, Inc., and Army and Navy authorities to immediately drop the admissions charges to servicemen witnessing the camp shows. Reprints of USO contributions have already persuaded the general public to contribute to something the armed forces being forced to pay for something that was originally conceived and presented as strictly a charity.

More squawks will follow and they may well culminate in irreparable damage to the next USO drive for funds, scheduled for June. As it is, it's going to be difficult for the USO to persuade the general public to contribute to something the boys in khaki and blue have had to pay for.

This highlights one of the glaring omissions in this country's hasty preparedness program, which made provision for billions of dollars in armament but virtually nothing for the upkeep of soldiers' and sailors' morale. Instead, this was left to private enterprise, with the result that the United Service Organizations was set up and the public solicited for \$15,000,000. Of this, a little over \$1,000,000 has been handed over for camp shows, and, incidentally, that was just about the amount the USO collected via the theatre industry. It may be swelled to \$1,500,000 by mid-March.

Thus, what should have been a service to servicemen became instead a charity. Only it was charity in quotes, so no wonder the complaints that the soldiers and sailors are paying for something that was originally donated.

Little doubt exists that servicemen's entertainment should continue to them without cost, but there's less doubt that it should not be in the guise of charity. Anyhow, if the means to provide camp shows remain contingent on public charity, the entire entertainment program may be jeopardized. The administration has warned the nation to expect a long war and many sacrifices, not the least of which will be higher and higher taxation and more and more requests for donations to vital charities. That the USO's camp shows on their present admissions-charge basis will be considered a 'vital charity' is questionable. That the USO's fund-raising drives in the future may be difficult is a likelihood not to be ignored.

This puts it up to the Government, which, by car-marking \$1,000,000, can insure a fulsome servicemen's stage-entertainment program through two years, at least. This without admissions. In World War I the U. S. completely financed the camp shows. Why not now?

It would be regrettable, should USO funds run short in the future, if the camp show program is curtailed. That will mean more and more calls for 'free talent,' and it then will be sharply emphasized that the average variety actor is not as affluent in '42 as he was in 1917-'18, when he could afford and evidently was willing to donate his talent.

While the high-salaried names from pictures, vaude, legit, concert and radio are in the position to contribute their services, the average actor's circumstances are such that he must receive compensation for any extended 'free dates,' or else break the habit of eating. The little variety performer has already evidenced, however, with the sharp salary cuts in the USO-CSI units, that he is markedly patriotic and willing to make sacrifices for the men behind the guns. Most of them can't afford further sacrifices, much less work for nothing, which they may be called upon to do.

PROPOSE FREE GATE FOR ALL SERVICE MEN

Buffalo, Feb. 10. A bill requiring picture theatres to admit unaccompanied service men free will be introduced this week into the New York State Legislature by Assemblyman Fred M. Hammer of the Third District.

According to a statement issued by Hammer, while some theatres are admitting service men at reduced prices others are collecting full ticket charges. The free admission bill will cover all amusements throughout New York State excepting where reserved seats tickets are used.

STARS, PRODUCERS, PRODUCERS

Many Outstanding Legit Personalities Associated With Unsuccessful Plays This Season—Not Enough Good Scripts Around

WRONG PSYCHOLOGY

The flop legit crop is the talk of Broadway, although failures are far from unusual. Comment has been aroused by the number of plays by name authors, presented by name managers, that have opened and closed in short order this season. A number have also had their flops.

Wrong psychology as to what will attract playgoers is one explanation, while claimed script shortage is another.

George S. Kaufman and Edna Ferber fell down with "The Land Is Bright," which was expected to keep the Music Box lighted all season. It's dark. Previously Kaufman's repertoire of Mr. Big was widely taken off. Max Gordon produced "Land and Sun" (Sunny River); an Oscar Hammerstein, Jr.-Norman Krasna opera that was a more costly losing venture, but the manager stowed away a real hit in "Junior Miss" (Lycerum) before lamming for the coast.

Somerset Maugham is also among the tonight writers who couldn't score. "The Fall" failed to hold up on Broadway. John Golden produced, but later still has "Claudia" (Claudia) and "Cornelia" (Miss Skinner was the "Theatre" star).

Dwight Deere Wiman, who does straight plays with musicals, hasn't been able to get into stride with such much plays this season. "Letters From Lucerne" was a real casualty, while "Solitaire," written by John Gode, (continued on page 43)

Show Biz, Civic W.K.s Participate in Award Gala for Joe E. Lewis

One of those spontaneous galas that one couldn't pre-book or pre-announce occurred Sunday (8) night at the Copacabana, New York City, where Joe E. Lewis is starred and co-starred. The gala was held as a personal tribute. Eddie Cantor and ex-Mayor Jimmy Walker acted as master of ceremonies. War production boss Donald Nelson, Jim Farley, Danny Kaye, Marie Rosinski, Billie Holiday, Eddie Davis, Dick and Sally, Johnny Green, Pat C. Flick and Henry Youngman were among those doing something on the floor, and finally after a solid three hours of show performance, the gala ended midnight until 3 a.m. Lewis had to get off. "Let me earn a living; I can't make a speech, but I'll do a song for you."

The highlights were several tributes by Donald Nelson's participation in Lewis' new songs. "Can't Get the Stuff" is a unique new prize number. The war production boss graciously got into the spirit of that.

The occasion was the award of the N. Y. Mirror-Ted Friend medal to Lewis as the top safe star of this year. He won an extra \$150 a week charged, realizing around \$1,000 for split among three religious charity funds.

Farrow Back Directing

Hollywood, Feb. 10. John Farrow, who vacillated between the Royal Canadian Navy, returns to pictures as director of "Wake Island" (Theatrical).

Widespread, Sentimental Reaction

To Joe Cook's Announced Retirement; Propose Public Tribute to Comedian

Romance's 'All Clear'

Philadelphia, Feb. 10. A central city night spot used last Tuesday's last blackout advantageously. It advertised: "Reserve a booth for the black-out fifteen minutes of uninterrupted romance!"

Vaughn Paul May Join Service As Deanna Rejoins U

Vaughn Paul, Deanna Durbin's young producer-husband, was last week reported heading for Washington to enter some branch of the U. S. service. Paul's reported decision coincided with Miss Durbin's peace pact with Universal.

"Peace" which resulted in Miss Durbin's lift with the studio for approximately five months originated from the greatest burning of Universal excess turned down Paul's request that top stars on the lot be assigned to him for production. Miss Durbin had reportedly returns to the studio, but not to the screen. (Continued on page 46)

\$4.40 Burlesque Planned By Todd in N.Y.; Would Star Gypsy Rose Lee

Michael Todd is running his plans for a Gypsy Rose Lee theatre in New York, which will be a dressed up, \$4.40 burlesque revue, with name writers contributing sketches, Hassard Short staging, noted artist Marcel Vertes on the scenery, and John Fredericks for the costumes. Miss Lee will co-star in the show with Bobby Clark, currently in "The Royal Shubert." Carrie Finell will also be in the cast.

Dressed-up burlesque revue idea has been under consideration by Todd for some time. He's speeding his plans now because of N. Y. License Commissioner Paul Maguire crack-down on the regular grind burlesques, which lends added b.o. and publicity values to a more lavish strip-tease show.

Todd has not yet definitely set a theatre, when he does will be used temporarily by re-tagged with Miss Lee's moniker. If the idea clicks, the theatre may create institutional, with periodic changes of comic and other featured players.

DUKE DALY ENLISTS

Bandman Husband of Paula Stone Into Canadian Air Force
Duke Daly, husband of Paula Stone, went up in the war when band he had been leading around New York and enlisted in the Royal Canadian Air Force. He was a reserve officer in the RCAF for some time, an accomplished flyer, but hasn't been called to active duty. He's currently in Montreal attending an advanced school of aerodynamics.

Daly's leaderless combination is back together with Walter Pears, personal manager, who is endeavoring to dig up someone suitable to take over. Chiefly in view of relief for Vaughn Monroe at the Commodore hotel, N. Y., it's being hastened by trumpeter Jerry Nizary.

Reaction to the announcement of retirement by Joe Cook that appeared in "Variety" last week, when he readily explained his physical condition, diagnosis indicating what is technically called lateral sclerosis. Cook wishes that known disease, he feels, it may reach the attention of some of his friends who had successfully treated the ailment which affects the spinal chord and is noticeable in his left hand.

The Herald Tribune, N. Y., crystallized the public sentiment in an editorial: "Joe Cook's graceful and brief announcement of his retirement will bring regret not only to his friends but also who had the good fortune to observe his ingenuity." (Continued on page 44)

Bill Murray Is Better Salesman in Home Than at His Office

Injured vetere, which has had Bill Murray, radio head of the William Morris office, bedded for six weeks, has paradoxically upped the agency's time business. Murray has discovered that he's able to transact more deals propped up in bed than he could in his office.

Most of his clients come to see him at home and Murray has found that the peace and quiet which he finds in contrast to the bustle of the office is also getting better business. He's also been eating plenty of cheese to listen to the radio, which he got insufficient time for before.

VARIETY

Trade Name Registered
FOUNDED BY HENRY SILVERMAN
PUBLISHED BY VARIETY, INC., 110 N. W. 23rd St., New York, N. Y.

Subscription: Annual... \$10 Foreign... \$11 Single Copies... 25 Cents

Vol. 146 No. 10

INDEX	
Bills	42
Concert-Opera	47
Exploitation	14
Film Reviews	6
House Reviews	16
Inside-Legit	44
Night Club Reviews	41
Inside-Radio	31
Literati	11
Legitimate	43
Music	36
New Acts	41
Obituary	46
Orchestras	34
Pictures	4
Radio	24
Radio Reviews	32
Stage	11
Vaudeville	39

DAILY VARIETY (Continued in Hollywood by the same publisher) \$10 a year—\$115 foreign

Rush to Enlist Could Have Put Serious Cramp Into Hollywood; Pros and Cons on Hershey's Ruling

Official Government declaration of motion picture production as an essential industry in acknowledgment of film industry leaders in a life-saver in that it will safeguard the business from a near-collapse threatened via the steady exodus of key directors, writers and actors from Hollywood to the armed forces. Big problem that faced the industry was not getting deferments but in keeping topnotch people. Many of them, who had been in the service for years, talked of joining up either to avoid being regarded as slackers or because they consider film production a futile and uninteresting compared with playing in a real life drama.

Defection from the picture production ranks of John Ford, Frank Capra, George S. Patton and other names was considered a real worry which, if followed by many more defections, could seriously cripple a propaganda and news medium which the Government now recognizes as vital importance in time of war. Ford and Capra, with their long string of b.o. and artistic success, are regarded as stalwarts who will not be replaced.

Francis S. Harmon, executive vice-president of the film industry's War Relocation Authority (WRA) Monday (9) that the ruling merely indicated that the American government, like the British, recognizes the vital importance of motion pictures in information and morale building medium in wartime. But where the Nazi and Fascist rulers wanted to, look over their shoulders and watched their screen, the American government has simply recognized the motion picture as a child of democracy which should be aided in doing a necessary and effective job of "voluntary."

Harmon also stressed the fact that the ruling does not grant a blanket deferment from military service, but that final decisions remain with the local draft boards and appeal agencies.

Question which the designation of picture production as an essential industry solves, according to industry heads, is not whether a Gary Cooper should be deferred but whether a Sergeant Cooper would be in less immediately more valuable to the war effort than a Sergeant Cooper would be, regardless of the actor's personal inclinations.

"We need to Rush" When Lowell Mellett stepped on the Coast in January he became aware of so strong a sentiment among large numbers of those employed in the studios to desert pictures for the armed forces that he told industry leaders to tell their people to stay in the studios instead of rushing to Washington or recruiting stations the much time as they are needed. Not generally recognized, in many quarters from which criticism of the "essential" designation has emanated, is that although 100,000 more than 500,000 employees in various branches of the industry, only the 33,700 employed in Hollywood came under the new classification. In these studio workers, it is reported that there are less than 500 for whom deferment would be asked, a fraction over 1% of the total employment.

Monday (9) morning's news break in the dailies sent riling by Brig. Gen. Lewis B. Hershey, Director of Selective Service, who ruled that motion picture industry as essential, resulted in a generally unimpeachable reaction both in the trade and out of it.

Release of the declaration left impressions that the motion picture industry was seeking unwarranted deferments. With armament and policy not currently in the news, it was a deferment (in New York at any rate), and many in other industries also were not currently aware of the ruling hastily condensed it. Many of them, which the news was worded and planned was considered a complete stop, with one top industry executive, who had been saying "I had nothing to do with it." News of the industry's exempt classification made possible a press release by the War Activities Committee, following a meeting of the industry.

(Continued on page 21)

Krasna's Comeback

Hollywood, Feb. 10. Nine years ago he was tossed out of the Warner studio and told bluntly that he didn't know enough about blurring pictures to earn his \$50 a week. Last week he was back—sent out of the highest salary the studio ever paid a writer-director. If he finishes out his three-year contract he will have taken \$400,000 out of the studio. That's the saga of Norman Krasna, one of the real comic stars of the Hollywood.

U.S.-N. Z. COIN OK HANGS FIRE

New U. S. frozen money pact with New Zealand, covering the year starting last January, still hanging fire, has been pushed aside by matters of national defense in New Zealand. No intimation has been received yet as to how much revenue will be paid to the U. S. by the major companies, negotiations having been pending since the U. S. Minister Nash, Minister of Finance in New Zealand when negotiating began, no longer holds that office. Nash now is the first envoy to the U. S. from New Zealand. He has arrived in Washington. Industry officials shortly will contact him to speed decision on the New Zealand money pact. It is likely that no improvement in terms from the old agreement expiring last December will be obtained by American companies, because every local dollar is going into national defense.

WILBY-KINCEY BIZ SO GOOD. GIVEAWAYS OUT

Spartanburg, S. C., Feb. 10. Business is so good the Carolina, Wilby-Kinney top local house, has stopped back nights and all other regular hours. Every soldier and other great army house day and night, so manager Bob Tolbert figures ball is being hit by American companies.

All-W.K. units recently upped admissions.

W. T. Powers Returns To N. Y. From Aussie

William T. Powers, National Features v.p., returned to N. Y. last week from a six-month visit to Australia during which he realized the executive setup of Hollywood circuit, which he controlled.

It is reported \$250,000 to make the return trip by tramp freighter from Sydney to New York via the circuitous route necessitated by the war.

Raferty Back East

Ed Raferty, U. A. press man Wood, week stay Wednesday (11), returning to N. Y. He conferred with company managers and producers on production setup and company operation plans.

WB Signs Sam Wood

Warner Bros. Hollywood, Feb. 10. Sam Wood, U. A. press man Wood, to an exclusive directing contract. His first assignment is "Corn Is Green" for Hal Walls.

Blumberg Back Mon

Nate Blumberg, U. P. press, is due back Monday (10) from the Coast next Monday (10).

KORDA NOT IN ON 'TO BE'

Benny's \$125,000, Lombard's \$175,000 Plus 10 and 5% Cuts

Hollywood, Feb. 10. Alexander Korda will receive no cut of the gross or the profits from "To Be or Not to Be." His financial interest ended when he was paid \$75,000 by United Artists for lining up the director and top personnel for the picture.

Only Benny dragged down \$125,000 against 10% of the gross; the late) Carole Lombard received \$75,000 and was cut in for 5% of the profits which will be paid to the estate.

Only producing-directing Ernest Lubin drew a flat sum and shares in the profits with United Artists. Based on average bookings, "To Be" figures to gross around \$1,750,000 in the domestic market.

DISNEY OFFICERS HELD OVER ANOTHER YEAR

Hollywood, Feb. 10. All officers of Walt Disney Productions were reelected for one year at the annual meeting of the board of directors at the Waldorf Astor Hotel. President: Roy Disney, vice-president: George E. Morris, secretary-treasurer: B. Johnson, assistant secretary-treasurer, and Frank Waldheim, assistant secretary. Directors are: Walter Disney, Roy Disney, Gunther Lessing, Jonathan B. Lovelace and George E. Morris.

Hays Confab March 30

Annual meeting of the Motion Picture Producers and Distributors Assn. has been set for March 30. Hays, head of the association, currently on the Coast, is expected back in New York early in March or late in the month to round out his complete report on developments of MPDPA during the session of association representatives.

L. A. to N. Y.

Edward Arnold, Peter Berrol, Billy Bliven, Steve Brant, Wally Butterworth, Madeline Carroll, Max Cohen, Dorothy Conington, William Collins, Cass Daley, William Dieterle, John Ferguson, Ketti Frings, Jack Geber, Henry Glinberg, Francis T. Harley, Henry Henning, Henry Herbst, Parks Johnson, Jack Kapp, Archie Mayo, Al Muncson, Richard Pennington, Ed Raferty, Edward G. Robinson, Sol Rosenzweig, Oscar Serlin, Herman Shumlin, Leith Stevens, Robert Tupper, Mate Tute, Crane Wilbur.

Those Kids Are In Again

General deferment of film people from military service, ordered by the Selective Service headquarters in response to a resolution denounced by Senator D. Worth Clark of Idaho, head of last fall's war propaganda witchhunt. Suspicious that political pressure was exerted on Brig. Gen. Lewis B. Hershey also ordered by Senator Busha Wheeler (Montana), who schemed with isolationists to bring about the probe.

Clark remarked, "It is a strange irony that this huge industry, made up partly at least of foreigners, has been able not only to demand exemption from serving their country in its armed forces, but is apparently financially powerful that it can afford to buy its way out."

Lesser and Pascal Who Left UA To Join RKO Back Into the Fold

Works Both Ways

Hollywood, Feb. 10. Two Hollywood agents bought the contracts of two screen writers and sent a doctor around to examine the boys to see if they would be a sound investment. Screeners passed their physical and then sent back another memo to examine the agents. This time the doc was a brain specialist.

PAR-DEMILLE'S 'WIND' MAY GO OUT AT 50%

Paramount, which will sell "Rear the Wild Wind" separately rather than include it in a group, has not as yet quoted terms on the film but expected that 50% straight will be the figure, with minimum admission prices possibly specified. Film has been completed and was recently screened in New York for Par executives and certain buyers. "Rear," produced by Cecil B. De Mille, becomes the second 1941-42 release to be sold singly, the other having been "Louisiana Purchase."

3 New Loew V.P.'s

Loew's directorate last week re-elected its old slate of officers and named three new executives as vice-presidents: Joseph R. Vogel, Charles Moskowitz and Howard Dietz. No dividend action on common shares is due for some time, and usual action on the preferred dividend for Feb. 15 will not be taken because that is the date set for calling in outstanding preferred shares. Due dividend, already declared, is payable on redemption of the shares on that date.

N. Y. to L. A.

Tom Atkins, Bayne Butcher, Robert C. Butler, Walt Disney, Ronald Granville, Bob Hays, Fred S. Jay, Charles W. Koerner, Al Lantieri, Edwin Louis, Paul Lorentz, Jean MacQuarrie, George J. Schaefer, Sam Weisbord, Walter Winchell.

Washington, Feb. 10.

General deferment of film people from military service, ordered by the Selective Service headquarters in response to a resolution denounced by Senator D. Worth Clark of Idaho, head of last fall's war propaganda witchhunt. Suspicious that political pressure was exerted on Brig. Gen. Lewis B. Hershey also ordered by Senator Busha Wheeler (Montana), who schemed with isolationists to bring about the probe.

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Lesser and Pascal Who Left UA To Join RKO Back Into the Fold

Two producers who, in the past six months, left United Artists under the circumstances to go to RKO are coming back to the UA fold after difficulties with the other studio. They are Sol Lesser and Gabriel Pascal.

Both producers had contacts with UA when the company denied their right to abrogate. There was much arguing and suit-throwing back and forth in each case and finally UA agreed to let the two men—both under agreement with UA—make a future time they would be back to make the pictures they owed. However, when they saw that the negotiations, thought the time was going to be so soon.

Lesser became exec producer at RKO six months ago and, now, with reorganization of that studio under way preparing to depart. He has indicated to UA he'll be back soon to make "Strange Victory," which latter company maintained, he still owed it when Lesser left last summer. Lesser, when he interviewed UA, promised he'd make "Victory" for the company despite the fact he'd been working on the exploitation of his own "Rear the Wild Wind" production, however.

Pascal, who had worked for three months ago. He was having difficulties getting financing under UA's deal at RKO by which the studio participated generously in the financing he pulled away from UA. There was some vague arrangement that he'd complete his exploitation of his own "Rear the Wild Wind" picture in 1945 to make two pictures he owed. Nasty things, however, were said both sides.

Pascal just about got started on the RKO lot when he ran into difficulty with studio execs. He wanted to be his own boss completely, while they said that inasmuch as it was their film, they would have a say in New York. Pascal soon left. He was a big Hollywood producer in '37 and UA has tentatively arranged his return to UA, although some of the "Rear the Wild Wind" financing, are still to be completely worked out.

Pascal said Monday (9) that he expected to get back to Hollywood in two to three weeks and begin work on "Rear the Wild Wind." He was Gallic yarn which appeared in the Saturday Evening Post, and (2) another yarn, which he had never before revealed but which may or may not be one of the George Bernard Shaw tales he originally slated to make for UA.

Nice Refunding If You Can't Get It as Ina Claire Did—98C

Hollywood, Feb. 10. Ina Claire got \$90,000 kickback from United Artists to refund on her return on last year's income taxes. Others on the receiving end were the Government war bond, \$741; Fred Astaire, \$721; Eddie Mannix, \$3,055; L. B. Mayer, \$4,132.

Easy to Write In

Hollywood, Feb. 10. Bill Thomas, partner of Bill Pine in the indie production of "Wrecking Crew" under the name of W. Zolney Loring, drew a film director contract at 20th-Fox. During his 10 months of apprenticeship, Loring has directed one picture, "Who Is Hope Schuyler?"

Giveaway Contests in Chi Upeat; U.S. Bonds and Stamps as Payoffs

Chicago, Feb. 10. A number of ad agencies during contests have come back to town with the halo of patriotism surrounding it. For several years all such games have been banned as lotteries, and no amount of pressure from exhibitor groups could obtain an exemption from buy-a-ticket and take-a-chance items.

The answer is the national emergency defense bond. Instead of paying the winners off in cash, the awards are in defense bonds and stamps. Therein lies the moral: Buy-a-ticket and take-a-chance items. The answer is the national emergency defense bond. Instead of paying the winners off in cash, the awards are in defense bonds and stamps. Therein lies the moral: Buy-a-ticket and take-a-chance items.

A Numerologist Told Me

Hollywood, Feb. 10. Thomas Z. Loring, who directed drama at the Kansas City Municipal Playhouse under the name of W. Zolney Loring, drew a film director contract at 20th-Fox. During his 10 months of apprenticeship, Loring has directed one picture, "Who Is Hope Schuyler?"

WAR, JUNE, BIZ

WASHINGTON PARADOX

It is one of those strange paradoxes that, at the very moment when people in all branches of show business are bending every effort voluntarily to aid the nation in war, the spotlight of Congressional debate and newspaper headlines should be focused on incidents and personal efforts of minor importance compared with the scope of the industry's comprehensive war program.

To the credit of leaders in show business is their excellent display of good sense in holding their own counsel and refusing to be drawn into acrimonious controversy. The champion of show business is the public. It is yet to be heard from.

No one rightfully can find fault with Melvyn Douglas and Mayris Chaney (and Eddie Fox, her husband) for volunteering their services to the Office of Civilian Defense. Such compensation as it was proposed they should be paid is insignificant compared with their professional earning power. The OCD appropriation bill, as framed by the House and sent to the Senate, deletes provisions for their employment. Undoubtedly they can find useful opportunity in some other branch of war service. Show people are not easily discouraged.

Somewhat different issue concerns Walt Disney's famous character, Donald Duck, who is doing his very best to instill in the public its obligations and privileges as income tax payers. Donald is working day and night from the screens of thousands of theatres in a film called "The New Spirit," which Disney produced at the request of the Treasury Department. Secretary Morgenthau contracted to pay the cost of the picture, \$80,000, but the House appropriation committee has refused reimbursement. The expenditure is modest. The service rendered is major than generous on Disney's part, since he has sacrificed any film rental return. [In fact he estimates he's \$36,000 in the red on the whole thing]. National Screen Service, Inc., is distributing the film without cost to the Government.

It would be assumed that some sane judgment would pass on these matters in Congress. Instead, representatives jump to their feet and make smart cracks for their own chuckles, and the embarrassment of the Administration. If they knew the temper of the public they would be less hasty in their dialog.

Submerged against the back-drop while the clowns are performing down stage is a far more important move by the Government and its attitude towards show business. By order of Lieut. Col. C. S. Dargusch, deputy director of Selective Service, the motion picture industry assumes a major position in the national defense scene. Addressing the California State Director of Selective Service, the order quotes Lowell Mellett, in part:

"As a civilian activity I believe the industry is essential to the national health, safety and interest, through the maintenance of the national morale. As a war activity I believe the industry is essential to the production of training and instruction films for the armed forces as well as educational and informational films for the civilian population."

Further: "In view of such certification, the Director of Selective Service finds that the motion picture industry is an activity essential in certain instances to the national health, safety and interest, and in other instances to war production. The responsibility of making and presenting films in a major position (of actors, directors, writers, producers, cameramen, sound engineers and other technicians) is upon the motion picture industry, and the determination of necessary men is one for the local boards and appeal agencies."

As chairman of the Hollywood branch of the war activities committee of the industry and as president of the Association of Motion Picture Producers, Y. Frank Freeman comments with commendable acumen as follows:

"Determination of those men whose work is indispensable to our activities in carrying out the duties assigned to us by the Government in the total war effort will be carefully made in each individual case. There can be no thought of requesting categorical deferments."

It may be asking too much of congressmen and the press generally to properly and accurately appraise the position of the film industry in the war crisis.

The more reason why show people should understand their opportunity and responsibility.

U Tops 10,000 Accts. Giving the Lad a Lift

Universal exceeded 10,000 accounts for the current year during the past week, William A. Seely, sales manager, stated prior to his departure on a swing through the midwest.

High mark reached this year nearly four months earlier than any previous season in U's history.

Bundles for Freedom, authored by an amateur, Milton Holmes, will be Cary Grant's next starrer at RKO. Holmes was a caretaker at the Beverly Hills Tennis Club when he sold the story, J. Frank, who sold it to the studio.

BOX OFFICE GROSSES

RISE 15% OVER '41

Public, Getting Accustomed To War, no Longer Glued to Radios and Newspapers—First Week in February, Good but Slightly Below Final Jan. Week

TEXAS-DIXIE STRONG

While war letters continue to possess the nation, people are getting more accustomed to the situation and instead of staying glued to radios and newspapers are apparently breaking out in an amusement rash. This is indicated in the figures on grosses at the picture theatres: are substantially ahead of last year, with signs pointing to a strong first quarter in 1942.

Business for films is away in one section of the country, while not so strong in others, but estimated that the average for the month of January runs around 15% better than for the same month a year ago. The first week of February is also good but a little less compared with the final seven weeks of January.

The initial week of January was comparatively light, as might be expected on the day of the holidays and the big business recorded, but since then a fine line has been established. In some territories the advances shown are remarkable, notably in areas benefiting from defense contracts and training camp business. The entire Texas territory shows very high grosses, with receipts claimed to be up as much as 50% in some areas.

The entire south is generally strong except for Florida, including Miami, and despite that winter visitors now hardly have anywhere else to go because of the war. Exhibitors in that state are less disappointed, however, than hotel owners, retailers, etc. who are not getting the play this year that was expected.

The state of the film business throughout the nation on an average, regardless of spots like Florida where business is measured up in anticipation, is believed due in some measure to the pictures that have come on release and the fact that slow selling in many sections has snapped up a lot of big films from the theatres which have been unable to select for dating. Among other things, there has been an opportunity to stretch films in view of the ample supply.

Greater New York, which had been taking a licking all fall and throughout December, also staged a sharp rebound during January with the mean average running around 15% better than for January in 1941.

Stromberg-Metro Fail to Patch Up; Selznick Invites Him to Join UA

Hollywood, Feb. 10. Final efforts at reconciliation involving David O. Selznick and Stromberg his release after he tendered his resignation last December. Producer ended 17 years on the lot today (Tuesday), washing up a three-year contract which is still unexpired.

At a session last Friday attended by Selznick, representing Stromberg, and L. B. Nichols, Nicholas Schenck and J. Robert Rubin on long distance line from New York, Stromberg and Selznick studio to give him his release rather than meet his demands for certain terms of operation. Stromberg's new affiliation for Stromberg are Myron Selznick and Rosenblatt. He

Sales Spurt, Though Distribbs Still Reluctant to Lower Their Terms

Capra Reporting to D.C.

Hollywood, Feb. 10. Called into immediate active service in the Signal Corps, Frank Capra leaves tomorrow (Wednesday) for Washington. He holds the rank of major.

Capra completed editing "Arsenic Old Lady" at Warners last week.

Sales have taken a strong spurt during the past two weeks despite reluctance on the part of most distributors to come down on terms, this season invariably including pictures on percentage. Some comment on the fact that they were willing to compromise with buyers in order to move product.

On the other hand, exhibitors point out that they can't hold out forever, regardless of deals which the distributors seek to impose, and they either have to buy and hope for adjustments or close down altogether. Meanwhile, the release gap has pestered out badly, exhibs having found that they are usually worse off with the odds than if they had sought the poorer new product available to them, or succumbed to bigger terms demanded earlier in the season on top line.

Many accounts are said to be approving contracts calling for rentals higher than they want to pay, in the expectation that if they lose on them, or if the margin of profit is out of line with the figure on the contract, adjustment will be obtainable. Cases are known where buyers are holding off payment. But they have played in an effort to force an adjustment. Understand, however, that so far there has been a minimum of adjustments or rebates.

Such cases are rare, but underhanded deals of this kind are being permitted by certain distributors to play film for a few days after. Blocks of five are also being broken down in some instances to permit the purchasing of a few more units, thus eliminating a portion. Other films are being sold singly.

While Pat has delayed in selling Greater N. Y. accounts, Metro has made a handling headway and is completely sold on two lots except for commitments since the beginning of the decree Sept. 1, last.

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ASK LABOR TO DEFEND SHOW BIZ IN D.C.

Eddie Cantor, Ole Olsen and Chic Johnson have wired William Green, head of the A. F. of L., and Philip Murray, CIO leader, protesting attacks made by members of Congress on the loyalty of the theatrical industry.

They stated, in part: "We also protest discriminating legislation isolating people in the entertainment industry from their fellow-Americans. We need we remind the politicians that only a week ago or so before this malicious attack upon the entertainment profession the United States Congress lowered its head in mourning over the death by heart attack of Lombard, killed while returning from a Government mission."

They ended an appeal to Green and Murray to let their prestige and authority in helping us defeat any attempt to segregate us from the rest of labor's energetic role in the war effort."

KENT, KANE RUSH EAST; MOTHER-IN-LAW DIES

Hollywood, Feb. 10. Sidney R. Kent abruptly ended his stay on the Coast when word he was received on the desert, where he was setting of the death of Mrs. Kent's mother, Mrs. John Higginbottom. Mr. and Mrs. Kent immediately canceled accounts and departed by Robert T. Kane and his wife, the latter also a daughter of the late Mrs. Higginbottom.

Kent had planned to return to 20th-Fox for further conferences with studio execs but now reports he is expected to return until April. He is due back next week.

RKO BIDS FOR TOP PROD. NAMES

Hollywood, Feb. 10. Big name producer-directors are being sought by RKO to build up its feature schenbaum since 1938 as are under way with Leo McCarey and Gregory LaCava for two pictures each. Both titles have been offered to other producers who might be available. Mark Hellinger also has been approached.

McCarey's legal differences with Howard Hughes are holding up the signing of a contract. LaCava is currently doing "Lady in a Jam" for Universal and has one more commitment but both titles may be a make a deal with RKO it will not be exclusive.

HORN BLOW PARS IN MAY FOR M-G PACT

Hollywood, Feb. 10. Upon expiration of his Paramount contract late in May Arthur Hornblow, Jr., moves over to Metro as a producer.

It is reported that 1938 as an associate producer he turned out many of the company's top grossers.

has one offer from United Artists, through David O. Selznick, for his own unit and if a deal goes through he would acquire an ownership share in the organization. Stromberg huddles this week with Selznick on projected plan to make four or five pictures annual, and confers in New York with Rosenblatt toward the end of this month when the streamer returns from Mexico City where he placed last Saturday.

Stromberg today (Tuesday) personally confirmed his negotiations with studio execs but now reports he also was discussing a deal to Metro via a partnership with Murray Silverstein. He said he had never seen nor talked to Silverstein.

Amn Bricksbats at Douglas, Chaney, D.C. Back-Pats Amusement Industry But Kills Budgets Frivolities

Washington, Feb. 10. Upstar in the House of Representatives last week over the approval of appropriations for the Office of Civilian Defense Section of the War Relocation Authority, Miss Maryia Chaney (Mrs. Roosevelt's private and former military dance as Director of the Children's Division of the OGD's Physical Fitness Division at \$450,000 a year, and proposed payment of \$80,000 to Will Disney for production of the Donald Duck cartoon, and \$100,000 for income tax; culminated in vote Monday (8) eliminating the \$400,000 deficiency appropriation bill via an amendment. Some amendments also aimed at Douglas and Miss Chaney, prohibits use of any funds in the OGD for appropriation of money for dancers, street shows, theatrical performances or similar activities.

But while Congressmen back-throws, after lusty wadding, pitched tirelessly at Douglas, Disney and Miss Chaney, the industry as a whole was heartily back-patted by grateful New Dealers for helping make the President's birthday huge success, ditto the Red Cross drives, and otherwise boosting the war.

Secretary of the Treasury Morgenthau's defense of the \$400,000 bill said he hoped 'everything we do in the Treasury is as good as this piece of Administration legislation.' He hoped that Douglas, Disney and Miss Chaney would be taken care of when they came to the floor.

Meanwhile, Douglas denied that he was to be paid \$400,000 a year as Art Director and said he would work without compensation. James M. Keenan, executive vice president of the other hand, stated last week that under a Government rule Douglas must receive \$10 per hour substituted (\$5) per day while on duty officially.

Not Wealthy Aged
Amendment banning 'frivolities' from OGD does not leave Douglas and Miss Chaney off the payroll, however, since the bill which the rider was attached does not include any money for compensation of personnel. Revolt in Congress was intended, according to Representative Keenan, to establish a principle to show we are not in favor of bonodoggling.

Debate took a satirical turn when Congressman Bennett of Missouri put into the record a proposal from the Red, fan dancing offering best services to OGD at \$23,000 a year or \$100 (the budget) 'stand it. Deal.' Bennett pointedly observed that if Miss Chaney was worth \$4,000 a year, then Miss Rand is 'equally worth \$25,000.'

CONTRACT SCRIBES AT PAR MOUNT TO 18

Hollywood, Feb. 10. Contract writing at Par Mount has grown in one year from five to 18, not counting four scrippers on the staff under supervision of deal Brittelles are Charles Brackett, Billy Wilder, Virginia Van Upp, Frank Butler, Don Christy, George Binyon, Warren Duff, Walter De Don, Melvin Frank, Norman Panama, Albert Maltz, Charles Peters, Harry Tugend, Dalton Trumbo, Roy Holtzman, Robert Lewis, John, Karl Tunberg and Farrell Ware.

Two teams, Tex Steinger and Frank Davis, and Joseph Fields and Joseph Chodorov, are working under similar deals each year for pictures annually for three years.

Harvey in Coast Huddle With Chief Sidney Kent

Francis L. Harley, 20th-Fox managing director in Great Britain, went to the Coast early last week for this duo, huddles with Sidney R. Kent. He will likely be back in N. Y. this week. As soon as he returns, Harley will plan a return trip to London.

Foy, Jr., as Senior

Hollywood, Feb. 10. Eddie Foy, Jr., draws a new role in 'Warner' as the son of the father, Eddie Foy, Sr., in 'Tanqueray,' the story of George M. Cohan.

The elder Foy and Cohan were fast friends in the old days.

Maryia Chaney Says She Will Continue Her Job Regardless

Philadelphia, Feb. 10. Maryia Chaney, former member of the ballroom dance team of Chaney and Editor 'Max' who was subject of attack by congressmen ahead her \$4,000-a-year job as head of children's activities of the Office of Civilian Defense, last week said she would keep her job whether she gets paid or not.

Mrs. Chaney, a personal friend of Mrs. Eleanor Roosevelt, said she felt her work in the OGD physical fitness program was necessary and she would do it whether or not Congress would fund it.

'I feel that I must do something for America,' said Miss Chaney at her office here. 'I would like to know whether I received a salary or not. I have a job to do here. If I didn't receive a salary, I would be living. I've been doing it for a long time.' Miss Chaney said she felt she had a 'sense of duty' that drove her congressional critics. She denied that she was recommended for the job by Mrs. Roosevelt, who is Assistant Director of the OGD.

'I received my appointment from John Edgar Hoover,' she said. Kelly is National Director of the OGD, and Hoover is the one who is particularly known as 'Hole America.'

Schreiber to Absorb Pettijohn's Hayste Duties; Series of Beefs

Hollywood, Feb. 9. Although Will Hayes declares no successor to Charles C. Pettijohn has been discussed, reported here, Henry Schreiber, general attorney for the Hay's office in New York, will take over all legal duties when Pettijohn pulls the retired seat on Wednesday. Schreiber succeeded Gabe Hess as general attorney for Hayes.

Hayes, who works in Washington from Sacramento is not a barrister and handles only legislative matters with the committee of six attorneys. Reported Bert New, who was Pettijohn's Washington contact, said the retired seat on Wednesday.

Pettijohn's resignation is said to have been approved by the committee. Wendell Willkie as chief of selection at the recent probe into 'propaganda' in C. Goble produced and started out of the exit sign. Later, when the proper inquiry was begun at his New York City. When after Pettijohn for not giving what was the proper inquiry was begun. As result, legislation was pushed through before industry leaders knew about it and were denied an opportunity to fight it. Main beef was a wage and hour bill allowed to pass without any attempt to eliminate workers' earnings from the bill. Pettijohn was not soundly criticized by the bill slipped through banning filming Army officers in uniform. Previously, all studios excused their own judgment in dressing military characters.

Stays as Consultant
Pettijohn stays with the Hay's office as adviser and consultant. As such he has been offered a three-

\$500,000 STUDIO EXPLORED FOR MONO

Hollywood, Feb. 10. Monogram Picture Corp. bought the Ralph Lutz studio for a price reported at \$500,000 and announced an improvement campaign, including soundings and equipment for the same amount, a total appropriation of \$600,000.

Company has been quoted on the lot under lease for two years. The new studio is for a future production program. Among the latest improvements are a built-in ground next to the lot, making a total of four stages. Other items in the enlargement of the plant include new administration and writing quarters, J. L. Huber, who has been setting and technical shops. City street sets will be used chiefly for sequences local in New York and can be utilized as the average urban thoroughfare in any part of the country. Another addition will be a dock scene. Company has already spent \$30,000 for a projection theatre and a studio commissary.

Old studio was purchased from Monogram, Inc. who has been operating it with her son, Ralph, on a rental basis. Adjoining property will be sold on a long term from the owner, Fred Gross.

Lang Lingers at 20th

Hollywood, Feb. 10. Walter Lang, director of 20th-Fox since 1937, signed a new contract, representing the new management is 'The Magnificent Jerk.'

Hope's Outside Pic When They Get Around to It

Hollywood, Feb. 10. Bob Hope, currently under contract in one picture for Samuel Goldwyn under his outside deal with Paramount, is slated for a separate account with a picture involving Gary Cooper and Sam Wood.

First to start under the Goldwyn banner, following his job in 'The Road to Morocco,' was arranged under the comic's old one-off-the-lot contract with his home studio, Meaneville, Goldwyn is lending Gary Cooper for 'For Whom the Bell Tolls' at Paramount, which is directed by Sam Wood, finishes his chore on Goldwyn's 'Pride of the Yankees' and is slated to return to Goldwyn will be on a loanout basis.

Studio Contracts

Hollywood, Feb. 10. Saul Kaplan inked pact as music arranger at Metro.

Mary Scott's player option picked up by King Bro.

Arthur Cordova, Mexican player, signed by RKO.

SpRING Byington renewed by Dorothy Dearing's acting option lifted by 20th-Fox.

John Archer drew a player option lift at RKO.

Marjorie Reynolds inked player deal with Paramount.

John Jones renewed as associate producer by Paramount.

Edith Head moved into Metro on a playing ticket.

Paul Henning penned new contract with Paramount as chief fashion designer.

Henry's player option picked up by King Bro.

Fred Kohlmar's associate producer option inked by Paramount.

John Archer drew a player option lift at RKO.

Liz Garmes inked cameraman contract with Paramount.

Robert Zoomy signed term deal at Paramount.

Nature's Sabotage

Hollywood, Feb. 10. The Sierra blocked the filming of the Republic picture, 'Girl From Alaska.' It took three days for snow plows to clear away enough snow to permit the company to shoot next scenes.

Whitney Touches Off WB's Shorts Prod. Plans for Brazil

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Sweeping censorship, which began Jan. 10 on new movie shipments to Mexico, has been extended to all films exported from the U. S. under the new law. The new law, which took effect Jan. 10, will be in force for the remainder of the year. An official statement of the U. S. Customs department is handling the inspection of all films leaving the country, covering the executive function for four other departments, the U. S. Army, Navy, State Department and Lowell Mellett's division. The new law will also consider the requirements of all four in passing on pictures.

Old law now has statute books and began being used merely as a matter of routine, industry first hearings held in Mexico City. Shipments were halted at Mexico City Jan. 30, with full scope of law explained there. No official explanation has been forthcoming as to why new laws should be enforced again after getting military censorship, or reason given why feature pictures should be inspected. As one industry official said, 'The U. S. has this statute and intends inspection of all photographic material leaving this country. It will be done in all ways possible.'

Problem for foreign sales chiefs, as cited, when making next week, is to expedite the inspection with the new law. The U. S. Customs, says office foreign manager, conferred last week in Washington on the new law. It was felt there would be the least possible delay.

Enforcement of this censorship statute will be a major problem in business. Plans are being worked out whereby the reviewing of all pictures will be done at the point of origin. For all shipments going east out of the U. S., the U. S. Customs will be in New York while those destined for Australia, the West Coast of Mexico, South America, the Philippines, the East Indies and Australasia would be sent to the U. S. for inspection. In some cases because adequate facilities are available in these spots, however, customs inspection at border is not required to look at film, creating delay in getting approval.

Further difficulty for the film business is that concession may have to be made in the U. S. where pictures are shipped, as to Australia, making it impossible for intelligent inspection. The U. S. Customs will be at the opposite of the normal positive print, delivered to exhibitors. Hence, a plan is being worked out whereby the customs inspectors can look at positive prints taken from the original film submitted for inspection and certification given on the original film. This is an important aspect because American companies are not allowed to export their prints, such as Great Britain and Australia, via only the master negative, so that they can be returned from them when the negative arrives in those countries.

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ARMY CAMP ONE-NIGHTERS

[A story of adventure in meeting the boys
in service during a whirlwind tour
of camps and stations]

By AL JOLSON

Miami Beach.

I have just returned from one of the greatest adventures of my career—a two-week tour of the South during which I played 19 performances in a dozen different Army Camps, Naval Stations and Air Bases, for more than 70,000 boys in Service. By plane, train and army cars, I visited six states, travelling at all hours of the day and night to meet engagements 300 and 400 miles apart, on a journey which took me well over 3,000 miles. Any personal fatigue is certainly greatly overshadowed by the buoyancy of spirit I now feel from my brief association with the boys in the armed forces. I'm prouder than ever to be an American and I feel a renewed assurance in the security of our great nation.

I cannot begin to describe the pride I feel in our boys—the cleanest, the nicest and the most able-looking men I have ever seen.

More than once during the tour tears of gratitude came to my eyes because of the great honor I felt in the opportunity of meeting such men. Their sincerity in the greeting they gave me, to demonstrate their welcome of the small thing I was doing to make them a little happier, could not be questioned.

There's nothing wrong with the morale of our boys. I'm not telling this story as an emergency call for morale-bolstering, but to let others know that the boys need entertainment, fun, relaxation, and perhaps the thrill of meeting personalities whom they have hitherto only seen on the screen or heard on the radio.

I know the boys need their entertainment because they packed the house every place we appeared. The theatre housing facilities average less than 3,000, but attendance is boosted above that average by standees.

But this is a story of American spirit as I found it in the camps, naval stations and air bases, and not of boxoffice, outstanding pressagency, nor voluminous clippings.

I want to thank everyone who helped to make this tour possible and a success, especially my accompanist, Martin Fried, and the morale officer, Capt. John T. Carlton, who accompanied me on the trip.

Courtship of Andy Hardy

Mickey Rooney's happy production and re-...
Director George Seitz...
Courtship of Andy Hardy...
rate as best of the series released in...

Developing a fast clip at the start...
Courtship of Andy Hardy...
rate as best of the series released in...
On that note it's a star who has a...

RIDE 'EM COWBOY

(WITH SONS)
Hollywood, Feb. 7.
Directed by Allan Dwan...
Mark Brown, Harry James, Al Fitzgerald...

Typical Abbott and Costello film...
which adds to the audience's fun...
strong "Ride 'Em Cowboy" as the...

erned climax in which the writer...
and cowgirl get together.
Episodes are continually set up...
for comic relief and Costello returns...

THIS TIME FOR KEEPS

Mickey Rooney's release of Samuel...
Robert Sterling, Guy Kibbee, Irene Rich...
Charles Rogers, Fred Astaire...
The marital ups and downs of a...

The Night Before the Divorce

Hollywood, Feb. 6.
Mickey Rooney's release of Ralph...
Bob Eustace, Joseph Allen, Jr., Directed...

'Night Before the Divorce' is a...
faltering diverting marital farce...
through familiar lines to display...

Mimicry Reviews

'Courtship of Andy Hardy' (M-G-M)...
'ride 'em Cowboy' (U)
'Night Before the Divorce' (M-G-M)...
Poor family type programmer...

Wild Bill Hickock Rides

Warner Bros. production and release...
Warren William, Directed by Ray Enright...
Paul Gerard Smith, Raymond Scott...

Blondie Goes to College

Columbia production and release...
Frances Marion, Directed by Frank R. Strayer...
Charles Rogers, Fred Astaire...

'Mister V'

Released in Great Britain...
under the title, 'Pimpernel...
Smith', Leslie Howard's triple-...

'Mister V' is a...
released in London last July 9.
Of the picture and Howard, it re-

battle over range land water...
and a runaway escape where...
he gets the chomping characters to...

William's performance as the...
badly needed a strong supporting...
lick; Cabot's interpretation of Hick-

Melodias De America

('Melodias de America')
(ARGENTINE-MADE)
Released in Buenos Aires, Feb. 3.

Samuel production. Distributed by...
Theatrical Exhibitors, Inc. (New York...
Melodias de America, directed by...

International aspect is further en-...
riched by the inclusion of Argentine...
showing players include June Mar-

Tombes, a couple of rival construc-...
tion firms give a hand in per-...
forming acts vying for the services...

DUKE OF THE NAVY

Paramount Pictures Corp. release of John...
Vaughn and Fred. Busby Kruger. Directed...
by George Marshall. Released in New York...

William's performance as the...
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(ARGENTINE-MADE)
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N.C. Pix, Weather Boif Chic; Dick Powell Bright \$200,000 With 'Lady, 'Bahama'-Stokes Orch, 35G

Chicago, Feb. 10. This week's bit is burdened with bad-weather breaks, weak films and mediocre reviewers. However, a couple of stage shows are getting most of the money.

Chicago the Harold Stokes orchestra is struggling against the power of the flicker which drew rays in the Oriental the film is racy of sufficient strength to merit a much poorer score, it is strictly up to the personal of Dick Powell. Indicated that Powell will turn this trick nightly.

'Ball of Fire' is finishing up sixth week of a smashing stay. Could stay longer, but Universal is pointing on the case with 'Heaven's Here', which comes on tomorrow (Wed.).

Estimates for This Week
 Apollo (RKO) (1,200; 35-55-65-75)
 -'Babe Broadway' (MG) (7th wk). Going to line \$5,000, smacking through \$200,000.

Chicago (B&K) (4,000; 35-55-75-75) -'Bahama' (RKO) and 'Heaven's Here' (U). Strictly the band for the money currently, with Sully a good name from long radio buildup. Net \$35,000 this week. Last week, 'Son Fury' (20th) and 'Gay' (20th).

Garrick (B&K) (900; 35-55-65-75) -'Son Fury' (20th) and 'Caded Girl' (20th). Okay. 'Caded Girl' and 'Died Boots On' (WB) finished four weeks deep to slightly \$47,000.

Oriental (Loews) (3,200; 28-34-44-50) -'Lucky for Night' (Repr.) and 'Two-Faced Woman' (MG) week heading for \$100,000, accounting for money, which is bargained for. Last week, 'The McCoy' (ok) boosted 'Small Town Deb' (20th) to good \$10,000.

Palmer (RKO) (2,500; 33-44-66-75) -'Ball of Fire' (RKO) and 'Gay' (20th). 'Ball of Fire' (RKO) and 'Gay' (20th) rolled up impressive score and could even stay longer. Fine \$100,000 current heading for \$170,000.

Radio City (B&K) (1,500; 35-55-65-75) -'Blue Bird' (20th) and 'Rise With Music' (20th). 'Blue Bird' (20th) and 'Rise With Music' (20th) heading for \$110,000.

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Seattle Has Prosperity; 'Ball Fire' Big \$115,000

Barring adverse developments, all signs are that b.o. will sail along to new high. Seattle, Wash., where the burg's population is jumping by leaps because of war production activity and more money is in circulation.

Estimates for This Week
 Blue Moon (Harrick-Evergreen) (2,000; 30-40-50)
 (20th) and 'Gentleman Hero' (20th) heading for \$100,000.

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Wk. Moveover looks for big \$42,000. Last week (20-40), York' (WB), second run closed with \$5,000.

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Blizz Clips Buff; 'Fury' Potent 13G, 'Hellz' OK \$125,000

Buffalo, Feb. 10. Buffalo b.o. took two-day beating from a billboard, but is picking up the pace.

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First Runs on Broadway (Subject to Change)

Week of Feb. 12
 Astor-Kings Row (WB) (2d week). (Reviewed in 'Variety,' Dec. 29, 1941)
 Broadway-Fantasia (Dionne) (4th week). (Reviewed in 'Variety,' Nov. 15, 1940)
 Artistic-Design for Scandal (MG-C) (2d week). (Reviewed in 'Variety,' Nov. 15, 1941)
 Critterion-'Lady for a Night' (Repr) (11).

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No B'way Blues, 'Woman' Spiffy \$100,000, Kings' Fine 22G Despite Critics, 'Sullivan'-Miller 2d Big 55G

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'FURY', \$150,000 HOT IN FRIGID CLEVELAND

Cleveland, Feb. 10. Greta's annual circuit auditorium and two-day job storm flashed the red-light against most of the de luxers at the beginning of the week.

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'Night-Vande', \$17,500, Neat in D. C.; 'Sundown' Not So Bright \$15,000

Washington, Feb. 10. Only two new films opened downtown last week.

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'SCANDAL', \$6,000, NICE IN HEALTHY MEMPHIS

Memphis, Feb. 10. 'Son of Fury' (20th) and 'Night-Vande' (2d wk) are the main attractions.

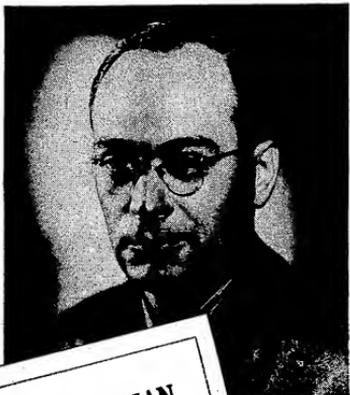
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A Difference of Opinion about "KINGS ROW"...



JOHN CHAPMAN

Syndicated
Hollywood columnist
of the N. Y. Daily News

says

"KINGS ROW"

**will certainly be one
of the Ten Best
Pictures of 1942."**



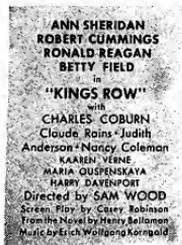
RUSSELL MALONEY

writing
on films in
The New Yorker magazine

says

"KINGS ROW"

**is plainly too good
for the Ten Best
Pictures of 1942."**



...And, best of all, the paying
customers at the Astor Theater,
New York, think it's terrific!
And so do **WARNERS!**

Frisco B.O. Perky; 'Suspicion' Vaude Wham \$26,000; Bugle Sold 20G

San Francisco, Feb. 10. Street fairly lively this week, with... 'Suspicion' on screen, bit top...

Estimates for This Week (F-W-C) (2,475; 35-40-55) 'Bugle Sounds' (M-G) and 'Mr. and Mrs. North' (M-G)...

Orpheum (Blumenfeld) (2,440; 35-40-55) 'Heliopolis' (U) (2nd wk) and 'Boston Blackie' (Col) (1st wk)...

Paramount (F-W-C) (2,475; 35-40-55) 'Bahama Passage' (Par) and 'The Last Days of Pompeii' (M-G)...

Diad (F-W-C) (2,475; 35-40-55) 'Died With Boots' (WB) (moved) and 'The Last Days of Pompeii' (M-G)...

Wheeler (F-W-C) (2,440; 35-40-55) 'In Army' (WB) and 'Law Trooper' (WB)...

He-Men's K. C. Alhure OK 'Turkey 10G, Bahama Big 8G, Boots', Ditto

Kansas City, Feb. 10. Theatre now in lull with swab...

Estimates for This Week (F-W-C) (2,440; 35-40-55) 'Son of Sinbad' (M-G) and 'The Last Days of Pompeii' (M-G)...

Newmas (Paramount) (1,900; 11-20-30) 'Bahama Passage' (Par) and 'The Last Days of Pompeii' (M-G)...

Orpheum (RKO) (1,800; 11-20-30) 'Died With Boots' (WB) and 'The Last Days of Pompeii' (M-G)...

Wheeler (F-W-C) (2,440; 35-40-55) 'In Army' (WB) and 'Law Trooper' (WB)...

Dress Suit to Cleaners

Hollywood, Feb. 10. 'Tales of Manhattan,' the history of a dress suit, was the attraction...

REPUBLIC'S ENCORE Hollywood, Feb. 10. Last year Republic made 10 nights in a Broadway under the title of 'Cissel of Crime'.

REPUBLIC'S ENCORE Hollywood, Feb. 10. Last year Republic made 10 nights in a Broadway under the title of 'Cissel of Crime'.

Broadway Grosses

Estimated Total Gross This Week... \$33,500 (Based on 13 theatres) Total Gross Same Week... \$275,900 (Based on 13 theatres)

FURY FROTHY \$13,000 IN PITTS

Pittsburgh, Feb. 10. Big noise here about 'Fury,' which is shooting for a new house record at Senator. Stanley is doing very well with 'Bugle Sounds' and stage combo of Connie Bonnell and Ray Egan.

Estimates for This Week (F-W-C) (1,700; 30-35-50) 'How Green Was My Valley' (M-G) and 'Fury'...

Fenn (Loew's-UA) (3,300; 35-40-55) 'Bahama Passage' (Par) and 'The Last Days of Pompeii' (M-G)...

Diad (F-W-C) (2,475; 35-40-55) 'Died With Boots' (WB) (moved) and 'The Last Days of Pompeii' (M-G)...

Wheeler (F-W-C) (2,440; 35-40-55) 'In Army' (WB) and 'Law Trooper' (WB)...

He-Men's K. C. Alhure OK 'Turkey 10G, Bahama Big 8G, Boots', Ditto

Kansas City, Feb. 10. Theatre now in lull with swab...

Estimates for This Week (F-W-C) (2,440; 35-40-55) 'Son of Sinbad' (M-G) and 'The Last Days of Pompeii' (M-G)...

Newmas (Paramount) (1,900; 11-20-30) 'Bahama Passage' (Par) and 'The Last Days of Pompeii' (M-G)...

Orpheum (RKO) (1,800; 11-20-30) 'Died With Boots' (WB) and 'The Last Days of Pompeii' (M-G)...

Wheeler (F-W-C) (2,440; 35-40-55) 'In Army' (WB) and 'Law Trooper' (WB)...

Dress Suit to Cleaners

Hollywood, Feb. 10. 'Tales of Manhattan,' the history of a dress suit, was the attraction...

REPUBLIC'S ENCORE Hollywood, Feb. 10. Last year Republic made 10 nights in a Broadway under the title of 'Cissel of Crime'.

'Vanishing Va.' Hefty \$8,000 in Port. Teetoff

Portland, Ore., Feb. 10. Northwest scene of 'Vanishing Virginian' took the spotlight at the Teetoff this week...

Estimates for This Week Broadway (Paramount) (2,000; 35-40-55) 'Vanishing Virginian' (M-G) and 'Yank Burns Road' (M-G)...

Diad (F-W-C) (2,475; 35-40-55) 'Died With Boots' (WB) (moved) and 'The Last Days of Pompeii' (M-G)...

Wheeler (F-W-C) (2,440; 35-40-55) 'In Army' (WB) and 'Law Trooper' (WB)...

United Artists (Par) (1,000; 35-40-55) 'Vanishing Virginian' (M-G) and 'Yank Burns Road' (M-G)...

Paramount (Hamrick-Everson) (2,000; 35-40-55) 'Vanishing Virginian' (M-G) and 'Yank Burns Road' (M-G)...

Diad (F-W-C) (2,475; 35-40-55) 'Died With Boots' (WB) (moved) and 'The Last Days of Pompeii' (M-G)...

Wheeler (F-W-C) (2,440; 35-40-55) 'In Army' (WB) and 'Law Trooper' (WB)...

'CORSIAN' NICE \$17,000 IN HEALTHY NEWARK

Newark, Feb. 10. 'The Corsican Brothers' (M-G), is getting better b.o. in town this week...

Estimates for This Week Adams (Adams-Par) (2,000; 35-40-55) 'The Corsican Brothers' (M-G) and 'The Last Days of Pompeii' (M-G)...

Diad (F-W-C) (2,475; 35-40-55) 'Died With Boots' (WB) (moved) and 'The Last Days of Pompeii' (M-G)...

Wheeler (F-W-C) (2,440; 35-40-55) 'In Army' (WB) and 'Law Trooper' (WB)...

Diad (F-W-C) (2,475; 35-40-55) 'Died With Boots' (WB) (moved) and 'The Last Days of Pompeii' (M-G)...

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Diad (F-W-C) (2,475; 35-40-55) 'Died With Boots' (WB) (moved) and 'The Last Days of Pompeii' (M-G)...

Deanna Bounces Back in L. A. \$23,500 in 2 Spots; 'Scandal' Dual N.G. 21G, 'Dinner' 2d 18G

Key City Grosses

Estimated Total Gross Last Week... \$1,875,000 This Week... \$1,875,000 (Based on 24 cities, 166 theatres)

Estimates for This Week (F-W-C) (2,475; 35-40-55) 'Bugle Sounds' (M-G) and 'Mr. and Mrs. North' (M-G)...

Orpheum (Blumenfeld) (2,440; 35-40-55) 'Heliopolis' (U) (2nd wk) and 'Boston Blackie' (Col) (1st wk)...

Paramount (F-W-C) (2,475; 35-40-55) 'Bahama Passage' (Par) and 'The Last Days of Pompeii' (M-G)...

Diad (F-W-C) (2,475; 35-40-55) 'Died With Boots' (WB) (moved) and 'The Last Days of Pompeii' (M-G)...

Wheeler (F-W-C) (2,440; 35-40-55) 'In Army' (WB) and 'Law Trooper' (WB)...

'NIGHT' BRIGHT \$11,500 IN CINCY

Cincinnati, Feb. 10. Fronting the film pack by a wide margin currently is 'Louisiana Purchase' at Albee. Also on bright side is 'All Through the Night' at Grand. General trade is at okay level and up several notches over last week.

Estimates for This Week Albee (RKO) (3,300; 35-40-55) 'Louisiana Purchase' (Par), Getting around \$19,000. Last week, 'Remember the Day' (Ditlo), fairly good \$10,000.

Diad (F-W-C) (2,475; 35-40-55) 'Died With Boots' (WB) (moved) and 'The Last Days of Pompeii' (M-G)...

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Deanna Bounces Back in L. A. \$23,500 in 2 Spots; 'Scandal' Dual N.G. 21G, 'Dinner' 2d 18G

Hollywood, Feb. 10. Deanna Durbin's 'Scandal' at Pantages and Hill Street for opening week of 'I Started With Eve'...

Estimates for This Week (F-W-C) (2,475; 35-40-55) 'Bugle Sounds' (M-G) and 'Mr. and Mrs. North' (M-G)...

Orpheum (Blumenfeld) (2,440; 35-40-55) 'Heliopolis' (U) (2nd wk) and 'Boston Blackie' (Col) (1st wk)...

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NATIONAL BOXOFFICE SURVEY

Hepburn-Tracy in 'Woman of Year' Enters Group of Holdovers-Paran in 'Fury', 'Purchase' and 'Valley' All Big

More than 30 films released over the past quarter (Feb. 1-28) in the first round currently are supporting dual attractions. Nothing could help the graphicly visualize the radical change in national disposition that exhibition has taken...

Based on the healthy box office it appears that magnifying their expressed as the precubility of territory release are completely displaced. It has been a long time since the early days of the more popular films have prospered before the earlier exhibitions. Word of mouth is doing very well, no improved advertising approach to films based on prior experience. Another angle that has intrigued showmen is the "Yank Burns Road" which is being shown in the wickets without benefit of highly successful Broadway, State street or Hollywood records.

From indications, 'Woman of the Year' (M-G) is of the calibre to rate with the more popular films of the season which a group has achieved notable records for extended first runs. Still playing in the big time circuit is 'The Sign of the Cross' in Boston, Cincinnati and Providence; 'Ball of Fire' (Goldwyn-RKO), which has finished six weeks in Chicago and Boston; 'How Green Was My Valley' (20th), six weeks in Pittsburgh, three in Newark, six in Philadelphia, five in Detroit and four in Chicago. 'The Sign of the Cross' which is held over in Kansas City, Pittsburgh, Cleveland, Philadelphia and Chicago.

'Woman of the Year' is pointed to better than \$100,000 in its first week at the Music Hall, N. Y. 'All This Time' is strong in a big market in Boston, Cincinnati and Providence; 'Ball of Fire' (Goldwyn-RKO), which has finished six weeks in Chicago and Boston; 'How Green Was My Valley' (20th), six weeks in Pittsburgh, three in Newark, six in Philadelphia, five in Detroit and four in Chicago. 'The Sign of the Cross' which is held over in Kansas City, Pittsburgh, Cleveland, Philadelphia and Chicago.

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Hecht to Produce, Direct His Own Scripts at 20th

Hollywood, Feb. 10. Ben Hecht checked into 20th-Fox studio under a three-way contract as producer, director and writer. Hecht recently completed the screenplay for '10 Gentlemen from Wyoming' (M-G), which is being shot at \$4,825. Last week, 'Babes on Broadway' (M-G), played happy solo at \$7,500.

Estimates for This Week (F-W-C) (2,298; 33-44-55) 'Vegas' (Vogues) (20th); 'The Sign of the Cross' (M-G); 'Man in Striped Suit' (U) (3rd wk). Okay experiment of house at first-runer, finishing at \$11,000. Last week, 'Babes on Broadway' (M-G), grossed \$3,500.

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Elihu Winer West

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"FILM OF THE YEAR—The perfect picture."—Mortimer, *MIRROR*

"Screamingly funny . . . leaves audience weak from laughter."

—Cameron, *NEWS*

"SUPERB. FILM OF THE YEAR." —Boehnel, *WORLD-TELE.*

"Into a gloomy world comes a bright spot, a picture called 'Woman of the Year'."

—Creelman, *SUN*

"One of the best pictures of the year, irresistibly entertaining."

—Barnes, *HER. TRIB.*

"The first honest-to-God Number 1, Class A smash of 1942."

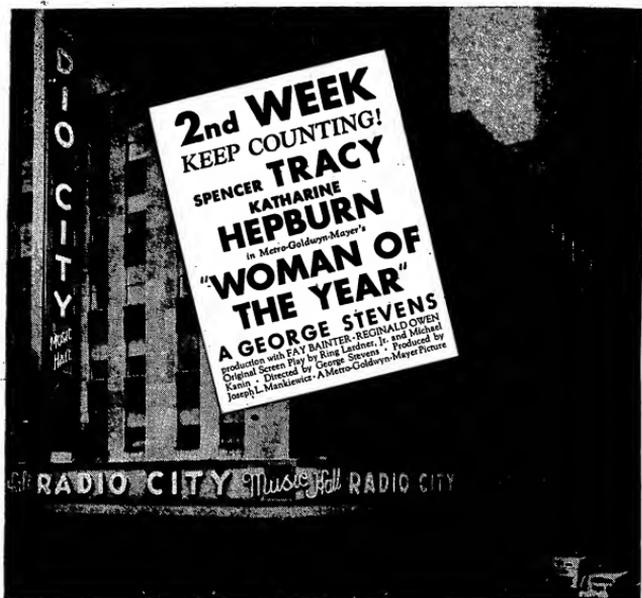
—Mishkin, *TELEGRAPH*

"The movie comedy of the year."

—McManus, *PM*

"For the first time in months, this spectator feels like tossing his hat into the air." —Crowther, *TIMES*

"Sure to be one of the pictures of the year." —Patswick, *JOURN.-AMER.*



SHE'S GOT A MARK TO SHOOT AT!



Watch this line of 1942 trophies GROW!

Play "THE NEW SPIRIT," U. S. Treasury short — It's 100% entertainment

Philly Stretching Boff B.O.; 'Woma' Nifty \$20,000, Helz Neat \$16,000

Philadelphia, Feb. 10.—There's no slackening of the zingy pace at last week's big... Philadelphia, Feb. 10.—There's no slackening of the zingy pace at last week's big...

H.O.s Best in Mont'; Parallel' 2d \$6,500

Montreal, Feb. 10.—The 'Parallel' and 'Sergeant York' are still well ahead of the rest here, even though both are h.o.'s.

Estimates for This Week
Alone (WB) (1:30); 35-46-57-63—'Cradle' (M-G) (2:30) 3d run. Plenty lush, with 67nd \$8,000 brought for this round. Fifth round brought check \$500.

DENVER STORM CAN'T STOP LAUGHING \$11,700

Denver, Feb. 10.—Heavy snowing, with least damage, did not stop 'Storm' from clipping most Denver, Feb. 10.—Heavy snowing, with least damage, did not stop 'Storm' from clipping most...

LANA-TAYLOR TORRID \$11,000 IN OK LVILLE

Louisville, Feb. 10.—Couple of freeracers in town today, both copying substantial coin. 'Johnny Eager' topped a potent double bill at Low's State, and 'Bahama Passage' (M-G) 2d run.

'Valley', \$7,000, Mopping Up in 11-Day Lincoln Run

Lincoln, Neb. Feb. 10.—Four extra days are going to 'How Green Was My Valley', and two new-ones to 'The Great Dictator' are appropin' in both doing a money-making tour of duty to better this estimate.

Estimates for This Week
Knockout (WB) and Lone Star (RKO) split 2d week. 'Mystery Rider' (Par.) split with 'The Great Dictator' (M-G) 2d week.

U RENEWS BROWN

Hollywood, Feb. 10.—Johnny Mack Brown has been signed a new contract by Universal for a set of westerns. 'The Lone Ranger' and 'The Great Train Robbery' are the first two.

Bayou (Col), Ten days altogether: \$2,000, n.o.s. Last week, 'Blonde' (M-G) (1:30) 2d run. 'The Great Dictator' (M-G) 2d run. 'The Great Dictator' (M-G) 2d run.

'Bahama' Good \$10,000, 'Dinner', 84¢, in Omaha

Omaha, Feb. 10.—'Bahama Passage' (M-G) 2d run. 'Dinner' (M-G) 2d run. 'The Great Dictator' (M-G) 2d run.

Powell Lands at Par

Hollywood, Feb. 10.—Dick Powell, back from a long stage tour, signed for the top male spot in 'The Great Dictator' (M-G) 2d run.

'Ball of Fire' Burns

Los Angeles, Feb. 10.—Betty Rowland, burlesque dancer billed as 'The Ball of Fire,' asks \$98,000 for 'The Great Dictator' (M-G) 2d run.

Det. Unemployed Go For Okay Pix; 'Boots' \$20,000, 'Remember' 19¢, Nifty

Detroit, Feb. 10.—With four of the five first-runs offering front stage this week, big generally will hit the week average. 'Product is good, but it still depends on the quality of the picture.

'Purchase', \$24,000, Pacing Boston; 'Choc. Soldier' Nice 30¢ In 2 Spots

'Helz' Popping Good \$16,500 in Spotty St. L.

St. Louis, Feb. 10.—Prospects for good box currently are good, with a nice offering of split between the 5,000-seat Fox in midtown and Low's in downtown sector.

'Dinner', \$13,500, HEFTY IN STORM-HIT PROV.

Providence, Feb. 10.—Strand's 'Louisiana Purchase,' a Melvyn Frank 'What Was I Thinking About?' and 'The Great Dictator' (M-G) 2d run.

Estimates for This Week
'Chocolate Soldier' (M-G) and 'The Great Dictator' (M-G) 2d run.

Estimates for This Week
'Louisiana Purchase,' at the Met is pacing the week at \$22,000.

Boston, Feb. 10.—'Louisiana Purchase,' at the Met is pacing the week at \$22,000. 'The Great Dictator' (M-G) 2d run.

MARTHA RAY BOOSTS 'SING' TO \$18,000, BALTO

Baltimore, Feb. 10.—Socke hit his big registered by Martha Raye in p.a. at the combo Hipp, which has film accompaniment of 'Sing' (M-G) 2d run.

Estimates for This Week
'Chocolate Soldier' (M-G) and 'The Great Dictator' (M-G) 2d run.

Hollywood, Feb. 10.—Hedy Lamarr and William Powell team as co-stars for the first time at RKO in 'The Great Dictator' (M-G) 2d run.

*The Picture Everyone
Wants to See*



RELEASED
NATIONALLY

MARCH 6th

WORLD PREMIERE Los Angeles, February 1940, Simultaneously at
Three Theatres—Lorain's State, Grauman's Chinese and Carthay Circle

In response to an unprecedented demand from exhibitors, United Artists announces the early release of Carole Lombard's last picture. An exciting romantic comedy, keyed to an ever-mounting tempo of suspense. Jack Benny at his best in a surprisingly different comic role. Here is a Lubitsch picture—brilliant in its acting . . . spectacular in its scope.

Alexander Korda presents

Carole LOMBARD ☆ Jack BENNY

in **ERNST LUBITSCH'S** comedy
TO BE OR NOT TO BE

with **ROBERT STACK • FELIX BRESSART • LIONEL ATWILL**
STANLEY RIDGES • SIG RUMAN

Produced and Directed by **ERNST LUBITSCH**
Original story by **Ernst Lubitsch and Melchior Lengyel**
Screenplay by **Edwin Justus Meyer**

Released thru **UNITED ARTISTS**

★★★ FOR DEFENSE—BUY UNITED STATES SAVINGS BONDS AND STAMPS ★★★

MUSIC HALL, N. Y.

Berry Bros. (3), Eleanor Fennell, Mabel Dolis, Stanley...

Music Hall currently serves up some fire-cracking acts...

John Tetter's three seals, in a Spanish hacienda courtyard...

Berry Bros. who clean up with their stizzling larks...

Phyllis Miles, Phyllis Miles, Phyllis Miles, Phyllis Miles...

Chet's boys make music, but get a little affront toward the faster side...

Betty Bradley chains neatly 'Winter Weather' and 'Do It Again'...

House capacity Thursday night (3). (Mort.)

ADAMS, NEWARK

Gene Krupa's band, with Roy Kneass...

STATE, N. Y.

Earl Carroll's 'Varieties' with State...

The premise, if not the complete fulfillment, of a fulsome display of theatre boxoffice...

This week the feature is the raucous Two-Faced Woman...

But that's here for the Three Stooges here...

Phyllis Miles, Phyllis Miles, Phyllis Miles...

Chet's boys make music, but get a little affront toward the faster side...

Betty Bradley chains neatly 'Winter Weather' and 'Do It Again'...

House capacity Thursday night (3). (Mort.)

EARLE, PHILLY

Gene Krupa's band, with Roy Kneass...

FLATBUSH, B'KLYN

Gene Krupa's band, with Roy Kneass...

ability to sell himself from any stage...

Each act tickled nicely. Five Juggling Jewels are featured...

Business excellent at the first two Saturdays...

GOLDEN GATE, S. F.

Gene Krupa's band, with Roy Kneass...

STRAND, N. Y.

Gene Krupa's band, with Roy Kneass...

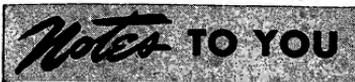
IT'S ALWAYS
FRESH WATER
WHEN GOOD
SHOWMEN
ARE GOOD
SHOWS GET
TOGETHER

THE Paramount Picture

EXTRA
PLAYING TIME IS
THE CORNER
STONE OF
THE DAY WITH
PARAMOUNT
PRODUCTIONS

News and Gossip About the Production and Distribution of the Best Shows in Town!

PARA PENS GIANT CAMPAIGN ON 'REAP'



SWAMI PARAMOUNT, SEER

Paramount is upholding its crystal ball reputation these days; they're beginning to whisper on the lot that Buddy DeSylva keeps a trance medium locked in a cupboard near his office for consultation on production plans. This is not true. But it does look suspicious. Paramount, you remember, is the company that released "Mystery Sea Raider" the day that headlines (year or so back) broke nationally to the effect that a Mystery Sea Raider was operating off Florida. It wasn't a plant. A month ago, Paramount released "Pacific Blackout"—a film inspired by test blackouts on the West Coast, but released just as real Pacific Blackouts began. In the next block-of-five, Paramount is releasing the Bill Pine-Bill Thomas picture "Torpedo Boat" . . . just as the Navy's Torpedo Boats are in headlines all over the country because of their exploits in the Pacific. And now, Fall, last week, newspapers carried a story from neutral European sources that Allies are disturbed by a sudden influx of "Washington" Germans in Lisbon. And that, gentle reader, is the background situation of Paramount's "The Lady Has Plans." Ray Milland-Paulette Goddard comedy which is also a part of Paramount's fourth block!

BING CROSBY—EXTRA

Theatre men who book the forthcoming Bob Hope-Madeleine Carroll picture "My Favorite Blonde" are going to get an extra star . . . playing his quickest role since he broke into films. It's Bing—but don't put it on your marquee and don't say we told you! It came about when the two road men (Road to Zanzibar, Road to Singapore, Road to Morocco) were playing golf one Sunday. Bing mentioned he was free the next afternoon. Bob Hope mentioned that he had to be on hand at the studio for a big scene, involving extras, for "My Favorite Blonde." Result: Crosby, in a Puckish mood, showed up among the extras. Audiences will notice him, too. Hope saw to that. In the course of the scene Bob spotted Bing and walked over to him, asking him for a light for a cigaret. The camera followed. After getting his light, Bob walked away . . . did a double taken . . . and then said, "Oh no—it couldn't be!" The bit stayed in the film and on the sound track!

PARAMOUNT DISCOVERY!

Paramount, the old talent-uncoverser, has turned up a new star. Young fellow who had been doing some singing around, but hadn't tried much acting. Rudy Vallee—maybe you've heard of him. Preston (No Strikes) Rugs found him. It seems Sturges, who would quit writing for his director, Sturges, if he ever did anything the usual way, cast Vallee for a dramatic role with little or no singing. In "The Palm Beach Story" Vallee, according to zips from the Coast Studio projection rooms, delivered nobly. So now Vallee has been signed for another forthcoming Paramount picture, "Happy Go Lucky," which will star Mary Martin, Eddie Bracken and Betty Hutton.

BE PATIENT, BOYS

Every day, new returns come in to bring water to the mouths of showmen living in those territories where Paramount's "Lustiana Purchase" hasn't played and can't be played until the road show has passed. Latest returns are from Boston, New Haven, Worcester and Springfield, Mass., where "L.P." opened—in all four spots—to better business than that smatterer "Caught In The Draft"

ZUKOR FIAT STARTS DRIVE

Adolph Zukor's Statement to the Industry Kicks Off Huge Advance Campaign for DeMille Technicolor Epic "Reap the Wild Wind" CALLED De-MILLE'S BEST

Paramount's biggest advertising, publicity and exploitation wheels started turning this week on behalf of Cecil B. DeMille's "Reap the Wild Wind," Technicolor epic designated as "Paramount's 30th Anniversary Picture." In a recent statement by Adolph Zukor, Paramount chairman of the board, "All current advertising for every production the company has on the market began carrying special plugs with the legend 'Coming—Cecil B. DeMille's 'Reap the Wild Wind'.'" Hear while, rumblings were heard of possible mammoth opening in Charleston and/or Hollywood.

Double Thrill! Release of "Reap" marks DeMille's thirtieth anniversary as a showman, and Paramount's thirtieth anniversary as the oldest company in the business. C.B. himself is reported to consider the picture his finest, and Paramount execs see eye to eye with him. Story is based on the activities of wreckers along the Florida Keys early in the nation's history—and the fight to stamp out the vicious piracy of sea captains who wreck their own ships for a bit of the salvage money. Basically, it's a story of the emergence of patrols protecting the U. S. coast.

Big Name Cast "Reap the Wild Wind" has a cast headed by Ray Milland, John Wayne and Paulette Goddard. Like "North West Mounted Police" last year, it boasts a huge cast of stars. Following the trio named are Raymond Massey, Robert Preston, Susan Hayward, Lorne Overman, Charles Bickford, Walter Hampden, Martha O'Driscoll and Janet Beecher. The original story appeared as a Saturday Evening Post serial by Thelma Strabel.

Exhibs Stage Buying Stampede For All Para Blocks-of-Five

Trade screenings for Paramount's fourth block of five put under Consent Decree selling have kicked off tremendous buying stampede for all Paramount blocks offered to date, according to announcements of Neil Agnew, sales chief. Sales for the week just closed will likely shatter the record established the previous week when closing of 2,478 contracts set the second successive weekly record.

Sales in Block One were up 183%, in Block Two, increase was 48%, Block Three sales upped 18%, and Block Four sales jumped 42% during this record week, Agnew revealed. Total contract sales have increased from 20 to 58 per cent each week since January 1.

Two causes are seen behind the Paramount buying spree. First is that Paramount's fourth block has shown the trade that this company can maintain the pace it took at the outset—delivering the best and best-balanced blocks in the industry. Second is the nature of the Paramount fourth block itself, its all-out entertainment, with fun as the keynote and "without a cause in a card" or a frown in a single frame. Company has indicated that this will be policy "for duration."

The pictures grouped in Paramount's fifth block stand up to this keynote without exception. "The Fleets" is a gag, gals, music, fun, frolic and fury. Dorothy Lamour heads a cast picked for entertainment ability, including William Holden as the male lead; Eddie Bracken as his gob side-kick; Betty Hutton (of below . . . and center plenty!) Betty Jane Rhodes, Lell Erickson, Jimmy Dorsey and his orchestra, Cass Daley, the gal with the turbulent torso; Gil Lamb, who has panicked Paramount Theatre audiences (N.Y.) time and again; Lorraine and Rogan, comedy ballroom team, and plenty more are also present. Half a dozen top tunes and specialities keep things popping.

"The Lady Has Plans" is a comedy-drama with Ray Milland and Paulette Goddard as principals. Plans the panzers, knocks the mastervolk and ribs the Ribbentrops—with a spy-angle played 100 per cent for the fun therein. Paulette's a newspaper girl whose back becomes an international front when the diplomatic representatives of three nations are tipped that secret war plans are written on that lovely dorsal epidermis.

"The Remarkable Andrew," based on the book by the same title, concerns goings-on when the spirit of Andy Jackson returns to help untangle romantic and other problems of a twentieth century namesake. "Handy Andy" brings a few pals—George Washington, Ben Franklin, Jesse James and the like—to help him. It's one of the most "different" pictures of the year, and it's sold entertainment from side-to-side!

"Storm" Brewing! Paramount has added "STORM," George Stewart's best-selling novel, to its huge list of top stage and publishing properties. "Storm" had a 200,000 advance sale, was a Book-of-the-Month Club choice, and has been printed in condensed versions in "Liberty" and "Readers Digest."

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"Fly By Night" is another topical number; it's strong on the melodrama but the entire proceedings are needled with laughs. Basic plot is about a young interne who gets tangled in a battle for planes of a defense weapon. Pace is the secret weapon of this one!

"Torpedo Boat" the Bill Pine-Bill Thomas production in the block, is not a war film despite its title. It's a story about the race of a speedboat enthusiast to develop and sell the Navy on a mosquito fleet of high-powered small craft. Racing thrills and a dual romance highlight the story.

Paramount's production schedule for forthcoming blocks of film shows the same trend. Buddy DeSylva has entirely laid all its production bets on films that have entertainment as their one goal.

BETTY "BOMBSHELL" HUTTON . . . SHE BUMPS A BEAUTY OF A BUMP!



Boy, Oh Boy—Does that Betty bounce about, in Paramount's "The Fleet's In." She even scares herself! Wildcat Hutton, known to the nation via Bob Hope's radio show, enters films with a bang in this Paramount fun-fest!

From Miami... to the Millions!

**20TH'S SUPER-SHOWMANSHIP SELLS "SONG OF THE ISLANDS" TO THE NATION!
HERE ARE PHOTO-HIGHLIGHTS OF THE \$3.30 WORLD PREMIERE IN MIAMI THAT WAS RADIO-BALLYHOOD FROM COAST TO COAST!**

Lincoln Theatre, Miami Beach, sold out for premiere (Thursday) many days in advance! Proceeds went to Navy Relief Fund! Surf Theatre in Miami and Lincoln, Miami Beach, opened simultaneous runs following day!

Betty Grable and Jack Oakie appearing in person were mobbed by admirers and reporters, culled countless columns of photos and publicity!

Grable and Oakie also guest-starred on first major broadcast from Florida! Together with noon air-ballyhoo reached estimated 70 million listeners!

Airplanes, sailboats, Hialeah Park races, special spot broadcasts, ballyhooed event! Costumed Hawaiian orchestra entertained in front of theatre! Drum and Bugle Corps paraded!

A force of foot policemen augmented by mounted officers patrolled premiere! Air cadets as guard of honor for Betty Grable! Front was flooded with 50,000 watts of light!

U. S. Navy officials in Southeastern division turned out en masse! Also many Stars of Miami and Miami Beach — social celebrities — stars! Premiere was most colorful and spectacular event of Miami season!

20th
ANNIVERSARY
FOX

At Your Service, Uncle Sam!



TREASURY DEPARTMENT

WASHINGTON

January 28, 1942

To the Moving Picture Exhibitor Addressed
Dear Sir:

Very soon you will be offered a new Donald Duck picture in technicolor entitled "The New Spirit" which is very entertaining. It was made especially for the United States Treasury by Walt Disney as a contribution to the nation's war effort. It carries a patriotic message to every American, showing through the medium of Donald Duck how each citizen can do his or her bit by paying his income tax promptly.

This picture will have widespread publicity, and I believe your patrons will be looking for it eagerly. It will be offered to you free and I hope that you will elect to show it.

Since its greatest effectiveness will be shown now and March 15, I further hope that you will show it as soon as you can get it, and then send it along without delay so that the next exhibitor may show it promptly.

I shall appreciate very much your cooperation.

Sincerely yours,

Henry Muzithaus Jr.



Please accept the Play-date designated.
Thanks for your co-operation.

COMING TO YOU FROM
OUR NEAREST EXCHANGE

NATIONAL *Screen* SERVICE
PRIZE BABY OF THE INDUSTRY



MacLeish Focal Point of Morale; Research Will Cue Programs; Industry Know-How Esteemed

Washington, Feb. 10. — Though not yet open for business, the staff of the new agency is preparing to recommend to broadcasters themselves what should be broadcasted to American people as part of psychological warfare. Machinery is just being set up and sometimes will elapse before outfit starts throwing out suggestions. Instead of hearing base drum beat Federal government experts networks, agencies and individual stations to assume responsibility of making people realize seriousness of the war.

Advisory committee comprising representatives of four networks and several major agencies will handle frequently with MacLeish, who is in charge of programs. Project is still in research stage which currently involves monitoring stations in different regions as part of quantitative analysis of programs. Extensive national morale. Before concrete plan is mapped government psychologists desire to make certain different subjects, such as bonds and stamps, manpower, production, etc.

Eventually Federal people will suggest broadcasters concentrate from week to week on certain lines of war effort. Emphasis will be shifted as continuing research indicates need for new material on various lines. Production people will be asked to stress war subjects and momentum and sustaining shows. Government is not likely to originate any packaged programs aside from occasional speeches.

Conflict of ideas will be over for controlling behind the scenes. As for Archibald MacLeish give eye to all official activity of cabinet officers, congressional staff, administrators and other administration spokesmen.

It is feared that a system will be established to throttle wartime criticism has been voiced by some legislators. One Republican already is grumbling about 'attempt' to stifle him by stalling on request for radio time until OFF flashes green light.

Disaffection with propaganda job or both the industry and government agencies, Friday at head of N. A. B. code committee with W. B. Lewis. Federal attitude was everybody must do his part industriously to awaken the population.

Government officials are making redoubtable efforts to make more interesting shows. Archibald MacLeish has assured industry he will stick to 'right truth' policy.

Code committee's chief accomplishment last week was agreement on various recommendations for handling news broadcasts besides approving suggestions of John Shepard group about handling commercials, committee endorsed idea of having strict control plans in middle of programs. Words and statistics should insist on right to refuse to be broadcasted.

Right to dictate where the puff goes. There was no agreement on that claim delivery, careful verification, and serious handling of news items. Some people are waiting for MacLeish to establish some priorities for government program. In this direction so far. Cooperative spirit on part of numerous broadcasters is reported from the MacLeish headquarters.

Principals prompting belief some more opportunity to make suggestions. Other lines, industry will have opportunity to make suggestions about changes in type of government programs. As well as better scheduling, handling of news, and keep time tables, Harry Glazer joining the OFF in capacity of government announcer, George Faulkner, secretary Fleishman West. He is being retained on consultant basis.

Creation of committee on war information including delegates from

HINES HATCHETT TO JOHN PEARSON CO.

Hines Hatchett is leaving the John H. Perry station rep organization after five years. He will be the eastern manager of John E. Pearson, another station rep.

Pearson now has eight stations including KCMO, Kansas City and WEW, St. Louis. Additional stations are expected to be added March 1. Hatchett was formerly general manager of WGAL, Lancaster, Pa.

WHEELLOCK UP ON 'FIGHT' CHARGE

Arbitration hearing was held last week to dispute the breach between the American Federation of Radio Artists and the good Westlock Agency over a contract involving Vivian Holt, a radio actress. Defendant is expected to appear at next week. Jerry Haff handled the case for AFRA.

The action against Wheellock for alleged violations of contract. It charges that Miss Holt, a radio actress, was put to work on the 'Martha Webster' serial in the belief the contract was advertising. However, Wheellock failed to sign the pact, and after a couple of weeks Miss Holt was dropped.

Agency offered a settlement when she complained to AFRA, but it is claimed payment in full. It is said that Miss Holt refused other offers on the basis of the contract she believed she had with Wheellock.

NORM CORWIN'S MEDAL FOR 'BILL OF RIGHTS'

Norman Corwin got the individual's Advertising Awards, which is being sponsored by the Selling Magazine. Author-director got honor last Friday (6) at Waldorf-Astoria. Corwin's honor is based on his 'Bill of Rights' program of Dec. 15 entitled 'We Hold These

Other radio recognitions went to 'The Aldrich Family', to the Peppercorn and Paul Moll spot campaigns and to Texaco for its sponsorship of the Metropolitan opera broadcasts.

Retired Marta Abba On Cleveland Station

Cleveland, Feb. 10. Marta Abba, European actress now married and living here, will play the lead role in 'Paradise' on 'The Wise' over WGAR, Feb. 18. She retired after 'Tovarich' on Broadway.

A series of plays will be produced and portrayed on WGAR by students of Western Reserve University.

any government agencies, directly conducting war effort, is concrete war effort. What can or should be said. This official directorate will be a government announcement. It feels needed most, and what should be top-priority. It is being retained on consultant basis. The government team from straining in too many directions simultaneously.

CHOROGRAPHY BY THE NETWORKS

This is War Series Arranged and Financed by NBC, Blue, CBS and Mutual at Estimated Cost of \$4,000 Weekly — Watched for Hints It Will Give of What Government Wants Emphasized in This War

CORWIN DIRECTS

In addition to their regular and usual contributions to various projects of the Government, NBC, CBS and Mutual are inaugurating this Saturday night (7) a special and unusual donation to wartime morale in the form of a four-week long effort that will cost them around \$4,000 a week in actual expenses. Some 630 member stations of the networks themselves will carry the series of programs. This is War, supplemented by an independent non-network stations that may wish to join the hook-up. The morale program will thus present the nearest approach (perhaps over 700 stations) to a 'universal audience' in broadcast history.

Those interested in the nature and main psychological impact of this war are eagerly awaiting the new series for hints of the 'line' to be taken. It is felt that the collaboration of private enterprise with Government auspices is promising to start. The thematic approach of the series is also liked as far as its own writing in advance.

Norman Corwin will direct all the programs and will write the first two Saturday (14). William Robertson is writing the second program based on 'The White House and the War'. The third will be called 'Your Navy' and Stephen Vincent Benet 'Your Army' on succeeding weeks. The idea will have a session of its own; as will our good neighbors in South America and our allies in the United Nations. Clifford Odets will contribute 'No Danger—Men at Work'. Donald Ogden Stewart 'The Curbside Colonel'.

The special production committee, headed by H. L. McClinton from

Research Into Kids' Programs Called Unneeded and Untimely; Shepard, Angel Both Skeptical

12,333 ADMISSIONS TO NATIONAL BARN DANCE

Buffalo, Feb. 10. — Alka-Seltzer National Barn Dance in one-nighter here (31) grossed \$11,780 for largest paid draw to Memorial Auditorium. Turnstile count was 12,333 admissions.

But for Smokers-for-Soldiers Fund sponsored by Buffalo Evening News, ran at \$4,677.

'LET'S FIGHT' IS MENSER'S SLOGAN

Clarence Menser, production head of NBC, is launching tomorrow morning (Thursday) a WEAF quarter-hour, 'Let's Fight,' designed to indoctrinate citizens with some punch as they prepare for the day-quarter-hour at 7:45 a.m. on Tuesdays, Thursdays, Saturdays will include military marches and short messages and slogans. Reminders and continuing details regarding the program will be imbedded in the music.

Voice with light in it will be chosen by Menser.

N. W. Ayer, Corwin and John Driscoll of B.L.D.&O., has two reports on the program. Robert Heller and Olga Orthman, and a publicist, Allan Meltzer, formerly of CBS. Offices have been donated to the committee by the National Assn. of Broadcasters in Washington. Broadcasts will originate in New York City, but gathering of material and organizational details require close contact at the Capital.

This is War will be shortwired to England, Australia, New Zealand and also beamed at Latin America.

NBC Program turns Satire on Gestapo; Kids Mortality of German Generals

Since Pearl Harbor made it possible for the networks to go after the Axis nations, all the anti-Nazi and anti-Fascist programs have been cast in the same mold.

Apparently the first attempt to use satire as a weapon was 'The Fun and Games' program on NBC. Last night's (8) 'Axis' Playhouse' program on NBC. Although the piece didn't completely offend the censors, it was a disturbing subject, it provided a genuinely funny and effective propaganda device.

Idea of the script was to ridicule the recent wave of deaths among the Reich generals. Without the usual introductions, the yarn opened with a switchboard operator intoning in a dramatic, solemn register: 'The Reich Propaganda Ministry, Hell City, Berlin, has this afternoon in a dialog, phone call, simulated special events broadcasts and sound effects, the following announcements: descriptive scene-changes. Plot involved the scheduled military funeral of a Reich general who was identified as one of the Reich's top military leaders and a close friend of Hitler. However, when the coffin

arrives in Berlin the undertaker discovers that the General's corpse is missing.

There were goofy references to the wholesale fatalities among German generals and various gags about aspects of the Nazi regime including much sarcasm about the Gestapo. The program was a comedy because it was merely a fictional person created by another general to keep himself out of the general's firing line. The time with another potential purge trying to thumb along for the ride.

Heavy Teutonic guttural readings of many of the lines would have heightened the absurdity of many of the lines. The program was an amusing program and, if satire can be of hindrance and discomfort to the enemy, 'The Funeral of Gen. Von Blatz' should help.

Closing announcement stated that the characters on the program were imaginary and added, 'If they resemble any living persons it is a mere coincidence.' What was the coincidence was the fact that simultaneously with the broadcast Maj. Gen. Fritz Todt was reported dead.

Washington, Feb. 10. — Definite action on idea of setting up permanent research and service agency to improve children's programs was deferred Monday (9) after day-long parley called by Federal radio education committee. Broadcasters demurred at idea of undertaking ambitious program about kid shows at time when war is upsetting operations and presenting so many headaches. As result, only accomplishment was decision to have another committee investigate to see if it is feasible to adopt the recommendations of the Ohio State school broadcast evaluators.

Question of financing was sidestepped. Although proposal to be weighed included budget of \$65,000 which would be raised from advertisers as well as social groups and charitable organizations. It was noted that sponsors will kick in at this time was questioned by Paul Peter, spokesman for National Youth Council, and John Shepard demurred that radio industry 'ought not be expected to pour out more money when future is cloudy.'

Hope that the research, if undertaken, will be along more practical lines was voiced by broadcaster representatives. Peter commented critically on past question-answering and network negotiation, shared skepticism of a program of any constructive achievement.

Even a visit to a school from industry minds was seen in non-appearance of Dr. James Rowland Angell, who has been invited to be addressed to the group, his disbelief that the Ohio State idea would bring any worthwhile results.

Margaret Culbert Has 'Change of Desk' at NBC; Aide to Clarence Menser

Margaret Culbert, veteran of NBC, has been assigned to a new desk, any other known to more clowdiness than any other all-broadcaster, will report to Clarence I. Menser, production chief of NBC under the new dispensation at Radio City, New York. Her new job is described as primarily a change of desk. She will program the general audience on women and other activities which will be absorbed into the total audience of the department rather than segregated.

Miss Culbert will be associated with the characters on 'The Fun and Games' with Burke Miller. This follows breaking up the 'Public Service' between NBC and CBS.

Another NBC feminist, Mrs. Doris Corwin, spends most of her time on radio securing her place on 'I am a Democrat.' Currently she's doing radio work here and there, giving talks before nearly every organization in town. Will appear in Detroit and New York, N. Y., on way back to New York.

KXOK RENEWS AFT. SPIELERS GET BOOTS

St. Louis, Feb. 10. — The St. Louis Chapter of AFRA last week signed a new year contract on radio station KXOK, which has let her, owned and operated by the late, St. Louis Star-Lines. Under the new terms, KXOK will receive \$100 each receive a \$5 per week pay increase, or plus \$100 per week. The contract which recently expired, had been announced by the majority of the local AFRA Chapter handling the entire deal on her own. All of which was done before the expiration under existing contracts, the first of which does not expire until next December.

'MASTER CONTRACT SYSTEM' OF LEVERS AIMS TO HOLD MAXIMUM TRADE DISCOUNT

**Splits Billings Through Four Advertising Agencies
In Such Manner As To Get Full Bookkeeping
Advantages**

Lever Bros. has applied the master contract system to its spot broadcasting business. Work of assigning master contracts has been spread equally among its four ad agencies, but each of these agencies will go on planning spot orders for its own brands. Through the master contract the account will be able to maintain the maximum frequency discount rate, even though the campaign on a particular Lever Bros. product may have expired. If any Lever Bros. master contract will serve as a control operation. The list of stations slated to get the contracts has been split up among Young & Rubicam, Rutbrauff & Ryan, B. E. D. & O. and J. Walter Thompson, each of which agencies handles Lever Products. While, for instance, Young & Rubicam would place all master contracts in the New York territory, the other agencies would continue to issue 'insertion' orders for their own Lever brands to the various contracted outlets in that area. Rutbrauff & Ryan, for instance, would go on being billed by the stations for its Lifebuoy placements and the stations would continue to receive payment from the same source. But any mention about the terms of standing of the contract came up it would have to be referred to the agency that placed the blanket agreement, which in this instance would be Y&R.

Spans the Lads

Under this system a campaign on Rimo or Spray (R&R) could come to an end on one of these master contract stations, but the original rate remains intact, even though there is a full white Y&R is readying a spot campaign on Swan Soap or B. E. D. & O. one on Silver Duet. One agency services the master contract, but all four service their individual brands.

Two Lever products that are due for a considerable ride along spot lines this year are Lux (Thompson), and Vimina, a vitamin product (B. E. D. & O.). The Thompson agency is currently engaged in preparing its recorded Lux blurbs, while the Vimina campaign will take a more intensive course in March via one-minute transcription and chime-brackets. The Vimina plugs get their test in Providence and Cleveland and recently they received their New England debut.

SOCONY-VAC. IN SPORTS, NEWS HUNT

J. Sterling Getchell agency is looking around the middle west for news and sports programs in Socony's behalf which would start in the spring. Account is also interested in local rights on baseball play-by-plays.

C. A. Snyder, the agency's radio director, will tour that area during the next two weeks to see what is available in these lines.

CARLIN MAY BRING IN SCOTT BISHOP OF WKY

Scott Bishop, who authors 'Dark Fantasy' and the musical 'Southern Rivers' programs over WKY, Oklahoma City, and the NBC-Red network, may be brought to New York by Phil Carlin to write a new show for the Blue network (WJZ). Carlin, now program head of the Blue, put 'Dark Fantasy' on the Red while he was program chief of that network. Before joining WKY, Bishop wrote several network shows.

Hillman-Clapper Earlier; MacDonald to WJZ, N.Y.

Number of changes will probably be made in the news commentator lineup on the Blue network (WJZ). William Hillman and Raymond Clapper, now heard from Washington at 10:30-10:45 five-nights a week, are slated to be moved up to the 7:30-7:45 p.m. spot across the board, replacing various sustaining musical shows now in that niche.

Another commentator will be added in the afternoon, besides Daubhage, who airs from Washington at 1-1:15 p.m. And James C. MacDonald, former Foreign Policy Assn. head, went in the 4:45-5 p.m. time across the board locally on WJZ, New York.

Not the Cigar

Philadelphia, Feb. 10. The Philadelphia National League baseball club yesterday announced that hereafter it will be known as the 'Phillies' and not the 'Phillies' as it has been called heretofore.

Reason for dropping the 'Phillies' tag, officials said, was the fact that this name has been 'commercialized' on the air by Bayuk (Phillies) cigars.

Gen. Electric (Radio Sets) May Sponsor Newscasts On CBS Thrice Weekly

Radio set division of General Electric has given its agency, Maxon, an okay for a network campaign.

The current discussions with CBS is for a 15-minute news program three times a week.

Frazier Hunt is believed to be probable choice.

C.A.B. TO CHART TUNE-IN CURVE

Co-operative Analysis of Broadcasting will furnish its subscribers with a monthly index of listening so that they can observe the trend of listening periodically and compare the volume with the previous month or the like month of the year before. There will be two chart forms, one for night and the other for daytime listening.

In announcing the additional chart service the C.A.B. stated that "there is a strong indication that the January, 1942, nighttime index will be higher than either the January or December, 1941, index, and that daytime listening for January, 1942, will be about the same as the 1941 January daytime figure." The final three months of 1941 saw listening take somewhat of a slump as compared with the parallel quarter of '40.

Fifteen Years of

CITIES SERVICE



SERVES A NATION

A FEW WORDS FROM CITIES SERVICE...

"In reviewing our 16th year on the NBC Red Network, we cannot let the occasion pass without a few words telling you how much we've enjoyed our mutually profitable relations. The Cities Service Program holds a warm place in the affection of our dealers and the listening public alike. Days through the years it has been the good right arm of all our advertising and promotional efforts. Our annual renewal, we feel, are concrete evidence of its value and interest as well as of its institutional value."

— CITIES SERVICE

PROCTER & GAMBLE POLICY

ASKS BLUE FOR COZY CORNER

J. Walter Thompson agency has advised the Blue Network that it would like to have another evening spot made available for the Ballantine Beer show.

The program now occupies the Friday 8:30-9 p. m. niche, with the Kate Smith show and 'Information Please' as opposition.

Sylvia Lennox resigned last week from Hearst Radio Sales to join production department of the Blue.

Raymond Knight 'Cuckoo' Show May Be Revived

'The Cuckoo Hour,' goofy comedy show on NBC some years ago, may be revived by Raymond Knight as a filler for the 8-8:30 spot Thursday nights on the Blue network, being vacated by the move of 'March of Time' to Friday night. Moderated version of the program has already been auditioned by Phil Carlin, Blue program head, and will be given a trial airing in the next week or two. Meanwhile, one-timer shows will be used to fill the opening Thursday night niche.

Knight is currently scripting 'House In the Country,' sustainer serial on the Blue.

'MARCH OF TIME' OFF COFFEE

'March of Time' gets away this week from the opposition that it has received from the Maxwell House Coffee show.

It has pulled out of the Thursday 8-8:30 p. m. period for the Friday 9:30-10:30 p. m. segment on the same Blue Network.

Brad Simpson, WKRC, Cincinnati, program director, is in New York this week on a talent search and for a big confab with Mutual execs.

'DRUMMOND' GOES ON

George Coulouris' Road Tour Won't Interfere With Series

George Coulouris, title actor on 'Bulldog Drummond' on WOR, New York, will continue to head the show when his Broadway play, 'Watch on the Rhine,' goes on the road the end of next week. He will return to New York for each Sunday night's broadcast while the legless plays eastern stands. When 'Watch on the Rhine' gets to Chicago, the program may be shifted there by the Redfield-Johnstone agency.

'Drummond' is sponsored by Howard Clothes on some Mutual stations and is fed sustaining to the rest of the network.

CHECK COPY BUT BRANDS COMPETE

Seek to Avoid Advertising Confusion Between Various Soap Products—No Immediate Prospect of Adopting 'Repeat' Technique Between Competitive Networks

LESS VERBIAGE

Procter & Gamble, biggest sponsor of daytime programs, is realigning its setup on commercial copy. New department was established not long ago at the company's home office in Cincinnati to supervise. Present system of announcements on consecutive programs will probably be revised.

Account has for the last four or five years been steadily decreasing the length of its advertising announcements. At the time the National Association of Broadcasters' code was established about three years ago, most daytime commercials ran upward of five minutes in a quarter-hour period, while the P.G.C. copy had already been whittled down to average about three minutes. Firm's plugs have since been reduced slightly to average overall time of two-and-a-half to two-and-three-quarters minutes for a regular 15-minute show.

Unlike most other large manufacturers with numerous different brands, P.G.C. has always followed a policy of comparative independence for its various products. Thus the Ivory soap and Camay divisions, or the Ivory Snow and Ivory flakes divisions, etc. have been allowed to work in competition with each other, even though this has frequently resulted in the advertising copy for certain of the brands offering direct comparison with competing types of product under the P.G.C. label.

However, a recent study by the copy department in Chicago has revealed that in some instances, the commercials for such brands as ivory soap and Camay seem have

(Continued on page 38)

EXIT DETROIT, A ZERO WHILE WAR LASTS

With practically all the Detroit branches of advertising agencies now shut down the various station rep organizations have decided to switch the managerial and sales staffs from that city to their other offices. Each of the reps have, however, left some clerical personnel in the Detroit office. Men will continue to travel this territory out of the Chicago or New York offices.

R. H. Bolling, who managed the Detroit branch of John Blair & Co., has been transferred to the company's New York office, of which his brother, George, is headman. Paul Ray, who was also of the Blair Detroit office, is now quartered in Chicago.

Arthur Sinzheimer, Peck, With Civilian Defense

Arthur Sinzheimer, radio director for the Peck agency, has been named associate director of radio for the Civilian Defense Volunteer Office of Greater New York. He will work with Co-Director Robert Spafford in centralizing all the CDVO's radio activities.

Friday Nights.

780 WEEKS ON THE NETWORK MOST PEOPLE LISTEN TO MOST

THE best testimonial ever invented is the satisfied customer.

We point proudly to one of our long list, Cities Service, as an interesting example of NBC Red Network effectiveness.

For fifteen years of Friday nights, Cities Service has employed the facilities of the Red to spread fine music—and the fine points of fine gasoline—to millions upon millions of American families. That the combination works, and works well, is amply attested by the fact that Cities Service has renewed its Red Network contract not once or three or five or eight times, but fifteen—and is now starting its sixteenth year of doing business at the same old Friday night stand on NBC Red.

Dwell on that for a moment, when you think about radio in general, or the Red Network in particular. Or consider how consistently other leading American business organizations use the Red.

Of all the Red's 1941 clients, a summary reveals, ninety-five per cent were new ones. Seventy-five per cent of our present advertisers can look back to five or more years on the Red Network—an even third of them to ten or more years.

The best testimonial ever invented is the satisfied customer. The Red Network specializes in them.

NATIONAL BROADCASTING COMPANY
A Radio Corporation of America Service



Fears Censorship by 'Fright' of Owners and Personnel of Stations

Detroit, Feb. 10.—The Washington Administration should declare that it has no intention of establishing a radio monopoly or radio censorship except in matters of military necessity and radio station managers should cease trying to censor themselves.

Both recommendations were put forward here by Norman Thomas, perennial candidate of the Socialist Party for president. Thomas formerly was heard Sundays over WXYZ on a hookup of 13 stations, but said that the Detroit station had canceled his contract. He received another local outlet through WFLB.

"On the whole I admit the way radio in this country has kept open the channels of information," Thomas said. "They have done even better than the British and in all other countries radio is entirely the creature of the government."

"But there is a tendency in the United States to set up unofficial censorship, largely on the part of the people who are afraid of what the Government might do rather than on what has been done."

There are, however, many stations which have taken a broad attitude and it is important that this should continue since all our future depends on an informed democracy.

... Outside the military-in-

COMPTON PAIR WED; McMILLAN BEST MAN

Isobel Olmstead, who does radio publicity for the Compton agency, was married Jan. 31 to Storrs Haynes, script editor of the same firm. She continues her job. Before entering radio, Haynes was a legit film actor.

John McMillin, Compton radio head, was best man at the ceremony.

Cincy Callers to Tampa

Cincinnati, Feb. 10.—Waise Hoyt, WRCB's new baseball mill, will accompany the Reds to Tampa Feb. 20. He will put in three weeks there, making recordings for his nightly 15-minute programs sponsored by Alms & Doepke, department store.

WSA's Roger Baker and WCPD's Sam Butler, also go to Tampa.

formation field there's a terrible lot of territory to consider in questions of censorship. It's possible that the present rules could be interpreted to protect the Government against the consequences of incompetence."

The Do-or-Die Spirit

Chicago, Feb. 10.

Orin Tovrov, author of 'Ma Perkins' series for Procter & Gamble, made a speech at a party for the cast at the Raquette Club here, pledging himself to lift the program to top rating among the daytime series.

The Cooperative Analysis of Broadcasting ratings listed the following Monday, 'Ma Perkins' jumped to first place among its daytimers.

WNEW-News Deal Similar to Swap By WMCA-Times

WNEW, N. Y., debuts its news lineup with the N. Y. Daily News Sunday (15), presenting a five-minute news period on the half hour every hour (such as 1:30, 2:30, etc.) during the entire round of the clock (24 hours). The arrangement is a trade-off of news for time. Under the schedule the station will for the first time cut into its 'Make-Believe' show with something other than music.

WMCA, N. Y., has had a similar alliance with the Times since early January, but in this case it's three minutes of news on the hour (1 p.m., 2 p.m., etc.)

LONG NEGLECTED WSVS FINALLY DISAPPEARS

Buffalo, Feb. 10.

Curtain rang down finally last week on WSVS, one of radio's most conspicuous cases of long-term neglect, when Buffalo Board of Education formally relinquished the 50-watt license and all claim to 1400 kc. band. A few days later, FCC granted a construction permit for an FM outlet on 42,900 kilocycles with one k.w. power, which board will issue.

WVY WSVS, dating from 1924, struggled along in recent years under difficulty with the station's owner, lukewarm to radio education. Housed in a high school, staffed by technical students, non-commercial station ground out old recordings and hand-out speeches. Commercial WBNY shared its time, gradually adding to it all when board refused to open WSVS at start of this school year.

War restrictions on radio plus WSVS' inability to pull itself with student activity was given as a reason for its shutdown. New FM system to cost \$100,000 will bring its signal at city's high and grammar schools, board claims.

WMC, MEMPHIS' DEPT. STORE PROGRAM

Memphis, Feb. 10.

Biggest local talent show yet set during 1942 takes to air via WMC tonight. Program is 30-minute variety item sponsored by the John Gerber department store.

W. C. Teague, editorial writer for The Commercial Appeal and regular WMC news analyst, will emcee. Martha Sheaffer, society editor for same rag, will handle women's fashioning duo of Wilson and Jan Northross, brother and sister, and a new vocal trio, will deliver musical portions.

MURROW WINDING UP LECTURE TOUR

Kansas City, Feb. 10.

Edward R. Murrow, CBS London reporter, drew crowd of approximately 3,800 persons to his lecture at municipal auditorium Tuesday night (9). Artistia Bureau of KMBC local CBS link, sponsored lecture at 20c. 5c. and \$1.12 admission fees.

Murrow's tour closes Feb. 20 when he will go to Washington for several days before returning to his London post via Lipper and Lybion. Bob Trout, CBS news analyst, is currently holding down the London post.

George Crandall of the CBS public relations staff is making the jumps with Murrow.

Robert Wamboldt Joins Compton Agency in N.Y.

Robert Wamboldt, formerly with NBC in Chicago and the Texas State network, joined the Compton agency Monday (8) in a program supervisory capacity. He may be sent to the Coast in a few weeks to handle production of the Ransom Sherman show from there for Procter & Gamble. In that case, Gilbert Ralston, who was sent out to launch the series, would be brought back to the agency's home office.

Besides his NBC and Texas State jobs, Wamboldt for a time operated his own independent program production firm.

'THAT BREWSTER BOY'

Chicago, Feb. 10.

Quaker Oats goes on the Columbia network March 4 when 'That Brewster Boy' starts a weekly 30-minute period over the web. Program will originate in the WBBM studios here. Will be at 7:30 p.m. EST, with a rebroadcast to the Coast at midnight EST.

Written by Pauline Hopkins and produced by Owen Vinson, cast includes Eddie Firestone, Jr., Hugh Leubsdicker, Connie Crowder, Louise Fitch, Bob Bailey, Bob Zellman.

Mexicans' U.S. Counsel

The Mexican Government has a new public relations counsel in the United States. It is Baldwin Munson & Mann of whom Baldwin is the Republican Congressman from New York City.

Gregory Dickson, Jim company press agent, has joined the firm's staff.

TAY GARNETT' RADIO PRODUCTIONS

HOLLYWOOD

presents

"THREE SHEETS TO THE WIND"

Starring

JOHN WAYNE

with

HELGA MORAY

NBC Red Network

Starting

Sunday Evening, February 15th

Taft Building

Ho. 2254-2255

Sales Representative

The James Parks Co.

333 N. Michigan Blvd.

Chicago, Illinois

'IMPEACH' HOLLINER

Carroll O'Meara Succeeds at Meeting—Allergic EPA President

Hollywood, Feb. 10.

Carroll O'Meara of Young & Rubicam agency is the new president of Radio Producers Association. He succeeds Mann Holliner of Benton & Bowles, who failed to show up for his 'impeachment,' not having called a meeting during his tenure of office.

John Swallow, NBC western division program director, was voted secretary.



announces Suzy Reno, "is that your product sells faster if it's WSAI'denified."

"That's because of WSAI's greater popularity PLUS an aggressive merchandising program that keeps selling your program and product from broadcast to point-of-sale."

IT SELLS FASTER IF IT'S

SAI

CINCINNATI'S OWN STATION
NBC-RED AND BLUE • 5,000 WATTS DAY AND NIGHT

- WSAI'S SALES AIDS**
1. Street car and bus cards
 2. Neon Signs
 3. Display Cards
 4. Newspaper Ads
 5. Taxicab Covers
 6. Downtown Window Displays
 7. House-organs
 8. "Meet the Sponsor" Broadcast

CANADA RADIO CONVENTION

RATE REFORMS MEET PROTESTS

Broadcasters Told 'Hints to Editors' Principles Could Be Adopted to Provide Valuable Off-the-Record Guidance on Public Opinion—Third Wartime Convention Hears CBC Is 'Friendly' to Commercial Indies

MILLER TALKS

By C. W. LANE
Montreal, Feb. 10.

The Canadian Association of Broadcasters opened its annual convention here yesterday at the Windsor hotel with 62 members present and a large delegation of guests from the United States. It was the third convention in wartime for the association and the first for the paid president, Glen Bannerman, after his year on the job.

Bannerman got compliments but his pet project, a study of "The Standardization of Rate Structures" was subject to an unexpected attack Monday, causing its deferment until today. It is Bannerman's view that simplified and standardized rate cards as between all stations ought to be approved as present complexity is a nuisance involving clerical and other frustrations. Advertising agencies would be more congenial to Canadian radio if it were easier to do business, he holds.

With resumption of discussion on standardization of rate structures today (Tuesday), the whole matter went over until next year's convention. It was the classic rabbit frequency discounts on spots that was opposed. Gordon Love of CFCM, Calgary, and J. N. Thivierge of CHRC, Quebec, won a close vote after seven hours of discussion. 16 for postponement, 15 against, 21 not voting. "Farcical" for measuring local station audiences was approved. It will be set up by a committee comprising broadcasters, agencies and sponsors from the respective trade associations. A fund of \$5,000 is available.

Convention first heard Bannerman report on negotiations covering various business details between the commercials and the Canadian Broadcasting Corporation, Government agency having jurisdiction over all stations, its own and its indie contemporaries. CBC Board of Governors meets in March and some favorable action is hoped for, especially on transcription regulations.

Association also wants change in official ruling that an advertiser may not use more than one station in any given centre. In effect this prevents sponsors using the CBC's network (the only one allowed in Canada) from making supplemental use of local stations in towns getting CBC network broadcast for same advertiser. And where certain contracts are cleared, the CBC adds 15% to the 15% agency commission, latter item also being a C.A.B. grievance.

Bannerman told broadcasters the CBC displayed a friendly attitude on most of the most points.

Sponsored News
With regard to commercial sponsorship of newscasts the Canadian publishers' hostility has abated, it was declared. A subsidiary Press News, Ltd., is now prepared to furnish a ticker service to stations. This gives Canadian broadcasters another source of news apart from British United Press. Bannerman is urging that the ban on advertising sales of news periods be rescinded.

"Priorities in respect of securing replacements and repairs for broad-

casting equipment" was one of the most troublesome problems of the past year, Bannerman reported. Many technical points were involved in the importation of materials from the U. S. But recently A. A. Walker, in charge of priorities at Ottawa, informed him that the entire problem has been simplified and he thought C. A. B. members would be pleased with the position that would now be accorded them for getting replacements. Details on this point will be available in a week or so.

Also bullish was statement that no future advertising campaign by the Canadian government is planned without taking broadcasting into consideration.

Too Much Charity
B. W. Keightley, advertising manager of Canadian Industries, Ltd., and past president of Association of Canadian Advertisers Assn., said there were too many appeals for charity and near-war work going out over the radio. They were building up

a callous attitude on the part of the public. It was not only an inefficient way of getting money but also liable to affect success of the really necessary appeals. The essential problem of the day outside the war effort was how to build up the nation against the stresses and strains now being imposed on it. In his view he thought radio was one of the most invaluable remedies. Radio could also help greatly in preparing the country for the great change that must follow at the end of the war.

Wishful Thinking
G. Herbert Lash, director of public information at Ottawa, told the convention not to count too much on the Russian campaign. He had not heard much of great captures of Germans as the result of pincer movements and there was no demoralization that he knew of in Germany. As to Japanese and other matters it was part of the business of radio to check wishful thinking. As to use of news services Lash said that much of the record in-

formation was sent to editors and greatly assisted in forming healthy public opinion, checking complacency on the one hand and too much pessimism on the other. This news was strictly censored, but helped editors guide opinion. He thought radio should make arrangements to enjoy this tip stuff as does the press. There should be a radio correspondent established at Ottawa to get this very special news which could be used indirectly in guiding public opinion. On a cooperative basis it would cost stations all over Canada about \$1 per week per station.

Uniforms Help
K. W. G. Clarke, director of Department of National Defense and in charge of public relations for the army, navy and air force, said that in Great Britain and Canada there was a very great use of uniformed officers on the staff, while in the U. S. only civilians were used. It was his experience that much more and more detailed accurate information

was obtained by use of service men in confidential matters.

Miller Talks
Neville Miller, president of National Association of Broadcasters of the U. S. A., was the luncheon speaker. "Some day the guns will be still, the last Unknown Soldier will be buried, and the nations of the world will gather around the peace table," said Miller. "On that table will be laid the list of those nations, and those leaders, who tried to destroy civilization, and radio—as used by them—will be listed as a powerful tool of aggression. Also on that table will be laid the names of those nationals and their leaders who fought to save civilization, and radio will be on that list, and it is your job, and my job, to see that it is written in letters of gold."

San Diego.—William A. Evans has been named commercial manager of KGB, Don Lee outfit here, succeeding Dan Donnelly, transferred to Santa Barbara.

**EVERY NIGHT AT 9:30
OVER THE TOP BROADCASTING
SYSTEM COCA-COLA PRESENTS
A SPOTLIGHT BAND...**

WILL IT
DISTURB YOUR
READING IF YOU
HAVE TO "POP YOUR
FEET"?

IT MIGHT BE
**BENNY
GOODMAN**

OR
**TOMMY
DORSEY**

OR
**FREDDY
ASTARTIN**

OR
**GENE
RUP**

LOOK
DAD—
LIKE THIS

OR
**HARRY
JES**

OR
**EDDIE
DUCHIN**

**"BUT YOU CAN BET YOUR
RADIO IT WILL BE A TOP-FLIGHT
BAND... BECAUSE 18 OUT
OF THE TOP 20 RADIO DAILY
DANCE BANDS WERE IN THE
SPOTLIGHT THE FIRST 15 WEEKS!**

**"AND ON
SATURDAYS FROM
9:30 TO 10:00 P.M.
THE BAND PROVED BY
THE COCA-COLA SURVEY
TO HAVE MADE THE
WEEK'S MOST POPULAR
RECORD PLAYS ITS
WINNER AND OTHER LATEST
HITS**

**MUTUAL BROADCASTING SYSTEM FIRST IN THE FIRST THREE
NEWS...SPORTS...POPULAR MUSIC**

From the Production Centers

IN NEW YORK CITY . . .

THE RADIO TRADE IS DISCUSSING: Fred Allen's spoofing of the usual statistics prepared by other comers to make studio audience laugh—Joe Cook's full page ad in 'Variety' last issue announcing his retirement from show business—the Advertising Agency tagging of an author, Norman Corwin, for its first man-hour—Anne Mitchell's corned beef and cabbage party—Prospective appearance of Martin Luther King at the Overseas Press Club banquet later this month.

Finches Chase, femme lead of 'House in the Country' script, subbed for Irene Winston in the Broadway legitt, 'Brooklyn, U. S. A.'...**Mina Winston,** also a radio regular, has an injured leg...**Blue network** is inviting the deluge by asking for the submission of new scripts and script and program ideas...**The Celanese show** is directed by Joe Hill, who also does 'Manhattan at Midnight' both by Radio & Public...**Isabelle Beech,** who formerly aired for General Foods on NBC and for Hecker Products on Mutual, started Monday a six-weekly morning series on WFN for women...**Sandra Michael,** author of 'Against the Storm,' to Chicago last week and after about a week there proceeds to Palm Springs, Cal., to balance the balance of the winter.

Helen Brooks, in the cast of the legit comedy, 'Arsenic and Old Lace' and Mutual's 'The Timid Soul,' joined the 'Aunt Jenny' cast this week...**Paul Chiff,** for CBS, probably expected to direct the CBS network...**Dudley Connolly,** WWRL program director, on leave of absence, with Fred Burr, night studio manager, subbing...**Ben Pratt** resigned from Mutual publicity department and will become a talent manager and p.a....**Howard Haysford,** author of the woodunit novel, 'Murder for Pleasure,' graduated Friday (6) on 'Mystery Man' via NBC-Red (WEAF)...**Meeting of the script writers and producers committee of the American Television Society** will be held today (Wednesday) at the Woodstock Hotel, to discuss possible ATS package-production of television programs...**Waverly Root,** former foreign correspondent and Mutual rep in France, started a six-weekly comment series Monday (9) on WINS...**Richard Wood** organized at Radio City Music Hall and on various communal programs, has opened a restaurant, The Encore, in 48th Street...**Larry Elliott** is announcing the new recorded show for the 'Treasury Department'...**Henry J. Taylor,** foreign correspondent for NAMA, doing twice-weekly series on WHN.

Robert Heuser, formerly panelman on the Helen Hayes show and 'We, the People,' transferred to technician duty at the WABC transmitter...**William Busch** took over the dial on 'We, the People,' and the Hayes show folded...**Connie Ernst** will in the William Morris office contact for the four-network movie show being produced by Norman Corwin...**Lester Hatfield** the panelman for 'Man I Married' and 'Life Can Be Beautiful' shows on CBS...**Adolph Goble,** WWRL musical director, doubling as organist at the Park Terrace cafe, Brooklyn...**Edward Malcolm** the technician for 'The World Today' on CBS for United Fruit...**Charles Newman** adapting the 'Great Plays' series on the Blue network...**Roy Lockwood** is directing.

Henry 'Dobe' Carey, son of actor Harry Carey, joined NBC pageboy staff...**He's** studying for a concert singing career...**Fred Vickers** handling the dials for the Lanny Ross program on CBS...**Irene Kuhn,** of the NBC promotion department, placed Sunday (1) to Mexico to gather material for a radio series to start Feb. 28...**Louis Peltellier,** free-lance writer, added to CBS script department...**William Gage** the technician on 'Take It or Leave It,' 'Pet Milk' and the Philip Morris 'Playhouse' and 'Crime Club' programs, all on CBS...**Scott Kilgore** engineering the Ed Hill news and Glenn Miller programs on CBS.

Paul Sullivan's 10-minute news spot Tuesday nights on CBS is being dropped by Liberty mag...**WABC** is seeking participation spots locally on Mutual out of WGR, Buffalo, National Farm and 'Home Hour,' also on the Blue, shrinks from 45 minutes to a half-hour, with Baukhage taking over the odd 15-minute spot for a news series from Washington...**Allan Metzger,** of CBS publicity, will drum-beat 'This Is War,' the forthcoming four-network morale program for the Office of Facts and Figures.

Baroness Helese de Polenzka varying her WBYN commentaries to

stress women in defense activities...now heard Sundays at 3:50 p.m....**much-delayed Raymond House** book by Arch Oboler will appear soon...**Handy Awards** to be announced in volume 10 of 'The Best of Radio' this year...**hundreds of records** from NBC alone...**Radio Executives Club,** Manhattan luncheon group, is also giving an award soon...**Editor Center** turned over to Mildred Fenton, Bates College, and is being supervised, back on job after hospital treatment for back ailment...**C. M. Van Auken,** formerly of the WOR purchasing department, now at the radio station...**Morton** and **Edward** Danzig, WOR publicity head, with series on WPAT, Paterson, N. J., after the purchase of the station...**Beth Rayburn,** vocalist-pianist, back to the radio...**John H. Dunlop,** of the department's secretarial staff, in charge of photographs...**Helen Dunlop,** of the department's secretarial staff, in charge of photographs...**Feb. 20** at the Waldorf-Astoria...**Eddy Brown,** musical director of WQXR, elected head of the Green Room Club...**Ken Heene** has completed his first 13-week series of recordings for Liggett & Myers (Velvet Tobacco) and is now starting on his second batch...**They're tagged 'Henry Keene in Town.'** Newell-Zemmett is the agency...**Arthur Zipser,** formerly with the story department of Paramount Pictures, has joined the addition to the story department of the New York City lawyer, replaces Kirk Quinn, who is leaving the network.

John Dillon, formerly sports and special events director of WFAB, Buffalo, N. Y., has joined NBC-Red as assistant to Bill Stern...**He succeeds Hugh Beach,** who left to take an educational radio job...**'Aunt Jenny,'** daytime series on CBS for Spry, being reintroduced via WAX on WOR next...**Austrey Posey,** WOR engineer, will be married Saturday (14) to Jean MacGowen...**Norman Toker** added to 'Front Page Parade' cast...**J. R. Poppo,** WOR chief engineer, left Saturday (7) for New York.

Key Lorraine, WNEZ vocalist, guests this week on 'Lower Basin Staley' over the Blue (WJZ) and on 'Accent on Music' via CBS...**Neil O'Malley** of the Blue (WJZ) is also appearing on 'Divorce' troupe...**Hanna** directing the David Harum' repeat on CBS, with Richard Leonard continuing to handle the original NBC-Red (WEAF), as well as the 'Divorce' troupe...**WJZ** engineer, or wife of absence to take defense assignment...**Jay Meredith** newcomer to 'Young Wilder'...**Dick Winters,** of the original Airline Blackburn and Carl Eastman added to 'Just Plain Bill' company.

Jo Hanson doing a 'Travel Talks' series Saturday mornings on WINS...**George** and **John Payne** are tentatively set by Charles Martin for the Feb. 20 edition of Philip Morris 'Playhouse'...**Walter Houston** guests this Friday night (13)...**Edward G. Robinson** will m.c. and play the lead in a new series in an adaptation of the play suggested with George Murphy, on 'Keep 'Em Rolling'...**The Andrews Sisters** will also guest on the show...**Clauda Rains** appears on the same program the following week...**The Blue (WJZ)** to make room for the Government's 'This Is War' series forced 'Little Ol' Hollywood' of the network.

Tommy Velotta, formerly NBC-Red program assistant to Phil Carlin, moved to the Blue (WJZ) to handle special events, as assistant to Johnny Johnstone...**The latter's secretary,** Ellen Heagerty, came along with him...**Jack Dempsey's** quit show Saturday nights on WOR for 'Pie's' beer for the first half of the WGN network, series out of New York, with Col. Robert R. McCormick's talk in the clipped portion...**Phil Carlin** is looking for a mystery show to go in the 10:45-11 p.m. spot after the board of directors also announced...**John Gribbenberg** on the direction of 'Abe's Irish Rose' for Procter & Gamble...**Leon Goldstein** of WMCA had a warrant issued for his last week for failing to answer a summons for working in the subway.

IN HOLLYWOOD . . .

THE RADIO TRADE IS DISCUSSING: Orson Welles finally making good his threat to he sue to join all America, come what may in Academy awarded the draft and how it will strip the studios of up-and-coming youngsters and whether or not they will give preferential treatment to keep the country's fifth-year jumping.

Kay Kyser started his fifth year for Luckies, every one of them a full 52 weeks...**John Swallow** putting the NBC production shop in order up Frisco way...**Bill Dunch** switched over from Chase & Sanborn to 'Fibber' on the radio...**Jack Benbow** and **Frank Merwin,** Kay Kyser's thrush, will marry Murdo MacKenzie, NBC engineer...**Ginny Simms** working into the regular vocal spot on the Bob Burns supper...**Bill Morrow** and **Ed Beloin** will be featured on Jack Benbow's 'entertaining to write themselves an acting part with W. C. Fields in 'Dales of Manhattan' at 20th-Fox...**Chet Lauck** (Lum of L & A) running two of his nag at Hot Springs in his home state...**One of the harem** from his stable will fly his kites in the Kentucky Derby...**Lawton Campbell** returned to N.Y., leaving Pete Barnum here to keep tabs on Rutherford & Ryan shows here...**Jim Barry** shifted from KKNX, Hal Hudson winning the swivel until he gets back...**Lou Sivers** and **John H. Dunlop** are also appearing on the radio...**Part of the Morse code's victory symbol,** the first four notes of Beethoven's 'Fifth Symphony'...**It remains until** the war is brought to a victorious finish...**Clete Roberts,** WABC contract networker, now heading for the NBC department...**Rollie Thomas** came over to KFI from KHJ to replace Enlatte Phil MacMurry...**Truman Bradley** Air-boat-bound soon...**KFI** moved over to service base more than a year ago...**John Wolfe** down from Frisco to line up talent for a trans-union series.

8-H AT RADIOITY IS BEING OVERHAULED

Studio 8-H, in Radio City, N. Y., used for symphonic programs and other shows requiring large space, has been completely overhauled with new equipment, starting this week. Among the innovations will be a sound-referencing stage and comfortable chairs for the audience. Improvements will be similar to those in company's two new studios on the 6th floor of the building, 6-A and 6-B.

Robert Mosher West For
Edgar Bergen Program
Robert Mosher, who has been writing both program material and commercials for the New York office of the J. Walter Thompson agency, was transferred last week to Hollywood to write the script for the Edgar Bergen show.
Mosher joined the agency four

JACK RUNYON WITH ROCKEFELLER GROUT

Jack Runyon, until recently radio head of the West Coast agency, has joined the radio division of Rockefeller Committee on Inter-American Affairs...
After a few weeks in the New York office to familiarize himself with the office, he is expected to set up and manage a branch office in some other city.

P & G Policy

Continued from page 27
taken near-identical sales slants concerning, but slight variation. While the agency never spots programs for two similar-type products that are two hard soaps, or powder or flake soap directly adjacent on the schedule, it was observed that some cases the more or less similar products for such products program on Ivory flake and Ivory Snow heard on programs separated by only a few minutes.
With P&G buying solid-hour blocks of network time, this occasionally results in two paid spots on the same program. The program with fairly similar sales approaches occupying four consecutive spots on the same program network. It's known that many day-time listeners let their dials stay on the program for the first few minutes over at a time. Hence the closest over-all supervision of copy.

Another plan worked out by the department is to make a slightly different use of the breaks between programs of each of the two solid-hour blocks of network time. Short plug, somewhat like a 'hitch-hike' commercial, would be inserted for the third program before the regular closing blurb on one program and the opening commercial on the next. Despite the addition of the extra announcement, the total amount of commercial copy would remain the same, as the regular blurbs for each program would be shortened. Furthermore, it is figured that by breaking up the commercial copy into shorter units, the total commercial time may actually seem shorter to the listener.

P&G recently added CBS repeats of its NBC-Red (WEAF) serials, 'We and Sade' and 'Mary Martin.' These were isolated moves as experiments have indicated that in certain exceptional instances a repeat show on another network gets almost as large an audience as an additional program on the second hook.

There is no P&G expectation now of dropping all CBS origination and using that network only for repeats. This would require a complete switch in the traditional P&G policy of permitting its brands to operate semi-independently of each other. Such a change in policy might involve a saving of \$1,500,000 more a week in script and production costs. But it's figured that the confusion of programs with products plus the necessity for a drastic revision of P&G operating policy, makes any such change unlikely, at least for the next couple of years.

Niles Trammell, NBC president, who was operated for appendicitis at Roosevelt hospital, N. Y., a couple of weeks ago, was reported as being (Tuesday) as steadily improving.

YOU CAN DEPEND ON THAT
YOU CAN ALSO DEPEND ON

dependable

660 K
5000 WATTS DAY
P-3000 WATTS NIGHT

The Carolina BEST Frequency

NBC Red

Al Steele of D'Arcy Agency. To Mexico for Coca-Cola Discs of Native Music

Al Steele, radio supervisor of D'Arcy agency, left New York for Mexico City Saturday (7) to spend six weeks overseeing recording of native Mexican, Venezuelan, Colombian and Cuban talent for Coca-Cola transcribed programs used in those areas. Coca-Cola is to cut 158, 15-minute platters used on 44 stations.

While in Mexico City recently with George Zachary, director of Coca-Cola's Andre Kostantetz series on CBS, Steele became interested in the wealth of native talent he came across. Current trip is the result.

CHM Gray, on WSPA, Spartanburg, S. C., as baritone, newscaster, etc., now also doubling as Farmer Gray for Jane's Farm Page.



WE LIKE ADVERTISERS

especially the 203* national and regional advertisers who helped to make 1941 our biggest year to date

*And the 174 advertisers whose business is strictly local in nature.

KSO KRNT
DES MOINES

Aligned with the top Western Station and 750,000

Represented by The Katz Agency

Rooney Krafts for Bing While Latter on Swing

Hollywood, Feb. 10.—Bing Rooney will be headman on Kraft Music Hall Feb. 12-19 so he was elected to do charity going with Bob Hope. Rooney opens at Phoenix and then leads to the line-up for San Francisco, Houston and Dallas. Meanwhile Hope is under treatment for both throat and leg.

Coin for the exhibition matches goes to the Red Cross.

HOCKEY ANNOUNCERS FORM ASSOCIATION

St. Louis, Feb. 10.—The Association of Hockey Broadcasters was formed here last week and officers were elected. The gathering on the games in the American Hockey Association which embraces St. Louis, Kansas City, Dallas, Tulsa, St. Paul and Minneapolis. St. Paul and Wichita.

Chas. Fenners, general manager, and Bill Durney, WIL, St. Louis, treasurer.

WAYS, CHARLOTTE, STARTS HAS Blue and Mutual Programs—Harold Thoms Manager

Charlotte, N. C., Feb. 10.—The much-delayed opening of WAYS, Charlotte's new 1,000-watt, finally came off here when authority came through from FCC to begin operations. Station originally was to have opened in fall, but a string of bad luck, set off by collapse of a building tower, in which sleepjack miraculously escaped death, which was followed by refusal of insurance to work, along with bad weather and difficulty in getting materials all contributed to delay.

Station had been completed for two weeks, but was conducting tests required by FCC prior to being granted authority to begin operation.

Station opened with NBC Blue network and is to add Mutual on Sunday (1). This gives Charlotte local coverage of all major networks, since NBC Red is carried by WSOC and CBS owns WIT.

Harold H. Thoms is general manager, Robert Rieghy is chief engineer, and Ron Jenkins is program director.

Acme Lead Buys Into Chicago Breakfast Club

Chicago, Feb. 10.—'Breakfast Club' variety show on the Blue network gets its third advertiser, with Acme White Lead launching a twice-weekly 15-minute slot over 65 stations, beginning Feb. 17, in a deal set through the Hertz, Hurst & McDonald agency here.

Other two sponsors are Swift & Co., which recently renewed for 52 weeks its three-a-week 15-minute series 'The Cream of Wheat' which has a twice-weekly 15-minute piece of the show.

Opelika on Mutual

Station WFJHO, Opelika, Ala., joined the Mutual network Sunday (8), bringing the number of affiliates to 195.

Outlet operates on 1400 kc., with 250 watts in the daytime and 100 watts at night.

Charles Kucker's New Job

Chicago, Feb. 10.—Charles Kucker has joined the Sherman & Marquette agency as office manager.

Kucker was formerly office chief of the Lord & Thomas agency here.

KRESS HEADS WRITERS Succeeds Savage in Chicago Radio Writers Guild

Chicago, Feb. 10.—Fred Kress was elected to national vice-president of the Radio Writers Guild at the organization's annual membership meeting Jan. 28 at the Drake hotel. He succeeds Courtenay Savage.

Members of the regional council elected at the same time are Leslie Fidgey, Dan Ryan, Orrin Torrov, Jack Payne, Pauline Hooks, Madeleine Clark, William Costello, George Jones and Jack Mitchell, with Robert Donovan and Jim Fessie alternates.

Expect Coca-Cola To Quit Memphis Baseball on WHBQ

Memphis, Feb. 10.—Priorities will take their heaviest local toll if Coca-Cola follows through on its reported intention to drop sponsorship of Southern League baseball broadcasts this season.

Memphis branch of soda pop firm has aired Memphis games play-by-play since 1930, first with Francis Chamberlin handling via the old station WHBR (now WMPMS) and since 1938 with Bob Albury splicing over WHBQ.

Rationing of sugar has whacked output badly and station is reported already casting about for another sponsor in view of probable cancellation. Everett Pidgeon, soft drink magnate, is away in Florida at this time and final decision undoubtedly awaits his return.

Deal was probably largest single contract handled locally.

Inside Stuff—Radio

Coincided with the 20th-Fox Miami Beach premiere of 'Song of the Islands' last week, Irving Kahn, radio exploiter for the film company, revised the standard that the Chamber of Commerce should defray line-charges for big-name radio programs as a means to induce more broadcasts from the Florida resort. It's a seasonal yarn, and looks good on paper, since many a radio club might like to originate from Miami, instead of N.Y. or Hollywood, were it not for the costly line charges.

He used the Kale Smith show as a peg, since the Ted Collins-Kate Smith entourage was brought to Florida to tie in with the 'Islands' premiere. Betty Grable and Jack Oakie, stars in the film, participated on the Smith show.

Incidentally, Collins is crowding in an extra week in Miami Beach, setting his next Friday's show there, and hopping in Friday noon for the broadcast from N.Y., thence to the Michigan Naval Base the week after, followed by other military training stations.

In relating the performing rights clearance problem that the Carnation Milk account encountered following the decision to include ASCAP numbers in its transcription series a story in a recent issue of 'Variety' noted that the American Association of Advertising Agencies had cautioned its members against directly assuming any obligations for performing rights clearances. The caution from the Four A's, it was pointed out by that organization last week applied only to mechanical rights.

'Timout Clothing Co. would like to resume the weekly quarter-hour with Raymond Clapper and William Hillman on the Blue Network, but on the condition that the American Association of Advertising Agencies be credited in 'Variety' reports, he has been originally cast for the part and so announced.

Alfred Ryder played opposite Olivia DeHavilland in the first 'Plays for Americans' broadcast Sunday (1) over NBC. Raymond Johnson was credited in 'Variety's' review, he was being originally cast for the part and so announced.

G. W. (Johnny) Johnstone, who last week joined the Blue network as director of special events is an oddtimer at NBC, having joined WFAF, New York, March 23, 1933, when it was still A. T. & T.

Something exceptional in inter-network and inter-station series is the 'American' broadcast Sunday (1) over NBC. Raymond Johnson was credited in 'Variety's' review, he was being originally cast for the part and so announced.

WFCO, Cincinnati (Scrapps/Howard) has crashed through to second place in the latest C. E. Hooper daytime hours listening index for the city. Achievement is without benefit of network programs entirely on a local programming job of news, sports, etc.

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It's Hot News! At a Cowles Station!

News is hot and listening demand is hot. **Mutual's** listeners depend on the **Cowles Station** for news—news that is fresh, accurate—calmly and fully presented. The newscaster reports are only four of a staff of 15 men trained for one purpose—the able presentation of news when and how our listeners want it.

Time is so precious to our listeners that only the **Cowles Station** can bring them the news that is national news as reported by both **Associated Press** and **United Press**, plus news that is exclusively gathered from our staff.

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Stokes 35¢ In Chi, Tops Theatre Bands; Masters Fair at \$28,000 In N.Y.; McCoy OK 25¢ In Cleve.

Estimates for This Week
Bob Chester, Philadelphia (Earle); 2,700; 35-45-67-68-75. Abetted by in-person shot of Misha Auer and "Paris Calling" (U). Netting splits; 192,000. On records splitting three ways.

Eddy Duchin, Boston (RKO-Boxton); 3,200; 30-45-35-65. Leader has a local boy rating here and this is helping lack up the take to an estimated \$22,000. Good "Two Latins From Manhattan" (Col) on screen getting little credit on the draw.

Gene Krupa, New York (Paramount); 2,800; 25-35-50-60. With "Ziz Bow Ball" (Rep). Most of credit for okay \$18,000 to Krupa in New York.

Frankie Masters, New York (Strand); 2,786; 35-55-75-85-90. With "Wild Bill Hickok Night" (WB). One that usual makes this mean a fair profit of \$12,500.

Glenn Miller, New York (Paramount); 3,652; 35-55-80-90. With "Sullivan's Travels" (Par). Combination of b.o. band of Miller's and the Joel McCrea-Vernonica Lake film, accounting for very heavy first week through last night (Thurs.) a smash hit (WB). One that seven days were \$72,000. Begins three weeks today (Wed).

Clyde McCoy, Cleveland (Palace); 3,700; 30-35-42-55-60. With "You Belong to Me" (Col) and Laurel and Hardy on stage. Good \$25,000 despite stormy weather.

Harold Stokes, Chicago (Chicago); 4,000; 35-55-75. With "Bahama Passage" (Par). Stokes' radio build-up is in mid-west to count heavily in overcoming mildish film draw; bit will be okay at around \$35,000.

Dick Kuhn and His Orchestra

The Biggest Little Band in Radio
 4th Year Hotel Astor
 "Bill Bailey Won't You Please Come Home"
DECCA RECORDS
MUTUAL NETWORK
 D.M.C.A.

LOU ORCHESTRA

WINDSOR THEATRE
 Feb. 12-18-28
MUSKAT TRANSCRIPTIONS
 Feb. 16
DECCA RECORDS
COCA-COLA PROGRAM
 Feb. 18
General Amusement Corp.
 Per. Reps. SAN LUTZ

TOMMY TUCKER

Doesn't want to see the world in fire, he just wants you to hear

'Cancel the Flowers'

On Okeh Record No. 6466

"Music With the STRONG Appeal"

BOB STRONG and His Orchestra

TREAT TUNE CBS
 ENGLE WALKER MUSIC CO. NYC
 NBO - RED
 Management: MCA

On the Upbeat

Evelyn Tyner comes back from Waldorf hotel, New York, to Essex House, N. Y., replacing Ray Horton.

Johnny "Scat" Davis band to record for Okeh.

Lani McIntire replaces Ray Kinney in Lexington hotel, New York, Hawaiian Ro-m tomorrow night (Thurs.).

Amy Arnell, vocalist with the "Coca-Cola" orchestra, learned half owner of forest on Sunset Hill, in Hollywood last week.

George Massa, ex-Artie Shaw trombonist, joined Guy Meyers' Connecticut Colonial band which disbanded at WICC, New Haven area.

Sunny Clapp, songwriter-trombonist, heading his own band, opened at Terrace Restaurant, Miami Beach, replacing John Jones, another songsmith-maestro. Clapp is best known for "Girl of My Dreams."

Glenn Lee into Empire Room, and that Salt Lake, for an indefinite run.

Dorothy Otterman is new singer with The Band and playing in the Youngstown, O. area.

Bill Barde band, at El Dorado Room, Commodore, New York, Toledo, O., has had its original five-piece engagement extended two weeks more until Feb. 22.

Tommy Flynn orch, back in Buffalo, N. Y., after playing before moving into Chez Ami, which reopens in about a month. Closed after Knas day fire.

Jack Plets, Jan Savitt pianist-arranger, goes into Army Friday (6). Plets at Sherman hotel, Chicago.

Nita Norman replaces Jean Williams as Lou Brown vocalist.

Two Dallas night spot changed bands last week. Carol Lofson's band at a floor show into Baker Hotel's Mural Room and Tony di Pando band moved in at the Cactus Room of Plantation Club.

Joe Trivieri, former trumpet with Brad Hunt band at Bill Green's, Pittsburgh, now in Orrin Tucker's brass section.

Ena Ray Huston band booked into Stanley theatre, Pittsburgh, for week beginning Friday (13).

Maxie's 3 into Club 13, Pittsburgh.

Paul Gene (Baldrige), formerly with Al Kavelin, now vocalist with "The Best of Club Pette, Pittsburgh.

New Gary Lee (Leo Strin), Pittsburgh Symphony violinist, band picked up for four additional weeks at Merry-Goe-Round, Pittsburgh.

Lee Sura, senior in Carnegie Tech, has just been named "Lofson's band" as floor show in Baker Hotel's Mural Room and Tony di Pando band moved in at the payroll on part time basis until he graduates in June, when he joins staff permanently.

Freddie Packard, band leader, is making direct directing detour trip to fill the role for the U. S. Air Corps at

JEAN WALD DISBANDS

Leader of Girl Orchestra Joins Frederick Bros. Office

Pittsburgh, Feb. 10. Jean Wald, local girl who started her first all-female band here 10 years ago, has disbanded her outfit, Frederick Brothers' Music Corp. in its New York booking department. Miss Wald, organizing her first career here in 1932 while she was secretary to Sol Hankin, then organized her own band, which was disbanded last year after having been recruited only a few months ago. Band's last date was at a Columbia O. cocktail lounge, where Miss Wald likewise had a radio commercial for several weeks.

Les Brown, \$4,500, Tops Wisc. Prom; Roly Rogers OK

(Estimates)
 Les Brown (U. of Wisconsin, Feb. 6). According to school dance committee Brown drew what is believed to be the largest prom attendance in school's history; 1,700 admissions at \$2.50 per for \$4,500. Band exceptionally well received.

Neby Byrne (Chernot B., Omaha, Neb., Feb. 7). Byrne was "disappointed" with 607 dancers at 75c for \$605.

Woody Herman (Keith's Roof, Baltimore, Feb. 8). Herman went into percentage here with 1,400 at \$3.00. Last week (12) he set a new attendance mark at National Theatre, Richmond, Va., with 3,600 admissions in four shows, at 50c.

Harry James (Arena, Trenton, N. J., Feb. 1). In two shows James played to great \$400 admissions at \$1.10.

Johnny McGee-Bud Norva (Raymond Playhouse, Boston, Feb. 9). McGee drew new Norva combo. McGee drew 1,400 Friday at \$1.80 Saturday for good gross of \$1,200 considering bad weather.

Ray Rogers (Totem Pole B., Auburn, Mass., Feb. 2-7). Considering that Rogers' local cut was \$4,000. Last week's snovostorm he did amazingly well in pulling 6,000 hoppers in four days at \$1.45 per for \$4,785.

Wright Field, Dayton, O. He has also taken over a town band for one-night bookings in the territory.

Al Doeren from Bud Freeman's band joined Al Donahue's sax section.

Al Diehl has left Mickey Albert's orchestra (Coconut Grove, Boston) and joined his trombone along to join the Army.

Frankie Carlson, drummer, quit Millard Filmore Hospital, Buffalo (2), minus his appendix to rejoin Woody Herman's band.

Bernie Sandler reorganizing band in Buffalo before opening Wednesday (16) in Millford, Conn.

Eddie Wiselstein orchestra plays U. S. Freshman prom with Mitchell Ayres band Feb. 27.

George Duffy band shifts from Syracuse hotel to Gibson hotel, Cincinnati, Feb. 16.

Gerard Preshaw, of Six Hits and Miss vocal combo, in Army at Fort Riley, Kansas.

Gene Erwin, currently at the Hotel Hollenden, Cleveland, has enlarged his band to 11 men and obtained a CBS outlet.

Lee Gordon, musical director of WTAM, Cleveland, will baton a 17-piece orchestra during "The Stand of Icecapades" show at the Arena, starting Sunday (15).

Frank Marti, Latin maestro at the Copacabana, N. Y., recorded a Brazilian album for Decca under Marty Downey's direction.

Bands at Hotel B.O.'s

(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.) is not figured since it is of a different order of magnitude and of a different character. Larger amount designates a weekly holiday price.)

Band	Hotel	Cover	Weeks	Per	Others
Freddy Martin	Waldorf	(400; \$15-30)	3	1,900	6,775
Benny Goodman	New Yorker	(400; \$15-30)	17	1,255	32,850
Eric Madriguera	Biltmore	(300; \$11-15)	2	800	800
Lani McIntire	Lexington	(300; 75c-15)	0	800	800
Johnny "Scat" Davis	Blackhawk	(400; \$12 min.)	4	2,100	9,000
Vaughan Monroe	Commodore	(400; 75c-41)	17	1,900	25,450

* Asterisks indicate a supporting floor show, although the band is the major draw. 2 days.

Chicago

Del Courtney (Continental Room, Stevens Hotel, 400; \$15-42 min.). Final week for Courtney, who has done great here and will be back after theatre and one-nighter tour. Last week nice with 2,500 people.

Johnny "Scat" Davis (Blackhawk, 400; \$12 min.). Not much longer for Davis, who is doing so-trade here, bringing in fair 2,400 customers last week, fourth.

Karol Gugat (Empire Room, Palmer House; 400; \$3-35.00 min.). Gugat rates powerful here, even considering added strength of conventions at hotel. Scored fourth week with 4,000 patrons.

Paul Waller (Dovebush Room, Garrick, Stueber; 200; no min.). In second week Waller continues bright attraction in room which has become well known here.

Burd Bascomb (Chez Parlor; 500; \$3-35.00 min.). With Morton Downey and Willie Bluebel as headliners on the show, Bascomb is giving and getting good here to fine 4,200 visitors.

Jan Savitt (Panther Room, Hotel Sherman; 700; \$12-25.00 min.). Savitt scored well on his second visit here and clicked fine 2,500 during first full week.

Art Kasel (Walnut Room, Bismarck Hotel; 500; \$1-32 min.). Kasel continued nicely here. His is one of few bands to make good in this tough second floor room, dragging in 2,000 diners last week.

Los Angeles

Shkany Ennis (Ambassador; 400; \$1-15). Replacing Ray Noble, Ennis opened in splendid business. Pulled close to 1,000 covers in two nights.

Phil Harris (Giltmore; 1,500; minimum \$1-15.50). Those graduation parties pulled up through the week for a heaping 6,500 tabs.

Tommy Dorsey (Paladium; 5,000; \$5-41). Floor has had little rest since Dorsey moved in and the counting of noses nudged 20,000. Band's setting an attendance mark that won't be touched for some time to come.

Red Crosby (Clyburn, South Gate; 800; 55c-75c). Topped 6,000 customers for another bangup week. That's slightly lighter for a band that's been around for 14 months.

Norval Biele (Casa Manana, Culver City; 2,500). Catching his second week before returning over the stand to Jack Tanager (13); past week booked at 4,500.

Paul Whiteman (Florentine Gardens; 1,000; \$1-12.25). The place still brisk and the room counting a nice profit on 6,000 parties.

San Francisco

Paul Barone (Rose Room, Palace Hotel; 500; 50c-15.00). Barone's draw is proving a surprise, inasmuch as he can be classed as unknown in Frisco. First week pulled just short of 2,000 covers, which had all concerned walking on air.

10 Best Sellers on Com-Machines

(Records below are grabbing most nickels this week in jukeboxes throughout the country, as reported by operators to "Variety." Names refer to man one band or vocalist after another. Figures in parentheses of popularity, whose recordings are being played. Figures and names in parentheses indicate the number of weeks each song has been in the listings and respective publishers.)

1. White Cliffs of Dover (6) Shapiro..... [Sammy Kay.....Victor
Jimmy Dorsey.....Decca]
2. Blues in Night (5) Remick..... [Woody Herman.....Decca
Frank Sinatra.....Capitol]
3. Rose O'Day (2) Tobias..... [Kate Smith.....Columbia
Woody Herman.....Decca
Frank Sinatra.....Capitol]
4. Remember Pearl Harbor (5) Republic..... [Eddy Howard.....Columbia
Alvino Rey.....Bluebird
Jiminy Dorsey.....Decca
Bing Crosby.....Vocalion
Johnny Long.....Decca]
5. I Said No (2) Paramount..... [Les Brown.....Okeh
Woody Herman.....Decca
Frank Sinatra.....Capitol]
6. Shepherd Serenade (13) Mayfair..... [Harry James.....Columbia
Glen Miller.....Bluebird
Andrews Sisters.....Decca
Charlie Spivak.....Vocalion
Sammy Kay.....Victor]

OTHER FAVORITES

- (These records are directly below first 10 in popularity. Tunes with more of weeks in parenthesis are fading, others gaining.)
- Tommy Tucker.....Victor
 - This Love of Mine (17) (Emphasis).....Okeh
 - Glen Miller.....Bluebird
 - Andrews Sisters.....Decca
 - Vaughn Monroe.....Bluebird
 - Andrews Sisters.....Decca
 - King's Rhapsody.....Okeh
 - Merry Maes.....Decca
 - Harry James.....Columbia
 - Vaughn Monroe.....Bluebird
 - Sammy Kay.....Victor
 - Bob Chester.....Bluebird
 - Benny Goodman.....Okeh
 - Johnnie Morgan.....Bluebird
 - Glen Miller.....Bluebird
 - Jimmy Dorsey.....Decca
 - Woody Herman.....Decca
 - Glen Miller.....Bluebird
 - Duke Ellington.....Victor
 - Jimmy Dorsey.....Decca

New High In Disc Jockey Gall

Bandleaders who have played Detroit recently have been offered the chance to sponsor their own recording at a record jockey concert held with a nearby Canadian radio station. Several leaders, burned at the idea of being asked to finance the broadcasting of their own players under the idea that it would be profitable in that area, have complained to their booking agencies.

According to one leader, propositioned he was to be guaranteed five exclusive sessions of records for a benefit concert and an announcement, every week in return for \$100 a month. He turned it down cold.

Switch to Gabriel

Hollywood, Feb. 10. — Joe Bushkin, pianist with Tommy Dorsey's band, recently signed in the Army air corps at March Field, Calif.

There being no piano in a military band, Bush will play a trumpet.

AL DONAHUE AGAIN BEFORE 802 WITH GAC

For the second time within two years General Amusement Corp. and Donahue have renewed their contract before N.Y. local 802 of the AFM. Donahue transferred the booking to GAC in his contract with Morris agency again last week and GAC is contesting the move, alleging that Donahue owed it another year on a two-year contract.

Contract between leader and GAC is supposed to guarantee Donahue so many weeks of bookings with it, when he claims GAC didn't get the bookings although the agreement. GAC claims that since Donahue broke up his band about six months ago and released three months they were unable to secure the bookings they promised because of the change in leadership. Donahue reorganized band and some wouldn't take a chance on it not being up to par.

UNION DEADHEADS MUSIC FOR SOLDIERS

Seattle, Feb. 10. — Seattle local of the American Federation of Musicians, Local 100, is sponsoring services of an orchestra one night a week for a dance at the local Service Club. All men in armed forces are invited.

Dances are held Wednesday nights from 8 to 11 p.m. at the local. The Women's Washingtonians set the ball rolling on Feb. 4.

FINE RUTH MANSFIELD \$20 Gift with Paig's Orchestra Tangled with Ex-Girl's Salary

Memphis, Feb. 10. — Ruth Laska, former singer-bandleader with Paul Page's orchestra, was fined \$20 in city court here on charges of disturbing the peace and assault and battery on Thelma Bradley, former cigarette girl in the Balinese Room at the Claridge, where Miss Mansfield has been appearing.

The girls tangled in front of the Claridge, in the street, and across the way at a small restaurant. The girls said each other, and the victim a customer of the nighty, tossed her on the floor during her hula. Antagonist admitted this, but said she apologized, got punched in mouth.

Insiders reported the two had been dating the same musician.

Miss Mansfield was killed as a Hawaiian princess.

Uses Dimer Music

Memphis, Feb. 10. — The Parkview, Memphis' largest apartment hotel, has hired dimer music. A four-piece string ensemble recruited by Noel Gilbert, concertmaster for the Memphis Symphony orchestra, is playing from 6:30 to 10 each Thursday and Sunday evenings.

Idle might be expanded if it can be said says Manager Charlie Cartwright.

Bill Johnson in Navy

Worcester, Mass., Feb. 10. — Bill Johnson, vocalist with Frankie Kay's orchestra, left for the service to enter Naval service. Has been assigned to Norfolk where Gene Turner will be his boss in the athletic department.

Johnson's brother of Rita Johnson, film actress.

Fawcett's Band Fan Mag Launched 'Experimentally'

Fawcett Publications, publishers of a quartet of film magazines, has released the first issue of a dance band fan magazine, titled "Dance Albums." Devoted entirely to pictures and biographies of outstanding bands and their vocalists.

Initial issue is a test to determine the advisability of monthly publication. It is expected to have a guaranteed circulation of 300,000.

MORE BANDS IN 'DIXIE CAMPS'

Atlanta, Feb. 10. — With the spring and summer, as the bands start hitting the one-nighters, the Mason-Dixon territory will get more band entertainment. This is in answer to requests from the south seems neglected, because big geographically remoteness, where the South Atlantic seaboard states, were not their share of stars.

That is partially true although the morale officers now take the position that the major portion of army camp life is military, and the scheduled two traveling units per month is adequate. However, it will be supplemented with the warmer weather.

Phil Truex and Ex-Duchin Bandman's Army Shows

Carrying out the plans of the Second Corps Area (New York, New Jersey and Delaware) morale office to establish similar theatrical units in every camp, two members of the Camp Upton, N. Y., entertainment group have been transferred to the nucleus of similar setup at Fort Tilden, N. Y.

Private Philip Truex, son of Ernest Truex, and Private Milton Saunders, formerly in Eddy Duchin's band, are the major talents of the theatre, was last seen on Broadway in "Man Who Came to Dinner." He'll be in charge of production at Tilden, while Saunders will organize a vocal quartet.

Theatrical unit of the Second Corps Area, incidentally, was given high praise and proposed to be used in other territories by Major Marvin Young, of the Morale Branch in Washington, at a recent meeting in the capital of morale officers from camps throughout the country.

Chi Redates Les Brown

Blackhawk military has Les Brown orchestra booked for long term stay, and will probably be here entire fall and winter season of 1942-3.

Orin Tucker orchestra opens its show for stay until April, and will be replaced by the Art Jarrett orchestra.

Inside Staff Orchestras

It cost Charlie Barret \$400 in salaries to experiment two days with the idea of adding a quartet of strings to his band. Leader retired his outfit last month, lowering its number of brass and using two violins, 'cello and viola. After ten days he tossed the strings out and went back to his old instrumentation.

String players, however, seemingly didn't go for the idea of being brought off a favor but they squawked in the AFM that they had been definitely hired, not on trial, and union regulations called for two weeks' notice. They settled for \$100 apiece.

There may not be a resumption of the RCA-Victor Dance Caravan of last summer, which was supposed to resume road work late this month on March 15. The announcement of March 15, however, was not approached on the idea of taking part in a new tour, to promote Victor's Victor and Bluebird records. But it's understood they have it in mind to play in opposition to one-night ballroom promoters is said to have influenced decisions.

Miss Johnson, who last year's short loss with Tommy Dorsey and Step Fielder's band, is in California with Dorsey with whom she's supposed to be involved in MGM's plans for a new record company.

Art Thorsen, after an illness, recently resigned as personal manager of Horne Heald and has left the band to assume a position as resident manager of the Commodore Grand Club. Thorsen's resignation will increase the booking of name orchestras, which the resort uses during the summer months.

Spud Heild was amicable.

Inquiry by N. Y. Local 802 of the AFM into Decca and Victor records, failure to deduct social security sums from payments to bands that record for each company, was deferred until this week or next. Representatives of the AFM will be supplied 802's charges by the end of the week.

Name Bands Keep N.Y. Hotel Grosses At High Pitch; Monroe's Surprise Draw

Autograph Stuff

Kansas City, Feb. 10. — Autograph seekers mistook Jon Yut, WDAP announcer, for Russ Morgan. Yut obliged with his own signature as the top of the autograph. Yut was occasionally besought by the collectors.

Later two autograph hounds were overheard comparing notes. "Did you get Russ Morgan?" asked one.

"Yes, but he must not have been thinking," was the answer. "I got his real name, Jon Yut."

While bill of certain snooty cets in New York has fallen off the last four or five weeks, the business done by the better hotels in Virginia Beach rooms has been consistently good. Since a week or two before the holidays when the business was in "Variety" Bands at Hotel R.O.'s began moving upward, the pull of the name parties which remained at a consistently high level.

Perhaps the most surprising is the gradual but sure increase in the orchestra at the out-of-the-way Century, which is the Commodore hotel. Since opening there last October 8, Monroe's pull has shown a weekly increase from approximately 900 covers to a better average of 1200 and better. Another party which has the draw of Charlie Spivak at the Pennsylvania hotel, N. Y. One week he topped 900. Goodness at the nearby New Yorker hotel; Goodman has been consistently strong, too, even while he had Glenn Miller as opposition at the Penn. Jimmy Dorsey followed Spivak at latter spot Monday week.

Priorities Not Worrying Disc Manufacturers

Theory that recording companies will be hampered by lack of materials that go into the making of records is laughed at by an executive of one of the companies. He points out, to substantiate his claims that war priorities on shellac, etc., were not disturbing production. That is either Decca, Victor or Columbia were worried neither would have made prior to increase capacity. Columbia within the last couple weeks received part of an order for 20 new pressing machines; Decca is also busy having recently installed more of the same, and Victor is enlarging its Indianapolis plant to a plant where it will be able to produce 200,000 records a month. Columbia has sold between 20-25,000,000 records yearly.

Another spot that seems to have caught the business is the Hotel Biltmore in New York. The Hotel Biltmore's Bowman Roaders and Gene Madrigers and an Ice show. It's on the way to the top of the list. Walider, and Eddy Duchin before him, also is doing and did well there.

Jackson, Mississippi, Demands \$30 Weekly for Musicians; It's Too Much

Jackson, Miss., Feb. 9. — Jackson is without live musicians in its hotels and restaurants. Under the delirious roof and the Rotisserie, pending settlement of the demand by the Hotel Biltmore, the American Federation of Musicians for a \$2.50 boost in scale. For the Heidelberg it would be \$3.00. Under the same deal for the Rotisserie, \$2.50.

The Heidelberg is to be nearshore shut down its roof for renovations and the other spot is providing dance records. The Heidelberg is the union's secretary, Wyatt Sharp, gave the rising cost of living as the reason for the increase. He pointed out that Jackson's scale was lower than any other town of comparable size in the south.

N.Y. BLACK AND WHITE TWILIGHT HOUR JAM

Town Hall, New York, will be scene of a jam session projected by outstanding players. Under the title "Chloroform" of Jazz Concert by "Eddie Condon" (Chloroform is used to knock out a person) the program will take part, program is to run Feb. 21, 5:30-7:30, p.m. and will be broadcast on radio. Subsequently, it's planned and financed by Condon and jazz-inclined associates, including the CBS.

Eddy Wilson, Bob Hackett, Max Mackinsky, "Hot Lips" Page, George Wetting, Pee-Wee Russell, Roy Brown, Gene Krupa, and others. (The Lion) Smith, John Simmons and several other top jazz musicians are to participate in a program of various jazz moods. Smith will play, on piano, little thing "Jazz Music" and "Hot Lips" Page, Hot Lips, cornetist with Glenn Miller, is to alternate with Max Mackinsky in introducing the Negro toasters, spoke meeting. Also attending the session were A. T. Tomel, former proxy of local 802, and a representative of the Negro Union Electors.

NEGRO-UNION ELECTORS George Byrd, Agatha Reads Philadelphia, Feb. 10.

George H. (Doc) Byrd was re-elected president of Negro Musicians, Local 802 of the AFM. The officers chosen were: Frankie Fairfax, vice-president; Harry Monroe, vice-president; and Gene Madrigers, secretary, and Levi Bost, treasurer.

Raymond H. Jackson, international leader of the Negro toasters, spoke meeting. Also attending the session were A. T. Tomel, former proxy of local 802, and a representative of the Negro Union Electors.

RECORDS CARRY UP TONES

One Drive at a Time

With more orchestra leaders than ever doubling as publishers and the industry further congested with firms that bobbed up during the ASCAP-radio fight the old line of publisher has come to the conclusion that the day of being able to plug more than one song at a time is virtually over. These veterans of the music business hold that the combination of competitive factors which was nurtured during that time will remain with the industry for some time to come and that during that period it will be both impractical and uneconomic for the average firm to press the exploitation of more than one new song at a time.

Formerly a publisher could afford to play with two or three songs concurrently, one of them, of course being his top song, so that he could get an idea of whether he had something that would be worth concentrating on later.

Arranger Working Outside Publishers' Offices Classed As Contractors

Music publishers are not required to pay unemployment insurance, royalties or to give their work outside the publishers' premises. According to an opinion handed down last week by the Unemployment Insurance Appeal Board of the State of New York. The finding was the result of a test case that the New York musicians union had brought against Shapiro, Bernstein & Co.

The decision pointed out that a music publisher does not maintain jurisdiction over any person who performs an arranging, autographing, etc. assignment away from the publisher's own offices and such person actually occupied the status of an independent contractor. Marshall H. Rosette, counsel for Shapiro-Bernstein, had contended to the appeal board that the persons involved in the case also did work for other publishers and that at no time did these persons come under the direct supervision of S-B executives.

Those in whose behalf the union had brought the appeal were Jack Mason, George Briegel and Paul Weisberg arrangers; William A. Starnier, title page artist, and Edward Duvelsdorf, music engraver.

Herb Borchard of Paris Sets Up Disc Company In N.Y. for Educationals

Herbert Borchard, formerly Paris manager of Polydor, has organized his own recording setup in New York, the Best Record Co. For the time being he will specialize in educational albums.

Two of these will consist of Latin-American folk music and early American songs.

Irving Kahal Dies at 40

Irving Kahal, 40, who was the writer of a number of hit songs, died of uremic poisoning in his New York home Feb. 7. He had been ill for a long time. Kahal's better known tunes were "By a Waterfall," "The Night Is Young and You're So Beautiful," "Moonlight Saving Time," "Let a Smile Be Your Umbrella," "I Can Dream, Can't I?" and "Nobody Knows What a Red-headed Momma Can Do."

Surviving are his widow, Mrs. Alice Kahal, and a daughter, Ethel.

EVERYBODY'S CALLING FOR
"Cancel the Flowers"
On Bluebird Record
No. B11392

**MITCHELL
AYRES**

15 Best Sheet Music Sellers (Week ending Feb. 7)

- White Cliffs of Dover.....Shapiro-Rose O'Day.....Tobias
- Blues In Night.....Bemick
- Shrine of St. Cecilia.....Braun
- We Did It Before.....Witmark
- Remember P. Harbor.....Republic
- Elmer's Tune.....Robbins
- Chattanooga Choo Choo.....Fetst
- Madeline.....Santly
- I Got It Bad.....Robbins
- This No Laughing Matter.....Blood
- Deep In Heart Texas.....Melodylane
- This Love of Mine.....Embassy
- Tis Autumn.....Witmark
- Angels of Mercy.....Berin

Russ Morgan's Stunt

Chicago, Feb. 10. Russ Morgan orchestra introducing new series of songs written by service men. First tune is tagged "I Only Know" and scripted by Bill Demand, petty officer with the Ninth Naval District. Lyric was written by Bill Bruns.

Demand also wrote the song of "Night of Stars" benefit show, tagged "For the Good Old U. S. A."

THE SAURUS IN DEAL WITH PUBS

Will Add Other ASCAP Catalogs to NBC Library As Deals Are Closed—Harry Fox 'Corrects' Lloyd Eger on One Point

OTHER LIBRARIES

On the basis of a wholesale mechanical rights contract it made with the Warner Bros. publishing group, NBC Radio Recording Division has begun release to its station subscribers some ASCAP numbers in the Thesaurus library. The recording division had previously obtained from ASCAP for a nominal fee a blanket license which makes the ASCAP numbers in the library available to non-licensed stations for a period of from 90 to 120 days. ASCAP is willing to give the Thesaurus subscribers all this time to decide what form of ASCAP license they would prefer.

Meanwhile, Harry Fox, agent and trustee for publishers on mechanical rights, has challenged one of the statements made by C. Lloyd Eger, v.p. in charge of the NBC recording division, in a press release which he issued last Friday (6) on the subject of ASCAP music availability. The paragraph to which Fox took exception stated, "Heretofore, we were required to pay publishers and to charge our subscribers 25 cents, and in some cases 50 cents, per use per selection on certain sponsored programs using Thesaurus. These fees were charged in addition to the broadcasting license for which the station paid directly to ASCAP. These copyright fees are now eliminated."

Fox declared that the Thesaurus was never under its licenses with him required to pay the 25c fee in the event the library were used by

(Continued on page 38)

Broadcast Music Trims For Future; No Arrangers Now Employed; Separate Publishing, Performances

PSEUDO-MORT DIXON IN ST. LOO DOPE JAM

St. Louis, Feb. 10.

Harold Alex Simon, 46, musician, saying that under the name of Harold Dixon he composed "Bye Bye Blackbird," "That Old Gang of Mine," "Call Me Back Pal o' Mine" and other songs, was arrested here Thursday (5) by Federal narcotic agents on a warrant issued in New York City charging violation of the Harrison Drug Act. Actual author of "Blackbird" and the other tunes claimed by Simon is Mort Dixon, prominent ASCAP member, who is currently in Mount Vernon, N. Y., where he lives. Mort Dixon is 50 years of age.

Federal men here say that Simon using the name of Tom Dixon, sold drugs to Federal agents in New York and ducked town just before a trap was to be sprung to nab him and discover his source of supply. Simon denies the charges, asserting that he met a man in an Automat restaurant on upper Broadway who gave him \$65 for a dozen tins of opium.

Simon said he figured the man a sucker, took the money and went to Jersey City where he boarded a bus bound for this city. In 1939 Simon then using the name of Harold Dixon, was botching a dance band at local downtown hotel, when he was nailed on a narcotic charge. Local people became interested in the case, persuaded the judge to permit the prisoner to take a cure instead of sending him to prison. Simon was discharged after three months in a hospital. He was again jailed six months later on a similar charge and sentenced to two years in the Federal penitentiary, but sentence was suspended on his promise to take a cure at Lexington, Ky.

Broadcast Music, Inc., last week took another step toward minimizing its operations as a publisher. BMI's board of directors ordered that the organization's licensing functions be separated from its publishing operations. If the latter continues it will be as a separate business entity.

Meanwhile BMI has completely cleared its payroll of arrangers. At one time it carried 75 of them who specialized on public domain music.

With the view of keeping its affiliated publishing firms in business, BMI has instituted the system of guaranteeing some of them annual payments of money against royalties, providing the partners in these affiliated firms put a certain amount of their own money into the business.

Shapiro-Bernstein Acts Under Ft. Worth Decision To Recapture '12th Street'

Acting on a decision which had recently been handed down by a Fort Worth federal judge, Shapiro, Bernstein & Co. yesterday (Tuesday) served notice on the Leeds Music Corp. to discontinue the publication of "12th Street Rag" and to cease licensing any other rights of the song. Shapiro-Bernstein's letter also demanded that Leeds turn over to it all the copies and plates connected with the number. Leeds became the tentative proprietor of the song's renewal rights by virtue of a catalog deal it made last year with the Jenkins Music Corp., the original publisher of "12th Street."

The decision affecting the ownership of the song's renewal rights was handed down by Federal Judge (Continued on page 38)

TIED FOR FIRST!

ON THE RADIO PLUG LIST IN THIS ISSUE OF VARIETY



American Version of the Enchanting Mexican Success
INCANTADUMBRE

AL STILLMAN and GONZALO CUREIL

FRANK HENNIGS
Gen. Prof. Mgr.

A DOZEN
GREAT RECORDS
RELEASED

EDWARD B. MARKS MUSIC CORPORATION
RCA BUILDING - RADIO CITY, N. Y.

AND NOW WATCH THE SENSATIONAL PROGRESS OF THE MARINES' HYMN

BEN EDWARDS SETS UP AS PUBLISHER

Ben Edwards has quit the management of the Red Star Songs, Inc., after the publishing business of his own. It's the Edwards Music Co., with Paul-Pioneer as the selling agent.

Of the two songs he is starting with one, "And So It Ended," is by his daughter and son, Joan and Jack Edwards. The other number is "To Wilcox Men and a Girl, a Salute to Miss Liberty."

'12th St. Rag'

Continued from page 37

James C. Wilson, of the northern district of Texas, the week before last. Jenkins had sued to restrain Eudley L. Bowman, writer of "12th Street" from assigning his renewal rights to Shapiro-Bernstein, but the court ruled that the renewal complaint which Bowman had given Jenkins on July 11, 1916, was invalid, because the composer had no right in the renewal period at the time. The song actually became re-issued Jan. 26, 1941, of year before for the expiration of the original 28-year copyright, and it was Judge Wilson's opinion that the composer had no authority to convey a right which the law had not as yet made available to him.

Enunciation of this principle by the Texas has caused much surprise and comment among New York music publishers and copyright lawyers. A. N. Y. federal judge, Edward C. Conner, took the opposite position in a decision which he handed down in the "When Irish Eyes are Smiling" case several months ago. This action is now up on appeal before the Circuit Court of Appeals. Judge Conner held that the law does not prevent the writer from assigning his renewal rights "when and if they accrue" and that such advance assignment does not violate his renewal rights under the copyright law and is not against public policy.

In his conclusions of law Judge Edwards did not include any references to the copyright law or cite any decisions bearing on renewal rights.

NBC Discs

Continued from page 37

local advertisers and that if NBC had ever remitted such fees it was because it apparently did not understand how the licensing contract operated. The only time that payment of a 25c fee was made obligatory, was when thesesaurus records were broadcast for a national account, and this arrangement was interpreted because a 15c fee prevailed when national advertisers used copyrighted music for custom-made transcriptions.

Deal

The deal which the Thesaurus has with the ASCAP is that it will give the right to make the latter's music available to national advertisers. If such desired use should arise it will be necessary for the station-subscriber to get in touch with Warner Bros. directly and to obtain a specific license. The WB-NBC contract in the library extends to this record the right to use several hundred numbers for a flat annual sum. The term of the deal is three years. Regardless of the number of WB compositions the Thesaurus releases in any year up to the maximum amount the annual payment remains the same. It is understood that the guarantee involved is almost tantamount to what the Warner catalogs (Harms, Witmark and Remick) derived for the same library in 1940. The use rights cover sustaining programs and local-advertiser commercial programs. Warners is making the same type of deal available to all other recorded libraries.

Epper in his statement declared that the Thesaurus will continue to negotiate with other ASCAP publishers on the same basis and that as rapidly as his division was able to conclude satisfactory arrangements with them it would include their compositions in Thesaurus. Epper also explained that his arrangement with ASCAP does not permit Thesaurus' subscribers to broadcast ASCAP music commercial programs, but if these subscribers wanted to do so they could be made under a local commercial per program or blit-let license from

Inside Stuff—Music

Warner Bros. publishing group has complained to the American Tobacco Co. about the non-inclusion to date of "We Did It Before and We Can Do It Again" on the Lucky Strike 33R Parade (CBS). The publishing company, in calling attention to the omission, stated that the song has been a best seller for three weeks and had received plenty of network plugs during the past four weeks.

While the submission of war songs by professionals has slowed down in recent weeks, the trend has been the other way in the case of amateur entries. Music publishers figure that seven out of every 10 songs they now receive from amateurs are of war inspiration. So far nothing with promise has been uncovered from this mass of manuscripts.

"Humpty Dumpty Heart" (Southern) was inadvertently omitted from the list of "most played" records last week. The author stated he had received 10-week performances that week, and this came into the brackets of 10-and-above.

NBC, CBS, Mutual-Plugs

Following tabulation of popular music performances embraces all three networks—NBC, CBS and Mutual—as represented by WEAF—WJZ, WABC and WOR. Y. Y. Cantor and Mr. Bug Gog are in town—Famous through Sunday (Feb. 2-3), from 5 p.m. to 1 a.m., and is based on data provided by Accurate Reporting Service, regular checking source for the music publishing industry.

TITLE	PUBLISHER	TOTAL
"Blues in the Night"	Remick	32
"Lump of Memory"	ABC	32
"Fooled"	Remick	28
"About You—'Easier Said Than Done"	Paramount	25
"This Is No Laughing Matter"	Block	25
"Mandy Is Two"	BBC	24
"White Cliffs of Dover"	Shapiro	24
"Miss You"	Sanity	21
"Deep in Heart of Texas"	Melodylane	20
"Everything I Love—'Let's Face It"	Chappell	20
"I Don't Want Walk Without You—'Sweater Girl"	Paramount	20
"Rose O'Day"	Tobias	19
"We're Goin' to Get That Mr. Bug Gog in Town"	Famous	19
"Angeline"	J. Campbell	18
"We Did It Before—'Banjo Eyes"	Witmark	18
"I'm a Fool for You—'Candle"	Remick	18
"Dreamaway, Ohio"	Rinkler	18
"I Think Of You"	Embassy	15
"You Made Me Love You—'I'm Glad"	Broadway	15
"Anniversary Waltz"	Mayfair	14
"Elmer's Tune"	Robbins	14
"Angeline"	Harms	14
"Somebody Else Is Taking My Place"	Shapiro	13
"Somebody's Robin' My Heart"	Advance	13
"This Love of Mine"	Embassy	12
"Dix Dreaming"	H. B. Harms	11
"Humpty Dumpty Heart—'Playground Swing"	Southern	11
"Chattanooga Choo Choo—'Sun Valley Serenade"	Felst	10
"Dear Mom"	Republic	10
"Fire Dance"	Galaxy	10
"I Got It Bad"	Robbins	10
"'Gone With St. Cecilia"	Robbins	10
"Somebody Nobody Loves"	Robbins	10
"There, I've Said It Again"	Radiotunes	10

* Indicates BMI licensing; ** indicates SESAC licensing; others are via ASCAP.
 † Filmmusical.
 ‡ Legitimate.

ASCAP. Even though the Warner deal includes the use of its works on the programs of local advertisers, it is still necessary for a station-subscriber in such an instance to obtain a license from ASCAP. The blanket license extended to the Thesaurus subscribers is limited to sustaining use.

Fox said yesterday (Tuesday) that he was leaving for the Coast next week to discuss new licensing contracts with the operators of the Standard Radio and MacGregor & Soule libraries. Fox has contracts in effect covering the libraries of the World Broadcasting System and Associated Music Publishers, Inc.

Sagey Charles left Charles Warren's Triangine Music to contact for Harry Goodman's Regent outfit.

Charlie Gorlan has become promotional manager of Radiotunes, Inc., in New York.

Jonie Taps' Swingaround

Jonie Taps, general manager for Shapiro-Bernstein, leaves today (Wednesday) for a tour of the firm's Pittsburgh, Cincinnati, Cleveland and Chicago branch offices. He will be gone a week.

Have you heard the sweetest ballad this side of heaven by the sweetest ball this side of heaven?

'Cancel the Flowers'
 On Decca Record No. 4105

In 1941 we gave you 'INTERMEZZO' now we give you

DARLING, I LOVE YOU
 from Tschalkowsky concerto, part 2

LOVE'S RHAPSODY
 a dream melody
 AND
DID YOU DID IT
 (or did you didn't did it)

Orchestration by KENDALL BURGESS
 EDWARD SCHUBERT & CO., INC.
 11 EAST 22nd STREET, NEW YORK

Robbins
5 STAR HITS!

A VARIETY OF HITS FOR EVERY TYPE OF PROGRAM

★ The best-written song of the year

I GOT IT BAD
 And That Ain't Good

Lyric by Paul Webster Music by Duke Ellington

★ A novelty one-step in the tempo of "Ferry-Boat Serenade"

IF I COULD ONLY PLAY
 A CONCERTINA

Lyric by Al Stillman Music by Joe Burke

★ Winning performances on its own merit

SOMEBODY NOBODY LOVES

Words and music by Sy Miller

★ The surprise hit of the season

WE'RE HAVING A BABY
 (My Baby And Me)

Lyric by Harold Adamson Music by Varian Dute from Eddie Cantor's musical smash, "Banjo Eyes"

★ The Nation's No. 1 Favorite

ELMER'S TUNE

By Elmer Albrecht, Sammy Gallop, Dick Jurgens

ROBBINS MUSIC CORPORATION
 799 Seventh Avenue • New York, N. Y.
 ABE OLMAN, Gen. Mgr. MURRAY BAKER, Prof. Mgr.

THEater Review

Gagster Gagged

Philadelphia, Feb. 10. A local nitery m.c. appeared before his local draft board last week and asked that he be referred to the military service on the ground that he was needed to keep up the morale of the civilians.

"In times like these," said the alleged "comic," "people need laughs, and I supply them with my gags."

One of the board members asked the guy to give out with a sample of his 'gags.' After listening to about 15 minutes of the patter, the chairman of the board announced:

"Determination denied—you're in, bud!"

Holtz, Phil Baker, Willie Howard Set For Cliff Fischer's All-Vaude Policy

Lou Holtz, Phil Baker, Willie Howard, Paul Draper, The Nonchalants and Simone Simon are set as the first headliner of an all-vaudeville policy going into the 46th St. theatre, long a B. G. DeSuyva music-hall house. Vaude setup stars March Clifford C. Fischer, veteran producer of old variety and more recent producer of revues, is the impresario, but the Shuberts are also reported in.

Shows will be two-a-day, in orthodox, Kelly's Palace style, with a former veteran Palace pit conductor, Lou Forman, batoning. Sells, 31 mats and 42 nights, show net around \$13,000 to \$12,000 and 12 to 15 acts will be booked for indefinite periods. Keynote of the shows will be accent on comedy. A Merril child line of girls will back up the acts.

Prime Ham

Charles B. McDonald, BKO division manager, now regrets the idea that culminated in nil for the circuit's bare theatres. Unit is now at Keith's Union Square Old-Time Variety Show.

McDonald has had little rest since he resigned the a.k. performers call him at all hours complaining about the spelling of their names, billing, press notices, etc.

Moss Just Ain't Hep to a Thing About Burlesk

New York License Commissioner Paul Moss has several city firemen on the anxious set. As long as the Commission won't take the burlesque situation, which has already shuttered three New York follies' shows, firemen, most frequently in the wings catching the trigger's drippings, won't know whether they're to remain homeless.

Meantime Commissioner Moss remains "blissfully ignorant" about the burlesque situation. Asked if the 'follies' houses had been warned about their show before they were refused license renewals, the Commissioner said he didn't know. Asked if the Mayor's own commission, the Variety Revue Theatres Assn. of New York, had made any complaints about the burlesk shows, Moss said he didn't know.

Fefe Plans to Continue Monte Carlo Despite Trouble With Creditors

Felix (Fefe) Ferré's Monte Carlo, class New York party, has been experiencing creditors' troubles, but plans to continue indefinitely. Gene Cavalieri of the Colony restaurant is the backer and co-partner, with some \$50,000 reported outstanding. Monte Carlo is owned by Andrew "Jesse's" wife, hypoped big for a spell and some \$1,000 is still due him, but the comedian says she has agreed to pay off. The jewels were in, but pulled out after 12.

The Monte Carlo Beach (near the 800) that has been a loss-making room is closing. The theatre, Dr. Straeter and Bob Knight's bands, Cy Wain's combo had held forth in the Beach.

Jessel has just been advised that the 800 due him from another ill-fated nitery venture, the Theatre Restaurant, Chicago (formerly a "Hot" hotel operation, not at the time of its demise), is not deemed a wage earnings, under a local law. In other words, he, Wain, unlike beverage vendors, waiters and "a.," are not necessary labor, and the Jesse's claim is being staled.

With the Jessels out of the Monte Carlo, Jesses Andrews is again accepting dates solo. She opened last week (Thursday) for two weeks at the Club Chicago in Baltimore. Belle Baker will follow her in, also, for a two-week stand, but dates being suggested by the William Moros office.

AGVA'S PROPOSALS Partially Offset by Big Sugar Crop

Poor Tourist Biz In Havana Seen Partially Offset by Big Sugar Crop

CHI ROCKS

Internal situation of the American Guild of Variety Artists is fast approaching a climax, and the Associated Actors and Artists of America, parent organization of all talent unions, taking steps to whip the recurrently recalcitrant variety performers into line. What steps the Four A's will take has not yet been determined, but a complete reorganization of AGVA is likely.

AGVA's three-year career, since displacing the disenfranchised American Federation of Actors, has been continuously stormy. A succession of national executive secretaries and "power-hungry" local executive secretaries have not been conducive to the peace and quiet conditions have been caused by the position which Gerald Griffin, current exec sec, found himself in as a result of the Dorsey party brawl last fall, and "intrusions" by the Los Angeles and Chicago locals under Leslie Litomy and Jack Irving, respective local executive secretaries.

Silverstone to Coast

As a possible maneuver to get the L. A. branch in line, James T. Silverstone, AGVA's counsel, left N. Y. for the Coast Monday night (9). However, a resolution to be voted on at the yet taken action might that branch, which a few months ago passed a resolution to give the exec sec, tax payments to the national until administrative change was made, is specifically aimed at Griffin.

After acting in countermanding a couple of orders from the national office, one of which pertained to overlapping contracts held by the Calahan Sisters (3) for the Chez Paree, Chicago, and Ball Club, Midwest, as well as not yet received national board attention, Nor has participation of Morton Downey, national president, currently at the Chez, and Henry Dunn, treasurer, also appearing in Chicago last week in Irving's reverse action received official treatment.

Several steps to reorganize AGVA are said to be under consideration by the Four A's. One of these would be a revamp of AGVA's constitution to give the national office more control over the actions of local chapters, without, however, impairing the autonomy of the out-of-town branches.

Eleanor French Set For Plaza's Persian Room

Eleanor French, and possibly Sara Ann McCabe, later, and Barry, dancers, and Jane Winton, comedienne, into the Persian Room of the Hotel Plaza, N. Y. The spot formerly strictly formal and \$150-a-week is now informal and sarsy cover. But it is still a n.g.

Another class room on the b.o. downtown is the St. Regis tradition, where an ice show held forth for some time. The Hotel Biltmore's ice show, plus Eric Rodriguez's band, seemed to kyo the St. Regis, some time ago.

The Persian Room is Lois Anderson, (Mrs. George Jessel). Dick Gaspari, band, holds over.

The class Oatillon Room in the Hotel Pierre, like the Plaza, has been "informal" with Anderson and Stanley Meiba the sole entertainment.

SUKES OPENS OWN NITERY

San Antonio, Feb. 10. "Dude" Skelton has formed a new club with Fred Waring, recently opened the Shadowland night club here. Skelton's club has formed on own 12 piece combo for the spot.

JEAN SABLON

Sablons' repertoire is sure-fire—the staid Fernan Long responded time and again with insistent requests for encores—Abel, Variety.

Current at the Brook Club, Miami Beach, Fla. Exclusive Decca Recordings

Direction: WILLIAM MORRIS AGENCY

Chicago Defense Group Honors 30 Show Biz People

Certificates of Honor, awarded to citizens by the Chicago Commission on National Defense, have been given to some 30 people in Chicago show business.

Awards thus far have gone to Willie Shore, Ethel Shuba, Victor Moore, Danny Thomas, Herbert Abbott, Bill Griffith, Lawrence Welt, Mark Fisher, Art Kassel, Joe Sherman, Frank Olsen, Jack Irving, Charles Hogan, A. Warren Jones, Harry Gray, Mort Infield, Dan Graham, Harry Green, David P. O'Malley, Dick Jurgens, Irwin Barm, Fred Crow, Abe Toles, Ray Jones, Virginia Payne, Henry Mandel, Alexander Barm, Barney Hochstetler, Miss Roberts, Charles Tachson, et al. to the board of Chicago Federation of Musicians.

These citations are offered in appreciation of patriotic cooperation with the Chicago Commission on National Defense, established to coordinate defense activities in the City of Chicago.

Jane Froman Booked For Blackstone, Chicago

Jane Froman comes into the swank Mayfair Room of the Blackstone hotel starting March 10. Room recently opened by the current Hildegarde, has caught on excellently. Miss Froman is currently at the Royal Palm, Miami, and Miss Hildegarde returns to the Savoy-Plaza, N. Y., in March.

At the sister Camellia House at the northwest Drake hotel, the new booking is Milton Douglas, who comes in this week for a fortnight with options.

Held Over Cugat in Chi

Chicago, Feb. 10. Xavier Cugat's orchestra has proved big time in the Empire Room of the Palmer House and has been held over through month of March. The big orchestra returns to the room April 1.

Havana, Feb. 10. Practically zero tourist business, which has hit hard at Cuban niteries, will be partially offset when money starts rolling in this spring from sale of a 3,000,000 sugar crop. Meantime, shutting of Sloopy Joe's and operation of the Casino contra the firms weekly, with possibility that it may also close, is indicative of the war blues. Most of the tourist's bag, of course, has come from the U. S.

Despite wide-open gambling, the decline in Havana nitery attendance became noticeable more than a year ago when spots such as the Casino, which had previously paid top dance teams \$750 weekly, cut budget to \$250-per for a dancing turn or single attraction. This year even the \$250 figure could not be maintained for long. Niteries with \$1,500 weekly payrolls are reportedly operating at not to \$1,000 a year ago and battled still lower during past season.

Casino, operated by A. Drappist, who owns the Seville-Biltmore hotel, a couple of months ago cancelled an American tour, scheduled by Chester Hale line of 12 and a featured song-form, while opening of a new air-conditioned nitery, first of its kind here, in the Seville-Biltmore, has now been postponed reportedly until March, due to delay in getting equipment from the U. S.

Understanding of the U.S. producers, such as Chester Hale will prepare pocket editions of U.S. nitery reviews, with smaller line, for Cuban spots.

Sugar revenue, it's felt, may send Cuban spiffers hereing in large numbers, but a downward reversing the trend of yesterday. Estimated 1942 Cuban nitery bankrolls will be fattened by the sugar crop this spring.

Colorful star fiestas, formerly held once a week, during February, have been called off on the night of Feb. 10, in favor of native taxi dancehalls and Cuban niteries operating with local talent. Most of the top performers prominent among native talent spots are Kursaal, Jiggs, Montmarie and the Grand Casino.

Five miles outside of Havana, is still using lower-priced American acts.

Albert Johnson Pays Performers on Floppo Ice Show of Last Year

Albert Johnson, who produced the ill-fated "Stars on Ice" for showing as Luna Park, Coney Island, last year, has been called upon to pay the money due to performers on the cast of 30 through the American Guild of Variety Artists. The show ran into financial difficulties and never opened, the cast being owed about \$100,000.

Johnson's trouble really started when his backers backed out at the last minute. Johnson is now suing AGVA that he would personally make restitution as soon as possible. Johnson says he is involved in such a predicament.

Burke Still With Apollon In CAC Booking Switch

Dave Apollon, in going over to General Amos, Corp., has not left the CAC booking. Burke has been reported last week. Burke has been Apollon's rep for some 30 years. All general calls for CAC to agent the dialectic musician.

CAC is figuring on building a new Apollon up in the Empire Room of the Palmer House. Comp has worked most of his field with Philic musicians, and the CAC has saved a pop crew he didn't hold on to.

Surprise Flop Legit Crop

Continued from page 2

Van Druyt, looks doubtful at the Plymouth... Abbott also has a doubtful entry in 'Jason'...

Flop Duo

The elite managerial company in music include Gillie and Jack... Ben Hecht wrote it and then blamed the critic...

Charles MacArthur rewrote 'John on a Spot'... Joseph Shubert produced... Latest play by a name writer...

Maxwell Anderson's 'Candle in the Wind' was the critic's idea of a good play... Helen Hayes was the star of 'Candle'...

Broadway after doing very well on the road... Mrs. March' were 'Harvest' cast tappers...

Taboo Subjects No manager or author has ever been 100% successful... Miscegenation theme has been tried many times...

Correlated topics may click if treated differently... 'Blithe Spirit' are also comic.

TIFF ON ROYALTIES FOR PUBLIC DOMAIN MUSIC

Royalty percentage the author of music-comes from the public domain is the problem now being batted back and forth...

Principal change in the pact so far authors are concerned... 'Sing' is a Brooklyn outfit which became professional...

Theatre Wing Providing Canteen for Servicemen

American Theatre Wing War Service, Inc. has taken over the canteen formerly operated by the Little Club...

Spot is designed to provide servicemen with entertainment and refreshments... Spot is designed to provide servicemen with entertainment...

Right Formula

A Broadway producer received a letter from a play broker... 'Looks like there are only two good formulas to know how to write shows—Olsen and Johnson.'

Tain and Mighty Atom Too Much of a Clash, So Rose Ends 'Clash'

For a time last week it looked as though 'Cash by Night' would continue at the Belasco, N. Y... Clifford Odets wrote 'Clash'...

Clifford Odets wrote 'Clash'... Emmett O'Brien to 'slog' the musical 'The Great Day'...

Clifford Odets wrote 'Clash'... 'Clash' appears to have nearly gotten Rose to change his mind about 'Clash'...

Instituted that 'Clash' has been earning an operating profit... 'Clash' has been earning an operating profit approaching \$100,000...

MANAGERS, DRAMATISTS FINALLY CLOSE DEAL

Amended basic pact between the legit managers and dramatists... 'Clash' has been earning an operating profit approaching \$100,000...

B'klyn Amateurs Top Pro Bid In \$165,000 Group Bid

'Of We Sing' presented as an amateur revue at the Barnden Plaza hotel, N. Y... 'Sing' is a Brooklyn outfit which became professional...

'Sing' is a Brooklyn outfit which became professional... 'Sing' is a Brooklyn outfit which became professional...

Freedly Trying to Clear 'Face R' Film Status

Vinton Freedly went to the Coast last week on a 'short visit'... 'Face R' film status...

B.O. MEN PAY TRIBUTE TO GEORGE M. COHAN

George M. Cohan has been accorded by the Treasurers Club, the organization having a special individual for the first time... Cohan was touched by the message sent by himself...

A man's worth and achievement in life are measured by the esteem which he is held by his fellow men... Cohan, who is recuperating from an operation performed last fall...

Cohan, who is recuperating from an operation performed last fall... 'Arsenic and Old Lace' at Fulton, N. Y. and on the road...

PICTURE FOR 40-SEASON

Pittsburgh, Feb. 10. Town's only legit playhouse, Nixon... 'Arsenic and Old Lace' at Fulton, N. Y. and on the road...

Counting 'Purchase' two weeks house will have played 21 weeks already since 'Doctor's Dilemma' opened Sept. 15...

'Of We Sing' presented as an amateur revue at the Barnden Plaza hotel, N. Y... 'Sing' is a Brooklyn outfit which became professional...

Freedly Trying to Clear 'Face R' Film Status

Vinton Freedly went to the Coast last week on a 'short visit'... 'Face R' film status...

A. L. Erlanger Estate Ordered Liquidated By N. Y. Surrogate

Army Comes First

Emmet Rogers, currently in the cast of 'Papa Is All' at the Guild theatre, N. Y., recently enlisted in the Army and was notified by the War Relocation Authority...

'Finally spotting a sergeant, Rogers, as he approached the sergeant, he said that he is an actor and has a matinee that afternoon... The sergeant was unimpressed, remarking: 'You shouldn't have made any other plans for today.'

'Arsenic and Old Lace' Sweet 456, But Angels 'Get Income Tax Hint'

'Arsenic and Old Lace' at Fulton, N. Y. and on the road... 'Arsenic and Old Lace' at Fulton, N. Y. and on the road...

'Arsenic and Old Lace' at Fulton, N. Y. and on the road... 'Arsenic and Old Lace' at Fulton, N. Y. and on the road...

BROKERS ON CARPET FOR DELIVERY CHARGES

The legit ticket code enforcement board was in session Monday... 'The legit ticket code enforcement board was in session Monday...

'The legit ticket code enforcement board was in session Monday... 'The legit ticket code enforcement board was in session Monday...

Mrs. Staghans To Meet This Week

Scheduled parley between N. Y. legit managers and stagehands... 'Scheduled parley between N. Y. legit managers and stagehands...

Ailing Actors

Illness continuing to hit Broadway shows... 'Illness continuing to hit Broadway shows...

Maplewood Plans

Cheryl Crawford and John Wildberger, producers of the 'Porgy and Bess' revival at the Majestic, N. Y., plan to reopen the Maplewood Theatre at Maplewood, N. Y., for a day for their third strawhat season... 'Matter was supposed to have been postponed until the New York production occurred. Showman at back, back in town late last week...

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Chi Dips, But 'Hattie,' \$22,000, And 'Corn,' \$16,000, Both Strong

Chicago, Feb. 10. Business took a slight dip last week, but the big winners still were off the average. Both 'Hattie' and 'Corn' were profitable and...

Shows in Rehearsal

'Love, Laughter and Tears'—Edie Wynn. 'A Kiss For Cinderella' (rev.)—Cheryl Crawford. 'My Dear Boy'—Irving Cassel. 'Under This Roof'—Russell Lewis, Rita Hassan.

PURCHASE, \$30,000, BIG IN 2D DET. WK.

Detroit, Feb. 10. In its second week at the Cass Hotel, 'Purchase' topped its first week's figures to round out the week on nearly \$30,000.

'HELLZ' FINE \$30,500 IN 7TH PHILLY WEEK

Philadelphia, Feb. 10. 'Hellzapoppin,' still without a competitor, went last week to hit estimated \$30,500.

Cornell Big \$22,600 In Portland, Seattle Split

Seattle, Feb. 10. 'Cornell' split last week between Portland and Seattle, with the former house getting a tryout, 'Guest House,' while 'Cornell' got 'Tobacco Road' for 11th Philly engagement.

Saroyan-O'Casey 'Life' Gets Springfield Preem

Springfield, Mass., Nov. 10. The Saroyan-O'Casey hybrid, 'Life, Love and Laughter,' will have its world premiere at the Court Square Theatre here Feb. 25, according to Daniel J. Maloney.

Ballet N.C. 10G, Mont'

Montreal, Feb. 10. St. Mary's Ballet, in its 1,600-seater hall, last week was disappointed at estimated \$10,000.

'Candle' 12G in Buf.

Buffalo, Feb. 10. 'Candle in the Wind' with Helen Hayes, at the Erlanger last week got a packed room and a gross approximating \$12,000.

Sues Houseman for 8G

Zita Johnson filed Thursday (5) in the N. Y. Supreme court against John Houseman, seeking the actress claimant's share of the producer's money.

TMA's New Tag; Renew Outside-N.Y. Organizing

Title of the Theatre Managers & Actors of America has been changed to the Association of Theatrical Agents & Managers, which was the original name in which the charter from the American Federation of Labor was made.

'ELEEN,' \$1,300, 'STEADY' \$1,000

Boston, Feb. 10. 'My Sister Eileen' and 'Steady' are, paced return engagements, 'Strut Prime' and 'Estimates for Last Week'.

Current Road Shows

'Angel Street' (2d Co.)—Ford's Baltimore (11-14); National, Washington (18-21). 'Arsenic and Old Lace' (Washington)—Cass, Detroit (11-14). 'Misses Time'—Civic Aud., Pasadena, Cal. (11); Civic Aud., Fresno, Cal. (12); Music Aud., Sacramento, Cal. (12-14).

'HEART' BEATS OUT LOW \$1,500 IN N.H.

New Haven, Feb. 10. 'Heart' of a Hero, a new low here last weekend (5-7) at the Shubert. At \$275, show will be the highest priced road show performance.

Foreign Play

Ay, Cantinca, no te Rajas!

Mexico City, Feb. 6. Revue features 'Ay, Cantinca, no te Rajas!'... 'Ay, Cantinca, no te Rajas!'... 'Ay, Cantinca, no te Rajas!'...

Weather Clips B Way Legit B.O.s., 'Banjo' \$30,500, 'Kickers' \$15,000, 'Slip, But 'Cafe,' \$8,500, Picks Up

Business in general along Broadway was off, real bonafide wallowing coming from Thursday. Even capped night, but the day claimed last-out figures on week.

'FATHER' GETS OVER IN MILW. FOR BIG \$28,000

Milwaukee, Feb. 10. This town goes for comedy in a big way as demonstrated again last week when 'Life With Father'...

Schenectady Denies Sunday Legit Shows

Schenectady, N. Y., Feb. 10. A plan to legalize Sunday legit shows, in order that Schenectady Theatre workers and the General Electric Co. and the American Locomotive Co. laboring around the clock...

'Road' \$17,000, Sold In 7th Balto Date

Baltimore, Feb. 10. Seventh regular performance of 'Road' here last week scored with estimated \$17,000 in 11 performances.

'Theatre,' \$11,000, Hurt By St. L. Rain and Blitz

St. Louis, Feb. 10. 'Theatre,' with Cornelia Otis Skinner in the top role, wound up one-nighter, but was hit by a rain and a blitz on Saturday (7) with only fair box record.

'Candle' Truone Folts

Kansas City, Feb. 10. 'Candle,' with Elaine Ellis in the top role, folded here after two performances in the Music Hall building on Saturday (7) brought, estimated \$9,500 in 10.

go to road after another week; excellent run; rated around \$10,000, with better figures expected for finale gale.

'Madell,' National (12th week) (M-116; \$8,300). Slipped last week to slightly below \$8,000. Got very little to show to play, then goes (C-1-40; \$8,000). Not faring as well as expected; around \$13,000, but opening weeks were better; extending run likely.

'Pony and Jess,' Majestic (4th week) (M-116; \$8,300). Not faring as well as expected; around \$13,000, but opening weeks were better; extending run likely.

'Alfred and Old Lace' (Washington)—Cass, Detroit (11-14). 'Arsenic and Old Lace' (Washington)—Cass, Detroit (11-14). 'Misses Time'—Civic Aud., Pasadena, Cal. (11); Civic Aud., Fresno, Cal. (12); Music Aud., Sacramento, Cal. (12-14).

'Heart of a Hero,' a new low here last weekend (5-7) at the Shubert. At \$275, show will be the highest priced road show performance.

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BATTLING 1,000

on the
Coca-Cola Saturday Spotlight Show

VICTOR and BLUEBIRD RECORDS



TOMMY DORSEY

8-time winner, with "This Love of Mine"
Victor Record No. 27508



GLENN MILLER

2-time winner, with "Chattanooga Choo Choo"
Bluebird Record No. B11230



SAMMY KAYE

3-time winner, with "Remember Pearl Harbor"
Victor Record No. 27738



FREDDY MARTIN

4-time winner, with Tschaiikowsky's "Piano Concerto"
Bluebird Record No. B11211

14 Wins out of 14 Programs

MORAL:

The World's Greatest Artists are on Victor and Bluebird Records

A SERVICE OF THE RADIO CORPORATION OF AMERICA

In Canada: RCA Victor Company, Ltd., Montreal

Published Weekly at 164 West 48th Street, New York, N. Y., by Variety, Inc. Annual subscription, \$10. Single copies 25 cents. Entered as second-class matter December 25, 1920, at the Post Office at New York, N. Y., under the act of March 3, 1917. COPYRIGHT, 1942, BY VARIETY, INC. ALL RIGHTS RESERVED

VOL. 145 No. 11

NEW YORK, WEDNESDAY, FEBRUARY 18, 1942

PRICE 25 CENTS

WAR LANCES NATIONAL

WB Challenges Soundness, Integrity Of 'Hit Parade' Basis of Song Picking

In a letter Monday (18) to Lord & Thomas, agency on Lucky Strike cigarettes, Herman Starr, head of the Warner Bros. music publishing interests, questioned the soundness and integrity of the survey used for determining song popularity ratings on the product's 'Hit Parade' (CBS). Using 'Remember Pearl Harbor,' which has been on the 'Parade' several weeks, as an object of contrast, Starr submitted data showing that 'How We Did It Before and We Can Do It Again' had, as he termed it, been 'deliberately discriminated against.'

According to Starr's figures the network performance count for the two songs during the past six weeks was 'We Did It,' 101, and 'Pearl Harbor,' 12. As for the sale of phonograph records, the Decca version of 'Pearl Harbor' has had a turnover of 74,000 copies, while the same brand's 'We Did It' has gone 68,000 copies. Sheet sales on the two songs has been about neck and neck.

Starr uses the Decca recordings probably because the firm's more familiar with actual sales figures since WB owns a piece of the store.

WAR LIKELY TO AID 'SERIOUS' MUSIC

Some phonograph record men are of the opinion that the classical and semi-classical side will be subject to a sales boom of huge dimensions by the end of the current year. They anticipate that as America becomes more deeply absorbed by the war the music business will be service to the soldier and the woman. This will time turn to the more somber types of music for sale.

These phonograph men figure that the American mutation in moods will follow the British and French patterns. In these two countries, they say, the demand for serious music records rose as the sale of dance records receded.

Legs' Legiter

Marlene Dietrich is said to be quite enthusiastic about appearing on the stage in U. S. Her debut will be in Oscar Wilde's 'An Ideal Husband.' While plans are not definitely set as to the play road dates during the spring, Broadway appearances next season.

Misce Dietrich will be presented by Alfred Fischer, refugee producer known in Berlin and Paris.

Patriotic Brawls

Philadelphia, Feb. 17. Philly jukebox operators have banned the playing of the 'Star Spangled Banner' on their machines. It seems that exuberant service men, looking for a little excitement, have hit upon the anthem record as a means of starting a nice brawl.

'They come into a taproom and slip a nickel into the juke, pick up the S.S.B. record. Then they look around for anybody who isn't standing.

Gypsy Rose Lee Strips For Red Cross, Melting Home-Town Society

Patriotism or charity—especially a combination of both—are great common denominators, which is a succinct explanation of how Gypsy Rose Lee last week became an accredited member of the social set of Highland Mills, N. Y., little village in the Ramapo mountains.

The erudite G-string singer has a farm home near Highland Mills for some years, but the clan—the village bluebloods' adonwiv'—was another matter, which Gypsy edged that only in the tax reports. But then came the war.

Highland Mills pitched in by setting for itself an \$800 quota in the Red Cross War Drive. Fulfilling it was another matter, which Gypsy (Author) Le discovered when, in offering a contribution, she asked about the state of Highland Mills' effort. It was around \$600 from its goal, with but a few days to go in the drive and only a village dance at 35c a head as the remaining colander.

There was Miss Lee virtually took over the Red Cross drive, the townspopie and junior and senior leagues. First she raised the price of the dance to \$1, then (Continued on page 47)

BENNY'S NEW DEAL WITH JELLO NEAR SET

General Foods may clear up its 1942-43 deal with Jack Benny in another week. Price of \$250,000 was webk other the latest contract has been pretty well settled and it has also been agreed that Benny may be booked for four out of the 39 broadcasts (entitled).

Benny's broadcasts his coming Sunday (22) installment of Jello-Out from the Presidio, San Francisco's army cantonment. Benny is advancing his plan for making up a USO unit and traveling it around the army camps and naval stations.

LONGER RUNS A NECESSITY

U. S. Priorities on Celluloid the Reason—National Theatres Convent This Week to Study Plans for Maximum Runs of Product

DUALS K.O. INEVITABLE

Slash suggested by U.S. priorities officials of as much as 50% in celluloid available for films in the next 12 months is expected to result in rationing of product to exhibitors. Not only are double bills likely to go, following drastic cuts in the number of prints available, but extended playing time will become a necessity. Certainly of the downing in quantity of studio output is already giving exhibs something to think about. Point No. 1 on the agenda of the annual meeting of National Theatres (Fox-West Coast) circuit execs in (Continued on page 46)

Freedley's 'Face It' Sale For Par's Hope Burns Up Danny Kaye, Eve Arden

The Vinton Freedley sale of 'Let's Face It' for \$225,000 to Paramount, for a Bob Hope starer, has created much strain between Danny Kaye, star of the Broadway musical, and his impresario. Same goes for Eve Arden, featured therein, who, not having a run-of-the-play contract as does Kaye, is reported ready to bow out next month.

Kaye believes that Freedley had used him as a trading point in the 'Face It' sale, at the same time curbing his own film negotiations, but that the producer disregarded the stage star when finally closing for the \$250,000. Of this, \$125,000 goes to Freedley, his librettists Herbert and Dorothy Fields, and songsmith Cole Porter. The \$100,000 differential goes to 20th-Fox, which owns the film rights to 'Cradle Snatchers,' on which the musical is based. Latter studio, while having the inside, couldn't utilize 'Face It' for films because of having no suitable stars. Par grabbed it for Hope.

Gambarelli as Pavlova

Maria Gambarelli may play the title role in the 'Life of Pavlova' in Hollywood this summer. Dancer's managers are conducting negotiations with RKO and Paramount and the story may be retitled 'Flight of the Swan.'

Miss Gambarelli is the leading ballerina of the Metropolitan Opera Co.

Theatres' 52-Week Co-op on Defense Bonds; Radio's Beef on Hearst Drive

No Sabotak

Cafes, hotels, eateries and all other places where groups congregate are to drink and chat and campaign towards a 'no sabotak' objective.

The bad news news in recent days has driven many to extra drinking, with much disgruntled comment which borders almost on verbal sabotage. Hence the cooler heads are cautioning against any unpatriotic gab. In other words, chin up and button-your lip.

Dot Thompson's Nazi Fracas No Press Stunt But Helps 'Cafe' Legiter

Martin Gabel, who produced 'By Car!' Cafe, brewed with Carly Wharton at the Cort, N. Y., says it wasn't a press stunt, but at least two persons got poked at the Cafe Royal, play's locale, one night last week after a performance. Dorothy Thompson, after seeing the show, went to the lower Second avenue coffee house to see what the original was like. In barged in an unidentified blonde, who hailed Hitler and made aspersions about the regular customer.

'That steamed 'em up, especially leader Cashier, a Yiddish actor, who socked the blonde's escort. Cashier it not known to have ever punched anybody before, but this time he may have had a horseshoe in his mitt, for the fellow had a bloody nose and some persons swear he had a tooth or two.

Miss Thompson exited during the excitement and was on the pavement when the blonde came out rather hurriedly. Columnist reproved the woman, who tried to kick Miss Thompson in the tummy. Whether the girl writer tried a left hook on the offending female isn't certain, but Miss Thompson is credited with knowing how to handle a scoundrel.

Story on the battle in the dailies didn't hurt the show, for business again improved last week.

G. W. HILL, JR. JOINS UP RESIGNS HIS 230G JOB

George Washington Hill, Jr., has resigned as \$230,000-a-year v.p. in charge of advertising for the American Tobacco Co. to join the Altria Co. as president of the company, who is president of the company, who will keep the post open and double as advertiser.

Young Hill has received a commission and he goes into the service this week.

Washington, Feb. 17.

While broadcasters were viewing with bewilderment the Secretary of the Treasury's personal signposts of a high-pressure defense bond and stamp sales campaign by WJWS, Washington, Secretary Henry Morgenthau, Jr., this week was asking the film industry in New York and Hollywood to lend all its theatres to a continuous, 52-weeks-a-year bond and stamp drive.

Radio men were grieved by what they charged was a 'monopoly on patriotism' awarded the Hearst papers by the Treasury Department. They saw in the exclusive rights given Hearst sheets to plug bond sales via 'Buy a Bomber' campaigns the reason behind the secretary's squelch of the drive initiated by WJWS and the Washington Post to sell bonds, to 'Buy a Bomber for MacArthur.'

Meanwhile, Carlton Duffus, of the Treasury's Defense Savings staff, on (Continued page 47)

PROBE ENEMY ALIENS IN 'HWOOD

Hollywood, Feb. 17. The enemy alien situation in the picture industry is to be combed by a general assembly committee on un-American activities, headed by Assemblyman Jack Tenny, onetime songwriter now collecting royalties on 'Mexicali Rose,' among other numbers. Committee is going ahead with its investigation despite refusal of Governor Culbert Olson to approve a budget. Understood investigators already are checking certain studio personnel and may demand surrender of membership rolls of film Guilds, unions and the Central Casting organization.

Being incoordinated are reports from the studio department, and that at another major plant technicians are sending huge sums to relatives in the German army. Other allegations of alien activity by subversive elements are also pouring into the committee. Committee hearing is to be held after all the evidence is rounded up.

A.C.'s 350G Bomber Tour

Hollywood, Feb. 17. Abbott and Costello will make a theatre tour late in April to help raise \$350,000 for the purchase of a bomber.

They'll pay their own expenses and their earnings over to the bomber fund.

Slowest Broadway Play Season In Years; Only 2 Hollywood Buys

With more than half of the legit season gone, Paramount's purchase last week of 'Let's Face It' marked only the second Broadway show to be bought by Hollywood to date...

Current season is the slowest in several years in a number of Hollywood buys. It's a reflection, of course, of the high number of quick courses, of the high number of quick courses, of the high number of quick courses...

Paramount paid \$23,000 for 'Let's Face It' not much below the \$28,000 record price the same studio gave last season for 'Lady in the Dark'...

Freddie had failed, prior to production, to clear the film rights to 'Crashers', which the studio had bought for 'Face It' is based. Fox owns 'Crashers'...

Despite the lack of buyers from Broadway, there's a fair crop of Hollywood potentials. It's expected the number of titles to be produced checked before the season officially closes at the end of May...

'Fair Crop of Potentials' - Despite the lack of buyers from Broadway, there's a fair crop of Hollywood potentials. It's expected the number of titles to be produced checked before the season officially closes at the end of May...

'Cafe Crown', currently doing fair business, is considered too special-comic. (Continued on page 4)

TOMMY DORSEY TO JOIN EDDIE CANTOR

Negotiations are under way which will put Tommy Dorsey's orchestra on Eddie Cantor's NBC program for February 24. The deal is being pushed through Cantor will not dispense with the services of Edgar (Cookie) Kaye...

No Dorsey Freres Play - He would join New York some time in April when he comes east to play Paramount theatre, New York, and open annual stay at Astor hotel.

Hollywood, Feb. 17. Deal for Tommy and Jimmy Dorsey to do a picture in Metro is reported off to Jimmy Dorsey's personal hands.

It is understood he asked \$100,000.

Max Baer's 2d Pic

Hollywood, Feb. 17. Max Baer, former champion of the prize ring, returns to pictures under contract with Hal Roach, calling for service in 'Brooklyn Orchid', with options for second series. Marks Baer's second year as a Hollywood actor.

New Military Objective

With Lieut. Commander Walter Winchell and other uniformed makers that East 53d street (N. Y.) bistro a popular hangout, the gag around Gotham is that Sherman Billingsley's 'Stork Club' now rates as a military objective.

Laurie In Doghouse On Nabor's Beef, But Judge Snips Leash

Joe Laurie, Jr., the dog fancier, was a guest (by request) in West 54th street Magistrate Court, N. Y., last week (10) in answer to a complaint by Mrs. Claudio Frigiero, whose husband is an ex-Metropoliard. It seems that Laurie's 204 building disturbed Mrs. Frigiero, who is an upstairs neighbor in their West 46th street brownstone, while Laurie claimed that the dogs couldn't help but bark after hearing Mr. Frigiero's singing.

It was pretty early in the morning when Laurie appeared in court, but he was flanked by Harry Herzhfeld, who asked Frigiero whether the dogs had disturbed her lately and she answered that they'd been quiet for the past week. Here (Continued on page 47)

'MADE ME LOVE YOU' PLATTERBUCK'S DELIGHT

'You Made Me Love You,' tune completely overlooked when it was revived by Judy Garland in a Metro musical about two years ago, is field gathering steam, despite the fact that Harry James' recording of it has been in 'Variety's' Coin Machine Best Sellers top 10 for 19 straight weeks. James' recording was the only one anything like the gag his hand started, giving it a push that's still trying it upward. Last week's Columbia Records shipped 50,281 copies of his disc to dealers, which included a backlog of orders from the Columbia stores, the work has sold 356,000.

New Coward 'Cavalcade'

Noel Coward is reported having written another 'Cavalcade,' this time dealing with World War I.

ESTABROOK'S 'WILL BOERS'

Hollywood, Feb. 17. 'Lifts of Will Rogers' is being written as a Hollywood actor. He debuted in 'Prizefighter and Lady' at Metro.

QUANTITY FILMS VS. QUANTITY Increasing Number of Independent Unit Setups on the Horizon - Top Producers Can Pick Their Own Distributing Channels

C'EST LA GUERRE

War is expected to still further spur the rush toward unit production which has marked the Hollywood scene for the past few months. That some, with most companies continuing actively on the hunt for capable heads for further units, will be considerably changed by spring. Virtually all of Hollywood's important pictures will be coming from these more-or-less independent producers.

Company after company has swung away from the system of front-office assignment of producers, which they have used for years, toward the unit idea. It followed quickly after initial experience with consent decrees which put the (Continued on page 44)

FLOCK OF NAMES BENEFIT SET FOR NAVY

Bette Davis and Tyrone Power have been named and a book of other stellar names from studios are being lined up by Walter Winchell, Bill Robinson, Hazel Scott, George Jessel, Ed Wynn, Kate Smith, Joseph Tucker, Gertrude Lawrence, Chas. Marx, Abbott & Costello, Tallulah Bankhead, Jimmy Durante, Ethel Merman, Carmen Miranda, Glenn & Johnson, Dick Powell, George Murphy, Benay Venuta, Joe E. Lewis, Ella Logan, Bill Robinson, Hazel Scott, Tony Martin, Antonio, Dinah Shore, Jimmy Barton, Connie Bonwell, Diosa Costello, Billy Rose, and the Hartman Family. (Continued on page 47)

No Friday the 13th For Sammy Kaye; Gets 20th-Fox Nod

Cleveland, Feb. 17. Twentieth Century-Fox is offering Sammy Kaye's orchestra the music assignment in the Sonja Henie-Jack Oakie feature, 'Tendons,' which starts on the opening day of the new year. Kaye got wired bid from studio last Friday, breaking all the hoary superstitions that Friday the 13th is a lousy day. Both the RKO de Luxer and the Press seized the timely coincidence to have the drums for Dora's bandleader who began juggling a baton at old Danaher here in 1932, when he was still at the top of Ohio Five of his original men are still with him.

Although he has two more vaude dates and an engagement at Frank Dulay's Meadowbrook on his sked, Kaye may have to postpone change their dates or cancel them if they were still at the top of Ohio Five when he bought a 400-acre country estate for his folks, retaining it, 'Hamony Farm.'

Metro Earmarks \$500,000 For Its New Record Biz; T. Dorsey a Partner

'Abie's' Good Start

'Abie's Irish Rose' has started off with its radio backing, Procter & Gamble. The series went on NBC Jan. 24 and the first C.A.B. rating is 12.2. This is quite strong considering the fact that it's competing with Guy Lombardo (Colgate-CBS), whose concert rating is 12.6.

Court Extinguishes Diosa After 'Bombshell' Blows Up in Miami Night Club

Miami, Feb. 17. The Puerto Rican 'Bombshell,' Diosa Costello, made good her marquee bust Wednesday (11) at the Frolics, local nighter, by exploding with sufficient command in the direction of operator Joe Moss. She capped a suspended sentence in a court and cost her husband a \$25 fine and costs.

According to Moss, Miss Costello started a sorn burn, which quickly developed into a fast fire, when the evening of the bills, her turn was delayed by an impromptu exchange on the floor between Billy Yell and Johnny Don Meade and Eddie Arcazo. 'Trion did a burley of Vime's 'Sadie Thompson' sketch, this fol-dor-er. Miss Costello claimed, left the customers in no mood to properly appreciate her hot hips. (Continued on page 47)

At this juncture, the stories told before Judge Cecil C. Curry failed to prove. Insisted insistently, but firmly, informed Miss Costello that she was freed. Costello, according to Moss, replied: 'If I don't appear tomorrow you won't live.'

At this moment her 21-year-old husband, Jacinto Campillo ('Pup'), clipped Moss on the conk from the rear.

Costello, on the other hand, contended that Campillo only 'pooched' Moss and that latter fell over several weeks ago.

EX-'SAND-HOG' GETS LORENTZ-RKO PACT

'A former Chicago tunnel-digger with a total of five weeks' experience on Broadway and none in Hollywood has been picked to be the first to star in the producer's initial Hollywood picture. Film is 'Name, Please,' which opens in the RKO's eastern talent chief, in New York. Ryan is in 'Clash by Night,' which closed several weeks ago after a five-week run at the Belasco. Actor Dubois for Chicago, where he'll make a 10-day stopover with his family prior to heading for the picture. Ryan, 23, came to New York only last spring. With an urge to act, he was still a kid, he worked a 'sail-hog,' digging tunnels, and as a sailor, until he had saved enough to open the 'Name, Please' at the Metropolitan school on the Coast.

De Wolfe Primet-Bike Billie De Wolfe, miss at Club Versailles, N. Y., has a Paramount picture contract virtually set through deal with Martin Quigley, the agency, is working out the details. When De Wolfe opens in the new Broadway feature 'Henry Koster's 'Post-Pour,' he will double with the Versailles, and she will return to the Metropolitan Room, N. Y., April 1, in the new show there, he will continue doubling.

Hollywood, Feb. 17. Metro has an okay from Nick Schenck to go into the record business, and David Bernstein, vice-president and treasurer of Loew's, Inc., has been delegated to work out the details. Initial outlay of \$500,000 has been earmarked for the new enterprise.

Tommy Dorsey and Jack Cummings, latter a Metro producer and nephew of Louis B. Mayer, each receive a 25% stock interest and also participate in the profits. Dorsey will get \$1500 for every record the studio makes royalties. On but basis he should net around \$100,000 annually for the 30 platters he is scheduled to wax.

Cummings' new duties will not interfere with his production activities at the studio. Milton Pickman, former business manager for Ted Lewis, who looked after Dorsey's RCA tour, will scout new talent and handle band contracts. Pickman was presented as plants to be erected in Culver City and New York. Studio singers not tied up by other recording companies will be used for early output. The studio will launch the first batch of discs Metro will launch an extensive publicity campaign. Studio will also be looking for talent on exploitation for its pictures by (Continued on page 47)

GEORGE S. KAUFMAN'S 13-WEEK OVM CYCLE

George S. Kaufman, m.c. for the last two Sunday nights on 'Keep 'Em Rolling,' OVM show on Mutual, will continue the staff for the next 13 shows. It is his first regular radio series. Clifton Fadiman had the assignment the first 13 weeks. 'Guests on the show Sunday night (12) will be Lt. James Stewart and Claude Rains in Maxwell Anderson's 'Valley Forge,' and Mary Jane Walsh as 'Wookey.'

VARIETY

Trade Mark Registered PUBLISHED WEEKLY BY VARIETY, INC. 145 West 44th Street, New York, N. Y.

Annual Subscription \$11 Single Copies \$11

Vol. 145 No. 11

INDEX

Table with 2 columns: Title and Page Number. Includes entries like 'Bills' (40), 'Chatter' (45), 'Concert-Opera' (30), 'Exploitation' (16), 'Film Books' (18), 'Film Reviews' (6), 'House Reviews' (8), 'Inside-Legit' (42), 'Inside-Orchestra' (39), 'International' (18), 'Literati' (44), 'Legitimate' (41), 'Music' (33), 'New Acts' (39), 'Radio Reviews' (38), 'Obituary' (46), 'Orchestra' (31), 'Pictures' (4), 'Radio' (21), 'Radio Reviews' (26), 'Vaudeville' (26)

Published Daily by International Variety, Inc. 110 a year-\$11 foreign

Wesley R. Crane's 'Dopes to Win' to 'Oscars' Next Week, But 'Valley' And 'York' (Cooper) Hot Faves Also

Hollywood, Feb. 17. Unbiased opinion gives Orson Welles an excellent chance to capture first prize in the annual Academy awards ceremony (Feb. 26). 'Welles' fate, however, is pretty much in the hands of 6,000 extra who hold the balance of power. If he gets a substantial block of extra votes he may make a clean sweep of the field.

His 'Citizen Kane' holds No. 2 post in nominations for the most outstanding production of the year. It's believed to stand less of a chance than in others where it qualified. It generally is believed to be a race between 20th-Fox's 'How Green Was My Valley' and Warner's 'Sergeant York' with most money going on 'Valley' to finish up.

'Welles' is also up for the best performance by an actor, but will have to overcome the popularity of Gary Cooper and his performance in 'Sergeant York,' or Robert Montgomery's work in 'Here Comes Mr. Jordan.' It looks like Cooper, with Montgomery standing an outside chance.

Race for the best achievement in acting is strictly between 'Welles' and John Ford for 'Valley.'

'Welles' and 'Citizen Kane' should have walked away with the blue and white cinematograph by Gregg Toland. Main opposition is from Robert 'Wander' Wadsworth. 'Citizen Kane' also should be an easy winner in film-aided classification. 'Kane' also should top first money for best original screenplay. Credit divided between him and Herman J. Mankiewicz, but 'Sergeant York' will be pushing hard. 'Kane' is also up for best sound editing. In that direction, sound recording and best scoring of dramatic picture (both thanks to be outdone in these events).

Acting Laureate's Tresselt 'My Darling Clementine' like a winner in competition for best performance by an actress, with Joan Crawford probably the runner-up for her work in RKO's 'Suspicion.' Other half of entry, Olivia De Havilland, will receive some votes for her showing in Paramount's 'Hold Back the Fire.' Only minor chance of upset is Barbara Stanwick in 'Ball of Fire.' Greer Garson is a dark horse and might stand in advance door for her performance in 'Blossoms in the Dust.'

Jane Gleason looks like a chance for best performance by a supporting actress. 'Here Comes Mr. Jordan.' Donald Crisp will furnish stiff opposition for his showing in 'How Green Was My Valley' and Walter Brennan will get a lot of votes for supporting role in 'Sergeant York.'

Two from the same stable are competing for the best performance of an actress in supporting role. Patricia Collinge and Irene Craig. In 'The Little Foxes.' Here, however, Collinge looks like Mary Kay's 'The Great Lie' and Sara Allgood, 'How Green Was My Valley,' may nose out a win.

'Here Comes Jordan' should take votes for best picture recognition, with Goldwyn's 'The Little Foxes' finishing close up. The original motion picture story is hard to figure but best guess is 'Night Train' (20th-Fox British) by George W. Hill. Paramount's 'The Lady Eve' will be running all the way, and 'Jordan' might score an upset.

Best achievements in special effects (winners named in competition). (Continued on page 20)

Ginsberg, Gillham Back In N.Y. for H.O. Huddles

Henry Ginsberg, vice-president and general manager of the Paramount studio, who arrived east Monday (16) on his first trip to New York, will remain until the end of the week. The studio will be concentrating on studio matters, production plans, etc. He is also expected to discuss 'The Miney,' forthcoming production of the Par roster for which the contract was obtained last week. The latter came east Monday (16) also. Bob Gillham, advertising-publicity man who had been in Hollywood, did two weeks discussing campaigns, seeing new product, etc., came east on the same train with Ginsberg.

Alien Registration

Washington, Feb. 14. Editor, 'Variety': You, as you undoubtedly know, the Department of Justice is requiring all aliens of German, Japanese or Italian nationality to file applications for Certificate of Identification at their nearest postoffices.

The identification program is already concluded in eight western states and will be completed elsewhere in the United States on Feb. 28.

Through the medium of your publication we would like a great deal to help us acquaint your readers with the requirements. Although most of your readers are 'Citizen' owners of them may have alien friends or relatives who are subject to the program.

Earl G. Harrison, (Special Asst. to Attorney Gen'l) (Department of Justice)

AFRA PROTESTS SLUR; RADIO'S PATRIOTISM

No greater sales force was ever assembled for any venture in this country than the radio performers who 'every hour of every day' are making a telegram of protest to Congressional leaders on the entertainment industry.

Emily Holt, exec secretary of the National War Relocation Authority, said:

'The amendments introduced in the House for the appropriation for the Office of Civilian Defense are unworthy and unjust to these Americans. We urge that Congress not strike out these amendments which do not reflect on the dignity or contribution of these artists, but regretfully they do reflect on the industry and voted for them.'

Amendments referred to are those inserted by the House to prevent the purchase of concert tickets, street shows, theatrical performances or similar activities, and were Melvyn Douglas and Mavis Chantey were named directly at appointments of the Treasury film made by Walt Disney.

Much Ad About Disney's 80C; Got It Week's Ago

Walt Disney weeks ago received his Treasury Department \$80,000 from the Treasury Department and another week ago Congress approves the appropriation or not is of little concern. The Treasury Department was confirmed on the Coast Monday (16) by Disney's brother, Roy, who is the chief executive officer.

Disputed \$80,000 which the House of Representatives deleted from an appropriation bill last week ago. Disney merely to reimburse Treasury for the coin it had already paid for the U. S. Army Signal Corps. The money was turned over to Disney for 'The New Spirit,' an eight-minute Mickey Mouse cartoon made on order from the Treasury.

Capra Starts Duties

Washington, Feb. 17. Frank Capra arrived here over the weekend to begin active duty with the U. S. Army Signal Corps. He was recently commissioned a major and will be attached to the general staff.

Capra just completed direction of 'Arsenic and Old Lace' for Warner Bros.

Douglas' Showmanship

Washington, Feb. 17. By a fortuitous melody he prepared remarks, Melvyn Douglas grabbed a lot of good will—where it counts—last week. As speaker at the weekly luncheon of the National Club the malleable actor won his audience by explaining he would prefer an introduction to Melvyn Heisler Douglas' because his father was one of the greatest publicists to come along. But he is not ashamed of his family background.

Charles C. Brannan on-the-record talk on 'What It's All About' turned out to be an in-the-room affair, because Douglas' maligned father named Dean James M. Landis head of the Office of Civilian Defense major changes in the framework were in prospect.

HEISLER MAY RETURN TO WB

Mark Hellinger's return to Warner Bros., which he left to go to RKO, is a possibility now that Hal Wallis heads his own unit and not the entire WB production staff.

Like Bryan Foy, Hellinger and Brannan are reported clashing which caused both him and Foy to switch to the Zanuck production organization, although at times.

Open A&C, Morris Agency Hearing on Coast Today

Hollywood, Feb. 17. With picture contracts carrying a value of around \$250,000 at stake, attorneys for the William Morris Agency, Robert Abbott and Costello are here from New York to supplement their team at the communitarian Actos Guild of dispute between comedy team and the communitarian. Heading in the vanguard from Gotham for the opening session today (17) is William Morris, followed shortly after by attorney Michael Halperin, Abe Lastfogel and Joseph Halperin and Martin Gang will handle the legalistics for the Morris office. J. Robert Brannan is at the Coast to share the A. & C. arguments with Nate Freedman.

Arthur Barker, C. Levee, agent, for the Morris agency; General Joseph O. Donovan, head of industry relations and who served in many arbitration hearings involving Jewish artists and who served in Jewish circles, for Abbott & Costello; Irving Siskinmaster, former Nebraska judge and occasional labor arbitrator, as the impartial third party; Morris office is contending a disciplinary order by the comedy team.

L. A. to N. Y.

Nate Blumberg, George Bruce, Sidney Buchman, Robert Barker, Ken Dolan, Jimmy Durante, Gene Hartman, Jan Ganin, Arthur Barker, Mr. Gilliam, Leo Jaffe, Otto Kruger, Ralph Morgan, Raymond Massey, Abe Monique, Robert Rogers, Robert Poole, Ritz Bros., Oscar Sperlin, Dorothy Spencer, Spencer Tracy, and the Winchell family.

N. Y. to L. A.

Robert Ardrey, Gene Hartman, H. Wm. Fitzdon, Monroe Greenhalgh, E. C. Mills, Pola Negri, Oscar Brown Jr., John G. Pains, Elliot Paul, and the late E. J. Seidler, Spyros Skouras, Aubrey Schenck.

Political Friend of Hollywood Scores U. Bias as Exemplified by Huilabaco Over Douglas, et Al.

Washington, Feb. 13. Editor, 'Variety':

When the organized motion picture industry is subjected to the slurs and attacks of the United States Congress, because one of its stars was assigned to help out in the Philippines, it is not only a disgrace but the time has arrived to meet the challenge and speak out in behalf of plain Justice.

Certain members of the House of Representatives, in my opinion, are deliberately sabotaging the effort at national unity, and casting discredit on the administration, and casting doubt on the chief of the Commander-in-Chief. As Al Smith says, 'The fact is at the record and analyze the facts.'

(1) Melvyn Douglas, a first flight pilot, a war hero, a man who has done well over \$100,000 a year in his profession, is asked to organize certain groups to help out civilian defense. It is a WOC job without compensation. Does he get a salary in Hollywood for a non-salaried federal desk work, a war hero, a man who has done well over \$100,000 a year in his profession, is asked to organize certain groups to help out civilian defense. It is a WOC job without compensation. Does he get a salary in Hollywood for a non-salaried federal desk work, a war hero, a man who has done well over \$100,000 a year in his profession, is asked to organize certain groups to help out civilian defense. It is a WOC job without compensation. Does he get a salary in Hollywood for a non-salaried federal desk work, a war hero, a man who has done well over \$100,000 a year in his profession, is asked to organize certain groups to help out civilian defense. It is a WOC job without compensation. 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Despite Booming Gross Incomes, Pix Cos. See Big Taxes Chopping the Net

While most major film companies reflected huge writeoffs for Federal taxes in final quarters last year, most financial experts in the industry expect even further and more sweeping inroads into gross revenue this year. Giant lifts in income taxes under the new profits tax scale, now being worked out in Washington, doubtless will go into effect before the end of 1942.

Majority of picture companies expect gross revenue to continue on the upward at least for the first half of 1942 despite higher labor charges and greatly increased cost of materials. However, financial executives on film company boards are convinced that the outlook for maintaining current net profit levels is far from encouraging because of the tax increases.

Aside from Federal taxes, majors with theatre affiliates are confronted with higher taxation in every state in which their circuits operate. Excess profits sock thus far has proved a real thorn in the side of distributing companies which only recently emerged from the financial woe of 1939, a year in which the tax must be figured on average profits over years when gross was much higher than it is at present. This makes the film company appear to be operating at an exceedingly high tax rate and penalizes such distributor for showing such profit.

Financially recently reported with a \$1,500,000 net in earnings for the year before Federal income and excess profits taxes only to show a mere \$100,000 increase in net profit after such taxes had been paid. Warner Bros. in its latest reporting recently, also showed big tax deductions.

KORDA MAY RESUME PRODUCTION ABROAD

London, Feb. 17. — Alexander Korda, who arrives here this week by clipper from New York, will make no announcement regarding future production plans for several days. Since his arrival he has been conferring only with Arthur W. Lee.

Korda's principal mission on this trip is to settle with Prudential Insurance, according to industry opinion. He is reputed to owe this firm around \$2,000,000. After this has been adjusted, Korda will settle himself with Rank for extensive film production.

It is possible they will make at least two pictures here. Lack of stars and studio space will not prevent him because he has secured Leigh, Laurence Olivier and Ralph Richardson all under exclusive contracts. All three and they are here.

Although studio space is unavailable, it is figured that the Rank-Korda alliance will make their headquarters at Denham.

It is in whose "Judge Bink" goes into U. S. release April 3, probably will be here for three months.

HAYS CLARIFIES

No Production Code Reversal—Also Nothing On Screen

Hollywood, Feb. 17. — There will be no meeting to map a general revenue campaign for films, according to Will Hays, due to the fact that the industry meeting in New York recently covered every phase of proposed industry action. There is no reason for revising the Production Code either, says Hays, because moral aspects in films and in picture advertising have improved.

Hays remains here until the first week in March before returning east. He stated that no negotiations of any kind are under way for Joe Brown to return to the Production Code administration. Later is in a fight from top production berth at RKO battling sinus disease of the

War Is Like That

Hollywood, Feb. 17. — Young male stars who radiated glamor a year ago have become a pain in the neck to studio bosses. Winning a polo match, hooking a 400-pound tuna and other athletic achievements don't go any more, with warlike deeds on the front pages.

Studio publicity writers are having a tough time aggrandizing handsome heroes who are in military age but not uniform.

OVERDOING PIX PAID THROUGH VIA SHORTS?

Number of defense and wartime activity shorts is rapidly nearing saturation point in the matter of audience appeal, judging by the number of complaints received in New York from exhibitors. Whether or not audiences actually are starting to complain about the saturation of numerous defense films is not known, but the number of squawks unofficially admitted as coming from exhibitors has been increasing lately.

Running-time requirements of many theatres having double features are being linked up with these complaints. In the last World War, many theatres used 4-minute picture programs and collected money for defense and Victory Loan bonds. Thus far none of the films linked up with the actual fund collection idea, but it may be a switcheroo from the present production of armament manufacturing briefs.

Agfa Parent Corp. Taken Over by U.S. Treasury; War Move

Washington, Feb. 17. — Control of the second largest source of film raw stock has been taken over by the Treasury as war measure. On the grounds the raw sources are Germans, all but a fractional part of the shares of General Aniline & Film Corp. of Delaware (Agfa parent) from now on will be voted by Uncle Sam.

Paper registered in names of I. G. Chemie, Omon Aktiengesellschaft, Matchtaggipj uoy Industrieen in Han-nover, Germany. Chemis Matchtaggipj uoy Chemie Undernehmungen, Eidgenossische Bank, the late Dr. Hermann Schmitz has been confuted in an action intended to protect the investment. Chemis Matchtaggipj uoy Secretary Morgenthau disclosed that Americans own about 85% of the common stock, worth of debentures, though more than 95% of the common and preferred was held by foreigners.

The company, which ranks next to Eastman as a film stock supplier, 8,000 persons and does about \$80,000,000 worth of business annually. The United States may disposition of the sequestered property is termed an "open" question, implying that the United States may peddle the paper locally. Any individual contending he has been injured by the takeover is in a war can file claims for return of the paper.

FEMALE CAS. A BROW BEGUE

Loss of Manpower to the National Defense Opens More Avenues for the Gals —Not Just Cashiers and Usherettes, But in Top Spots

S.A. SLANT

Due to loss of manpower in the theatres as result of the war and defense work, including managers, assistants, treasurers-cashiers, chiefs of service, ushers, etc., women for years have begun to look large on the exhibition horizon, with operators expressing the view that they probably will have to look to the females to keep going.

The Loew circuit, which unlike others has always favored employment of women, and have several on theatre payrolls as managers or assistants is making a check on the women cashiers, usherettes, matrons, etc., to determine their suitability for managerial jobs or other promotions.

Because of the war and the increasing number of men who will intensify as the conflict continues, the industry is expected to give jobs, up to that of manager, from women who have the proper qualifications. Chain is still leaning heavily toward use of girls for ushering purposes, with 50% of the houses now using gals instead of boys.

Attitude of Loew's toward women recently has been made plain by results the circuit has obtained from experiments in using the fairer sex as managers or assistants.

Loew's Femme Managers

A veteran is Mrs. Louise Leonard, who has managed the Astor, N.Y., in a very important operation, including playing pictures on roadshow engagements for many years. She was formerly an assistant at the theatre.

Miss Niles manages the Lexington, an important neighborhood, while Phyllis Paige is in charge of Waterbury, Conn., last September. Mrs. Bessie Dove, who cashiered at the old American, N.Y., is assistant at the 77th St. A more recent arrival is Mrs. Mollie Stickle, who became assistant manager of Politz, Waterbury, Conn., last September.

At a recent manager's meeting at New headquarters, Mrs. Leonard, Miss Paige and Mrs. Stickle, a trio to register a vote of thanks to the circuit for giving the women a chance to run the theatres.

The RKO circuit, major opposition to Loew's, has a number of women (Continued on page 15)

UMPI Subcommittee Meets Exhib Bodies on Possible New Selling Methods; One Idea: Twice-a-Year

Stoki Gets Happy

Hollywood, Feb. 17. — A lean-looking, bushy-haired gent strolled across the dance floor of the Palladium, horse of the hepcats, and milled maestro Tommy Dorsey. That's a great outfit you have there, the L-b-h gent remarks.

Dorsey gave him a fast take and then beamed. His congratulator was Leopold Stokowski, out for an evening among the Main-streeters.

Proposals to Submit a New Selling Plan to the Dept. of Justice to Replace the present blocks-of-five, plus an expanded arbitration plan, enlarging the scope as well as the powers of the American Arbitration Assn. for a more suitable means of handling disputes, is contained in many suggestions made by exhibitors to the United Motion Picture Industry, Subcommittee of the UMPI met yesterday (Tues.), but in order to correlate the recommendations made it adjourned at noon to meet again today (Wed.).

Jack Kirsh, president of Allied of Illinois and chairman of the UMPI subcommittee, stated yesterday (Tues.) that he had received some 200 letters of recommendation, but postponement of action with regard to expansion of arbitration was the best plan.

In connection with forcing of state laws by the device of adjustment of individual complaints and of territorial complaints, these matters have been turned over to a drafting committee preparatory to presentation to the general committee which is to be formed.

This drafting group includes Howard Levinson, of Warner Bros.; Felix Jenkins, representing 200-Pos; H. A. Cole, former president of Allied States Assn., and Max A. Cohen, president of the Motion Picture Association of New York.

As spokesman for distributors on a particular sales district, Fred F. Rodgers, Metro sales manager, reported yesterday (Tues.) that due to a reduction in gross receipts, the principals more time was necessary to complete the work. He stated that the meeting might be presented during the regular session of the subcommittee, possibly today (Wed.).

One proposal is to state to have been presented is the selling of pictures twice annually, with a 20% reduction in the number of exhibitors, of course, are strongly in favor of unrestricted bloodshed, but with cancellation of the exhibitors they also prefer identification of exhibitors who are not approved to exhib would never be approved to exhib.

Should various elements represented at the subcommittee meetings avoid a united selling and arbitration plan, it will be submitted to the UMPI for approval by the main body of exhibitors. A new arbitration plan conflicting with the consent decree would eventually have to be established by the courts and Justice.

Fred F. Rodgers, new executive secretary for the UMPI, is attending the subcommittee meetings. A. W. Koster, president of RKO, is also attending. J. B. Depinet, RKO v.p. for New Jersey subcommittee members, are on hand.

William J. Fadman, Metro's eastern story editor, leaves New York Friday (30) for 10 days to two weeks to handle the studio's business.

He'll discuss and coming literary material with Kenneth MacKenzie, Metro's story editor, and with various producers and execs.

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He'll discuss and coming literary material with Kenneth MacKenzie, Metro's story editor, and with various producers and execs.

Fred F. Rodgers has been succeeded as chairman of the Hollywood Victory Committee for Stage, Screen and Radio by Kenneth Thomson, executive secretary of the Screen Actors Guild. — Striking Metro publicity director named by chairman.

Thomson resigned over committee protests because his increased duties exceed v.p. of the Producers Association allowed him too little time for other duties.

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Breen Plays Safe, Picks Up Options Early at RKO

Hollywood, Feb. 17. — Joseph B. Breen, executive in charge of production at RKO, picked options ahead of time on six heads of stock by the studio.

Renewed contractes are Walter Daniels, production manager; John Alton, executive producer; and assistant Stan Balekoff, music department; Albert D'Agostino, art department; and Fred C. Brantley, chief of office. Breen also picked the services of Darrell Silvera, chief property man.

Gabin's Big Shake

Hollywood, Feb. 17. — 20th-Fox director Edward G. Robinson as result of his first American picture in "Moonlight and Smiles" in "Moonlight and Smiles". Next job is the spot in "The Night the World Shook," with Nunnally Johnson as producer-writer, starting in June.

Montreal Theatres Donate Funds for 10-Week's Grosses For Victory Loan

Montreal, Feb. 17. — Grosses of all first-run theatres, as also second-run Imperial and the Newrears theatres, which are operated by Consolidated, will be invested in the Canadian Victory Loan for the six days Feb. 18-23 which includes start of new pic Feb. 20 and a Saturday night take. Estimated to be \$400,000 investment in the loan on a total of seven houses.

Loan is for \$500,000,000, better and more than \$100,000,000 to March 2, after, according to amount of subscriptions.

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Despite Beefs to Uncle Sam, German Pix Lobbies Are Being Shown Here

With UFA, their principal producer, 7 sources of new Nazi films, in the hands of a force of U. S. Treasury agents, four of the exhibitors in New York have resumed operation with year-old product. Although the spectacle of theatres showing films made in Germany with which the U. S. is at war has caused numerous protests and has led to the line of the FBI, operators of the German-language houses have gotten no official light.

All 12 of the theatres through the country using German film before the war's outbreak are now down or changed policy with the declaration of war Dec. 11. Of those that remained open, one made a complete about-face to Russian product, while the others played together programs of Hollywood pictures and indie filler. Business fell to almost nothing. Theaters requested and finally returning to old German pix are able to get from the three or four one-man exchanges which continue to operate.

They lost UFA as a source of supply the day after Pearl Harbor. The U. S. had officially gone to war with the Nazis. George UFA head, had been taken into custody at once. He's now at White Sulphur Springs, Va., interned with the U.S.'s diplomats, and is confined to his quarters awaiting transfer to a camp awaiting Germans to be shipped back to Germany in exchange for American officials caught by the war in Berlin.

UFA Padlocked
Day later, the Treasury Department's Division of Foreign Property Control stepped in and took over the offices in the RKO building at 100 N. Y. Street. Agents have been ever since, going over books and records and finding what UFA had done and if there are any hidden. They are also determining to what extent UFA is carrying on in Germany. UFA's film is all padlocked for the duration in a Government warehouse.

The only one of the five German-language houses in New York that have continued to operate after Dec. 7 was the most outright exhibition place of plain-and-simp's prophecies, pictures, such as "Six in Water" ("Victory in the West") and "Wilding im Polen" ("Campaign in Poland"). Under surveillance for a long time, operators of the house apparently figured it best to shut down completely.

Vedca Films NG B.O.
Most important of the houses which continue to operate with Nazi language films is the Casino, in Manhattan's Germanic Yorkville section. It turned to Russian films a few days after the war started and tried to give up until about three weeks ago, when it finally gave up the idea that ex-rays intended in patriotic Soviet product could be attracted to Yorkville's Russian-speaking clientele. It has helped big, although it's not too hot.

Joseph Scheinman, principal owner of the Casino, also operated the next largest exchange to UFA. He picked up Variety's report that the war had started. "Our prints had all been placed in dead storage for the duration," Scheinman says. "I had done, however, that Scheinman had sent out prints for his own house and perhaps some for other houses remaining open."

As a chief competitor, the Garden, a block up from the Casino, followed Scheinman back into German policy. Joseph Krulac, the Garden's manager, says the Russians and indie stuff he is getting is fast losing its appeal. He says that the Low's and one RKO house which surrounded him, which Krulac says is currently playing is one he showed 11 times.

Over two houses using German films are in Brooklyn. They are the Wagner, operated by Albert Schickel, and the Mozart, run by Frank Hoehner.

Another theatre trying the switch from German to Russian product is the former Little Theatre in Buffalo. It has been renamed the Fillmore Film and is making a similar switch. A policy this week under the banner of the Buffalo Cinema League of France and America, which is also being shown, it was announced.

Tain't Funny

Hollywood, Feb. 17. — A major study for comic relief of two elder clowns, skidded down into a lot of red on the set of a picture. The study, which was done by a camera crew, was done in excess had looked over miles of footage. Ideas went to hire two experienced comedians to study the boxoffice status of the new-come duo.

Rough cuts showed that the oldtimers were grabbing every bit of the first-haired boy. Now they are re-shooting gaps, at heavy expense, to make sure the new comedian more comic.

OLIVIAN STILL BUYING TOP RKO

Washington, Feb. 17. — Floyd Odium's entrenching move included some of the biggest purchases of film stocks, according to Securities and Exchange Commission report on December 22. Odium's purchases included actions in picture paper that have been recorded in a long period of time, including the year-end.

Odium's Atlas Corp. acquired 100,000 shares of RKO from Orpheum common and his American Co. added another 16,700, the review showed. All of the Atlas' shares were on Dec. 1 while American was in the market two days later. Added to the Atlas' holdings were 98,123 shares, with American now having 1,068,123 shares.

Atlas also picked up 2,000 shares of RKO's preferred, raising the total holdings of this security to 51,871 in the amount of 127,612 shares. The S.E.C. further revealed that Lawrence G. New York unloaded 2,000 common hanging on to 250 units.

One of the Warner boys tightened his grip on their company as a year-end. Albert Warner, owner of 1940 shares, sold 100 shares for a net of \$5,000, but his brother Jack dumped \$400 in approximately the same amount. Leaving him with 133,680 common and 14,884 preferred.

Samuel Carlisle marked 400 shares of common in December, keeping 600.

Henry Ginkens picked up 300 shares of Paramount common, giving him 900; Duncan G. Harris acquired by exchange 180, making his total 1,180. Charles G. Allen, who has the same exchange, added 378, making his pile 1,937. Harris turned in 200 preferred shares of common. Kewood still has 5 preferred tickets.

Related report showed Alton A. Hollywood, who has 4,077 shares of Monogram Pictures common.

Low's picked up another 28 shares of Low's Boston common, raising his total to 118,000. Robert Rubin bought and then gave away 100 shares of common. Kewood's common, not affecting his pile of 14,415 shares; Samuel J. Brinkin picked up 2,000 shares of common by adding 2,700 shares of common by adding 700 more. Benjamin B. Kahane bought 100 shares of common by adding 600; Abraham Schneider unloaded 100 shares of common, reducing his total to 2,004. Charles D. Prutzheim cleaned the slate by selling his last 20 piles of common. Prutzheim's first preferred; Jerome B. Ross doubled his Trans-Lux stake by adding 100 shares of common and Walter Siemers picked up 800 T.L.T. tickets, making his total 2,000.

Stevenson Plores 'Eyre'

Hollywood, Feb. 17. — Director job on "Jane Eyre" got to Robert Stevenson, starting in April, it was learned. Stevenson is to direct "David O. Selznick, who has had Stevenson under contract for some time, has been asked to direct the picture. "Jane Eyre" will be Stevenson's first picture for Selznick.

Both Par, Path Got Jap Blitz Newsreels

Both Paramount and Pathe newsreels had cameramen with the U. S. naval forces which attacked the Japanese mandated island stronghold of Wake, weeks ago. The apparently obtained dramatic scene material. The other three American newsreels will get the same material after it is cleared by Navy authorities under the rote of pooling arrangements set up by the government.

Joe Rucker represented Paramount and Metro-Frenson Pictures. The other newsreels have cameramen assigned to duty in Ireland, the small zone and elsewhere with U. S. military forces, this arrangement having been worked out to provide full coverage and at the same time, reduce overhead since every reel gets the identical material, but is shot after it.

Under the interpretation of rote coverage in wartime, any military picture photographed belongs to the Army, Navy or other branch of service involved. As such, it goes to all reels, the Government theory being that it can play no favorites and that the newsreels will be the widest coverage available to all newsreels is to be desired.

The newsreels now have to get all the new coverage and out fast, whether rolled or not.

WALTER BRIDGE \$7,531

Pittsburgh, Feb. 17. — In the most daring theatre holdup ever staged here, two bandits got away with \$7,531 from the United States Theatre Monday. At 9 a. m., two men, wearing masks and carrying a rifle, burst into the theatre, reported for work as usual, walked through the dark foyer to his office and entered the room. A fight broke loose once more and screamed for help.

Half way down the aisle, Eagle, formerly starting into the muzzle of a gun held by another bandit, opened the safe and the robbers took out six money bags containing the Stanley's Saturday and Sunday receipts. Then, using adhesive tape, they bound Eagle's hands behind his back, strapped the tape to the wall and put a piece of tape over his mouth. The robbers slugged the canvas porter, who was carrying the money, one sack containing \$944. They took only pills, leaving several bags of money.

Police believed that the bandits hid themselves in the theatre after the robbery Saturday night and waited through the night for Eagle's return on Sunday. One of them got into the manager's office, however, remained a mystery. The other was seen running through an emergency exit, although James Miller, porter, who was polishing the theatre's entrance, saw him either leave or enter the Stanley.

After the bandits left, Eagle made a report to the police. He said he saw no one with him and his mouth and his cries of "I've been robbed" might mean anything to an electrician, who summoned help. Eagle suffered several cuts and bruises on his forehead and was treated in a downtown hospital.

Bandits Grab \$588
Columbia City, Ind. Feb. 17. — Two bandits held up Arthur Hancock, manager of the Columbia, in the theatre office here Saturday night, but overlooking another sack containing almost that much money, they fled. Hancock told the office, forced him to open the safe and hand them the money. He said he saw the men enter his office and then it was all Hancock told them it was.

Then they forced him into the theatre basement and bound him. He worked himself loose and called police.

Par and 20th Asking for More Time To Contest U.S. Action that Would Enforce Divorcement of Theatres

That Ain't Much

Hollywood, Feb. 17. — William K. Howard established a record for Hollywood dogged directing when he mugged across the line of the U. S. Government's "Victim six minutes ahead of an eight-day shooting schedule at Monogram."

King Bros., producers, were holding steady watches.

METRO'S \$25,000 FOR SPY STORY

"Fire in the Night" novel by Helen MacInnes, was purchased by Metro Monday (Feb. 16) for around \$25,000. It is a British secret agent operating in France. It will be published in the Saturday Evening Post and then released in book form in the fall. Title may be changed before then. Curtis Brown agency handles the deal.

"Footsteps Behind Her" mystery novel by Mitchell Wilson, bought by Metro Monday. It is a Liberty novel and will also be published by Simon and Schuster as a book. Price was around \$5,000.

Hollywood writers Jay Draller and Anna Klaus sent themselves about \$500 a page for a screen original they said to Columbia at the end of last year. They are now working on the 20-page story about guerilla warfare in Yugoslavia. It was called "It's a Liberty man and Without Armor," but that will be switched because of infringement on the 1937 United Artists film of the name.

RKO MAY SCRAP 'INFO' AND 'PICTURE' SHORTS

RKO is planning to shelve two series of shorts for next season, with "Information Please" and "Picture Parade" mentioned most frequently in discussions to date. Letter has been sent on the bids for some time and renewal.

"Information" has reputedly held up well on quality but RKO has expected difficulty in selling it. It is recent months.

Alfred Relief Film On Britain Burns Washup

Hollywood, Feb. 17. — "Forever and a Day," a film cavalcade of the British Empire, made by Charles Froeders, will be distributed by RKO for Alfred relief, goes into the sixth and last sequence of the series.

Picture started out as "This Changing World" and was later known as "Forever and a Day." It is produced and distributed at cost.

Pix Stocks Strong Despite Everything

Despite the delirious stock market Monday (16), picture company shares were strong. Attention that in numerous weeks, the value of the entire market, film stocks were in a value demand most of the day. The picture industry on entertainment morale and general public consumption under war conditions has held its own. Shareholders are interested by traders.

Low's, long the bellwether of amusement shares, has advanced 1/2 cent to 62 1/2 on the New York stock exchange. The year's high. Paramount also advanced fractionally during trading to 62 1/2. The 1942 stock market. Warner Bros. was up a minor amount. Par first preferred also advanced 5/8. Bonds of several picture companies were stronger.

In order to obtain more time to prepare their defense and assemble counsel, Paramount and 20th-Fox are asking the Government to postpone on the order to show cause. The order should not be forced upon them until they are given the opportunity which is returnable today (Wed.) to a federal court, New York, before Judge Henry W. Goddard.

One account is that the two companies are under the consent decree may ask for deferment of the Government action on divorce until the suit to bring the so-called Little Three under the c.d. is disposed of in any way or another. These distributars are Columbia, United Artists and Universal.

A defense of both Par and 20th-Fox, in upholding validity of the theatre acquisitions against which the Government complains, is expected but not officially known to be, pending hearing that some houses have been asked to open up. The companies do not have complete control. The Par circuit is largely made up of the same houses. The companies do not have complete control. The Par circuit is largely made up of the same houses. The companies do not have complete control.

Lightman and Blank
Two of the Par partners in whose territories are acquisitions which the Government alleges are violations of the consent decree, have been in New York since the action was taken. M. A. Lightman, head of the large Mace circuit in the south, was up last week, while A. Blank, large Par partner in the midwest, checked in at the Par h.o. two weeks ago.

In the Federal suit brought, 20th-Fox is asked to divest itself of 20 picture companies owned subsidiaries. Since the signing of the decree while Fox was in the U. S., the 197 regulations include the 110 houses of the Fox circuit. The Par circuit in which Par increased its interest from 50 to 90% last spring. Government alleges are violations of the consent decree.

JOE FISHER HARD HIT BY FALL OF SINGAPORE

San Francisco, Jan. 17. — Fall of Singapore means loss of his home, 31 theatres, several restaurants and a profitable import-export biz. Joe Fisher, president of Fisher's, Ltd. of Singapore, told Variety that he has lost his entire investment in 16 currently lecturing on the Coast with his 16-mm. Rick, "Pacific Affair," which he had made in Singapore.

His business stopped (9) when the government closed the theatres in hospital and first-aid stations. His key houses are modern, reinforced concrete and are being run by a producer he had from his brother, Julius, who is running the biz at home, via a cable (9) selling of the stock take-over.

A Barrymore and an Ice Skater Latest to Join Up

Camp Upton, N. Y. Feb. 17. — Inductees into the Army here last week included a former U. S. Col. of the E. H. Barrymore and an actor in his own right, and Leon Kootsky, former U. S. Col. of the E. H. Barrymore, is seeking company for his new picture, "The Ice Skater." He will serve with the Air Road Warning section of the Signal Corps. He has made a new picture, "The Ice Skater," in Paris and in Paramount and RKO pic. Kootsky recently substituted for the 1942 film, "The Ice Skater," in New York on Ice at the Center Theatre, N. H. He is former U. S. Col. of the E. H. Barrymore, who has his father runs the compulsory.

TO BE OR NOT TO BE

Hollywood, Feb. 17. United Artists release... Directed by Ludwig... Starring Jack Benny, Carl Lumbly, Fred Astaire...

TO BE OR NOT TO BE

comprised an outline of one-way... important one—Britain's war ef...

Miniature Reviews

'To Be or Not to Be' (UA)... 'Big Blockade' (UA)... 'Our Russian Front' (Artkino)...

This Week's New Shorts

COLUMBIA... 'Spare Tire' (Pamouny)... 'The Great Escape' (RKO)...

Current Short Releases

(Completed by René Gosset)... 'The Great Escape' (RKO)...

To Be or Not To Be

Combed Lombard with... Ernst... farical trappings that will rate a high boxoffice quotient.

FRISCO FLIT

Directed by Paul Verdonk... Irene Hervey... a man who makes for constructive propaganda.

OUR RUSSIAN FRONT

Artistic release of Lewis Allen-Joris... 'Our Russian Front' (Artkino)...

Current Short Releases

(Completed by René Gosset)... 'The Great Escape' (RKO)...

THE BIG BLOCKADE

(BRITISH-MADE) Directed by... Warner Bros. production... 'The Big Blockade' (Dowton)...

THIS WAS PARIS

(BRITISH-MADE) Directed by... Warner Bros. production... 'This Was Paris' (Dowton)...

Black Spot of Whitehall

(BRITISH-MADE) Directed by... United Artists release... 'Black Spot of Whitehall' (UA)...

NEWSREEL DISTRIBUTORS

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'Kastenberg Edits the News'... 'Kastenberg Edits the News' (FRC)...

first REPORTS ON "ROXIE HART"
 RATE IT AS GINGER ROGERS'
 GREATEST! IN ZERO WEATHER
 IN ROCHESTER, THE PREMIERE
 RUN IS OUT-CROSSING BOTH
 "A YANK IN THE R. A. F." AND
 "HOW GREEN WAS MY VALLEY"
 IN SUN-BAKED MIAMI. A DUAL
 RUN IS DYNAMITING RECORDS!



first WEEK OF "SON OF FURY"
 AT THE FOX, PHILADELPHIA, IS
 THE BIGGEST SINCE "ALEXANDER'S
 RAGTIME BAND" AND IT'S IN
 PHILADELPHIA, AS WELL AS AT
 NEW YORK'S ROXY! FOURTH
 WEEKS COMING UP IN A DOZEN
 KEY SPOTS!



first in the long runs!

first SHOWING OF "SONG OF
 THE ISLANDS" AT MIAMI HAS
 BROUGHT AN AVALANCHE OF
 DEMANDS FOR PRE-RELEASE
 ENGAGEMENTS! MEANWHILE,
 RADIO-BALLYHOO CONTINUES
 WITH EDDIE CANTOR, FRED
 WARING, GUY LOMBARDO, AMONG
 OTHERS, ADDING TO ENTHUSIASM
 KATE SMITH STARTED



first IN COIN, FIRST IN AT-
 TENDANCE, FIRST IN LENGTH OF
 RUN AT FULTON THEATRE, PITTS-
 BURGH, IS RECORD OF "HOW
 WAS MY VALLEY" AFTER A SERISA-
 TIONAL 6 WEEKS RUN! TYPICAL
 OF 20TH'S GREATEST-CROSSING
 HOLDOVER SMASH AS IT CONTINUES
 ON ITS EPIC WAY!



IT'S ALWAYS
FAIR WEATHER
WHEN GOOD
SHOWMEN
ARE GOOD
SHOWS GET
TOGETHER!

THE Paramount Picture

News and Gossip About the Production and Distribution of the Best Shows in Town!

EXTRA
PLAYING TIME
THE CENTER OF
THE DAY WITH
PARAMOUNT
REEL BUZZ!

"DREAMS" HOLLYWOOD

The Good Old Days

Herewith are excerpts from a Paramount press book issued just two years ago. Because of the peculiarly appropriate nature of the copy, in view of Paramount's 30th Anniversary observance and the selection of Cecil B. DeMille's "Reap the Wild Wind" as Paramount's 30th anniversary picture, we are reprinting, with apologies and thanks, the heading and idea from "Variety."

(Reprinted from a Feb., 1922, Paramount Press Book)

When the name of Cecil B. DeMille is identified with a Paramount picture as producer, it is to be expected that the highest possible degree of perfection has been attained in the production. To millions of motion picture lovers, the name of Cecil B. DeMille means the utmost in photoplay artistry, the last word in opulent beauty and dazzling luxury, and the highest and best in screen drama. To the exhibitor it means unprecedented box office prosperity and the guarantee of the continued patronage of his theatre's guests.

Cecil B. DeMille's name today is the magnet that draws all classes, rich and poor, old and young, to the theatre that presents his screen dramas. His name possesses this magic quality because the exhibitor—and what is far more important—the great theatre-going public knows that Cecil B. DeMille production marks the pinnacle of photoplay perfection—a mark that is surpassed only by succeeding Cecil B. DeMille productions.

(That was written in 1922... you can mark it SET for 1922)

Par to Roll Seven 'Naturals' in Feb.; 11 More Now Shooting or Shaping

Paramount will hit a new high in the year's production activity during February, when cameras will start turning on a total of seven new pics. At the same time, the Studio now has eleven top notch properties either being or about to shoot.

Three top productions that mark the onset of the stage steps into scoring and editing last week were Preston Sturges' fifth, "The Palm Beach Story," the new Crosby-Astaire musical, Irving Berlin's "Holiday Inn," and Mitchell Leiser's latest, Fred MacMurray and Rosalind Russell star. "Take a Letter, Darling" Sturges film co-stars Claudette Colbert and Joel McCrea, with Mary Astor and Rudy Vallee. Mark Sandrich is producer-director of the Berlin musical.

Reading for release and winding-up on final scenes are "True to the Army," with Judy Canova and Jerry Colonna (week previewed at the N.Y. Paramount last week to a round of well-attended comment. "This Guy for That" starring Veronica Lake and Robert Preston; "Beyond the Blue Horizon," Technicolor musical, with the idyl: "Out of the Frying Pan," from the stage hit (William Holden, Eddie Bracken, Robert Benchley, Susan Hayward); "Mr. and Mrs. Cugat" (Ray Milland and Jeanette MacDonald); "My Favorite Blonde," new Bob Hope, Madeleine Carroll, comedy; "The Black Cat," with Burgess Meredith, Charles Claire Trevor, and "My Heart Belongs to Daddy," with Richard Dix and "The Sign of the Cross," Carlson and Martha O'Driscoll.

New productions to roll during February include a Thelma Strater story (she wrote "Reap the Wild Wind" for the Salepotev). Titled "The Forest Rangers," it will feature Technicolor cameras last week. Fred MacMurray, Paulette Goddard, Susan Hayward, Lorne Overman, Oscar Decker and others have billing. Six more starters include "Mrs. Wiggs of the Cabbage Patch," with Fay Bainter and

HI-LO, STARDOM!

It's goodbye boots and little for Marjorie Reynolds, the address gal starred with Bing Crosby and Fred Astaire in Irving Berlin's "Holiday Inn." Marjorie appeared in thirty Westerns for another company before moving to Paramount, where she won the role and a seven-year contract.

Carolyn Lee... "The Glass Key" with Brian Donlevy and Alan Ladd... "Henry Aldrich, Editor," with the regular Aldrich cast... "The Road to Morocco," starring that boxoffice road gang Bing Crosby, Bob Hope and Dorothy Lamour, who brought back plenty of shells from Zanzibar and Singapore... "Across the Border," a Harry Sherman "Hopalong" with William Boyd.

During the past few months Paramount has built up a big reservoir of story properties, grabbing the cream of Broadway shows and best-selling novels. At the same time, the Studio's contract staff of script writers has been added to base patch," with Fay Bainter and

HOLLYWOOD PAR GETS REAP' PREMIERE

Paramount's 30th Anniversary Pic to Make Hollywood Bow March 19—When New Hollywood Theatre Unveils

LAST OF THE 'GALAS'

Initial plans for a mammoth World Premiere, March 19, for Paramount's 30th Anniversary Picture, Cecil B. DeMille's Technicolor saga "Reap the Wild Wind," were set early this week as a result of conferences at the Paramount Studio last week. First details of the big premiere were revealed in New York today.

Paramount plans to make the 'Reap' premiere the last—and biggest—of the 'galas' for the duration of the war. Backing has already been lined up from the Hollywood Chamber of Commerce; the Hollywood Merchants' Association; the Hollywood Boulevard Property Owners' Association; and the Affiliated Chambers of Commerce of Southern California. John B. Kingsley, president of the Hollywood Chamber of Commerce and honorary mayor, is general chairman for these groups. Judge Harlan G. Palmer, publisher of the Hollywood Citizen News, is forming an additional central plans committee. Commander Charles E. Bolton, Navy press relations officer, has promised cooperation.

Hollywood Boulevard, from Vine to the Roosevelt Hotel, will be lined up with light displays. The premiere will mark the formal opening of the newly completed Hollywood Theatre.

Immediately following setting of the big dates, Home Office duty-bearing swung into high. Every Paramount Exchange unfurled a banner proclaiming the day. "Days to the World Premiere of Cecil B. DeMille's 'Reap the Wild Wind'." Provision was made for applying new numerals to the banners daily, until opening. Outgoing mail at Paramount contains a similar message, special stickers were attached to every letter, with the proper numeral inked.

Meanwhile a triple advertising campaign was in preparation, with ads in the newspapers and the big city styles. All three will be tested in conjunction with the preem.

"Reap the Wild Wind" like DeMille's "North West Mounted Police" was a big last cast. Tops are Ray Bolger, John Wayne and Paulette Goddard. Others near the top of the Hollywood listing are Raymond Massey, the Paramount, Susan Hayward, Lorne Overman, Charles Bickford, and Janet Beecher. Story was by Saturday Evening Post serial by the author, "The Sign of the Cross" keys. High spot of the dramatic action is the battle between the two sides of the sea, between principals and a giant squid lurking in the deep. The picture, which is a battle are reported the most sensational underwater Technicolor ever lensed.

Happy Holiday Greetings



We think the fact that this is the week between Lincoln's and Washington's Birthdays should be excuse enough for our introducing you to the Fourth of July girls you'll see in Irving Berlin's "Holiday Inn," now shooting with Bing Crosby and Paulette Goddard at the Paramount lot. If you don't agree, write your congressman and have your head examined. These things on their late are fire-crackers, which the tunes of "Holiday Inn" are better than.

Smash 'LP.' Biz Reported From Six New Dates

Paramount's "show that has everything," the Technicolor Hope-Godard-Moore hit "Louisiana Purchase," made more boxoffice news last week as the red tape withholding it from certain theatres was cut. Six new dates showed business above Hope's "Caught in the Draft" and holdovers were the rule of the day.

"Purchase" became nationally available Feb. 15; previously Paramount had been barred under terms of its purchase from booking it in areas where the stage production had not played off. New England exhibs grabbed it fast—and held on!

Paramount, Springfield, held over after first week hit topped the national Fourth of July take of "Caught in the Draft." Strand, Providence, where "Draft" also played the Fourth, duplicated the story and held. Holdovers, with business topping "Draft," also were the verdict in Worcester (Capitol); New Haven (Paramount) and Boston (Metropolitan).

"Purchase," opening last weekend at Allyn, Hartford, also topped the smash business of "Draft's" opening.

Par Buys 'Let's Face It'

Paramount announced at the close of last week's acquisition of screen rights to Broadway's top musical hit, "Let's Face It," Vinton Freedley's smash with Cole Porter songs, as Bob Hope vehicle. Price was reported as "one of the largest sums ever paid for a theatrical property,"

'SWEATER GIRL' GETS BIG PLAY ON JUKES

Two tunes from Paramount's forthcoming musical-drama, "Sweater Girl," have moved in for a stay on the Coin-Machine Best Sellers list. They are "I Said No" and "I Don't Want to Walk Without You," both published by Paramount Music Corp. "I Don't Want to Walk" is also up near the top in network music plugs.

Lot Spots

Bob Hope had made the Movie-Radio Guide magazine "Elmer" trophy as the "funniest man on the screen during 1941." "Elmer" is the magazine's own "Oscar" award, made of wood for reasons of national defense.

Harry Tugend, who screenplayed "Caught in the Draft" and "Birth of the Blues," and Johnny Mercer, song writer, are cooking up the screenplay for "Thumbs Up," Para musical.

Maxwell Shane is writing the screenplay of "Interceptor Command," forthcoming Bill Pine-Bill Thomas cast drama.

Robert Benchley is one of the busiest guys on the Paramount lot. Benchley just completed roles in two pics, "Out of the Frying Pan" and "Take a Letter, Darling," and has now moved into a spot in "I Married a Witch," new Sturges film. Meanwhile he continues to make shorts for Paramount.

Karl Tunberg and Darrell Ware, 20th Century-Fox writing team who did "A Yank in the R. A. F." and "Take a Dark and Handome," will move to the Paramount lot after April 1.

Woman of Year' Smasher \$20,000
Tops Pitt; Hutton-Playmates 21G

Pittsburgh, Feb. 17. Biz on the upswing again, with grosses on the rise everywhere. Penn has a smasher in 'Woman of the Year,' which will likely stay there two weeks, unusual at this time...

FIRE' PLUS VAUDE FINE \$16,000 IN BALTIMORE

Baltimore, Feb. 17. 'Ball of Fire' (RKO), which also Hipp into a low-leading gross this week as action here continues bullish...

SPORTS CLIP MEMPHIS: 'HELLZ' WHEAT \$7,500

Memphis, Feb. 17. At Melrose, little competition from other Main street...

Estimates for This Week
Fulloa (Shear) (1790; 30-50)

'Lady for Night' (Rep) and 'Cadet Girl' (20th). Two bill, although panned by critic, is cashing in for okay \$4,200...

Estimates for This Week
Hippogrene (Rappaport) (2340; 17-28-38-45-45-45)

'Ball of Fire' (RKO) plus vaude. Mopping up good \$18,000. Last week 'Worries Away' (RKO) owed it all to a pair of Martha Raye in one of his biggest takes here in months at \$18,000...

Estimates for This Week
Keitel's (Schneider) (2408; 17-28-38-45-45-45)

'Opening Today' (Tues., after a day and a half week of 'Hollingsworth'), not a bad total of \$22,700 for the run...

Estimates for This Week
Newly (Lichten) (1000; 10-22-33)

'Great Dictator' (U.M.), re-run, three days. 'Call Eleri Queen' (Col), one day; 'Cowboy Serenade' (Rep), three days...

Estimates for This Week
Albee (RKO) (2374; 30-40-50-55)

'Hellz' (\$19,000, NICE IN B'KLYN; H.O.s GOOD) - Two holdovers, Feb. 17-18. 'Babes on Broadway' and 'Yank on Broadway'...

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Dumbo' Bright \$12,500 in Philly
Opener; Heart' Plus 'Vanities' 18G

Philadelphia, Feb. 17. Holdovers held the spotlight this week as the picture made its second turn of 'Woman of the Year,' while 'Son of Fury' is in third slot week...

Among the newcomers is 'Dumbo' (M-G), which is making its Philadelphia debut here at the Stanton and Gentlemen at Heart, fairish at \$12,500...

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'Cowboy' Good \$4,100; No Lincoln Opposish

Lincoln, Neb., Feb. 17. Initial pace of 'Ride 'Em Cowboy' indicates a couple of extra days to its scheduled week. It's bucking no Lincoln opposition, should get good money all the way...

'COWBOY' \$12,000 LEADER LITTLE

Louisville, Feb. 17. Abbott and Costello are repeating their bo. punch, coming here with 'Ride 'Em Cowboy' at Rialto...

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'Boots' \$10,000, Denver Best; 'Mr. Bog' N.S.H. 61G

Denver, Feb. 17. Considering the stormy weather which was good here last weekend, Cessation of storm temp. made things shape up even better...

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'VALLEY' \$12,000 MOPPING UP IN MPLS.

Minneapolis, Feb. 17. Fine lineups here has the box gross at top speed. 'How Green Was My Valley' secured every hand, and the procession. It's comparatively closely followed by 'Johnny Eager'...

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'FURY' \$14,000 'HELLZ' 134G; GREAT IN EX.

Providence, Feb. 17. 'Hellz' and 'Fury' are the 'Son of Fury' at Majestic, are zooming to big box. 'Hellz' is a bright at Loew's State and 'Louisiana Purchase' doing nice' in second week...

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TALE OF A DECOLLETTE

Hollywood, Feb. 17. Boris Moric switches from dress suit to evening gown for his next picture. He is appearing entitled 'Tales of Manhattan,' which is a yarn about the adventures of a dinner jacket, he makes a dash on the 'Tales' with scheduled filming of Victoria Falls 'White Evening Gown.'

TITLE CHANGES

Hollywood, Feb. 17. 'Snuffy Smith, Yard Bird,' became 'Private Snuffy Smith' at Monogram. 'The Sunset at the Tower' has been struck to 'Moonlight Serenade.' 'The Crow' is being relabeled 'The Gentlemen Misbehave' at RKO. 'Nazi Agent' is new handle on 'Sally Courtney at Monte Carlo.' 'Monkey Delano' reduced to 'Monkey' at Metro. 'Meet the Stewarts' is release tag on 'Something Borrowed' at Columbia. 'Pat of Mine,' at Republic, now 'The Sunset at the Tower.' 'Mexican Spitfire No. 3,' at RKO. 'Mexican Spitfire' Series. RKO shifted from Mrs. Lone Rialto to Mrs. Tral Biltmore. 'Klondike Fury' changed to 'Klondike' at Monogram.

Loew-Levin on Move

Hollywood, Feb. 17. Filming schedule on the Universal 'Pat of Mine' at Republic, now 'The Sunset at the Tower.' 'Mexican Spitfire No. 3,' at RKO. 'Mexican Spitfire' Series. RKO shifted from Mrs. Lone Rialto to Mrs. Tral Biltmore. 'Klondike Fury' changed to 'Klondike' at Monogram.

Prod. Hums at Col

Hollywood, Feb. 17. Three new pictures, added to five already in work, will set a high production level for the studio through end of February. 'Newcomers on the shooting schedule are 'The Bride,' which will be shooting by Feb. 25. 'Sweetheart of the Fleet' and 'Miss Bantley,' which will be shooting by Feb. 25.

3 New Vitagraph V.P.s; Walsh's WB Prairie Zone; Exchange Briefs

roy Haines, eastern Canadian sales manager for Warner Bros.; Arthur Sachse, home-office sales executive; and Al Schwaberg, supervisor of the company's exchanges, have been elected vice-presidents of Vitagraph, Inc., the Warner sales subsidiary. General sales manager Ben Kalmenzon is president of Vita.

Walsh's Prairie District
The so-called Prairie District of Warner Bros. has been restored by Ben Kalmenzon, secretary-treasurer, with Hall Walsh, St. Louis branch manager, placed in charge. As result of the appointment, Walsh will have charge of the Omaha, St. Louis, Des Moines and Kansas City branches, while Rud Lohrency, who formerly had charge of his district, will be reduced to Chicago, Indianapolis, Milwaukee and Minneapolis. Al Ockler, sales manager in charge of the San Francisco WB office, succeeds Walsh in charge of the branch at St. Louis.

Par-Rickards-Nace Building
Paramount, in association with Richards-Nace, is building its first suburban house in Phoenix, Arizona, just having been closed for the year. Circuit has five houses in Phoenix at present, while Harry Nace, partner of Richards-Nace, has houses of his own in the Arizona territory. Par is interested with Nace only in Phoenix and Tucson.

F. A. M.'s Realignments
St. Louis, Feb. 17. Numerous changes made among managers of Fancom & Marco and St. Louis Amos, Co. houses here. The biggest switch sends Harry Crawford from the Ambassador to the Missouri, replacing George Bixner, who has joined the U. S. Coast Guard service. Henry Regiel, manager of the St. Louis, replaced Crawford, and Dick Fitzmurry stepped from second-run Granada to the St. Louis.

In the second-run and subsequent-run houses Robert Heing has been named manager of the Granada; Dave Kintzer switched from the Lindell to the Union; George Riegel from the Missouri, replacing George Bixner; Don Norling from West End to Steady Oak; Ray Parkers from Steady Oak to Avalon; John Heffinger from Lafayette to West End; Howard Harris from Yale to Lafayette; Victor Tramel, treasurer, Missouri, to manager of the St. Louis, replacing George Bixner; Knute Broxton from relief manager of manager of Yale; and Beryl Carline from assistant of the Lafayette to relief manager.

Eddy Reads M. F. Club of Ia.
Des Moines, Feb. 17. W. H. Eddy, exhibitor of Indianapolis, Ia., elected president of the newly organized Motion Picture Club of Iowa. The organization has been formed to assist the government in war work and in providing entertain-

ment for men in the armed forces. Joe Ancher, booker for Warner Bros., elected secretary-treasurer. Members of the executive committee are—W. F. Grossman, Nevada, Ia.; Milton Goodman, Columbia Pictures; Myron Blank, Tri-State Theatres; Paramount Pictures; Frank Frank, manager of Orpheum, Des Moines; and E. McKinney, Iowa Film Distributor.

Sherman to New Haven
Montreal, Feb. 17. Philip Sherman, secretary-treasurer of Fox, exchange this city, transferred to New Haven, Conn. Succeeded Harry B. Covill. Howard Knevels, formerly Famous-Players manager of Loew's and Imperial theatres here, appointed manager of Valley theatre, Toronto. Knevels has been in past six months.

Loew's Reopens Norwich
The Poli-Broadway, N. O. which, Conn., an old house formerly under lease to Warner Bros. but given up by latter, has been rebuilt by Loew's and tomorrow (Thurs.) officially opens as another link in that circuit. Capacity has been lessened to a little under 1,000 seats and becomes one of the smallest seats in the Loew chain.

Johnson's Mpls. Berth
Harold B. Johnson, formerly manager at Universa's Minneapolis exchange, makes Omaha manager by William A. Scully, company's sales chief. He succeeds William H. Sherman.

Anderson Vice Eberets
Jersey City, Feb. 17. Alexander Anderson has replaced Arthur Eberets as assistant manager of Loew's Jersey City theatre. Anderson was previously student-assistant at Loew's here. Eberets is now manager of Loew's White Horse (N. Y.) house.

Mundstak Switched
Pittsburgh, Feb. 17. Jack Mundstak, M-G salesman here for five years before being transferred to Cleveland last summer, named city salesman in latter office, replacing Jack Soze, upped to branch manager with resignation of Frank D. Drew. Before coming to Pittsburgh, Mundstak was member of Metro sales force in Cleveland, moving up from head booker's berth. M. Serventi transferred his liberty to San Francisco, where he is now later taking over the management last week. New owner had worked for Serventi since 1927.

Jack Kohler, one-time head booker of Columbia exchange here, has just joined Washington branch of PFC outfit as office manager. Lieut. Jerry Roth, manager of his father's Penn here, has returned to the army and is stationed now at Camp Lee, Va. Over 28, he was reported on (Continued on page 40)

Pitt Columnists Help Give 'Woman' a Break

Pittsburgh, Feb. 17.

Stunt arranged by James Totman, WB advertising chief, and Scriptop Howard Press in connection with 'Woman of the Year' at Penn' not only attracted a lot of attention but also grabbed for review of picture twice the amount of space it would have ordinarily craved.

In film, Katherine Hepburn and Spencer Tracy play roles of a woman reporter and a sportswriter, drama editor of Press, to pass up his so-called favor, one of Maxine Garrison, femme columnist, and another in rebuttal by Chester Smith, paper's sports editor. Film was screened for them couple of days before opening. They compared notes before their columns appeared, or day after Penn press.

20TH-FOX SETTLES CHARLIE MCCARTHY

Charles E. McCarthy, now in charge of publicity for the film division of the Office of Coordinator of Inter-American Relations, received a settlement from 20th-Fox under his unexpired contract with that company which called for payment of the monthly salary up to March 1 next. He was reported receiving \$600 a week from 20th.

Contract with 20th had 25 months to go when McCarthy left in September following disagreement over authority with respect to all publicity-advertising-exploitation matters.

Rep's Mag Tiep To Plug 'Spy Smasher'

Hollywood, Feb. 17. Republic has tied up with Fawcett Publications for an exploitation angle on the serial, 'Spy Smasher.' The serial is taken from a cartoon published by Fawcett.

In recent issues of Whiz Comics and Spy Smasher Comics, two of the publishing firm's biggest sellers, coupons have been placed which youngsters fill out, giving the name of the house they usually attend and the same address. This information is being turned over to individuals who exhibit coupons and who have a ready-made mailing list for advertising purposes when the serial is released. Fawcett has field men who are working with 700 magazine distributors and exhibitors throughout the country.

Stomping the Stamps

St. Louis, Feb. 17. A novel manner to accelerate the sale of defense stamps has been cooked up by J. R. McCullough, manager of the Fairbanks and Keis-concrete Majestic, East St. Louis. A huge jukebox has been placed in the three-story lobby and the jukebox may be played with dimes and quarters. Each customer who plays the jukebox receives stamps equivalent to the sum placed in the box.

Brisk sale of stamps since the box was installed.

SEADLER'S PLAN TO COP 'V' CAMPAIGN FAILS

Si (Metro)-Seadler almost stole a gag on Monroe (UA) Greenhala's 'Mr. V Is Coming' campaign, but failed because that the competitive pictures didn't quite jell.

Seadler was going to place subway cards, etc., right next to the UA 'Mr. V' campaign, adding, 'Yes, and it's ready here, under the winged Virginian.' Letter film hasn't opened as yet on Broadway.

Pete Mack Ribs 'Hell' For Much Det. Space

Detroit, Feb. 17. A crackpot jackpot of press agency broke house here this week, when a show movie agent mixed with the regular 'Hellzapoppin'' representative and the Fox theatre's drummer to take the press to the limit of attention. Stunt was so successful Matt Crandall, Universal press agent, probably will keep it going in subsequent rounds.

Series of gags on the press were launched through Pete Mack, former veev agent and now a pro-ribber, under the aegis of a press agent visited the newspaper with art, stories and three chickens. Feigning the desire to talk to the press, 'double talk' languages, he tangled with managing editors, rewrite-men, copy men, movie critic and reporters, all trying to figure out what he wanted. Stunt created so many laughs that Crandall and Birmingham, the Fox's regular press agent, followed up with a series of other other characters, ranging from Daniel Boone to King Lear, to sell the picture.

Greenhala's Coast Hop

Monroe Greenhala trained-planned to the Coast from New York Midway (16) night in an effort to be at the premiere of 'The Big Broadcast to Be' last night (Tuesday) and at the three-theatre preem in Los Angeles tomorrow (Thursday) night. Artists pub-ad chief will also confab on the advertising campaign for the release of Charles Chaplin's 'Gold Rush.'

'Gold Rush' is slated for release in April, which will give it a release run in Montreal, probably in about two weeks, to test the ad campaign. Greenhala, who always has details worked out by the weekend and be back in New York by Monday (21).

A Ripley Coincidence

Hints by radio commentators that saboteurs may have planted gasoline on the ship's fuel tanks aboard the Normandie strandy coincided with the script 'Saboteur,' finished yesterday afternoon at 10:30. This calls for Robert Cummings' pal, in the picture, to use a fire extinguisher, putting out a factory blaze, only to find gasoline splashed in it instead of the extinguisher chemicals.

STORY BUYS

Hollywood, Feb. 17. Edward H. Griffith bought 'My Love for Byron,' by Daniel Mathier, British artist, recently given up by Joseph McDonough took a 30-day option. Benjamen Othman's war novel, 'Rough Sailing,' to be exhibited to show rights to 'Behold the Birdcage' stage play by George Kelly. Ed Gross purchased 'My Wife Has Joined the Army,' by Bradbury Fox, to be brought into the home office. Robert Buckner sold his historical novel, 'The Greatest Soldier,' to Warner's. Republic bought 'Swing It Sister,' by Henry Morton and 'Boy Golden.'

P. A. CREATES TIP EM WITH U.S. STAMPS

Milwaukee, Feb. 17. After Louis Orlove, expoliter for M-G, tried out the idea of giving out defense stamps for tips, Sam Surman, manager of the Milwaukee exchange, so hooked up over the plan and its possibilities that M-G reps throughout the United States the plan. Orlove, who has already taken it up with surprising results, not only in building good will, but also in getting real money for patriotic purposes.

WB PUTS SOME S.A. INTO 'CLOUDS' BALLY

A major promotional stunt for a picture employing many of the forces was put on by Warner Bros. in inviting 200 members of the Royal Canadian Air Force, plus officers, to attend the premiere Thursday night (12) of 'Captains of the Clouds' at the Regency. Other A.C. officers, headed by RCAF, chief of the RCAF, headed the list of officers.

WB stood behind the expense of having the RCAF men down for the colorfully-military preem. On the night of the premiere, the WB had 200 Powers models in seats that were roped off. They were seated in the front of the house, with each of the RCAF men thus sitting next to one of the models who became their date for the evening. This included at the party thrown after the premiere at the Starlight Roof of the Waldorf, with Warner's promoting entertainers from night clubs and elsewhere.

A luncheon was held the day of the preem and the RCAF members were treated by Mayor LaGuardia who, in turn, was presented with a medal.

East Also Decides To Avoid Preem Conflicts

Copying the plan of Coast studio to avoid conflicts in dates of preems, reviews and press parties, eastern publicity directors have decided to notify a central source in the future of the dates of their preems in the framework of the United States Pictures' industry exchange, formed organization for industry unity.

Action was decided on at one of the weekly meetings now being held by the New York ad and publicity directors, who have constituted themselves a committee in UMPI. Dates will be reported to the committee for national release. The secretary is to be named later.

While It's Still News

Hollywood, Feb. 17. To take advantage of its front-page value, Secret Service will be pre-released by 20th-Fox along the coast as soon as the prints are ready. Original title for national release is March 27.

Recording of the picture is being rushed with an additional budget of \$12,000 for Oriental music arrangements. There is an additional appropriation for quick exploitation.

Ballyhooping U. S. Pix

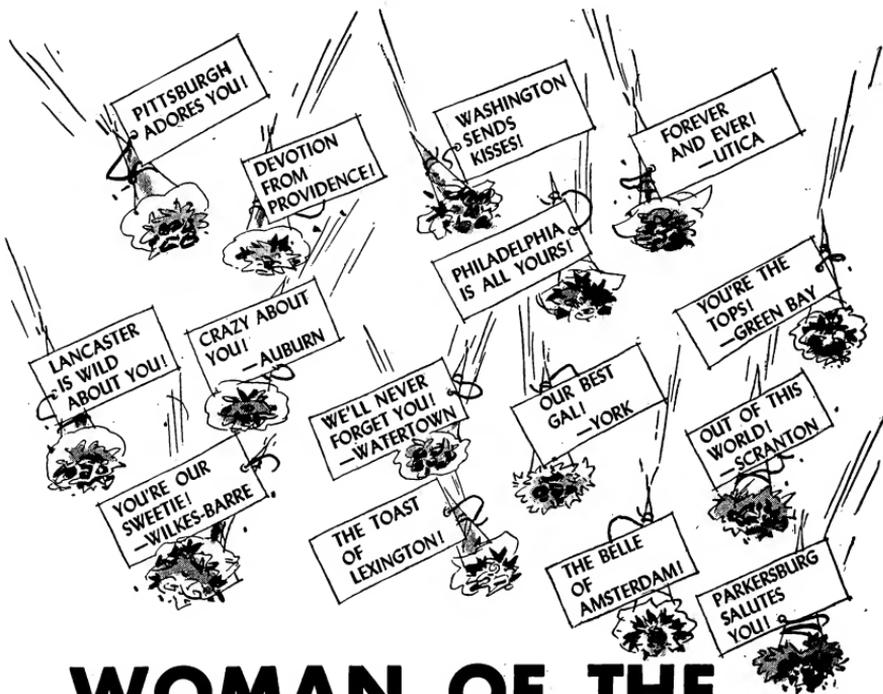
Publicity men to handle Government pictures are being appointed for every one of the 31 exchange centers in the U. S.

Exploitation men will be under the direction of the publicity Division of the War Activities Committee) headed by Monroe Greenhala.

Wynn's Disney Contact

Ted Wynn, handling RKO exploitation in Albany and Buffalo territories, is being brought into the home office as direct contact man between Walt Disney office and RKO. He stays in New York to handle 'Fantasia,' later returning to Albany.





WOMAN OF THE BOX-OFFICE, TOO!

"YOU'RE THE SWEETHEART OF THE U.S.A."

"Let's stop off at Radio City Music Hall and see the 3rd week crowds!"



**SPENCER TRACY
KATHARINE HEPBURN
"WOMAN OF THE YEAR"
A GEORGE STEVENS Production**

with Fay Bainter • Reginald Owen • Original Screen Play by Ring Lardner, Jr. and Michael Kautz • Directed by GEORGE STEVENS • Produced by JOSEPH L. MANKIEWICZ • A Metro-Goldwyn-Mayer Picture

Play the U.S. Treasury Short "THE NEW SPIRIT"

U.S. Film Companies, Soviet Negotiate Product Deal; Yanks See Good Market

Distinct trend towards sending much more feature product to Russia, and likelihood that the Soviet Union may develop into a stable market is seen in recent negotiations between U. S. major film companies in N. Y. and representatives of the official Russian trading agency.

With Russia as an American ally, attention in recent weeks points to a completely changed attitude by many American companies towards Russia as a product outlet. While several small product deals were made by major companies about a year ago, the Russo market for American films still was just a minor affair.

Two factors apparently have worked towards making the Soviet an improved market as far as U. S. films are concerned. One is the old problem of having to screen pictures in Moscow for Soviet executive approval is being swept aside. Pictures currently are being screened in N. Y. Other is that Russ trading company reps have displayed willingness to pay in American dollars in U. S. as well as a general aptitude towards meeting American terms.

Another factor in the switch on U. S.-Russia picture relations is the increased demand for American product by the Russian populace. With millions of American dollars pouring into Russia for its defense, the Soviet film commission admits today is cognizant of much greater interest in anything concerning American films are the forerunners in the new trend. Yet to learn more about Yank life and institutions has been on upbeat ever since the first U. S. bomber planes landed in Moscow.

Thus far, foreign managers in N. Y. claim that only certain types of screen productions are suited for the Russian market, as judged by trading reps. However, with some 500 features and almost as many shorts annually to pick from, plus a big backlog of older films extending over several years, product deals on a much faster scale than heretofore seem certain. To date, it is largely a matter of screening the suitable product and arriving at satisfactory terms.

Actor Ian McLaren now a fight lecturer in the RAF.

PRATCHETT LEAVES N.Y. FOR SO. AMERICAN TREK

A. L. Pratchett, Paramount's Latin American sales chief, left for Mexico City, where he headquarters, and an extended trip through his territory over the weekend. He had been in N. Y. for conferences with John W. Hicks, Jr., foreign sales manager, and on personal business. Pratchett's inspection tour will extend all through South America.

ELCOCK IN BID FOR STOLL LOOP

London, Feb. 17. Latest bidder for the Stoll circuit is George Elcock, who helped found the Odeon chain of theatres. Elcock resigned his Odeon directorship upon the death of Oscar Deutsch, Odeon head, when offered the joint managing directorship. He felt that he was entitled to the solo honor. Elcock is constantly in talks with the chairman of the Stoll theatres. Latter was appointed apparently only temporarily to look after the Stoll family interests after the death of Sir Oswald Stoll. Elcock wants the Stoll chain as the nucleus of a new circuit which he is forming. It would comprise 100 theatres, with the Halifax Building Society, backers of the Odeon, behind the scheme.

Cammack Goes Dixie

Ben Y. Cammack, former South American supervisor for RKO, has been named by the company as manager of the southwestern district of the United States. He'll headquarters in Dallas. Appointment became effective Monday (16).

Cammack most recently was RKO manager for Argentina, Uruguay and Paraguay, and had also served the company in Africa.

Stodols Celebrate

Cape Town, Jan. 18. Harry J. Stodel, pioneer South African showman, and his wife celebrated their golden wedding anniversary Dec. 28 at their home. Couple wedded 1861 in Johannesburg when it was a mining camp. Stodel was Cape Town branch manager for African Consolidated Theatres for several years, retiring in 1931, when his son, Jack, took over the position.

M-G Uses Frozen Coin To Buy Theatre From Fullers in Melbourne

Sydney, Feb. 17. Metro has purchased the St. James theatre, Melbourne, from the Sir Ben Fuller interests. It's reported the house was leased to Metro, formerly being known as the Apollo when it served as a twilight spot for the Fullers.

Metro recently bought the St. James Sydney, from John Fuller. These two recent deals indicate that the American film company is sinking funds frozen here into theatre ownership rather than continue leasing theatres.

Loretta Young in 'Men' Okay \$3,000 in Havana

Havana, Feb. 16. 'Romance Musical' Cuban film of the America theatre, led the field here last week grossing \$4,000 with the help of Pedro Vargas, Mexican tenor, who made personal appearances the entire week. A good showing was made by 'Men in Her Life' (Col), starring Loretta Young, at the Fausto, where it did approximately \$3,000 after having played a week at the Encanto.

'No Time' Quits London

London, Jan. 17. Actor Rex Harrison has joined the RAF.

As a consequence 'No Time for Comedy' ended its long run at the Haymarket.

4 More Mex. Cinemas

Mexico City, Feb. 17. Four more cinemas are skedded to open here soon, bringing the number of such active centers to 73.

Oiling Red-Tape Machinery to Hasten Export Facilities of American Films

5 THEATRES BOMBED IN SOUTH AFRICA

Johnannesburg, Jan. 13. Five cinemas in Pretoria were attacked by hoodlums in a recent incendiary bomb and fire alarms, causing some damage. A panic was prevented by firemen acting by prompt action of house staffs.

The five spots were attacked almost simultaneously, and were reported in scattered spots throughout main South African cities. Nobody was arrested.

WB, HOYTS IN PRODUCT DEAL

Warners has made a short-term product deal in New York whereby Hoyts circuit, in Australia will use its pictures. Understood that the picture is experimental. The biggest sales deal Warner has made in Australia since its long-term contract, was cover only was concluded last fall.

New product arrangement is reported to cover only Warners picture now available in Australia, both parties feeling that this was the only basis for a presently existing war conditions and difficulty in getting new product to that country. Understood that Hoyts circuit needed the additional pictures and Warners was seeking additional outlets in Australia.

'DRAGON' NEAT \$6,200 AS BUENOS AIRES PACER

Buenos Aires, Feb. 16. Three outstanding grossing picture film boxoffice picture here during the past week, while the rest of the picture business in continued the hot-weather doldrums. 'Reluctant Dragon' (RKO) at the Opera boxed a slick 25,000 pesos (approximately \$2,200) partly because of its own draw and partly because of local interest in Walt Disney who had interest p.a. here hyped interest in everything relating to his cartoon factory. 'Appointment for Love' (U) and second week of 'Suspicion' (M-G) went into the lead.

Other estimates, all given in Argentine pesos, currently at about 2c. follow:

Ambassador (Lautner and Cavallo) (1,400; 2,50-2 pesos)—Law of the Tropics (WB). Nothing particularly to recommend this one, 4,000 pesos shows it. Last week, third stanza of 'Divine Bomb' (WB), got a fair 8,000 pesos.

Looco (Looco) (978; 3,50-5)—Appointment for Love' (U), Hefty 21,000 pesos on the opener indicates through which subsequent elements might hope to get across some unfavorable mention of the U. S. or real national secrets, while admitting such is a possibility, as viewed by the Government, those in the trade hardly think it possible that previous Army and Navy censorship.

Additional information as to the sweeping extent of the U. S. censorship department censorship on all picture pictures leaving or entering this country was given major concern by Carl Milliken, Foreign Director of the Motion Picture Producers & Distributors Assoc.

Censorship blockade laid down by the Federal customs department will mean cutting of 4,000 pesos by every company in numerous separate departments. The customs inspectors will cover a few advertising matter, mats, stills, all publicity, scripts, etc. Collector of the Port at Los Angeles is attending to the confab to outline some additional problems.

Broadway (Lautner and Cavallo) (1,838; 2,50-2)—'Dark Command' (Rex) (Salpacha) (Looco) (836; 3,00 and 2,50)—'Suspicion' (RKO). Excellent 15,000 on second week, a few smash 23,000 the first indicates this one is set for a long run.

Mr. L. to the South African Theatres head, raised 18,000 pounds (over \$50,000) for the South African Girls and Comforts Fund for Allied troops.

With the old 1917 Trading-With-the-Enemy Act in operation, Carl Milliken, Hays office foreign manager, department censorship hopes to smooth out several moot points in connection with the customs department censorship which he is in Washington this week. Mechanics of this censoring on all motion pictures entering the country likely will be crystallized while he is in London, since his capital importance to the industry's shipments of films to the foreign market.

Not known thus far what is to be done regarding setting fixed rules on motion picture pictures, but understood that the trade favors a definite set of regulations if the censorship is to be as strict as implied. This would eliminate leaving the customs censorship to chance because informing producers in advance on what is okay and what is taboo. Reported that there is some anxiety over customs inspection. It is to be left to some individual inspector's judgment because of the broad phraseology of the Act. One stipulation is that anything directed to the U. S. must be eliminated from the picture. A list of industry executives familiar with censorship for the foreign market is being set up to check pictures, not only by exact rules but will be preferred.

As stated in 'Variety' last week, arrangements have been made to bring worked out for the first look at prints in New York and in London, rather than at the border of the facilities for screening are not at good.

Mechanics of inspection still are being worked out for the first look. Two details are vital to the industry. One is that of obtaining certificates of duplicate prints identical to the original or single one has been inspected. The other is to get approved (used in the theatre) can be inspected and the original or duplicate negative of the print then okayed for shipment. This is essential for duplicate prints to Africa as Great Britain and Australia, where positive prints are made up from the original negative shipped in.

Reported in New York that several inspectors are being stationed on the Coast, indicating that there has been some delay in getting dual inspected and certified for shipment. However, customs department officials have been told to expedite all inspection work because delay in making a boat during war times may mean a delay of a month or more. Unofficially it is possible that the foreign market.

Speed is particularly pre-requisite on newsreels which the time element is vital.

Industry officials have expressed no opinions on the why and wherefore of the 1917 Act or why it is being enforced. They just go along ahead, complying with it and hoping to meet requirements laid down.

Unofficially it is possible that the 1917 Act has been invoked in hopes of plugging any possible loophole through which subversive elements might hope to get across some unfavorable mention of the U. S. or real national secrets, while admitting such is a possibility, as viewed by the Government, those in the trade hardly think it possible that previous Army and Navy censorship.

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16 Mex. Filer Mexico City, Feb. 17.

The first exclusively 16 mm filmer here is said to be producing in the heart of the downtown belt.

ALL THIS... AND GRABLE TOO!

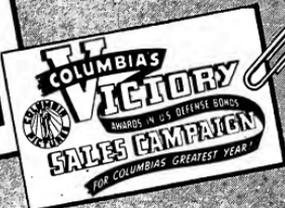


20

Dr. Seuss

**POWERFUL, EXCITING
ADS TO SELL A POWERFUL,
EXCITING PICTURE!**

Created to help you thunder to your patrons the triumphant filming of Jack London's immortal story of fist-lashing adventure and heart-stabbing love!



TAKES TO BEAT THE AXES!
WALT DISNEY'S
TREASURY DEPARTMENT PICTURE
The
NEW SPIRIT

Film Reviews

Back-Pay for Bonds

Black Sheep of Whitehall

suddenly interrupted by an official ruck in with the real professor. It isn't the genuine man of letters but a bluff, bluffing impostor to gum up a projected pact between Britain and Sweden...

A funny idea, reminiscent of a Chaplin touch, is the method employed by the sleuths to delay the signing of the agreement until the unmaking of the plot...

HENNES MELODY

(Her Melody) (SWEDISH MUSIC) (With Music) Europe Film production and release. Stars Solve Vester, Sture Lagerwall, Hilda Bergstrom, Dagmar Ekstrom, Marlene Aminoff, Director: Erik Westberg...

(In Swedish; English Titles) Well-timed Swedish production that does much better than its predecessors because of intriguing production by Gunnar Westberg...

Plot is a Cinderella-sort of fable about two young people who pretend to be poor, while all the time barely escaping detection as to their working-class status...

Code of the Outlaw

(WITH SONGS) Republic release of Laska Grog production. Stars the Three Mesquiteros (Bob Brown, Tom Tyler and Bob Steele)...

Remaining strength each time out of the Three Mesquiteros, revamped from the original set of characters, they bring an amusing touch of action

something if kept intact. Trouble in the past has been due to the fact that they were dropped and replacements made, piecemeal until the regular followers lost interest.

There's nothing too new about this Eric Lomban original, but it has its action and adventurous points, directed slightly away from the rut in which most outdoorsers are confined.

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LADY IN DISTRESS

(BRITISH-MADE) Times release of Josef Mader production. Stars Michael Redgrave, Paul Lukas, Sally Gray, Ian Dalrymple, B. Conner, Stuart Merrilees, James Hayter, John Gielgud...

RAMISH'S OOLA

War restrictions in Hawaii have caused Adolph Ramish, owner of a string of theatres on the islands, to shove off for Honolulu to check up on the situation...

Dull meller based on a clumsily fashioned yarn is strictly filter material, but hand-dipped by an unimaginative director...

Opening has Redgrave on way to work looking through window of the train when he spots girl in one of the tenements being stabbed.

I KILLED THAT MAN

Melancholy release of Maurice King production. Stars Heintz Cortez, Barbara Lawrence, Irene Adams, Directed by Phil Rosen...

King brothers, who produced one previous surprise picture for Monogram, have turned out another that is well above the rest of the run of indie product.

IATSE has recommended to its 10 studio locals that back-pay under contracts retroactive to last July 1, calling for increases, be used for the purchase of defense bonds.

While the amount of money to be paid members of IA studio local by the producers is not run into a stable sum, no estimate is available as to how much it will be.

That will provide okay supporting fodder in the duals. More economy in the footage will make it still better, eliminating the slow spots.

Setting for the murder is a death chamber, with a flock of newsmen and others waiting to witness execution. Executive is just about to reveal who paid him off to do the murder for which he is about to die when he is mysteriously murdered by a small band.

Story is an okay mystery yarn, but doesn't have quite enough hues to reveal who paid him off to do the murder for which he is about to die when he is mysteriously murdered by a small band.

Wage Tilts and Paid Vacations Offset N.Y. 306's 10% Cut in '32

Increases granted during intervening years, together with provision for vacations with pay, more than make up for the 10% cut taken in 1932 by Local 306.

While that was not done, in 1939 Local 306 demanded a 25% increase in scales. The Greater N. Y. Theatres affected settled on a sliding-scale increase of 10-25% in 1935.

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ALL THIS AND GRABLE TOO?

Warning bootmen that theatres may have to close unless equipment and parts, which are difficult to get, are handled with care.

Women Mgrs.

Continued from page 5 territory, and other spots, does not employ any women managers or assistants, and has overbested in only two houses, the Palace, N.Y., and Proctor's Newark. However, the way the war is taking men, an official of RKO opines that it might have to put on some women as assistants and to a much greater extent than now, replace boys with girls as ushers.

IATSE Prexy Cautions Boothmen To Conserve Projection Material

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Twin City Indies Give Up Battle Against % Pix, Now Favor Peace

Minneapolis, Feb. 17. Despite the fact that the Twin City independent group New West Allied has failed in its efforts to eliminate four percentage pictures from the Minneapolis and St. Paul indie deal and that present indications are that Warner Brothers, too, will stand pat on its demand for three percentage films, the group seems disposed to bury the hatchet and end hostilities. A meeting is scheduled for this week, however, to check if the loving up shall be qualified and the proposed compact for film price fixing and the threatened anti-trust prosecutions abandoned.

Charles Reagan, Paramount sales manager, broke the sad news to the Twin City group that his company would not back water on its percentage demand. At the same time, he said, the deal would permit the exhibitors to cancel the four percentage pictures if they so desired. Inasmuch as these pictures, however, will be the company's see releases, this concession didn't appeal to the committee representing the group which pointed out that if the exhibitors wanted to play these outstanding productions they'd have to pay percentage.

The Reagan conference here was a continuation of the meeting started in New York by a committee representing the Twin City group.

Nothing further has been heard from Warners and it's accepted in trade circles that the company is standing pat on its three percentage picture. In reducing the percentage from 4 to 3% of "Sergeant York" and from 3% to 2% for the other two, however, the company has offered a compromise acceptable to many of the Twin City independents. Twin City independent exhibitors are clamoring again for a lessening of clearance now enjoyed by Minneapolis and St. Paul downtown first-runs over them.

With 2% difference in admission

prices, the loop first-runs have 56 days clearance over the higher scaled (50c) independent nabes. However, it's pointed out, this frequently stated one of the additional two to six weeks longer because of extended downtown runs. One goal of the independents is to set a maximum number of days for clearance, with anywhere from 20-40 days proposed. At present, the films do not become available for the nabes for 56 days after the conclusion of the downtown run, even though such engagements may be of two to eight weeks' duration. Independent suburban exhibitors complain that, in consequence of current clearance schedules, most of the nearby small towns get the pictures before them.

Minn. Theatre Trustees Start Conspiracy Suit

Minneapolis, Feb. 17. Trustees in bankruptcy for the defunct \$2,000,000 4,900-seat Minnesota theatre have filed a conspiracy damage suit against the Minnesota Amusement Co. (Paramount circuit) and major film distributors. In his complaint, Kenneth Owens, attorney for the trustees, asks the Federal court to fix the damages suffered and to assess tripe damages against the defendant. He alleges that, in consequence of the conspiracy, interests operating the Minnesota theatre have been unable to buy major screen product with a few unimportant exceptions.

It is claimed that the major distributors have refused to service the showhouse on any terms. Built in 1927, the theatre was operated by Paramount up to a few years ago. When grosses dropped from a \$45,000 peak to as low as \$3,000 in a week, and operating costs continued so high as to preclude profitable operations, the chain relinquished the house.

PARKSIDE, DETROIT, SCORES IN PIX SUIT

Detroit, Feb. 17. In one of the most important decisions handed down thus far in arbitration cases, Wilbur M. Brucker, former Governor of Michigan, has ordered distributors to sell product to the Parkside and four other involved theatres on the merits in each case without consideration of combined or circuit buying power.

Brucker's decision is believed to be the first in which the award was entered under Section X. It is also held that, although the Parkside formerly was a member of Mutual Theatre, it was to be regarded as independent in all future dealings. He upheld the contention that the house's inability to get the run it sought was because the opposition houses named were members of circuits and argued that Section X did not force the arbitrators to restrict a case to two theatre houses if it can be shown that more houses are involved.

Other high points in his findings was the consideration and emphasis of such factors as that the Parkside, built less than two years ago, was in one of the fastest growing sections of Detroit and 17 miles from any other theatre and that its slightly smaller seating capacity made no difference in selling runs.

Brucker held that the opposition Harmony, which was rebuilt as the Admiral, was given the product sought by the Parkside although the older house was rundown and had decreasing revenues, regarded as a short-sighted distributor policy.

The point was made that under the consent decree, public interest demanded that features be shown promptly in the more populous areas. In order to hold up the decree, he ruled, distributors are not allowed to contract an exclusive run policy for their own affiliated houses but must grant the same run to independent houses if they are otherwise qualified. By holding up the Parkside's product for six months, the usefulness of the picture was destroyed as effectively as if the theatre were absolutely refused the product, Brucker declared.

Loew's, Inc., Sued By Its Partner for Conspiracy

A suit by the Theatre Development Corp., holder of 50% of the stock (non-voting) of the North Bergen Amuse. Corp., operators of the Embassy theatre, North Bergen, N. J., against Loew's Inc., Marcus Loew Booking Agency, Loew's Theatre & Booking, and three officers of Loew's and the North Bergen Amuse. Corp., was revealed Monday (16) in N.Y. Superior Court when the complaint asked permission to examine Loew's officers and directors.

The Theatre Development points out that the other stockholder of the Embassy is Loew's, which controls the theatre and has the right to agree to cause it to lose the theatre and says all the defendants got together and charged the Embassy exorbitant prices for film, unreasonable and discriminatory film rentals, gave product to competitors for less, gave the Embassy 'B' pictures and worse, gave preferred time to competitors, withheld rebates for advertising and injunction are asked.

Officers sought to be examined are Nicholas M. Schenck, William F. Rodgers, Charles C. Moskowitz, David Bernstein, Leopold Friedman, Jesse T. Mills and Charles K. Stern.

Friday the 13th Indeed For Watervliet, N.Y., Theatre; \$15,000 Fire

Watervliet, N. Y., Feb. 17. The Strand theatre was gutted by a \$15,000 fire which flared out of the projection machine an hour after the doors had been opened for the evening performances. It was Friday the 13th, and an unlucky one for the new lease, Samuel E. Rosenblatt, operating under the corporate name of Ruth Theatres, Inc., he took over the place last fall from John Christie, a pioneer exhibitor, and had reopened it the previous Sunday after a remodeling and refurbishing job that took more than two months.

Despite the presence of numerous children, with their parents, none of the audience was hurt and no panic developed. James Purcell, chief projectionist, was burned slightly about the face and hands, his hair was singed, and he was blinded momentarily. Bruno Chiero, assistant projectionist, was burned on the face and neck. Purcell from the booth (closing the door) and helped him reach the lobby. Purcell was treated by a physician, Harvey Baker, an usher, and the last person to leave the theatre, narrowly escaped by jumping timber. Several young men helped him in handling the departing patron.

Pic Technicians Protest Draft Deferment Rule

Hollywood, Feb. 17. Conference of studio unions, representing 6,000 film technicians, today protested the proposed draft deferment ruling on personnel in the industry. The ruling, issued by Herbert Sorrel, president, wired General Hershey: "We protest your ruling which best the idea of blanket exemptions in this industry, as well as in any other industry, since we believe exemption from armed service should be based solely on merit of each individual case judged in light of the existing rules set up by the selective service boards."

'Oscars' Dope

Continued from page 4 but hard to see how committee could overlook 'A Yank in the R.A.F.' Best achievements in black and white and color direction, 'Louisiana Purchase' and 'Blood and Sand'.

'Payoff' for best achievement in sound recording should go to Metro's 'Green Valley' running strong all the way.

'Best song triple-breasted by 'Last Time I Saw Paris', 'Blues in Night' and ' Chattanooga Choo Choo'.

'Best actor' in the field, Sara Winner in best scoring of musical production lies between 'Choccolate Soldier' and 'Sunny'.

'Sergeant York' should collect for best scoring of dramatic picture with 'New Green Valley' running strong all the way.

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BY GEORGE!
ALL THIS
AND
GRABBLE
TOO!

GRABBLE TOO!

OF THE

20
FOX

New York Theatres

2ND WEEK
JAMES CAGNEY
in a New Broadway Sensation
"CAPTAINS OF THE CLOUDS"
with the Royal Canadian Air Force
in Person—
BLUE BARRON and His
Orchestra
STRAND 8'way & 47th St.

GINGER ROGERS
as "ROXIE HART"
with Adolph Menjou
and Geo. Montgomery
A 20th Century-Fox Company 81
Plus a Big, Big, ROXY & 80th St.

Radio
MUSIC HALL
HELD O'VER
"WOMAN OF
THE YEAR"
Spectacular Stage Productions

Star Theatre
MGM's Thriller
Capitol
Lure
Robert
TAYLOR • TURNER
"JOHNNY NEGRO"

LOEW'S
STATE
in a New Broadway Sensation
"CAPTAINS OF THE CLOUDS"
with the Royal Canadian Air Force
in Person—
BLUE BARRON and His
Orchestra
STRAND 8'way & 47th St.

PARAMOUNT
Paramount presents In Person
Madeline Carroll
with
MING
and
NING
SISTERS
in
"BAHAMA
PASSAGE"
In Technicolor! GIL LINDA

PALACE
in a New Broadway Sensation
"CAPTAINS OF THE CLOUDS"
with the Royal Canadian Air Force
in Person—
BLUE BARRON and His
Orchestra
STRAND 8'way & 47th St.

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"CAPTAINS OF THE CLOUDS"
with the Royal Canadian Air Force
in Person—
BLUE BARRON and His
Orchestra
STRAND 8'way & 47th St.

"Mister V"
with ELEANOR HOWARD
UNITED RIVOLI 5'way at
47th St.
Shows 8:15 & 10:30 A.M. NIGHTLY SHOWS

Frank Talk Not For Export

Raymond Gram Swing Not Heard on Shortwave WRUL, Boston, For Time Being

Raymond Gram Swing's broadcasts are suspended until further decision from shortwaving out of WRUL, Boston. He continues as usual on Mutual. He decided, and Washington morals officials concurred, that there was some hazard that foreigners might misunderstand Swing's blunt speaking at this time.

Remarks primarily intended for domestic consumption were not ideal for export to other countries, whose citizens would lack the essential background to hear pep talks to Yankee without thinking them unduly pessimistic.

Swing did not have the time to prepare separate scripts, so is sticking to his home lot exclusively.

Send Back My Box Top

New Orleans, Feb. 17. Radio fan, who figured he had been long enough for premium, could stand it no longer, so wrote in:

"If you're not able to send my heart locked, please return my box top!"

CBS' \$4,800,000 Net For 1941 Represents \$2.80 Yield Per Share

Although the annual financial report does not go to stockholders until around April 1, the Columbia Broadcasting System directorate last week issued preliminary figures showing consolidated net earnings for 1941 totaled approximately \$4,800,000 as compared with consolidated net of \$3,000,000 in the year ended Dec. 31, 1940. This net equivalent of \$2.80 per share as compared with \$2.91 a share in the previous year.

These preliminary figures indicate that CBS gross income in the past year was higher than in 1940, compared earnings before Federal income and excess profits taxes running \$3,775,000 higher in 1941 than in the previous year.

CBS estimated to stockholders that it had received a five dividend for its consolidated Federal income and excess profits taxes in 1941 as against \$2,400,000 provided for such taxes during the previous year.

Manner in which the net profit dividend also is indicated in the way the directorate last week reduced its dividend on Class A and B shares. Directorate Office of the Corporation, Division of International Affairs (Rockefeller) to get from 4 p. m. to midnight at the Office of the Coordinator of Information (Donovan) all the rest. This gives each office the best evening hours in respective spheres of the world.

Content of programs is the pill on which some of the broadcasters are gagging. They do not fancy any situation where they must stand out, willy nilly, whatever is handed them and exactly as written.

Formula for working out payments for time to each operator is to share the total load on the air in operating the station on a 24-hour basis. Donovan with two-thirds of the total time to pay for the cost. Biggest coin will go to NBC and CBS, each of which has estimated 1941 hours in respective loss on its international set. Donovan should give the same to each, with the Rockefeller's theoretically to put up the other

Inter-American for more than a year has been exploring every possibility for gaining further and helping to absorb some of the cost of shortwave operation. And, that, as long ago as last year entered into a contract with WRUL, Boston, to buy time on a somewhat similar basis to that outlined by the Donovan group. Don Francisco, in support of the plan, stated that a company controlled by the Government be set up to assume operation of the station. Francisco's insistence on the Government's taking over the stations is completely on the minds of their beams changed. He's distressed over the poor reception and aims to get the current situation straight.

Transmission is much simpler to Europe and North Africa. A single beam from the station, sent through Scandinavia, while another beam from the West Coast covers

Donovan plan provides for at least partially-centralized program creation. Number of studios have

(Continued on page 46)

ROCKEFELLER MOVES CENTER STAGE

Rockefeller Committee Would Prefer Outright Takeover of All 11 DX Stations in Nation—Two-Thirds of Clock Reserved for Europe, Africa, Asia

TALENT POOL

Contrary viewpoints continue to exist with regard to policies governing American radio shortwave. As an earlier issue the Donovan Committee (Europe, Africa, Asia) does not see the problem in the same terms as the Rockefeller Committee (South America). Latest division came a Donovan-advocated plan to buy the time, not the stations, of United States shortwave operators. Rockefeller Committee think this desired to go far enough and favor a complete lock-stock-barrel takeover to get at the basic problem of the nation's narrow frequency band. They are protesting to tendency in shortwave profession to over-diffuse by attempting coverage of producers a broad beam and a proportionately weaker signal at the receptor end.

The Donovan Committee does not prefer the assent of the Rockefeller Committee. It probably will push through this week its proposal to take over 16 hours daily of all the nation's shortwaves leaving eight hours daily for Don Francisco's 4800 program. It is already before the U. S. State Dept. Budget. It reportedly requires special consideration for the first year believed available from contingency funds. State Department approval is necessary but assumed.

Time Cut-Up
Division of time on the stations calls for action of the Coordinator of International Affairs (Rockefeller) to get from 4 p. m. to midnight at the Office of the Coordinator of Information (Donovan) all the rest. This gives each office the best evening hours in respective spheres of the world.

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(Continued on page 46)

Cornwallis Paddison of Australia Calls America Best Radio Model, Denounces 'Bureaucratic Control'

That'll Cost You 50

Hollywood, Feb. 17. They didn't turn out the street lights fast enough in the town's first blackout to suit Stewart Hamblin, radio cowboy crooner, so he took things into his own hands. Whipping out his trusty six-shooter, he blazed away at six lamps.

City is now suing him for \$50 to cover the cost of oil western custom.

Sterling, American Home Renewals Up Currently; Blue, Mutual Involved

Sterling and American Home contracts will decide within the next week whether they want to renew their daytime schedules on the Blue and Mutual networks. The case of the Blue there are four quarter-hours involved, while Mutual's stake is two quarter hours. The present contracts for the strips all around expire March 20.

The Blue strips are 'Orphans of Divorce,' 'Honeymoon Hill,' John's show and 'Wide World of Sports' and the Mutual pair is 'Front Page Farewell' and John B. Hughes. Blackett-Sample-Hummel is the agency.

CHICKEN WIRING TO BE SOLD VIA RADIO

B.B.D.&O. has become active in behalf of the chicken wiring division of the Tennessee Coal & Iron Co. It's for a spring campaign in rural areas.

The quest is for news and other local program.

Ira Phillips in Arizona

Chicago, Feb. 17. Ira Phillips, author of 'Woman in White,' 'Road of Life' and 'Right to Happiness' serials for Procter & Gamble, his now in Phoenix, Ariz., for the balance of the winter. She will continue her work there, keeping in touch with her office here by phone.

'Sabotage' Remark Angers Navy

Demands, Gets Admiral's Rebuke of Burnet Hershey on Air Over WMCA, N. Y., Same Night

Burnet Hershey, news commentator on WMCA, New York, in a reference to the Normandie disaster of 1918, alluded to the possibility of 'Vichy-minded Frenchmen' having sabotaged the ship. This broadcast at 9:45 p.m. elicited a strong reaction from the Third Naval District commander, Admiral Adolphus Andrews, who insisted upon and got from the station on its 1 a. m. broadcast the same night the following comment under the signature of the admiral.

'Neither the commentator nor the station is playing fair ball with the Navy in permitting such statements.' What apparently irked the Navy was that an earlier statement of the

admiral had definitely denied any sabotage and the Navy regarded Hershey's comment as 'speculation.' Broadcasters immediately questioned whether Hershey's remark was 'speculation' or 'opinion.' The inadequacy of the censorship code in reference to such a predicament and blunt resentment of the Navy thrust the whole matter into sharp relief.

While the Navy was displeased by the WMCA comment, the French officers and staff of the Normandie were congratulating themselves on the lucky accident that excluded them from the ship through the door. The French sent and here them on the dock throughout the fire. No complaints was filed with the Navy. The French sent the allegation that they 'might have' set it afire.

The opinion held by the majority of radio executive networks, just broadcast organizations is that the advocates of nationalization will fail to obtain the necessary support from Parliament.

Brass Band Under Goldman On Fitch Show

Because its style fits the tempo of the times the brass band led by Dr. Edwin Frank Goldman is to be the March of 'Discovery' of NBC's Fitch Bandwagon program. It's first time the broadcast has used any new type of music.

Columbia Records has an agreement with Fitch whereby it releases new tunes played on the 'Blackett-Sample-Hummel' agency here. She will be incorporated in an album to go on sale immediately after the broadcast.

Margaret Willie Joins Blacketti Agency, Chi

Chicago, Feb. 17. Margaret Willie has resigned from J. Walter Thompson agency as time agency and is joining Blacketti-Sample-Hummel agency here. She will handle budget details for Procter & Gamble account.

Arid Deodorant Sponsors Fidler On 100 Bluesies

Arid, the deodorant, becomes a Blue Network account March 2. The spot is Monday, 7-15 p. m., and it will be filled by Jimmie Fidler, film gossipier, from Hollywood.

Program is set for a hookup of 80 American and 20 Canadian stations with a rebroadcast at 10:30 p. m. EWT. Small & Seltzer is the agency for Carter Products.

COLGATE WONDERING ABOUT 'BESS' AND 'BACH'

Colgate-Palmolive-Peel, which recently named a new advertising director, is up in the air about what disposition it wants to make of its two daytime shows on NBC, namely, 'Bess Johnson' and 'Bachelor Children.'

Word of renewals comes up at the end of March.

Griffith Thompson On WBYN Directors' Board

Griffith B. Thompson has a new contract and is a member of the Board of Directors of Station WBYN, Brooklyn, N. Y. This is the merger on 1430 kilocycles of four former borough broadcast stations.

Thompson is v. p. and general manager, too.

CBS Second 50 Kw Shortwaver Starts

Network Now 'Testing' Its Proposed Latin Loop of 76 Stations

CBS last Thursday (12) puts its second 50,000-watt shortwave transmitter on the air and began regular 'tests' of its new Latin American network of 76 stations. New outlet is WCEX, sister-transmitter of WCRB, which went to work Jan. 1. CBS is also continuing on the air network with its old 10,000-watt WCA.

Tests of WCEB and the network will continue for about three weeks, by which time CBS expects to unveil the new transmitter and web with formal ceremonies—unless the Government has taken over programming of the stations by that time.

When the network begins official operation, affiliated stations will be expected to take a "test" one by

Tom Harris Off FCC

Washington, Feb. 17. Thomas E. Harris, assistant general counsel to the Federal Communications Commission, resigned last week. He left to become assistant general counsel in the Office of Price Administration.

He joined the FCC staff last May, succeeding Joseph L. Raub, Jr., who quit to join the legal staff of the Lease-Lend Administration.

No successor has been appointed as yet to Harris's post.

any of sustaining service and any day commercials between the hours of 4 and 11 p. m. daily. Now the stations can pick up for rebroadcast as much or as little as they want.

Schedule of the three CBS stations:

WCRB—beamed to Europe and North Africa from 8 a. m. to 3:30 p. m. each day and to South America in Spanish from 4 p. m. to 11 p. m.

WCEB—beamed to Europe and North Africa from 8 a. m. to 4:45 p. m. each day and to Spain and Portugal from 4 p. m. to 11 p. m.

WCA—beamed to Europe and North Africa from 8 a. m. to 11 p. m. It joins WCRB for the six hours of Spanish.

Director, Writer Bring Show to Success, Their Reward Is Loss of Positions

Eyebrows went up around New York radio last week with the news that Al Rinker and Margaret Lewerth, who nursed "The Gay Nineties" over a three-year period up to a 17 C. A. B. rating, had been rewarded with dismissal. Rinker and Lewerth, who were promoted as writer-stayed with the show to years while it was a CBS sustainer. They moved with the show a year ago when United States Tobacco began sponsoring of the program in which Joe E. Howard and Beatrice Kay are featured.

Discharge of the pair has been explained as an economy move. Frank McMahon has an independent producer-agent status with their property and will succeed them as writer-director.

Trust talk on the situation is of the lack of legal protection to talent that takes the bumps and the long patient development period only to be scratched off the payroll. It seems generally conceded by all, including U. S. Tobacco, that the director and writer were largely responsible for the upbuilding of the show.

The Columbia Artists Bureau sold the program as a package, including the pair.

Harry Sedgwick Again Chairman For Canadians

Montreal, Feb. 17. The Canadian Association of Broadcasters completed its annual convention here last week on Wednesday with Harry Sedgwick, chairman of the Board, representative of Glen Bennett as president, and of T. Arthur Evans as secretary-treasurer.

The new directors of the trade association for 1942 are: J. W. B. Browne, CKOY, Kelowna, B. C.; E. Carson, CFAC, Calgary; J. C. Chandler, CJOR, Vancouver; A. A. Murphy, CFQC, Saskatoon; Jack Cooke, general manager, Northern Broadcasting Co.; Keith S. Rogers, CFPC, Charlotteville, N. Hanabson, CJCB, Sydney, N. S.; T. Sandell, CKBT, St. Catharines; Phil Leland, CKAC, Montreal; Narcisse Thivierge, CHRC, Quebec City.

Network Renewals

Philip Morris "Playhouse," CBS, effective Jan. 27, 1942, by agency. "The New Adventures of Bob Hope," CBS, continuing Baking, effective Jan. 29, Bates agency. "The Highway," Sholonia pilot, NBC-Red (WEAF), effective March 14, Benton & Bowles agency.

Blue Auditions Boston Affiliates

Might Consider WLAW, Lawrence—Other Candidates, WHDH, WMEK, WEEI (Latter Now CBS)

Boston, Feb. 17. The Blue Network is making a survey of the Boston station situation with the view of lining up a successor affiliate to its present WBZ. The stations that the network under consideration are WHDH, WMEK, WEEI and WLAW, the last being headed by Lawrence. The station outside of Boston, Network officials figure on making a quick deal once the necessary data has been compiled. WBZ becomes allied with NBC June 15, which date coincides with

Ike Levy's CBS Stock

Washington, Feb. 17. Family transaction out Isaac Levy's stake in Columbia Broadcasting during December, according to the year-end report of the Securities & Exchange Commission. He reported the sale to his wife of 19,400 pieces of Class A common, while keeping 22,819 shares of the B. He said William C. Gittinger reported purchase of 20 shares for an amount in which he has an interest.

PRESS BIAS CURBS WAR PUBLICITY

New Haven, Feb. 17. New Haven press-radio fight broke out again last week when manager James T. Milne of WELI charged that Mayor John W. Murphy sides with publisher John Day Jackson of Journal-Courier and Register, both of which dailies were being boycotted of local broadcasters even for listings of Defense Council broadcasts.

"Failure of New Haven newspapers to publicize radio programs of the local Defense Council is in the public," Milne said. "Radio is only trying to do its part, but it has been blocked at every turn here in New Haven."

Mayor Murphy and Thomas W. Farnam, Defense Council director and controller of Yale University, were delegated two months ago to one publisher about printing emergency broadcast schedules. Nothing has been done about it, but Farnam said he will take action before next council session.

RIVALRIES SUBMERGED IN CIVILIAN DEFENSE

Akron, O., Feb. 17. Three Akron radio stations—WAKR, WJW, and WADC—have joined together to begin a time WJW will broadcast a weekly program for the Summit County Civilian Defense Council. Programs will originate at WAKR.

C. Neil Starr is in charge of the broadcasts working with E. Bernard Berk, of WAKR; Bob Wilson, of WADC; and William O'Neil, of WJW.

Buffalo—Thomas Hickey leaving WBEN open desk to join navy.

Buffalo, Feb. 17. Thomas Hickey, WBEN sports staff to join sports department of morning Courier-Express here.

the expiration of the contract which John Shepard, 3rd, holds with NBC and the Blue for his two Boston 1,000 watt WLAW and WAAB. WBZ will then become exclusively Mutual.

CBS, which has had WEEI under lease for the past five years, did some dickering with WLAW last week. WLAW was at the time a like-a-lycander to 50,000 watts. WEEI is still in process of 85,000 watts. WEEI's current status is 1,000 watts part time on the same wavelength.

'THIS IS WAR'

Last-Minute Version for Latins Made Against Much Counsel—One Viewpoint Holds That Yankees Should Talk Less and Act More Just at Present

OTHERS PRAISE

Inaugural Saturday night (14) of the four-network-sponsored super-doooper, morale-building program, "This Is War," produced a sharp division of opinion among psychological warfare experts and radio critics. The unfavorable viewpoint summed up with the taunt, "Big Talk and No Victories." The favorable viewpoint argued that certain things must be said and the Norman Corwin-directed series was saying them. "It was held that critics did not review Saturday's 'This Is War' broadcast but instead emotionally reacted to it," Normandy, Singapore and Dover, Straits.

While the all-out-from-way-backers calling Corwin's starting program too tepid and tame, the religious types including voices that are quick to prearrange "radio imperialism" were expressing shock and disapproval at the "extreme" views and phraseology.

There also has developed the possibility that appeasement, negotiated peace and Roosevelt's leading elements are out to discredit the program because of its supposed pro-British bias.

Some observers thought they detected this line in the pleased whop following discussion yesterday that a stingy turn on the first broadcast, the Almanac, were Communist fanatics. The implication subtly conveyed to the program's propaganda with its bias against the Axis is somehow non-American. If there is a conscious campaign against the Government, over war propaganda on the air this would prefer to sabotage in the best Nazi manner.

Latin Version

Last-minute decision by sources close to the White House resulted in Spanish and Portuguese versions of "This Is War" show being transcribed Saturday (14) afternoon for pumping by shortwave throughout the country to Latin America Saturday night and Sunday. Production labor and expense was shared by the Office of Inter-American Affairs (Propaganda committee), NBC and CBS.

Both the Rockefeller organization and the two networks opposed sending the show to South America, but the pressure on them was from places too big to deny. This "This Is War" has been dubbed in radio circles "The President's Own Show." It will be broadcast Saturday to S. A.

Objection to it is that it is strictly domestic propaganda and not the type of stuff to be sent to Latin America. Following several months of disastrous American and British radio Rockefeller and NBC and NBC experts feel that the U. S. has already done enough during the time on its own behalf and the time arrived when we must either show ourselves mighty or get out.

As a result, the Corwin script was completely rewritten and toned down in the translating process. The content of the propaganda was deleted. Engaged to produce the Spanish and Portuguese versions was Aldo Ghisbetti of NBC.

Cooper Razor For Radio

Cooper Safety Razor Corp. has turned over advertising space to the Haffelinger agency. C. H. Parker is the account executive. It is intended to make extensive use of spot radio.

Little Chance for Sanders or Any Other Radio-Investigating Bill Just Now

Van Loon's Coca-Cola Tune

Gerard Willem Van Loon, songwriter of "Hendrick Willem Van Loon, has written a new set of lyrics for the Largo from Dvorak's "New World" Symphony. Barry Wood will sing it on Coca-Cola. Guest on the Coca-Cola show for March 1 will be Dinah Shore, her first date on the series. Golden Gate Quartet guests March 8 and James Melton the following week, March 15.

Washington, Feb. 17.

Any Congressional comparison of the Sanders bill, counterpart of the overall measure originally sponsored by Senator Wallace of Maine, is far in the distance. Despite reports of wistful thinkers, the House Interstate Commerce Committee has no thought of delving into radio matters hearing bills of possible changes in the FCC at this stage.

The war has upset the whole legislative schedule. It was apparent last week that no radio measures will receive attention for a long time to come—unless President Roosevelt surprises everybody by giving the White-Sanders idea a pat on the back.

BILL LEWIS HAS NO TIME FOR TRIP

Washington, Feb. 17. William H. Lewis, radio head of the Office of Facts and Figures, said today (Tuesday) that he had been requested by the Hollywood Victory Committee to come to the Coast to straighten out the hundreds of requests pouring in for film names on radio defense shows. Lewis declared, however, that he has no time to make the trip and no deputy available to send.

Victory Committee is said to be annoyed by the demand for film stars in the talent pool it administers.

16 YEARS WITH WEEMS, GIBBS A RADIO EXEC

Chicago, Feb. 17. Parker Gibbs, one of the standard veterans of the Ted Weems orchestra, is quitting the band business to join the NBC production department here.

Gibbs has been with the Weems orchestra for 16 years as saxophonist and vocalist. Will be a producer, handling pop musical show.

Who's Who at WMCA, N. Y.

It's okay with the FCC for WMCA, New York, to be WMCA, Inc., instead of Knickerbocker Broadcasting Co., said Dr. James H. Flannery, former owner. Edward Noble, new licensee, appears only on the board under new corporate set-up.

Officers are: Earl E. Anderson, President; Donald S. Shaw, Vice-president; C. Nicholas, Secretary; Harry L. Morgan, Jr., assistant secretary-treasurer. The board includes Edward J. Noble, Anderson, Shaw and Praxial.

Announcer Staffs at Blue and NBC

Ray Diaz Supervises Spielers at Blue—Reginald Stanborough Ditto on Night Trick

Ray Diaz has been appointed supervisor of announcers of the Blue network (WJZ), starting with Reginald Stanborough night supervisor and Lewis Julian assistant. NBC and NBC Blue announcer staff includes Bill Abernathy, George Ansboro, Douglas Bromberg, Milton Clark, Jack Fraser, George Hayes, George Hicks, Don Gardner, Hugh Gordon, Gilbert Harlow, Jack McCarthy, Ray Nelson, Charles Nobles, Glenn Riggs, William Spragrove and Howard Wright. Announcer staff for NBC-Red

Seattle, Feb. 17. A change in national cast representation applies to the Blue network stations in the Pacific Northwest. Seattle, Tacoma, Portland and KEX, Portland, are switching from Edward Petry to Paul H. Rayner.

Petry returns representation for the Red web outlets in the area—OMO, Seattle; KGA, Spokane; and KGW, Portland. KEX has been represented by Roy contract since KJZ's reconstruction went into effect on Feb. 15. KGA switches on March 1.

Northwest Blues To Raymer From Petry Office

I. Q. Due at Houston

Buffalo, Feb. 17. Dr. I. Q. quiz for Marjia Fine, found up at Shea's Buffalo theatre last night (Monday) and moves Feb. 18 to Houston, Texas, for six-week hitch at Metropolitan theatre.

Dr. Jimmy McClain punctuated his visit here with stretch of pneumonia, which sent him back to Methodist Hospital in Evanston, Ill., for treatment between his last few broadcasts on Buffalo.

Des Moines—Bob Miles, announcer of KSO-RRT has gone to Arizona to join the Air Training Corps. Paul H. Hill, of KGLD, Mason City, will fill the vacancy.

Philadelphia—Charles Stahl, former general manager of WFEK, has joined the WDAS sales staff. Charles Freed, formerly of WKLB, Poughkeepsie, N. Y., has joined the announcing staff of WIBG.

All-Night Operation for WIND, Chicago, On Basis of Mandel's Bulk Contract

Chicago, Feb. 17. Station WIND goes on a 24-hour daily schedule starting with the following consumption of a 24-hour deal with Mandel Bros. department store for a five-minute newscast every hour on the hour around the clock.

Deal was arranged through the Schwimmer & Scott agency, here, which the program due to Mandel's cold, without having had previous contact with the new account. With the addition of this schedule WIND will have some 219 news broadcasts each week, in addition to the regular news and sports commentary programs. WIND carries Associated Press and Transradio Press services.

Ralph Allas has made arrangements for the installation of a 10-kilowatt Diesel generator to assure vital continuous operation in case of regular power line failures.

Horse-Yard Fraud, Using Radio, Earns Terms In Calaboose for Pair

Akron, O., Feb. 17. Two Akron men who beat the race at Thistle Down track, near Cleveland, by unlicensed shortwave radio, were given federal reformatory sentences for violating the federal communications act. Judge Emerich B. Freed sent Robert C. Berleridge, 38, to Milan, Mich., reformatory for six months, while David B. Wolf, 46, who spent three months in county jail waiting trial, got a three-month term at Milan.

The fraud plan called for one man to be parked in a car near the track where he could spot the apparent winner. He then flashed the news by shortwave to another who got his money to the bookies before the books were closed on the race.

Defendants claimed that the Government must prove they intended to send signals which could be heard out of the state, but Judge Freed held it made no difference what they intended, that radio signals by their very nature are interstate.

WNVC DENIAL BY FCC PLEASES OFFICIALS

Minneapolis, Feb. 17. There was considerable individual relief in Minnesota when the FCC announced its denial of the petition of Mayor Florella LaGuardia to have New York's municipal station, WNVC, enjoy afterdark tenancy of wavelength of WCCO, CBS' outlet here.

State of Minnesota officially had intervened in the case after the decision, Gov. H. E. Slassen and the mayors of Minneapolis and St. Paul. Immediately sent telegrams to Chairman Fly, commending the Commission on its action.

Payne to Dissect

Washington, Feb. 17. Even though Mayor F. H. LaGuardia has threatened to stir up a rumpus in Congress, the FCC does not think it wise to break up the 830 kc channel. Proposed findings last week indicated a top-heavy denial for WNVC's application to operate nights on this I-A frequency.

The Commission held that the LaGuardia proposal to operate until 11 p.m., instead of quitting at sunset at Minneapolis, is a violation of existing rules and contrary to the principle of distributing facilities equitably. Commissioner George H. Payne, who from the outset has insisted the municipal transmitter deserves better facilities, announced he will dissent.

WSRR Farm for CBS Pages

Stamford, Conn., Feb. 17. Three CBS pages—John Mulliken, Jr., John Thayer and James Andrews—alotted WSRR time to cooperate with 'Playhouse of the Future' progressive radio drama. Mulliken and Thayer commute to N. Y. from New Canaan and have to make connections at Stamford, anyway.

WHIP DEAL SLOWED

Marshall Field Takeover Not Going Through

Chicago, Feb. 17. Snag has apparently been encountered in the proposed deal for the take-over of WHIP, Hammond (Ind.), by Marshall Field as a tie-in with the Field morning Sun paper here. Understood that the Field group has called a sudden halt in negotiations for the station after it had put up \$75,000 in escrow for 45% interest in the outfit.

Field, however, continues to be in earnest about obtaining a Chicago area transmitter and the WHIP deal may yet be concluded satisfactorily, though probably on a different financial basis.

WSRR, STAMFORD, SELLS LOCAL DEPT. STORE

Stamford Conn., Feb. 17. WSRR has sold C. O. Miller, local department store, full a. m. hour, five days a week. Program includes 'Women in Defense' guests, shopping comment by Ann Davenport, fashion talks and light classic discs turntable by Gale Smith. Time deal is station's biggest since it went on air last fall. Joey Nash, former Richard Himber warbler, comes from Brooklyn to handle daily participation show on WSRR.

Wife Bars Hubby From The Air

Chattanooga, Feb. 17. Joe Engel, president of Chattanooga baseball club, owner of WDEF and showman, had to call off his amateur show on his own station here after setting up whole works.

Show was titled 'Joe Engel's Ham Amateur Hour,' with Engel as emcee for surrounding hillbillies, etc. Program had sponsor lined up and was ready to go until Mrs. Engel got wise. He had to cancel it to appease her.

She said it was beneath the ballyhooer's dignity.

Lawyer, Stock Broker Enter Radio

DePasquale Brothers Committed to Morning and Evening Periods on WBYN, Brooklyn

Ralph and Nicholas DePasquale, previously identified as an attorney and stock broker respectively, have a deal with WBYN, Brooklyn, to produce Italian language program 'Ironic American Isles' each morning from 9:30-10:30 and each night from 8-10 p.m. This bulk time puts the DePasquale Brothers in a profit-sharing arrangement with station.

Recordings of Italian music, stressing opera, will be used nightly but for Sunday night there will be a live show built around Alfredo

Salmaggi's pop-priced opera at the Brooklyn Academy of Music. Morning series will compete with WOV, which has a big daytime Italian audience. WOV goes English speaking entirely after 6 p.m. daily.

New York City—Robert I. Garver, account executive at WOR, New York, has resigned to join the department of WJZ, New York. He was formerly with Tide mag. Marion E. Crane, who headed guest relations at WOR, New York, has resigned following an extended illness. No successor has been named.



BASIC STATIONS—COLUMBIA BROADCASTING SYSTEM... G. A. RICHARDS, PRES.

CONSEQUENCES OF 'FREEZING'

Glycerine, By-Product of Soap, Gives Makers of Latter War Assurances

Soap advertising budgets will probably be little affected by priorities. According to present indications, there are ample stocks of materials or substitutes. Fact that glycerine, a soap by-product, is essential in the manufacture of explosives, ensures maximum production of soap during the war.

Some manufacturers may presently be hit by inability to obtain coconut oil from the East Indies. In that case, palm oil may be imported from Africa, or, if that is unobtainable in sufficient quantity, soybean oil or some other substitute will be used. There is also a possibility of shortages of certain chemicals (as in P. & G. Dret, Teel and Drene).

In any case, with a maximum supply of glycerine necessary for the

production of explosives, it's figured the Government will not allow shortages of materials to curtail the manufacture of soap.

B. S. Bercovici Aims On WHK But From Akron

Cleveland, Feb. 17. B. S. Bercovici, Mutual news commentator, has been sold daily over WHK to manufacturers of White Dove Mattresses.

Bercovici recently married the former Katherine Hahn of Cleveland and took up his residence in Akron, where he originates his daily network programs through WTV.

Mrs. Bercovici is a sculptress who maintained a studio in New York for the past six years.

New Radio Books

Four new books on radio have recently been published. They are:

"Radio Goes to War" by Charles J. Reis (Putnam, \$2.75). A detailed account of the uses of shortwave propaganda by the various warring nations.

"This Freedom" and Other Radio Plays by Arch Oboler (Random House, \$2). Oboler's tale of the Nazi takeover of America selected items.

"Thirteen by Corwin" (Holt, \$2.75). A collection of scripts written by Norman Corwin. Introduction by Carl Van Doren.

"Was, Was, Why Is Radio?" by Robert J. Landry, radio editor, "Variety" (George P. Stewart, \$1.50). First in a "Radio House" series of books of uniform format, this one is described by the publisher as "a definite preface" to broadcasting.

PARLOR FULL OF GALS FOR MAN-ON-STREET

Cincinnati, Feb. 17. Mike Hummelt's "Man-on-the-Street" series on WKRC has been supplanted by a weekday studio show, labeled "Mike's Luncheon Party," in which six women are selected for participation in parlor games.

After close of 15-minute stanzas, the femmes are given a pound of coffee and dine in the Hotel Alma, headquarters of the station. Dot Food Stores sponsor the series.

Hazel Kenyon's Panel

Seattle, Feb. 17. Hazel Kenyon, director of public service programs on KIRO, will lead a panel on the relationships between schools and local broadcasters at the first national convention of the Association for Education by Radio, Meets in San Francisco on Feb. 21-28.

300 EXPANSIONS OFF FOR CONSTRUCTION

Meantime Broadcasters fret As to Whether Mexico, Cuba and Canada Can Cash In Under Havana Treaty While Yanks Are Shackled by DCB Order

CENSUS OF TUBES

Washington, Feb. 17. Veritable freezing of the domestic broadcasting industry at its present stage of development, plus confiscation of supplies stored by product operators, looms as a result of Federal moves to prevent dissipation of critical materials needed for war production.

The Defense Communications Board recommended last week that no construction be permitted unless there is convincing proof the results will be to provide service for areas not currently getting reliable signals from existing transmitters. Even though permits have been issued, work in progress will be halted. But the FCC does not propose, on the other hand, to stop holding hearings.

Exact number of individuals who will suffer under this policy cannot be ascertained, but approximately 300 candidates and station owners will have to revamp their plans. Latest check showed the Comish had around 170 requests for new or improved facilities on the books, while there were 147 outstanding construction permits. Latter batch includes 25 authorizations for new plans, all of which now will have to be re-examined to see if they are necessary to deliver to poorly served areas.

Census of Tubes
Anti-hoarding campaign is in the making, as next move to keep the radio industry from consuming materials which the military could employ profitably. Census of stocks on hand—chiefly tubes—is under way by the D.C.B. In accordance with desires of the War Production Board. So far there has been no clue how the Federal authorities will go about calling in the spare parts which forsighted broadcasters may have tucked away in their stockrooms. Nor any hint what the Government may consider untraded stocking up.

The FCC is uneasy about the policy suggested by D.C.B. Great dissension of opinion existed about all of the conditions imposed. In industry circles, however, great dissatisfaction exists, chiefly because the conditions appear to have been framed with the thought in mind of further efforts to break the so-called major network monopoly.

The proviso that construction may be allowed if the project will produce "substantial new primary service" are the cause of most uneasiness. Strictly interpreted, they will permit erection of stations in the radio desert west of the Mississippi and in a few islands in the East. Likewise present plants on the fringe of the poorly-served regions may be able to wrangle more wattage and improve their competitive situation. But the operators who would be plunged into more torrid rivalry will be entirely unable to take a defensive step.

Great confusion has resulted in the ranks of radio lawyers. In view of the Commission's determination to go right ahead on a business-as-usual method of receiving and passing on applications. From now on, though, a new issue will be injected—whether the proposed construction or improvement will give added service to a substantial audience—which will over-ride all others in importance. Candidates henceforth may pass all the established tests of fitness—legal, financial, and technical—but still flunk the examination.

The VOICE behind the men behind the Guns!

At the myriad fronts of this mighty war, the Voice of Radio speaks with purposeful authority. From far above misty ocean wastes, its messages direct our convoys, warn against enemy raiders. Our mighty armored forces are linked with their command through its space-consuming magic. Battleships and submarines, shore batteries and landing units, bombers, fighters, and attack squadrons—all depend on Radio for information, direction, and unification.

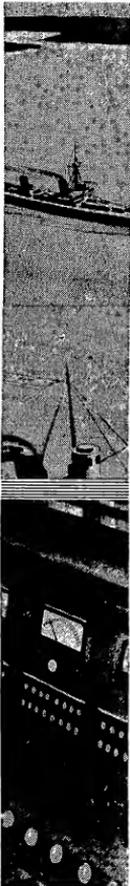
Yet, while Radio is helping our arms directly on the war fronts, it is no less busy to serve them on the home front. Throughout the nation, one hundred and thirty million Americans, eager to play their part, are already obtaining their formation, direction, and unification through radio broadcasting.

In the home front, Radio brings to America's citizens the dynamic voice of our Commander in Chief. It unites them and binds their plans and purposes. It brings

them the news, good or bad, which sends them, crowding into recruiting offices, pyramids sales of Government bonds and stamps, sends the Red Cross drive "over the top." Its voice causes countless men and women to present themselves for services of all sorts. It speeds factory workers to their tasks "in piling up weapons of war with which to crush the enemies of Freedom.

The voice of America's free Radio surges with the "spirit of a nation" aroused, united, determined. You can sense in it the courage of a people who have fought for Freedom before, and willingly do it again. You can hear the singing hearts of men and women who, at any cost, will defend their American way of life.

Thus, on every battlefield and front—in every mill, factory and home—the Voice of Radio is helping to unite the vast power of America. It will continue to serve without stint, until the world is once more free.



Payroll Traffic

Toledo—Bill Stevens, formerly of WIBC, Indianapolis, has become an announcer at WTOL. Karl Nelson has resigned.

Dayton—Harley Lucas has joined the announcing staff of WING, coming from WLWK, Lima, O. Also added at WING is Josephine, a continually writer, from WCED, Dubois, Pa.

Resumption, Texas—Engineer Ernest Stanton succeeds Winston Chilton at KXBC. Later moves to WJLB at Okaloosa City. Stanton comes to radio after serving ten years as ship operator for Sinclair oil.

St. Louis—Jim Hennessey, KXOK gaffer, has enlisted in the U.S.N. Charles Barnard, KXOK continuity editor, goes to WMBD, Peoria, Ill. Dorothy Woodward, of Radio and Woodward, a vaude team, continues in "Those Were the Days" cast at KMOX.

Philadelphia—William J. Bailey, formerly of NBC announcing staff, has joined KYW.

Other new additions at KYW are Jane Durnall, Claire Kelly, program department, replacing Walter Smith and Walter Feeley, who have joined the Army; and Beatrice Otis, added to program department.

Raymond Rogers, formerly with Eastern Air Lines, has joined the engineering staff of WSPH, WFIL's P.M. station.

Pittsburgh—Nancy Brooks has been appointed music librarian at KDKA, replacing John Kresge, called up by the Army. Mary E. Henderson is her assistant.

Minneapolis—Rod O'Connor, WCCO announcer, has resigned to go to eastern station. William Galbraith, formerly of WLB, University of Minnesota station, replaces him with WCCO.

Detroit—Shifts among local mikes here include the transfer of Charles Farrell, former program director of WFLB, to the announcing staff of WJZ where he replaces Jack Wyatt, now at WNEW.

Charles Gusman, after an absence of several years in Chicago radio, also has returned to WJZ and James Eberle moves from the announcer post to the newly created position of program supervisor under Mel Wiseman, program manager.

Richard Slide, announcer at WSD, the Detroit News P.M. station, has resigned to go to WKWK, Wheeling, and is being replaced by Bernard Ladendorf, formerly with WFLB.

Bridgeport—Eileen Williams, Bridgeport Post writer, gets femme fare here at WICC, succeeding Virginia Miller, moved to Washington, D. C. Hal Lynch, ex-Times-Star, joined WICC sales staff.

Cincinnati—Kurt W. Steinhilber, who joined the Crosley publicity staff in November, when he was transferred to the Army's Enlisted Reserve Corps via the 28-year limit ruling, returned Tuesday (3) to active duty.

Marlon Moore, announcer and m.c. from Florida, where he worked on several stations, joined WLW-WSAI Monday (2).

William E. Meredith, radio director of Frutts, Peppers, Freshie, Chicago, for the past two years, joins WLW next week. He will write and edit mail-order copy and do scripting for the general run of shows, especially dramatics, under Van Woodward, continuity director.

Tuscola, Ill.—William M. Shaw King of sales staff of WDE, has resigned to become merchandising manager at WIBC, Indianapolis.

Bob Cracker, former sax and clarinet player and arranger with Benny Goodman and Frank Trumbauer, has joined the announcer staff of WDE.

Bob Williams, engineer, into radio division of the Army. Johnny Paul is a newcomer to the WDC announcer ranks.

San Luis Obispo, Cal.—Laurence P. Lansing, announcer-writer-producer at KVBC, San Luis Obispo, has resigned to assume active duty as Second Lieutenant in the Infantry. He will take a brief vacation in Los Angeles before reporting.

Memphis—The Cats on the Keys' piano team over WMPB (Jack Morgan and Berl Olswanger) breaking up. Morgan training in Wichita Falls for aircraft mechanics division of the Army Air Corps. Olswanger has enlisted in the Naval Air Corps. Another WMPB staffer, Bookkeeper Phil Cole, has also left to join the Navy. Replacing is Volney E. Edwards, who also becomes office manager.

New York City—John Flynn, who resigned from the NBC mail room staff some time ago, has rejoined the

company as a member of the sales service department of the Blue network (WJZ).

Harold P. See, NBC engineer, has been appointed senior television supervisor, succeeding F. A. Wankel, recently named New York division engineer. See continues as television field supervisor, but will have A. E. Jackson as field assistant.

Kenneth E. Greene, assistant research director of the Blue network (WJZ), has been upped to assistant director of research of NBC. J. Robert Myers, formerly with NBC and recently with the NAB, has rejoined NBC as chief statistician.

James Booser, formerly with the Washington News, and Edward Wallace, formerly in the South American department of the Associated Press, have joined NBC news and special events staff. They replace Bob Eisenbach and Paul Huser, who joined the Army.

Cincinnati—Margaret Dotson, from Southern California, has joined WKCY's promotion department.

Seattle—June von der Hellen, publicity department of KIRO, Seattle, has joined the editorial staff of the Seattle Times.

New 50,000-Watter For Waterloo, Iowa

Blue, Mutual Bid for DuMont-Blair Lohnes-Fetzer Station—But Priorities May Mar the Outlook

Lowell Thomas Airing Helps WGY Observe 20th

Schenectady, Feb. 17. Lowell Thomas comes to Schenectady Feb. 20 for a meeting of service clubs—Rotary, Kiwanis, Lions, Professional & Business Women and Zonta—marking the 20th anniversary of WGY. Originating his Sun Oil Co. news-stand that night.

Flo MacDonald Injured Buffalo, Feb. 17. Florence MacDonald, WGR singer, recurring from injuries suffered when car skidded on icy pavement and smashed into a tree. Singer was doubling back from personal appearances at suburban Williamsville Glen when accident occurred.

Intense bidding is on between the Blue network and Mutual for an affiliation with the proposed new 50,000-watt station in Waterloo, Ia. The grant for the outlet, on 1340 k.c., has been issued by the Federal Communications Commission but there's still the question whether the equipment ordered for the newcomer will be affected by the FCC's freezing order.

Financial interest in the proposed 50-kilowatt is split up among quite a few persons. These include actor-announcer Joseph DuMont, who was known on the air as 'Josh Higgins; John Blair, the station rep; Horace Lohnes, Washington attorney; and John E. Fetzer, of WKZO, Kalamazoo.

Bob Bradley, staff vocalist KIZ, Denver, has joined Army.

Announcing: A NEW SALES SERVICE

EXTENSIVE study of the movement of consumer goods in both the food and drug fields, over a long period of time, has brought to light the need for a new type of sales service. These studies reveal that—whether a manufacturer sells through jobbers, sales agencies, brokers, or direct—there are times when there is a decided need for short, intensive selling campaigns.

However, a manufacturer who decides on such a course is faced with the problem of securing capable sales personnel, at prohibitive cost. Hence, Specialty Sales has been organized as a sales service agency available, eventually, to manufacturers operating in Ohio, Indiana, Kentucky and West Virginia.

Heading Specialty Sales is Lou E. Sargent, a veteran of twenty-five years in the specialty drug and grocery selling field—fifteen years with Herold F. Ritchie and Company, Inc., later with one of the major national drug manufacturers, and with a ranking manufacturer of a food product sold in both drug and grocery stores. Mr. Sargent's experience fits him admirably for leadership of this new type of sales organization.

Specialty Sales has no resemblance to sales agencies as they have been known in the past. Neither is it intended to replace the established sales organization of any manufacturer. Rather, its purpose is to supplement regular sales efforts or supply a short-term sales organization for intensive selling

efforts on new packages . . . new products . . . special deals . . . sales support for special campaigns or seasonal drives . . . or any other sales, distribution, or dealer relations campaigns.

Specialty Sales will employ only men with proven sales records, high type men who can secure and keep better salary jobs. Its services can be bought at one-half or less the usual men power cost, and it offers the additional flexibility of having a one week to 90 day contract. Specialty Sales will not handle more than four non-competing accounts at one time, and costs can be computed on a per call or weekly flat rate.

Furthermore, Specialty Sales will have full access to the findings of a large research department on the movement of drug and food products and the attitude of dealers toward manufacturers.

Specialty Sales will function as a separate organization but will work in cooperation with WLW, The Nelson's Station, with financial security guaranteed by The Crosley Corporation.

Initial operation of Specialty Sales will cover the trading area of Greater Cincinnati. As rapid expansion is made, nine major markets of the four-state area will be added.

Opportunities for your profitable use of Specialty Sales are many. For details of its operation, or a suggestion as to how you might use our services, call or wire . . .

SPECIALTY SALES 1329 Arlington St., CINCINNATI, OHIO

Stahlman a Reluctant Show-Closer; See FCC 4-3 In Opposition to Ties Between Press and Broadcasting

Washington, Feb. 17. With the line-up on all appearances still a 4 to 3 in favor of a ban, the FCC last week waded up its eight-month probe into the merits of the newspaper industry and airing of the details of the details of the bidding publishers to hold radio permits. The hearings recessed indefinitely Thursday (12) after James G. Stahlman, former president of American Newspaper Publishers Association and owner of the Nashville Banner, appeared on the stand under instructions from the District of Columbia Court of Appeals.

Parade of witnesses on behalf of the publisher-broadcaster group seemingly did not make a single FCC convert, though they furnished a mass of valuable raw materials for dissenting opinion in case the Commission majority decides to impose a prohibition on newspaper-radio ties.

Regular attendants at the sessions which started last summer agree the Commission gives every indication of lining up this way.

In favor of a free forcing publishers to unload their radio interests: Chairman Fly and Commissioners Walker, Durr, and Wackerlin.

Against signing out the newspaper industry as "unfit" to operate stations: Commissioners Case, Craven and Payne.

Not Impressed

The semi-legal arguments about dubious constitutionality of a ban do not seem to have impressed the New Dealish element which takes the view that "public interest, convenience and necessity" are more sensitive than free speech and free press guarantees in the Bill of Rights. While ostensibly undecided, the quartet headed by the Chairman repeatedly disclosed by the tone of questions and casual observations a strong conviction that public interest "will be promoted if all links between the two media are severed. Similarly the Case-Craven-Payne wing reflected equally deep feelings that such a policy will be approved by the sides unquestionably a direct violation of the Constitution.

Chattanooga—John Gray, WDDC chief announcer, has been caught in the snafu and reports Feb. 21 at Fort Oglethorpe, Ga. Charles Gullikson decided to announce staff.

WJBK
250 WATTS
Covers Detroit's 2 1/2 Million People Representing 57% of Michigan Population.
24 HOURS A DAY

WJBK
5000 WATTS
5 AND NIGHT

In the Intermountain Market it's KDYL . . . the station that brings the programs people look for!

WJBK
The Popular Station
HALL LAKE CITY
KOMPAN

The Enemy's Ears

Several New York ad agencies last week put up official posters cautioning the personnel against loose talk about America's war efforts. The posters, which are signed by the Office of Facts and Figures, the FBI, the Naval Intelligence and other like services, read:

"The Enemy is Listening! He Wants to Know What You Know. Keep It to Yourself!"

HARRY WILDER ADOPTS 2% DISCOUNT

Harry Wilder, operator of WSYR, Syracuse, and other stations, will add a cash discount to his rate cards, effective April 1. It will be 2% on payments made in 10 days.

Wilder stated last week that he had thoroughly explored the subject and came to the conclusion that this trade practice deserves the support of the broadcasting industry. Also that it is better to put the item on the rate card than show discrimination by granting it only under pressure.

Wilder is also of the opinion that the trade shouldn't carry on controversies between the buyer and seller in war times, even though business is good.

Wenban With Government Chicago, Feb. 17.

Another agency exas quats the field for the duration, Robert Wenban is leaving the Sherman & Marguerite agency here for service with the government.

Wenban was v.p. of the outfit.

Mary Hunter's Lead In Proposed Gibbs Series

Mary Hunter, of the "Easy Access" and Henry Morgan, an announcer, have the leads in a new half-hour comedy series, "Who's Who," which John Gibbs secured for agency submission. Show is scripted by Ed Sherry.

Both producers directed it and Bill Meeder supplied the organ cues.

MBS CONSIDERS '42 FOOTBALL

Program directors of Mutual affiliate stations are being asked for early consideration of the problem of broadcasting college football games next fall. Circular letter was sent to program directors by Tom Stewart and special features director of WOR, N. Y., the network's key station.

Intention is to try to solve in advance the question of whether, in the event of a major grid conflict, being broadcast by one or more other networks, Mutual should cover that game or take another and possibly less important one. Matter was raised at a meeting of the affiliate program directors last November.

Problem arose last fall when, in certain instances, Mutual had scheduled a program of great interest to be an outstanding game, only to have other networks subsequently arrange play-by-play coverage of the same contest. In most such cases last fall, Mutual then withdrew and took other games, rather than duplicate broadcasts.

FRITZ BLOCKI JOINS BENTON & BOWLES, N.Y.

Fritz Blocki, Chicago writer-director, has moved to New York permanently and has joined the Benton & Bowles agency radio staff under Kirby Hawkes. Deal was pending some time but delayed for Blocki to finish up his work in Chicago, on a couple of projects.

Blocki will work on scripts for the being. Will probably direct later.

Keith Kiggins Chides Fred Weber For Comment On 'Flag-Quirt' Switch

Keith Kiggins, stations relations head of the Blue Network, last week answered by way of a memo to affiliated stations some comment that Fred Weber, Mutual's general manager, had made in connection with the network career of the "Cap, Flag and Sergt. Quirt" series. Letter program had been on the Blue for Mennan's and it's now on NBC Friday nights for Brown and Williamson.

Weber's comment had been directed to the 18 stations on the Blue which are in communities with less

than four outlets and which in many cases also take Mutual programs. Weber wrote these stations that it seemed to be quite a coincidence that the same week in which the Blue announced its separation from NBC and that it was going to underwrite the "Cap, Flag and Sergt. Quirt" series, it turns up as a sponsored article on NBC. The situation, which he said struck him as peculiar in light of what was supposed to be a complete severance of the two networks.

In his letter Kiggins stated that the point which Weber had raised was childish and void of sound reasoning. Kiggins remarked that undoubtedly it would have been perfectly all right with Weber had the program gone from the Blue to Mutual and that it was obvious, according to Weber's intended meaning, that it was not met for a program to go from one independent network structure, such as the Blue, to another network of similar integral makeup, such as NBC.

12-YEAR ACCOUNT LOST BY WGR TO WBN

Buffalo, Feb. 17.

Kendall Refining Co. made its sportsman from WGR Thursday (19) to WBN where it will bankroll Jim Wain's seven days a week show from 6:15-8:30 sat on weekdays and 6:45 on Sunday. Ralph Hubbell was its voice on WGR for many years. Last weekend had found no new backer to take over Hubbell's comment.

Account placed by Landslide, Inc. ran almost 12 years on WGR. Claims a nation's record for longest sports run by one sponsor.

Detroit on Eastern Wartime But State Farmers Force Central Zone Time

The Blue Paychecks

Employees of the Blue network were paid in the new company's own pay checks Friday (18), the first time since the split from NBC. Instead of the usual checks on gray-green stock, the Blue network checks were on white paper, with vivid blue printing and signed with blue ink.

Much kidding that nearly all employees getting the new kind of checks made a speedy trip to the bank to get them cashed.

Detroit, Feb. 17.

Michigan's freak time change have come close to costing the radio stations in this area an estimated \$500,000. At the moment the Detroit Common Council, which rejected the State on time, has saved the stations but the situation will become a corker when Detroit and the nearby State on time. Wartime while the rest of the State goes to standard time. Complaints by the stations and industrialists have staved off the Governor's signature to the law which would put Michigan in the Central Wartime belt but the farmer Legislature packs enough votes to overturn the law.

The odd situation here is that Michigan lies on the extreme fringe of the Central time belt. Back in World War days the State went on Eastern time as a convenience since, on true sun time, it was as close to one time zone as the other. When the Federal time change was put in recently, it moved Michigan two hours ahead of its theoretical time. The farmer legislature felt that two hours ahead of the sun was too much and last week passed a law which would have caused the citizens to turn back their clocks Monday (18), one week after they had turned them ahead.

The new time change would have removed all Detroit stations from the convenience of being on the same time as Eastern stations and caused extensive losses on all time buying.

CHICAGO'S OWN PRODUCTION AWARDS

Chicago, Feb. 17.

Radio Awards committee, headed by Stu Dawson, WBBM-Columbia station program director, has set plans for annual contest held by Chicago Federated Advertising Club to pick out outstanding local programs and network shows produced in Chicago.

Entries are to be submitted to the Federated Advertising Club by March 12 and awards will be made by April 15. With Dawson at the head of the committee, WBBM is out to capture the award for sure this year, and the station has already narrowed its presentation to eight network shows and three local programs.

Programs must be wholly produced in Chicago, although an occasional use of outside talent or location will be overlooked.

SONOVEX BEING USED ON SHELL OIL DISCS

J. Walter Thompson is introducing the Sonovox device in its latest one-minute transactions for Shell Oil. Disney soundtracks have been using this combination of the human voice and sound affects for some time, but this makes the first time that the mechanism has been adopted for a radio commercial series. Advertisers had heretofore shied from the thing because of what was described as its weirdness, such as words fashioned to the sounds of a locomotive whistle.

Sonovox's royalty arrangement is \$1 per station per use.

DON BESTOR SUES ON 'JELLO' SIGNATURE

Don Bestor, orchestra leader, filed suit Friday (13) in the N. Y. supreme court against Jack Benny, NBC, Young & Rubicam agency and General Foods Corp., seeking \$50,000 damages for the alleged misappropriation of the musical signature of the "Jello" character on the radio program. Plaintiff claims he created the musical signature.

Bestor was employed on the show as orchestra leader in 1934. Besides the money damages he seeks an injunction.

WBNX NEW YORK
THE MOST INTIMATE AND EFFECTIVE APPROACH TO AMERICA'S LARGEST MARKET.
5000 WATTS

THE BEST
BY J. LANC MEYER
HOW RADIO'S MOST POPULAR FAMILY BRINGS YOU MORE LAUGHTER TEARS AND HEART-THROBS
Presented by Ivory Soap 99% Pure
LISTEN TWICE DAILY
NBD Red Network, 12:15 to 12:30 P.M., EWT
WABC-30-5-48 EWT-CBS
COAST TO COAST
DIF. COMPTON ADVERTISING AGENCY
MGT. ED WOLF—RKO BLDG. NEW YORK CITY

WANTED — A VICE PRESIDENT WHO IS WILLING TO WORK!
We want an announcer—or someone who would like to be V.P. in charge of the "Two O'Clock Hour," or someone who would like to be Assistant to the Asst. General Manager, but who is also willing to announce 40 hours a week. In other words, we want a good announcer.
Write Ed Youm, manager Radio Station KGH, Billings, Montana

Rap Sally's Furs Radio Ballyhoo

Not Hollywood Designed, Didn't Own Factory or \$500,000 Stock—FTC Demands Reformation

Washington, Feb. 17.—New York fur shop, Sally's Furs, Inc., came to grief Friday (13) when the Federal Trade Commission cracked down with charges of misrepresentation over the radio and through other advertising media. Claims that the fur berreries were designed in Hollywood or were copies of models originating there, and that the respondent owned a stock of furs worth \$500,000, were untrue, Commission determined. Investigations that the outfit owned and operated its own factory also were challenged.

The respondent corporation did not possess \$500,000 worth of furs at the time the advertisements appeared, the FTC declared. The garments were not designed or styled in Hollywood nor were they copies of models originating there, and the respondent was not a manufacturer of fur garments but obtained the goods to advertise from outside sources in the open market.

Sally's Furs was given 30 days to answer the charges before a cease-and-desist order is issued.

Names Sponsors

Boston, Feb. 17.—Boston Herald-Breeze daily, has no communications about using commercial sponsors' names in its editorial columns as evidenced when George Frazier, president of the Boston Independent Andy Secret on the Kraft Music Hall program.

Frazier as well as radio ed Alice Quinlan have repeatedly mentioned Ford, Coca-Cola, etc.

Felix Adams Quits KMBC, Fran Heyser, Caroline Ellis In Return to Kansas City

Kansas City, Feb. 17.—Felix Adams, program director at Station KMBC since 1929, has resigned effective March 1. Nothing definite as to his future. Don Mason, recently elevated to assistant program director, takes over as the administrative head of the Chicago department.

Fran Heyser, who has been in Chicago handling Arthur B. Church productions, has returned to Kansas City and will handle production work. Recently he has divided his time between Chicago, where he produced 'Caroline's Golden Store' with Caroline Ellis, and Hollywood, where he helped the Texas Rangers turn out a library of 317 transcriptions, 100 of which are original compositions by members of the group.

Heyser for the present is producing the Bruah Creek Folies, CBS Saturday afternoon sustainer. Caroline Ellis has returned to KMBC on her afternoon local gab show.

MOYLAN SISTERS GET NEW SPONSOR PRONTO

With the girls cancelled out by Thrive Dog food because of the shutdown on tin cans for the product, the Moylan Sisters, who are on the Blue Network Sunday matinee, will obtain a successor sponsor in Heckler products.

The Clements agency, of Philadelphia, which has the Thrive account, in Heckler, which was not on Clements list, to take over the sister's sponsorship.

Pedlar & Ryan Office Closes, Lawrence East

Hollywood, Feb. 17.—William Lawrence closed the Pedlar & Ryan agency here and hiked for New York, where he will handle production of the Freddy Martin program for Lady Esther and look after two of the firm's soap operas. Eastern hitch is for three months.

P&R lost its only Coast show when Orson Welles checked the Esther series to make a picture in South America.

Bartenek Clothes signed to sponsor 'Strikes and Spares', 15-minute bowling program, WRNK, conducted by Sam Levine, director of the Cleveland Klegler.

Blue Has 115 Stations

With the addition of WAGE, Syracuse, and KFEQ, St. Joseph, Mo., the affiliation list of the Blue network has now brought up to 115 stations.

WAGE's alliance becomes effective March 1 and KFEQ's, as a basic supplementary outlet, March 15.

'AS TWIG IS BENT' OFF WAX TO CBS

General Foods has given CBS through the Young & Rubicam agency an order for the 2:30-2:45 spot for the 'As the Twig Is Bent' serial starting in April. This strip has been on air for over a year.

Some account will at the end of March be faced with the problem of deciding what it wants to do with the three serials which currently fill out the balance of the 2 to 3 o'clock stretch. Renewal time comes up then. Only product connected with the trio that uses a tin package is Maxwell House Coffee.

Don Roberts From Blue to CBS. Don Roberts has quit the Blue Network sales force to become a salesman for CBS.

He had been servicing the J. Walter Thompson agency.

Radio Set Manufacturers Given

4 Months to Switch 100% to War Work

Worm Turns

Buffalo, Feb. 17.—Switchboard calm at WBBN was punctuated by late dialer who gave receptionist no time for her cheery hello. "Modern design," he shouted. "Whoop-o! Whoop-o! Whoop-o! How do you like it?" And hung up.

Washington, Feb. 17.

Long-threatened order ending all manufacturing of radio receivers came from the War Production Board Friday (13) with the whole industry instructed to shift over to war operations within four months. Despite repeated declarations by the industry that it would keep turning out at least some product for civilian consumption, the Federal authority clamped down a complete prohibition on such production and warned it will take over plants which are not voluntarily converted by May or June.

Teen-Age Pianists Hired By WWSW, Pittsburgh, For After-School Shows

Pittsburgh, Feb. 17.—Couple of local high school kids, Judy Sheper, 16, and Bill Parsons, 17, have been taken on by WWSW as a two-piano team for a regular series of broadcasts. They'll do a 15-minute show each a week on Tuesday evening, specializing in the music of Kern, Gershwin and Porter. Program will be announced under the title of 'Judy and Bill and their pianos.'

R. R. Guthrie, assistant chief of the agency's bureau of industry branches, notified 55 companies to start preparing for the day when they will fabricate nothing but war materials. Large part of the trade probably will be handed assignment of producing various types of electrical equipment for ships, aircraft, and tanks.

Jack Richardson's Change Chicago, Feb. 17.—Jack Richardson has resigned from the Russel M. Seeds agency, which was his vice president. He is now joining the Chicago Recording Co.

HARRY ACKERMAN EAST FOR YOUNG & RUBICAM

Hollywood, Feb. 17.—Harry Ackerman, for the past three years producer of Gulf Stream Guild airshow for Young & Rubicam, has been elevated to the post of supervisor of radio production for the agency, which duties he will share with Jack Van Nostrand. He succeeds Adrian Samish, who joined Paramount Pictures as a director.

Taking over production of the Screen Guild show will be Hendrik Boersma, transferred here by the agency from New York where he produced March of Time and 'Manhattan at Midnight.' He relieves Ackerman, who heads for New York after March 1 broadcast.

Mark Woods to Florida

Mark Woods, president of the Blue Network, left for Florida Sunday (15). His wife has been ill and he decided to take her South to recuperate. He will be back at the end of this week.

WABC MONTHLY BROADCAST

IT'S COLOSSAL

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DINAH SHORE

Currently on the WJZ Network at 9:45-10:00 P.M. EWT Coast-to-Coast for Bristol-Myers

VICTOR RECORDING ARTIST

WOR THANKS THE RADIO EDITORS
of the U.S. and Canada who ranked **"HERE'S MORGAN"** (starring, of course, the inimitable and inevitable Henry Morgan) as one of the nation's 12 outstanding quarter-hour shows in the "World-Telegram" 1942 Radio Poll

AGENCIES, ADVERTISERS, please note . . .

This unique WOR comedy show is now snaring more than 15% of the listeners when 30% of New York's radios are being used.* What our Henry has done for Adler Shoes, Trommer's Beer and many others is a matter we are very willing to discuss.

The price? Dear Sirs, it's so very, very low — considering what it buys!

Our address is 1440 Broadway, in New York. Our phone number is PEnnsylvania 6-8600. Our facts on "Here's Morgan" are something you should really know!

*Not to mention the fact that Henry was found to have 21 listeners to every ten homes checked by personal interview. He also appeals to ALL income groups in ALL kinds of homes.

Inside Stuff—Orchestras

Missed signals between Camp Shows, Inc., Music Corp. of America and Arthur French, owner of Oriental Beach, Ocean, N. Y., 1,500 Coast Guards trainees without a glimpse of the show that was to be on for them last Tuesday (11). Coast Guard recently took over nearby Manhattan Beach summer season as a training center and Oriental had scheduled for them the first of a weekly series of entertainments to view in conjunction with whatever band French had in tact. Denny Thompson's crew was current, Jimmy Wallington was m.c., and the orchestra was m.c. seems CSI notified Russ Lyons of MCA that seven acts of vaude would be shipped, Lyons notified French. LA Commander McCabe went through the same procedure, but French's manager in New York, the A.A. and the CSI show were one and the same, told him to cancel the latter that MCA was sending its own layout. None showed up. Wallington filed the time.

Benny Goodman is another of the top bandleaders facing conscription. He has been called by his select service board to take his physical. Goodman has been at the New Yorker hotel, N.Y., since last October, but exits March 12 in favor of Woody Herman.

Duke Ellington's march at the Oriental, Chicago, recently was underestimated. Actually the band playing the house on a guarantee and percentage, tallied close to \$25,000.

Preserve Leader's Name as Dance Units Continue After Boss Is Drafted

Omaha, Feb. 17.

Effort is being made by the Vic Schroeder agency, in Omaha, which handles heavily in Nebraska, Iowa, Wisconsin, the Dakotas, and Kansas, to keep every band from the office under the leader's name, even if the leader is drafted or not. Officials here has been informing all clients of the office of the likelihood of the attractions losing leaders, before the emergency is over, but that the manager of the band, if one of the style, will be kept as nearly the same as possible.

Agency is now practicing, having withdrawn its hottest rostrum leader, Paul Moorhead, from the front of his outfit, making an office book of him, while the band goes on under his name. Gene Pieper, another bandleader, has retired from his fronting job, keeps 40% of his band, and the remainder is owned by Mal Dunn, who leads it, and Jay Isakowski, sax.

Extremely vulnerable to the army call at the moment is Larry Heper, and such others as Leo Pieper, Skipper Anderson, and Andy Dummer, who served in the army before, are possibilities in the near future.

VSA is a sort of family-spirited concern, and a great many of the bands owned by its office were actually backed by office capital to get started. The likelihood of the fact that they play back under the same territory about every two or three months, and the personnel of the outfits is known almost as well as the leader.

Jimmy Dorsey Guest for Luckies From Regular Stand Out With 802

Jimmy Dorsey's orchestra will do a special spot on the Lucky Strike Hit Parade program on CBS next month, but won't move off the stand at the Pennsylvania hotel, New York, where it's playing. Dorsey has denied permission to leave the local 802 of AFM to do the program. His own dialog and three numbers by the band will be cut into different slots in the 45-minute broadcast.

Though the details are set the date is not.

VALLEE'S VICTOR DISCS FIRST IN SOME TIME

Buddy Vallee is set for RCA-Victor label. Hasn't made records for several years. Cut four tunes on the new deal venture new deal venture. He did "A Letter from London," "Vagabond Lover," "My Time Is Yours" and "I Just Couldn't Say It Before."

They were made with a Victor studio orchestra conducted by Lou Brigg.

Wok Paoloo, drummer, replaced James Malone with Fred Brown. Also took on Billy Butterfield, place of trumpeter Don Jacoby, who went into Navy.

STOP DANCE PERFORMERS, A.F.M. AND I.R.O. PUNISHING BAD PERFORMERS

RIGHT BAR OR NO BAR

That's Policy of Maria Kramer at Edison and Lincoln Hotels

Green Room of the Edison Hotel, New York, will join the nearby Lincoln Hotel's Blue Room, in a shut-down until a suitable band can be found to replace current Blue Baron. Currently doubtful between the Edison and Strand theatres, N. Y., Barron leaves town after completing later booking and room is to be darkened for supper. Dinner is to be played by a small combo.

Maria Kramer, owner of the two spots, did the same thing with her recent. It's been dark since Harry James exited early in January. Tony Pastor's supposed to come in late this month or early in March. Selection of a band to follow Barron at the Edison is made through by fact Mrs. Kramer demands a sweet outfit for it and good notes of that style are tough to find. Lincoln's swing band job.

ALL IN THE ARMY RETAIN A.F.M. STATUS

Under a new rule put into effect Feb. 3 by James C. Petrillo, president of the American Federation of Musicians, all members of the union that enter the armed services will be retained in the roll of the respective locals with all dues and assessments marked paid in full until such time as they receive their honorable discharge.

This rule sets aside one which was passed after the last election, which required members entering the services to be considered honorably dropped from the union's roster pending their return to civilian life.

BUFF BOYS TO DOMESTIC VIOLENCE

Buffalo, Feb. 17. Buffalo firemen passed up lure of a name band for their annual ball last week.

Shindig hired instead two local outfits, Bob Armstrong's WREN house band and Gene Regan's crew, to make the music.

A.F.M. Implements Proposals Heard in Miami—Bringing All Band Owners Under Union Jurisdiction

Twist on Draft

Reversing on the new compact experiment of orchestra leaders being called up for army service was failure of Harold Oxley in New York to get a confirmation of a Jimmy Lunceford dance date in Boulder Dam, Colorado, from dance promoter: Jim Marshall. Latter finally withdrew.

"Can't close the contract until I hear how I stand with draft board."

Benny Goodman Promotes Army Relief Benefit Hop: Set for Sunday Matinee

Benny Goodman has secured the donation of Manhattan Center, N. Y., for a Sunday afternoon late in April or early May where he will run off the first known solo attempt of a name band leader to help war charities. Goodman and his band will contribute their services gratis for a matinee dance out of which they expect to realize about \$3,000 for Army Relief. At 50c general admission, higher for boxes, leader's handling all details himself, figures he can pyramid that much in about 6,000 capacity hall. Only expenses to be taken out were for tickets, ushers' salaries, etc.

Lima Fixing Jukes \$15

Lima, O., Feb. 17. The City Council has approved an annual tax of \$15 on each juke box operated in the city, with an additional tax of \$1 for each coin receptacle placed at tables.

The levy is expected to bring in about \$75,000 a year, due to reduction to about \$7,000 the difference between anticipated revenues and anticipated expenditures for the year.

Bus Scarcity (They're Moving Soldiers) Makes Orchestra Jumps Hazardous

Already hard hit by the rationing of rubber, which eventually will mean the shelving of all movement by private car, travelling orchestras are being additionally slapped by a shortage of buses. Armed forces are requisitioning much of the rolling stock of various charter bus companies for troop movements, making the use of a bus in the interim a bit of a mis proposition even in cases where a conveyance is requisitioned. In New York, for instance, Pennsylvania Greyhound, one of the largest services and the one most frequently used by bigger bands, has almost dropped out of the charter business completely. Other lines, though they haven't been forced to cut availability of equipment to the same extent, are taking up the slack.

What if all will mean to moving bands as the tempo of war increases is obvious. It's not often that train schedules and detente playing below dovelain, even in key cities along major railroad lines. And too many bands are on the road to be inconvenienced by a lack of rolling stock, if that is the routes to them are so serious as to make the use of private auto impractical.

Sammy Kaye, for instance, was forced to hunt up and hire a sightseeing bus last week to haul his outfit from Washington to Philadelphia, Pa., for the New Year's Eve experience in Pittsburgh. Before that Harry James was forced out of his New Year's Eve party by trouble in holding on to the bus he was using. Saturday (14) Claude Thornhill was usually moved out from under him, and as a result he was more than an hour late for the New Year's Ballroom. P. Greyhound rounded up a replacement last minute and got the new driver out of bed to move the vehicle out of New York.

What if all this means to the conductor's orchestra between Baton Rouge and New Orleans tangled with the Army Sunday (15) afternoon and wound up in a ditch upside down. Lunceford's New York office isn't too clear yet on details, but it seems the vehicle was following a train of Army trucks closely and when the train halted it suddenly was in the road, where it turned over. None of the passengers was injured.

Bus wasn't out of the running more than a couple hours and the conductor's orchestra was in a stop at Rhythm Club, N.O. An Army wrecker was in the conveyance and it was in private service. The jalopy and set it back on the road.

Acting on complaints submitted during its recent session in Miami, the Federal Council of Musician's can Federation of Musicians will take immediate steps to abolish the practice of persons being franchised by promoters. Ownership of pieces of a name band by persons other than the band's playing personnel has been declared to be in violation of union regulations and persons found to be involved in such trafficking will be subject to either a heavy fine or a year in the penitentiary.

The board has also decided to bring personal managers or representatives of dance bands within the control of the union by making it mandatory for them to obtain 100% of the salary of parties to the system has prevailed for years in the instance of band agents and bookers. The new system of the system has prevailed for years in the instance of band agents and bookers. The new system of the system has prevailed for years in the instance of band agents and bookers.

The order against outside membership of a band through financing by a promoter is being put into effect in sweeping in its effect. It takes in established operators who maintain a low level of activity of parties to the newly organized or up-and-coming orchestra, lawyers who function in the promoter's relationship toward managers and band financiers, hotel managers, etc., who have made it a practice of acquiring a piece in a band in return for giving it work, and established band leaders who have an unimpaired standing in their own field for a percentage of their own income. The order will require the union to time the leaders and their financiers will be allowed to untangle their business relationships which are to be determined by the union.

Miami Meeting. At the call of the Miami meeting, the board voted to submit all suggestions for enforcing payment of security by promoters to its chief counsel, Gen. Samuel Ansell. The board felt that these suggestions should be made to promoters to its chief counsel, Gen. Samuel Ansell. The board felt that these suggestions should be made to promoters to its chief counsel, Gen. Samuel Ansell.

The board failed to take any action in the matter of fixing the number of miles that a band may travel between cities before electric. It suggested that the federation reduce the maximum from 400 to 300 miles, with a view of reducing the possibility of auto-accidents, which the board figured that the tire restrictions were caused by and automatically to solve this problem.

PHONEY SPUD MURPHY JAMMING THE McCOY

Spud Murphy, arranger and former bandleader, and New York City's most widely known orchestra leader of Musicians are diligently trying to get the McCoy's name forgotten. Murphy lost numerous scrapes last month or so. Murphy's name has been so widely known that it has broken into just after the holidays and cash, an expensive watch and a new car were the prizes.

Among the latter was his AFM union card. The McCoy's name Murphy has had more than a dozen complaints lodged against him with the union, for the time being, he is being treated as a thief. One was for stealing money from the McCoy's name. Another by members of a small band; at a Long Island cafe, where he was playing for the McCoy's name. NBC for work (Murphy was once an NBC conductor) at best of impression of the McCoy's name. The McCoy's name is good' and should be on a network.

Blue Barron, \$48,000, Has Cagney In N.Y.; Kaye Nifty 19 1/2, Cleve., Welk, 39G, Hot In Chi, Band B.O. Good

Estimates for This Week Blue Barron, New York (Strand; 2,750; 35-55-75-85-99). With 'Captains of Clouds' (WB) on screen. Blue Barron on screen is strong boxoffice, the Barron orchestra is providing what is regarded as good support for a sock first week's take of \$48,000, this including a special Thursday night (12) preem for the picture.

Bob Chester, Brooklyn (Strand; 2,800; 30-40-50-55) with 'No Hands on Clock' (WB) on screen and Mills Bros. for added stage support. Stage show mainly responsible for okay \$8,000 in four-day stand.

Del Courtenay, Chicago (Oriental; 2,800; 28-44-55). With 'Boston Blackie Confession' (Col). Courtney playing first Chicago theatre date, but sold after six months in Continental Room of Elvins hotel here at \$19,000.

Duke Ellington, Boston (RKO-Boston; 3,200; 30-45-55-60). Bands gets most credit for an indicated \$21,000, but Ethel Waters, co-starred on stage, counts in the tally, too. 'North to the Klondike' (U) on screen isn't much help.

Les Ray Huston, Pittsburgh (Stanley; 3,800; 30-44-60-68) with Michsa Auer and 'Playmates' (RKO). First Boston, Feb. 13). Alternating in twin theatres three semi-named hits fair, drawing 1,600 dancers at 75c-65c for \$12,800.

Count Basie (Aud., Kansas City, Feb. 11). Basie accounted for great 5,687 admissions at average 90c for approximately \$5,110 here, next night (12) he cracked record at Cattle Ballroom, St. Louis, with 2,968 hoppers at 75c and 90c for \$23,200.

Al Donahue (Aud., Kansas City, Feb. 11). With Count Basie as hot opposition in another room of Aud., Donahue played to okay 600 dancers at 75c advance, \$1,400 sponsored by KCKCB club. Next night (13) Donahue, on way to Coast, played to close to 900 U. of Nebraska twirlers at \$1.50 pair, grossing \$625.

Mary James (Munichberg C. Ast-Lentown, Pa. Feb. 13). About 220 couples attended Jimmy Prom at \$4 pair, for \$1,900 gross. Next night (14) jumps did outstanding \$5,000 in two shows, mat-evening, at County

Center, White Plains, N. Y., at 60c-\$1.10. Merle Kay (Trionon B., Toledo, O., Feb. 12). Kay turns over good total of 1,602 hoppers at 50c for \$941.

Frankie Lyric Long (Lyric theatre, Bridgeport, Conn., Feb. 9-11). Good enough \$4,600 for three days, with Lyric Long then came back to Rita B., Bridgeport, Sunday (14) and drew socko 1,900 at 88c.

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Alvino Rey (Valencia B. York, Pa. Feb. 13). This spot, owned by Sadie Tarcia, hasn't been operating lately, which makes Rey's fine \$1,800 more remarkable. At \$1.10 per.

Charlie Spivak (Cattolone theatre, Philadelphia, Pa., Feb. 11). Coupled to well-known local band led by soldier camps Spivak cracked record here with day's gross of \$1,855, topping old mark by \$300.

Claude Thornhill (Argon B. Cleveland, Feb. 15). Liked tremendously by 1,200 troopers, who watched snowstorm, piling up \$1,000 at 90c each.

Rudy Wallace (Trotter Pole B. Auburnside, Mass. Feb. 11-14). Wallace, local outfit, drew 5,200 hoppers here for four days gross of \$3,770 at usual \$1.45 pair. Fair.

Breaking In Names

Lincoln, Feb. 17. It's a name a week for the Marvin Dale band. Dale left it recently to join the army, and it was taken over by Don Shoup. In short order then, he played Pla-Mor, Kansas City, at Marvin Dale; played Hastings, Neb., as Don Lee, and is booked here as Don Reed.

He sends his home window carnage in their home in Pittsburgh, so she'll know who to write.

Basie Draws \$7,430 In 2 Nites; Spivak Tops S.C. Stand

(Estimates)

Ven Alexander-Johnny McGee-Red Norvo (Raymor-Playmor B., Boston, Feb. 13). Alternating in twin theatres three semi-named hits fair, drawing 1,600 dancers at 75c-65c for \$12,800.

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Michael Attachment Vs. Chester Vacted

Attachment order secured by Arthur Michael against Bob Chester, which led into latter's two-weeks' liability while at Strand theatre, New York, recently, was vacated Friday (12) in Appellate Division, N. Y. supreme court. Decision to vacate was based on a technicality. Justice Eder found no evidence to disprove Chester's contention that at time warrant was issued he was a resident of N. Y. Michael contended he was a non-resident. Verdict had been appealed.

Michael secured the attachment without a prior judgment. He had previously filed a suit against Chester to recover money loaned and unpaid commissions on work done for Chester's band, but the case has not been adjudicated. Chester's salary at Earle theatre, Philadelphia, has been tied up by an attachment secured there, in the same dispute.

O'Neill Spencer, cured of illness which forced him out of Louis Armstrong's band, is to return to John Kirby's combination at Cafe Society, Opatka, N. Y.

Bands at Hotel B.O.'s

(Presented herewith, at 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 prices.)

Table with columns: Band, Hotel, Weeks Played, Cover Charge, Total Gross, Net On Date. Includes bands like Benny Goodman, Duke Ellington, etc.

* Asterisks indicate a supporting floor show, although the band is the major draw. 2 days.

Chicago

Del Courtenay (Continental Room, Stevens Hotel; 400; \$150-42 min.). Chuck Porter opened the first date here Friday (13); came through with good start. Courtney finished good spinour and is current in Oriental theatre. Final week excellent 2,800 customers.

Orrie Tucker (Blackhawk; 400; \$125 min.). Tucker had great opening and looks for strong stay. Johnny 'Seat' Davis wound up with 2,500 on fifth week.

Xavier Cugat (Empire Room, Palmer House; 600; \$3-\$3.50 min.). Cugat enjoyed splendid money run here and continues fine draw at 3,700 in his fifth week.

Jan Savitt (Panther Room, Hotel Sherman; 700; \$125-\$2.50 min.). In third visit to this town, Savitt remains a bright modern music mark. Running smoothly second full week to excellent 4,000 people.

Art Kasst (Walnut Room, Bismarck Hotel; 500; \$1.45 min.). Kasst about the only band able to sell consistently in this rough room and last week pulled in 1,900 diners.

Los Angeles

Skinnay Ennis (Ambassador; 800; \$1-\$1.50). Getting settled on two-night week stint and should account for a big gross. 850 tabs on second night.

Phil Harris (Biltmore; 1,500; minimum \$1-\$1.50). Getting good from Hollywood mob and will push the count up to 6,000. Likeable and danceable.

San Francisco

Paul Baron (Rose Room, Palace Hotel; 500; \$50-\$125). Rain hurt the second frame but still good at 1,915 covers.

LOCATION JOBS, NOT IN HOTELS

(Chicago)

Fats Waller (Dowmont Room, Garlick Stagebox; 200; no min.). Waller continues fine pace, with room established as live joint of the town; third week brought 1,100 patrons. One more week for Waller.

Boyd Reubens (Chez Paree; 500; \$3-\$3.50 min.). Reubens is doing fine here and can stay from now on. 1,700 in W. W. Shore and Morton Downey on the floor show clicked okay 3,500 patrons.

(Los Angeles)

Tommy Dorsey (Palladium; 5,000; 65c-\$1). The Dorsey name continues to be magic with the youngsters. Aided by a 4,000-ticket sale for a B'hai Brith benefit, scored past 20,000 stunts. Claude Thornhill comes in Feb. 24.

Bob Crosby (Trionon, South Gate 400; 50c-\$1). Doing straight near end of long stand and the count will be around 6,000. Al Donahue takes over Feb. 19.

Jack Teagarden (Casa Manana; Culver City; 2,500; 55c). Did okay before and should do well back his old following at this stand; 5,500, good.

Ozark Nelson (Florentine Gardens; 75c-\$1.25). Off to a solid start and should manage 6,000 on his first week, aided by Nils Granlund's new revue.

Large advertisement for Kaye and his orchestra. Features the text 'KAYE and his orchestra' and 'OPERATORS! ... the line forms to the right for the nation's newest, screwiest novelty.' Includes a graphic of a hand on a piano keyboard.

Advertisement for 'Band Bookings' and 'On the Upeat'. Lists various bands and their venues, including Ella Fitzgerald, Glenn Miller, and Joe Vitelle's Pennsylvanians.

LEGAL BLOW TO WRITERS

OLD CATALOGS' VALUE LIPPED

Publishers Stand to Benefit Notably from New Decision on Renewal Rights. Individuals Seem at Greater Disadvantage Hereafter

HOPE FOR APPEAL

The value of many an old music publisher's catalog will be increased tremendously as the result of a decision on renewal rights which the U. S. circuit court of appeals in this district handed down last week. The case involved When Irish Eyes Are Smiling with M. Witmark & Sons (Warner Bros.) as plaintiff and George Graff, Jr., co-writer of the song, as defendant. The majority decision, upholding Judge Edward A. Conner's interpretation of the copyright which favored Witmark, is the heaviest blow that writers have received in a high court of law in years in the matter of determining a copyright issue.

Affirmation of the lower court's finding was by a two to one vote, because of the dissent the way is opened for the loser to take the case to the U. S. supreme court, but it is still up to the two affirming judges to grant permission for the appeal. If the interpretation of the majority jurists, Augustus A. Hand and William Clark, stands such catalogs as Witmark, Remick and Feist, will automatically take a big jump in value. These catalogs involve the possession of hundreds of outright bills of sale in which the writers likewise signed away their renewal rights. By virtue of the circuit court's decision these assignments can be executed, as the renewals become due, by the publishers themselves without the necessity of entering into any further arrangements with the writers concerned.

Case of 'Irish Eyes'
In the case of 'Irish Eyes' Graff had, when the original term of the copyright was only in its fifth year, conveyed to Witmark for a lump sum of money all his future rights in the number including the right to renew for a second 28 years. Several years ago Graff assigned this same renewal right to the Fred Fisher Music Co. when the right to renew became available in August, 1936, both Witmark and Fisher filed applications in Washington. Shortly afterwards Witmark brought suit to restrain Graff and Fisher from

(Continued on page 34)

Yes, Verily!

Business slogan which Frank Capano, Philadelphia publisher, has made his latest suboid, the Miracle Music Co., is proving a source of smiles around the music industry. The slogan reads: 'If It's a Hit—It's a Miracle.'

YOU'LL NEVER KNOW INJUNCTION TARGET

The Sheldon-Mitchell Publishing Corp. filed suit Friday (13) against Leo Feist, Inc., and Loews, Inc. in the N. Y. supreme court seeking an injunction and accounting of profits

on the song 'You'll Never Know.' Song belongs to plaintiff, having been assigned to it by the three composers, William Mitchell, Henry Levinson and Fred Wise, it is claimed.

Feist is accused of publishing it without permission and having given it to Loew's for use in the film 'Lady Be Good.' Feist in an answer claims on June 18, 1941, plaintiff licensed the song to it for exploitation.

Organologs Again

Fort Worth, Feb. 17. The Worth theatre has dusted off its organ and will immediately begin presenting organ programs in connection with the regular bill. Audiences will be asked to join in sing-alongs that will feature war and patriotic numbers.

SUDDEN SLUMP HITS SALE OF SHEETS

Sheet music business last week showed a continuation of the strong pace of recently but on Monday (16) the inflow of orders to the jobbers took a marked drop. Jobbers and publishers were divided in their speculations about the latter event. Some thought that the slacker dealer and consumer reactions to the recent series of bad turns suffered in the war by the United Nations while others figured that the slump was merely due to the fact that the dealers were amply loaded with copies of the top tunes, which in this instance have been up there for several weeks.

The war songs were still doing well last week. 'White Cliffs of Dover' accounted for 35,000 copies, 'We Did It Before', 12,000 copies and 'Remember Pearl Harbor', 8,000 copies. 'White Cliffs' has now reached the 400,000-copy mark, with 55,000 of these representing Canadian sales. 'We Did It' and 'Pearl Harbor' have each gone slightly better than 100,000 copies.

JUKE MEN BAN SMUT AND ADS

Philadelphia, Feb. 17. The Photograph Operators Association of Eastern Pennsylvania and New Jersey voted unanimously last week to bar the use of smutty and double ended discs from their machines. Also voted to ban all advertising records.

In recent months pornographic records had been making a stealthy appearance in some taverns and taprooms. Dealers had also been approached by whiskey companies who wanted records bearing commercials for their product to be placed in juke boxes in saloons.

ISHAM JONES OWES \$620, TAPS TELLS THE UNION

Taps, New York talent booker, has filed a claim against Isham Jones with the American Federation of Musicians. He seeks to collect \$620 in commissions he says Jones owes him for work secured for Jones' band at Terrace Restaurant, Miami Beach. According to the booker, he made a short term deal with the leader and booked him on the Terrace job direct. MCA handles Jones.

Jones' stay at Miami spot started about Dec. 16 and finished Jan. 31. He drew \$140 for first four weeks and \$900 each the remaining two.

Billy Shaw's Change of
Billy Shaw has been shifted out of Music Corp. of America's one-nighter department to take up the booking of location dates under Sonny Werblin and Bill Goodheart, MCA. He had been booking Monday (16) when Harry Moss, one-nighter boss returned from Florida vacation.

Werblin left Friday (13) for three-week combined business and pleasure trip to Mexico and California.

—music styled by stokes—
AN IMMEDIATE BOX-OFFICE HIT!

HAROLD STOKES

and His Orchestra

WITH

**3 BERRY SISTERS
HAL BEHAN
MARCY MCGUIRE**

Including the
CAMPUS CHOIR, 4 TOP NOTES, 6 JIVING JEEPS

Just Completed Sensational Engagement
Marine Room, Edgewater Beach Hotel, Chicago
(NBC BLUE NETWORK COAST-TO-COAST)

Box-Office Smash Week at
BALABAN & KATZ'S, CHICAGO, Chicago

MANAGEMENT
MUSIC CORPORATION OF AMERICA

The Most Published Record Of The Year . . .

COUNT BASIE

And His Orchestra

WITH

'Coming Out Party'

AND

'Harvard Blues'

On OKEH Records

Per. Mgt. MILTON EBBINS

A CHIAROSCURO
JAZZ CONCERT
UNDER THE DIRECTION
OF **EDDIE CONDON**

FEATURING **BOBBY HACKETT** - PEE WEE HERBY - **GEORGE WEHNING** - **ROY UPTON**
PAPA - **MAX KAMINERY** - **WILLIE-INDLON**
BRAD - **SIDNEY CALITT** - **JOHN SIMMONS**
Playing a Program Including Items by
CHARLES STRIMLIN and **BOB MEADOWS**

TOWN HALL - FEBRUARY 21st
Saturday Afternoon - 5:30 P.M.
ALL SEATS RESERVED - 75c & \$1.50 PLUS TAX

Disc Reviews

Best Release of the Week:

Vaughn Monroe: "Seeing You Again Dies No Good"—Arthur Murray Taught Me Dancing (Blue 1544). Monroe's vocal of first is good and tune okay, but side rating attention is Ziggy Talent's humorous and commercial version of the Murray novelty. Band background is helpful and well played.

Johnny Long: "Couple In Castle"—Ray Oh Boy (Decca 416). Long's rendition of "Couple In Castle" is one of best. At medium tempo it's played smoothly, geared for good sales. Tuna isn't destined for first 10, but it'll sell. Bob Houston's vocal is polished. Reverse title is a foiler. It's fair flagwaver. Houston vocals.

Hal McIntyre: "I'll Never Forget"—"Fooled" (Vic. 27777). McIntyre's still unknown, but quality's there and he won't remain a name. First record, stamped with muted brass style he seems to lean toward, is exceptionally good starter. Using two good tunes, sung well by Carl Denby, band interprets them in way that belies its youth. That they're on 50 label will hurt at beginning.

Glenn Miller: "When Roses Bloom Again"—Always in My Heart (Blue 11488). Miller is first with roses, ballad by writers of "White Cliffs," and likely to be almost as big. Miller's clarinet lead version brimful of possibilities, a simple and strong arrangement. Ray Eberle vocals. Reverse, another new ballad, is fair tune done similarly. Eberle vocals.

Jimmy Dorsey: "You Made Me Love You"—Sinner's Song (Decca 4142). Harry James' success with first is promoting others. While Dorsey can't hope to equal it, this is a work that will sell plenty. Sales point is Helen O'Connell's vocal, with neat backgrounds and sax solos butting in. Reverse it passes tune, done bit too fast. Bob Eberle vocals.

Joe Belthman: "Gues' I'll Be On My Own"—Autumn Nocturne (Vic. 27773). Belthman hasn't been active on records lately. These won't help much. First, good tune, is fair arrangement and Jane Fulton vocal n.a.g. Best point is leader's piano, which stands out better on reverse. His tasty stuff and better Fulton vocal make it best side. For Milners.

Erskine Hawkins: "Sometimes"—Don't Walk Without You (Blue 11439). Hawkins and pair good. First, good tune, but built two interesting arrangements. "Sometimes" is weirdly smooth in his style, at tempo with stirred melody. At Mitchell vocal, it's okay. Reverse, at same tempo, lacks inspiration in playing. Ide James vocal is fair. Muted, melodic trumpet does good. These seemingly are experiments; colored bands don't offset cut.

pop. Sales results should be interesting.

Freddey Martin: "Grieg's Piano Concerto"—Serenade for Strings (Blue 11430). Martin's Grieg adaptation may not be as successful as his Tchaikovsky's "Piano" arrangement, but it's a fine followup and should gather full share of box-center attention. At medium tempo appealing melody is smoothly played. Reverse is nice, too, at waltz speed; may do something on its own, but coupling is heavy competition.

Benny Goodman: "Somebody Nobody Loves"—Let's Give Love Chance (Okeh 3468). Goodman's best release of first so far and it tune moves that and Dinah Shore's will go. Tocking rhythm and very tasty clarinet work are its main points. Peggy Lee's vocal is fair. Staff vocal work of Art London on reverse lyric gives it little chance, also arrangement is unexciting.

Orrin Tucker: "Godye Mama"—You're a Sap Mr. Jap (Col. 36502). Flagwavers are picking up slowly except Pearl Harbor. Tucker will hit nice sales reaction with these, but his best work is on 'Jap.' Sung by Tucker and ensemble chorus it's a fine tune. Reverse, Eddie Rice vocals. Mama.

Sammy Kaye: "Seeing You Again"—Somebody Else Taking You (Victor 27317). First is geared mostly for counters. Arranged and played neatly, but tune shows (Continued on page 45)

CAROL KAY SUES

Injured En Route to First Dance, **Wax Doctor Bills Paid By Danham**
Carol Kay, vocalist who was hired but never worked with the Sonny Danham band, is suing Danham and Tony Bastien for \$10,000 for an undisclosed sum as result of an auto accident last summer. Miss Kay was put to work, but on her way to her first date with the band at Mahoney City, Pa., last September, was injured in the crash of a car driven by Bastien. She suffered injuries that kept her hospitalized about a week.

According to Carlos Gastel, Danham's lawyer, the suit was begun when Miss Kay turned over to him doctor's bill that he refused to pay. He accused her of various forms of treatment, but balked when handed others she alleged were padded.

Legal Blow

Continued from page 23

announcing their renewal contract. They upon which Graff's counsel, John Schuman, had built the case, that his client has no right to dispose of something that didn't become his property. Right of renewal was the end of the 27th year of the original term of copyright. Also that it was the 1897 copyright law containing the provisions to which the author, author from making any transfer of his renewal rights until the original term expires, and that he had thereby give the author an opportunity to recover from an unfavorable deal that he had made for the original use of his work. Copyright lawyers have differed on this issue for many years and this makes the first time that a high court has adjudicated the issue.

17-Face Bisset
The dissenting opinion was written by Judge Jerome Frank, a comparatively new appointee to the bench. His written finding which runs 33 pages, as compared to the 11 pages of the majority opinion, provides a scholarly thesis on the question of the right of renewal. It is contrasted with the duty of the Government to protect the creator from unfair exploitation. It is his view that at the transfer of renewal rights they become due is against public policy and this makes the intent of Congress that the writer be protected from disposing of something that was his years hence have a much greater value.

The majority opinion holds that there is nothing in the copyright law which deprives the writer of the right to transfer his renewal rights. The will and the contract, a rigorous provision in the copyright dealing with renewals has fairly uniformly been interpreted, and presumably acted upon the same basis in the question of who might have been Congress' intent in the opinion states:

"Our Congressmen interested in copyright law seem to have taken it for granted that an author could assign the copyright to another person. If he went that far, undoubtedly they would agree that an author could authorize some one to act in his name when the renewal period arrived."

"Our society still rests on the theory that men can ordinarily make free disposition of their property rights. We are perfectly willing to uphold a Congressional declaration that public policy forbids assignment of a copyright renewal, but we expect something more than ambiguous inference drawn from a committee report. (Congress, 1909) explicitly arguing only for continuation of an existing statutory scheme with a new renewal period. If property rights are to be rendered immediately untransferable in money or money's worth in order to protect remote or contingent future gains, that result should be accomplished by legislative declaration, not by judicial fiat."

"That it would be nice for an author to look forward to more money when the renewal time comes, he can do that by not assigning. What we could be saying is that all authors who have already assigned can eat their cake and have it too. Only in the future would such a rule be sound."

Decca Stock Disposal

Washington, Feb. 17. Uncompensated disposal of Decca paper by George Lawrence Lyot was disclosed last week in the most recent articles & Exhibits. Lyot's mission report on insiders' transactions. Not a gift or a sale—just a transfer with no quid pro quo. Lyot reported that on Nov. 24 he handed over to an undisclosed receiver 3,000 options for conversion into 2,500-piece batches. This wiped out his holdings.

NBC, CBS, Blue, Mutual Plugs

Following tabulation of popular music performances embraces all three networks—NBC, CBS, Blue, and Mutual—as reported by WCAP, 7-17, WABC and WOR N.Y. Compilation herewith covers week beginning Monday through Sunday (Feb. 9-15) from 5 p.m. to 1 a.m. and is based on data provided by accurate Reporting Service regular checking source for the music publishing industry.

TITLE	PUBLISHER	TOTAL
"I Don't Want You—'Babes on Broadway'"	Felix	30
"I Don't Want Walk Without You—'Sweater Girl'"	Paramount	29
"Deep in Heart of Texas"	Melodylane	28
"Everything I Love—'Let's Face It'"	Chappell	28
"Rose O'Day"	Tobias	23
"Dad Dreaming"	T. B. Harms	22
"Mandy Is Two"	QVC	20
"White Cliffs of Dover"	Shapiro	20
"Somebody Nobody Loves"	Southern	19
"Sometimes"	Cerlin	19
"Chattanooga Choo Choo—'I Sun Valley Serenade'"	Zeit	14
"Lamp of Memory"	Warner	14
"Somebody Else Is Taking My Place"	Shapiro	14
"This Is No Laughing Matter"	Block	13
"When Roses Bloom Again"	Shapiro	13
"Angeline"	J. Campbell	12
"As We Walk Into Sunset"	Campbell	11
"I Think of You"	Shapiro	11
"Miss You"	Santly	11
"Popocapote"	BMI	11
"Shine of St. Cecilia"	Braun	11
"A Zoot Suit"	Green	10
"Somebody Nobody Loves"	Robbins	10

* Indicates BMI licensing; ** indicates SESAC licensing; others are via ASCA. 1. Filmmusic. 1. Legitimate.

10 Best Sellers on Com-Machines

(Records below are grabbing most nickels this week in jukeboxes throughout the country, as reported by operators to "Variety." Names of more than one band or vocalist after the title indicates, in order of popularity, whose recordings are being played. Figures and names in parentheses indicate the number of weeks each song has been in the hit lists and respective publishers.)

1. White Cliffs of Dover (7) Shapiro.....	Sammy Kaye.....Victor	Jimmy Dorsey.....Decca
2. Blues in Night (6) Remick.....	Woody Herman.....Decca	Chaplin Calvey.....Decca
3. Rose O'Day (3) Tobias.....	Kate Smith.....Columbia	Woody Herman.....Decca
4. Remember Pearl Harbor (6) Republic.....	Sunny Kaye.....Victor	Jimmy Dorsey.....Decca
5. I Said No (3) Paramount.....	Les Brown.....Okeh	Chaplin Spivak.....Okeh
6. This No Laughing Matter (2) Block.....	Sunny Kaye.....Victor	Les Brown.....Okeh
7. 'Tis Autumn (6) Witmark.....	Woody Herman.....Decca	Harry James.....Columbia
8. You Made Me Love You (17) Broadway.....	Gren Miller.....Bluebird	Andrews Sisters.....Decca
9. Chattanooga Choo-Choo (19) Font.....	Alvin Karp.....Bluebird	Frank Crosby.....Decca
10. Deep Heart Texas (1) Melodylane.....		

OTHER FAVORITES

(These records are directly below first 10 in popularity. Tunes with number of weeks in parentheses are finding others gaining.)

This Love of Mine (18) Embassy.....	Tommy Tucker.....Okeh
Elmer's Tune (16) Robbins.....	Glenn Miller.....Bluebird
Shrine St. Cecilia (9) Braun.....	Andrews Sisters.....Decca
I Don't Want Walk Without You (Param.).....	Vaughn Monroe.....Bluebird
Madeline (Santly).....	Sammy Kaye.....Victor
Everything I Love (Chappell).....	Bob Chester.....Decca
Moonlight Cocktails (Jewel).....	Glenn Miller.....Bluebird
Strling of Pearls (Mutual).....	Jimmy Dorsey.....Decca
Dear Mom (Republic).....	Tommy Tucker.....Okeh
	Glenn Miller.....Bluebird
	Sammy Kaye.....Victor
	Kate Smith.....Columbia

Whiteman's 'New' Disks

Tunes recorded by Paul Whiteman to begin a new recording contract with RCA-Victor are indicative of a new Whiteman. His band made "Did I Get Shakin' at the Club Savoy," "A Zoot Suit," "Well-Digger's Breakdown" and "I'm Clobberin' You." Records were made in Hollywood, where Whiteman's newest band is playing at the Florentine Gardens.

Alvino Rey-King Sisters Set for N.Y. Astor in July

Alvino Rey-King Sisters' orchestra follows Tommy Dorsey on the Astor Roof, New York, about mid-July. It's first New York stand for Rey and Kings. They started at Rustle Cabin, Englewood Cliffs, N.J. Dorsey opens about May 22 at the Astor, his third straight season.

THE COFFEY

ORCHESTRA
Extraordinary Six Weeks to
General Manager JOSEPH B. BINNS and Resident Manager JAY JONES
STEVENS HOTEL, CHICAGO
for a most enjoyable 67-a-month engagement in the Continental Room
Thanks, also, to Frank Schreiber of WGN-Mutual for swell cooperation
(WE'RE NOW ON A THEATRE TOUR)
Management: **WILLIAM MORRIS AGENCY**
Fogal Representative: **SAM LUTZ**

Guy Lombardo Says: "My Biggest Request Song in Years" (HI-DIDDLE-DIDDLE)

THE SLY

RECORDED BY GUY LOMBARDO (DECCA) • WAYNE KING (VICTOR) • BOB CHESTER (BLUEBIRD) • ALSO ON ALL TRANSCRIPTION SERVICE
LEEDS MUSIC CORP., RKO Bldg., Radio City, New York, Circle 7-2670
HAPPY GODAY, Prof. Mgr.

WOW PLAYS COOL OFF

Attys. Encourage Ballroom Owners To Regard ASCAP Fees as Uncollectible

Lincoln, Feb. 17. Ballroom men of Nebraska have formed an organization called the Music Users Association, and selected Joe Malec, Omaha (P. O. Box 7), president; H. F. Glover, Grand Island (Glovera ballroom), vice-president; R. T. Paulay, Lincoln (Turkpie Casino), secretary; and Matt Koballer, Lincoln (Pia-Mor), treasurer. Although only about a dozen attended, it is Malec's hope to get a strong percentage of the 350 ballrooms in Nebraska represented in the organization.

William J. Hotz and Rainey T. Wells, Omaha attorneys, were guiding spirits. It was Hotz who fought the case for the anti-ASCAP side in the U. S. District court here, where he lost. He later took it to the U. S. supreme court, and there the decision was reversed. He returned to the ballroom men during their organization meeting and told them ASCAP had always been bluffing, and its threats of suit against music users were more of the same thing. He said, unless they registered music in Nebraska and did business on the basis prescribed by Nebraska law, ASCAP music was to be sold at the purchase price of the sheet music regardless of the job it would be used for.

This was in answer to some of the queries by ballroom men about the possibility of being sued for infringement by using an ASCAP member's music, even though he had not complied with the registration form of Nebraska's law.

"That was one of the points specifically covered by the supreme court decision," said Hotz, "and the court said once a song is sold, all rights go to the Society, so it is known that it's destined to be put to some use."

Hotz wanted the ballroom men and other music users to be in line behind the WOW, Omaha, because, it is his belief that hotels, other radio stations, theatres, and ballrooms will also be able to sue and recover license charges and fees for the period of four years in which payment was made under protest.

Tommy Dorsey opened a week on the Golden Gate, San Francisco, stage (25) with Horace Heidt, who used to head the house band, from March 4.

It Should Be in Your Books

'Cancel the Flowers'

Cherio Music Pub. Inc.
1585 Broadway
New York

In 1941 we gave you 'INTERMEZZO'
now we give you . . .

DARLING, I LOVE YOU

from Tschalkovsky concerto, part 2

LOVE'S RHAPSODY

a dream melody

DID YOU DID IT

(or did you didn't did it)

Orchestration by KENDALL BURRESS

EDWARD SCHUBERTH & CO., INC.
11 EAST 22nd STREET, NEW YORK

Don't Get the Pith

Lawyers associated with the music industry expressed themselves Monday (16) as puzzled by the implied technique of WOW's tactics. They said that they couldn't see where the station expected to get with the action since its counsel must know that WOW is in a complete void as far as service of papers are concerned. ASCAP withdrew its representation from the state when the Nebraska passed its anti-ASCAP statute and because the action is strictly an intra-state one WOW must first find some ASCAP official or statute which Nebraska before service can be made.

Meanwhile ASCAP publishers have declined to file the necessary license applications with Nebraska authorities as because the action is strictly an intra-state one. Instead they have set up performance checking in a state which Nebraska before service can be made. This is preliminary to bringing infringement suits.

WOW, Omaha, Sues ASCAP for Back Fee Payments

Omaha, Feb. 17. Alleging triple damages suffered through payment of royalties, the Woodmen of the World Life Insurance Society, with headquarters here, last Thursday (12) filed suit in district court against The American Society of Composers, Authors and Publishers (ASCAP) and Eugene Blazer, as resident agent and attorney, for \$288,319.94. The Woodman society is the owner of WOW, NBC property. Intervenor claims, it is reported, will bring the damage amount to around \$1,000,000.

The petition was filed by Attorneys W. J. Hotz and Rainey T. Wells, and is also on behalf of all others similarly situated in Nebraska who may enter the litigation as intervenors.

It is alleged in the petition that from May 7, 1937, when a state law was passed barring alleged monopolistic practice of ASCAP in Nebraska, to the present, the insurance society paid ASCAP, under protest, \$87,724.92 for use of its songs and other music originating with WOW. It is alleged that the statute permits liability of triple damages and interest besides. It is further alleged in the Nebraska statute was upheld by the United States Supreme court on May 26, 1940.

ASCAP PLEAS WITH RADIOTUNES

Society Realizes Emotionism Still Persists Among Broadcasters—Now Has 565 Commercial Stations Under License

FILES IN KANSAS

ASCAP last week relayed to the Kansas attorney general in Topeka a copy of the form of application that the Society is prepared to file in order that it may resume licensing Kansas users of music. It is the Society's intent to register all the numbers that it licenses in that state and to pay the percentage on the fee collections for such numbers, as is required by the Kansas statute. ASCAP's home office reports that it has licensed over 80% of the stations which are affiliated with the four national networks. The total local licenses issued by the end of last week involved 565 commercial stations and 35 non-commercial outlets. There are still quite a number of major stations that have not obtained local commercial licenses. Some of these are waiting to see what concessions ASCAP will offer them in settlement of music fees that have been due since the end of 1940. One of these stations owns ASCAP as much as \$30,000, while another in the Society's books for \$14,000.

ASCAP has made no move to press any of them for the debts, preferring to let these stations as well as other radio licensees operate in complete time to get over their anti-ASCAP emotionism. ASCAP's new philosophy in treating with its broadcast customers is that since the present contract will run, with renewal, for 18 years the Society and the radio industry should avoid any annoying tactic that might prevent them from getting off on the right foot. ASCAP hopes that this policy will eventually result in the elimination of the belligerency and nastiness that has accompanied the two factions' relations since the Society undertook to license broadcasting.

ASCAP EXECS TO HOLLYWOOD

Gene Buck, John G. Paine and John O'Connor, ASCAP officials, leave for Hollywood Friday to attend a meeting of the Coast members the following Tuesday (24) or Wednesday (25) night. They will make the trip is Louis Frolinich, of ASCAP counsel. The general meeting of the first of the national gatherings on the Coast that are required by the Society's new laws. The amendment requires the attendance of the president, the general manager and the chairman of executive committee. O'Connor fills the latter post.

The meeting concerns some 250 writer-members who make the Coast their permanent homes. These include many of the country's top songsmiths. The visitors from New York will apprise the writers of the progress made by ASCAP in repairing its radio fences and in readjusting the organization's international operations. The meeting will be preceded by a dinner at the Beverly-Whitshire.

FEINMAN BANKRUPT

Rudolph Feinman, musical and booking agent, filed a voluntary petition of bankruptcy in N. Y. Federal court Wednesday (11) listing no assets and \$1,080 in liabilities. The bulk of the money owed is for rent, with \$150 owed Lora Davinci and Renee Wilde for breach of contract.

BMI's Active Houses Hereafter Are Radiotunes, Greene & Revel; 160 to Be Continued on Payroll

15 Best Sheet Music Sellers (Week ending Feb. 14)

- White Cliffs of Dover.....Shapiro
- Blues in Night.....Remick
- Rock Around the Clock.....Brown
- Shrine of St. Cecilia.....Tobias
- Deep in Heart Tex. Melodylane
- Remember P. Harbor. Republic
- We Did It Before.....Wilmark
- Elmer's Tune.....Robbins
- Shrine of St. Cecilia.....Tobias
- Couple in Castle.....Famous
- Chattanooga Choo Choo.....Fest
- Dear Mom.....Republic
- Moonlight Cocktail.....Jewel
- It's No Laughing Matter. Block
- I Got It Bad.....Robbins
- Everything I Love.....Chappell

BELLIN BACK WITH REMICK

Chicago, Feb. 17. Al Bellin returns as manager here for Remick Music, replacing Nelson Ingham. For several months Bellin had been general manager of M. O. Wells Music firm.

Even though it has decided on a policy of restricting its publication activities to those numbers that it figures has a chance of accumulating an appreciable number of network plugs weekly, Broadcast Music, Inc., will maintain its present professional staff in New York and other key points. These publishing operations will be carried on through BMI's two subunits, Radiotunes, Inc., and Greene & Revel, Inc. BMI's payroll has carried as many as 350 persons. It is now down to 160 persons with this total representing both the licensing and the publishing divisions.

Phil Kornheiser is no longer with Radiotunes, where he held the title of business manager. BMI last week lost its Detroit manager, Bob Miller, through death and no decision has yet been made about his successor. Miller was struck by an auto while crossing a Detroit street.

Why Feist is First!

... because Feist has the Top Picture Hit

HOW ABOUT YOU?

Lytic by Ralph Freed Music by Burton Lane
from the M-G-M Picture, "Babes On Broadway"
starring Mickey Rooney and Judy Garland

... because Feist has the Top Show Hit

HAPPY IN LOVE

Lytic by Jack Yellen Music by Sam E. Fain
from Olsen and Johnson's "Sons O' Fun"

... because Feist has the most timely novelty hit

THERE WON'T BE A SHORTAGE OF LOVE

Words and music by Carmen Lombardo
and John Jacob Loeb

Coming!

The Songs from Two Spectacular M-G-M Pictures!

"RIO RITA" "SHIP A-HOY"

Watch for release dates



LEO FEIST, Inc.

1629 Broadway New York, N. Y.
HARRY-LINK, Gen. Prof. Mgr. LON MOONEY, Prof. Mgr.

War Fears Deplete Frisco Talent, MCA Forced to Use Mex Performers

San Francisco, Feb. 17. Shortage of acts for nightery and vaude has become critical here, according to the local American Guild of Variety Artists. Draft, steady work in defense industries and fear of Jap bombings are blamed. MCA is leaving Frisco area scrambling for talent.

Acts which ordinarily would be debarred this way recently have been allowed to avoid the war zone. Biz is key nightery here continues to be however, although still off in plenty other spots.

With war scaring acts away from the Coast, Mexico City and America is importing talent from Mexico City to act bookings at La Fiesta nightery here. Antonio and Leo, Hector, Anselmo y Ramon (25 on a 12-week guarantee).

Herman Stein, in charge of the MCA office here, brands limiteness of the acts "ridiculous" inasmuch as Frisco's nearest approach to war has been a couple of blackouts. Several acts, he says, have cancelled due to war fears.

Although dread of turns is a headache to bookers, it also puts the least in the old spot of passing up situations which are doing a hefty biz. It's virtually impossible to get any shows weekends in the better bits.

Stein, who struck through the early bookings in London, says that the current boom has the boys paying out on a flock of bets he made just since the war broke out. He's not dropped to zero and club owners would cancel all contracts. However, the happen in London was able to forecast the present upswing.

Priorities Cause Auto Dealers in Philly to Go In for Nitory Operation

Philadelphia, Feb. 17. The Park Casino, one-time swank roadhouse on Philadelphia's River Drive, will be reopened about April by Joe and Charles Goldner. The owners, Harry Diamond and John Hackett, are turning to the nitory field for investment following the Government's action against the sale of new motor cars.

The Casino, shuttered for the past two months, was owned by the Anchorage, operated by Arthur H. Fuda. It was leased last year to the Anchorage, Harry Diamond and John Hackett. They closed after a series of bad weather breaks.

SHUBERT, CIXY, GOES STRAIGHT PIX, FEB. 27

Cincinnati, Feb. 17. Vaudeville Shubert goes straight straight on Feb. 27. Stage shows this season extend over the winter months best for 1940-41, with the average ahead of last season.

Best show for winter stretch was during New Year's week, when the boys were favored by upped prices for two replays. Prices on New Year's Eve, magnified \$18.90. Save for the \$15,000 pulled last week by Laurel and Hardy's p.a. and b.o. Horace Heidt netched \$17,250; Phil Harris, \$15,500; Ted Lewis, \$14,500; and Ben Berni, \$12,000.

Retrenchment Key To MCA Dismissals

Long-expected weeding-out of surplus manpower at Music Corp. of America has evidently begun. First important letout, for economic reasons, is Dave Jones, in the vaude agency department. Some secretarial help is also reported to have been dropped.

MCA was no sooner or later than its staff was a foregone conclusion after the agency acquired the CBS radio and television and later's entire personnel and staff. Work by MCA and NBC was apparent from the time CBS men were appointed to the staff, plus also, tremendous added workload for MCA.

NO 'SITUATIONS WANTED' Ben Yost Sings in 11th Date Last 18 Months at N. Y. Zoxy

Ben Yost Sings, male s'x, will be back Feb. 21 at the Zoxy, N. Y. It will be the 11th engagement. Yost got at the house in the last 18 months. Combined engagements total 45 weeks.

MIAMI VALENTINES MUSE GLOCKS AS BIZ TROU

Miami Beach, Feb. 17. As a further by-product of the very spotty business, every nitory is going in for "birthday," welcome back "opening," "guarantee," "testimonial" nights. There are frequent talent interchanges. The idea being to make the most of the business which is spread and perhaps some spot only at least a brief hypo.

Waltzing the Ritz Bros. finally look set for the Royal Palm, opening there Feb. 25. Harry Richman has gone into the Latin Quarter, the mammoth Lou Walters-Harry Heller nitory, which has the highest minimum of \$12.00. Walters has a view to hyping the late-hour business. Lou Holtz followed Sammy White and Emile Borek's operation (another Walters-Heller operation); and Cross and Dunn have gone into the Teaschman. A new revue is at the Clover Club. All opening this past week, making four openings one night, all doing well with exception of the no-name Clover show.

At the Alcazar and the date at the Versailles hotel, following Dwight Fife, Riveted. The Brook is like Florida. One night, all doing well with exception of the no-name Clover show.

P.S.—Still no gambling.

BOOKING SNAG KEY TO HARRIS' PRICE PEEVE

George Price follows Romeo Vincent into La Marinique, N. Y. where hangs a peave on Jack Barry, boniface of La Conga. Broke down, \$2,000 (which was the comedian marked his comeback as an actor last fall. Harris thinks he has tentative commitment for Price to return to the Conga in March. Inmate he opens Feb. 25 at the competitive nitory.

Price had been in retirement for some time. He is now being handled by Sander, his associate, now continues his seat on the exchange while the comedian looks for work. Price has a head the new Ben Marden's Riviera show in the spring and summer.

Joe Lewis to Vacation Prior to Theatre Date

Joe E. Lewis will wind up his record-breaking run at the Florida Proser's Copacabana, N. Y., March 15, when he'll take a two-week vacation. Lewis is also set for two weeks at the Mayfair Club, Boston, starting April 15. Lewis' manager, the William Morris agency has spotted Belle Baker in the Huxley Mayfair for two weeks starting March 4, with Frances Faye following for a fortnight beginning March 18.

Alfalfa Come-On

San Francisco, Feb. 17. Sir Francis Drake hotel is expecting a big come-on for the night as a Saturday come-on in the Persian room. No cover, with a minimum of \$10.00 starting at 8 o'clock. Sam Moore, NBC actor, is 'storekeeper' with Bill Wood, web announcer. Acts are headed by Rosie and her guitar, also from the network studio here.

Jessel Suggested as Paid AGVA Prez As Move to Smooth Union's Problems

Frisco Unions Move

San Francisco, Feb. 17. Headquarters for American Guild of Variety Artists, acting through the American Federation of Radio Artists and American Guild of Musical Artists, has moved to new address at 28 O'Farrell street. Previous quarters taken over by USO as a clubhouse.

Associated Actors and Artistes of America via special committee, is probing the problems of the turbulent American Guild of Variety Artists.

Walter Gressa, of Equity; Mrs. Florence Maughey, of the American Guild's eastern representative, and Ruth Richmond, of Chorus Equity, will head the special committee to reorganize AGVA, into a better knit and more actively operating union have not yet been determined.

IT LOOKS LIKE HIZZONER'S IN THE W.K. SPOT

Detroit, Feb. 17.

It appears that Mayor Edward J. Jeffries, of Detroit, who never has been a burlesque show, finally will have a drop in at the Empire club by virtue of his executive post, he will become manager of the theatre. Detroit is taking over the house through the foreclosure of \$12,000 tax if abandoned and, with it, the headline which comes through being that it is more strip than burlesque with a manager's prerogative, or will drop in quietly in the guise of a tax customer, has not been determined.

He can't send the police, from all reports, since the boozette knows all the hoop detail at a quick glance which has led to the report that there is a major running package with a signal to clean up the show when these generate air. Songs taken on new hits and performers move clothes when the cops come in.

It poses quite a problem for the mayor who at least has shown him to be a good-minded manager. The piece of show biz by asking, "What burlesque supposed to be like any other business problem is that he kicked out of the cur 'n' but the agency is going to pay her rent?"

SETTLE STRIKE TREAT VS. BOWERY IN DETROIT

Detroit, Feb. 17.

A strike threat against the Bowery, Huxley-Hamrick nitory here, was settled after State Labor Mediator William H. Rooks intervened.

Chorus line of 15 Don Arden girls had threatened to shatter the club unless it received the 15 days' pay-out while the Bowery was closed by the State. The girls were to be paid for after-hours and too-blow shows.

The mediation developed that while Frank Barbaro, owner of the nitory, said he was willing to "make peace" with the girls, 15 strikers were employed and paid by Arden. Following this conference, the union executive set up with the American Guild of Variety Artists, admitted this was a misunderstanding and rescinded the strike threat against the place.

Old Rumanian, N.Y., In 1-Day Talent Strike

Old Rumanian, nitory on New York's east side, had a one-day talent strike on early last week when the American Guild of Variety Artists demanded pay for the acts and for the time spent during the strike. The spot was shut recently because of a police department complaint which was Jack Silverman's payment for the forced layoff, the chorus and two principals, Freddie Bernard and Jaume G. Garste, walked out. Third principal, Sadie Banks, said to own a piece of the spot, but she had no share in the strike. Following day, however, Silverman agreed to deposit the money in a trust account pending arbitration by the State Mediation Board. Hearing was scheduled for yesterday afternoon (Tuesday).

Meanwhile, in the trade, it suggested that AGVA's chief problem of finding an executive head who is both a showman and a business head could be solved via George Jessel. One leading executive proposed that AGVA accept Jessel as its proxy on a salary basis, though not hindering him from accepting theatrical engagements, with Jessel's wide acquaintance with showmen and performers would be added asset to the union. So far as is known, however, Jessel has not been approached on the subject.

Wm. Morris' 10 Already In Service; Lazar, Troch, John Lastofed Due Next

The William Morris agency is virtually fighting the war, from the extent of its manpower already in the boys, and several more will go. Thus far the agency has provided the U. S. armed forces with more than 100 men. The elementary marine got a 10th. Three others in the U. S. office alone are in the 1-A category, and expecting a military call.

The 10 already in service are the agency's secretarial staff. The Morris office having made it policy to employ young men rather than women, and thus insure that the manpower trained in theatrical agency work is available to the war deeply cutting into its secretarial ranks, office may have to switch to femme stenos for the duration.

Thus far only one of the agency's boys is scheduled to be lifted for an army uniform. Irving Lazar was last week put in 1-A rating. His figure would be called for six to eight weeks. He has not yet undergone the army physical examination.

Those secretaries already in service are Lew Weisz, George Burns' (6) secretary, and several others in service in Panama; Max Klein, Melvyn Marx; Sam Sax, a lieutenant who was in the agency's Coast office; Sid Bakal, Harold Reiter, Bob Laird, who enlisted in the merchant marine; Hyman Levine, from the Chicago office, and Leonard Krupp, who was in the agency's New York office. John Lastofed, nephew of Abe Lastofed, agency's v.p. and the State Mediation Board. Agency interests retraining all the boys when they leave the service.

CHEZ PAREE, INMOHRE, CHESTREED IN 40A FIRE

Omaha, Feb. 17. Chez Paree, Omaha's largest nightclub, was destroyed by fire on Feb. 17. The blaze started from defective wiring. The Don Roth and instruments also destroyed. Lost set at \$40,000.

Soltan Must Serve Jail Term, Petitions Denied

Minneapolis, Feb. 17. Despite petitions signed by many churchmen, the Rev. H. J. Soltan, vice crusader of the American Enforcement and Anti-Saloon League, was sentenced to 30 days in jail to stillwater prison for serving a year's sentence for perjury in a case involving the State of Minnesota with one of his numerous raids. The petitions were sent to Gov. H. C. Benson on Monday afternoon. Bardwell of district court, who sentenced the minister and to the state pardon board.

'Corn' \$16,000, Growing in Cincy; 'Claudia' 9 1/2 G, Off, 'Joey' 2G, To Go

Chicago, Feb. 17. 'Claudia' finally closed its Chicago run Saturday (14) after hitting with 22 season's high run marks...

Estimates for Last Week: 'Claudia' (22nd and final week) (1,000; \$27.75)...

'The Corp Is Green' (Harris (4th week) (1,000; \$27.75). Originally staged for a short stay...

HAYES SRO \$20,500 IN COL., INDLPS. SPLIT

Popularity of Helen Hayes on the road when she strayed across approximately \$20,500...

'Eileen' \$10,000, Holds Up in Hnb; 'Prince' 12G

Boston, Feb. 17. 'My Sister Eileen' in next-to-closest show showed good growth...

Estimates for Last Week: 'Student Prince' (Shubert (2nd wk) (1,287; \$27.75)...

'My Sister Eileen' (Wilbur (7th wk) (1,237; \$27.75). Comedy had played a very successful run...

'Eileen' Ends 4-Wk. S. F. Stand with OK \$13,000

San Francisco, Feb. 17. Held for an extra week due to healthy biz, 'My Sister Eileen' got its fourth and final week at the Geary here...

'Theatre' 10G in Cincy

Cincinnati, Feb. 17. Legit revival in this week last week after a three-week recess was disappointing for Cordell...

'Spirit' \$14,500 in Det.

Detroit, Feb. 17. Second company of 'Blithe Spirit' wound up its eight performance at the Case Theatre here with good...

'Native' \$5,000 in Buff. Buffalo, Feb. 17. 'Native Son' tallied a grand total of \$5,000...

'ANGEL' \$13,200, FLIES HIGH IN BALTIMORE

Baltimore, Feb. 17. 'Touring company' 'Angel Street' with Sylvia Sydney, Victor Jory and Ernest Cozzari in the top roles...

'Native' adventurous booking of 'Native Son' in currently at Ford's, had the second balcony opened...

'GUEST,' \$10,000, SURPRISES PHILLY

Philadelphia, Feb. 17. After a stagnant period, Philly's legit bookings are now as consistent as they've been any one time since...

'Arsenic' Gets Raves, Big \$19,000 in St. L. St. Louis, Feb. 17. 'Arsenic and Old Lace' closed one week stand at American theatre...

'Heliopappa' Forrest (8th week) (1,800; \$35). Still popular despite a few rave notices...

'Guest in the House' Walnut (1st wk) (1,500; \$30.00). Walnut (1st wk) (1,500; \$30.00) reported on last week...

Current Road Shows

'Angel Street' (2d Co.)—National, Wash. (18-21); Nixon, Pittsb...

'Arsenic and Old Lace' (2d Co.)—Convention Hall, Tulsa, Okla. (20-21); Flor. Worth, Texas (19);...

'Blithe Spirit' (2d Co.)—Selwyn, Chicago (18-20).

'Blossom Time'—Curren, San Francisco (18-20).

'Candle in the Wind'—American, St. Louis (18-21); Parkway, Madison, Wis. (23-24); Park, Milwaukee (23-25).

'Claudia' (2d Co.)—Davidson, Milwaukee (18-21); Lyceum, Minneapolis (18-21).

'Corn Is Green'—Harris, Chicago (18-20).

'Guest in the House'—Walnut, Philadelphia (18-21).

'Heliopappa' (N. Y. Co.)—Forrest, Philadelphia (18-20).

'Heliopappa' (2d Co.)—Byman, Ast. Nashville (18); Memorial Aul. Chattanooga (19); Temp. Birmingham (20-21); Munc. Ind. New Orleans (22-23); Munc. Ind. Shreveport (24); Munc. Ind. Jackson, Miss. (28); Aud. Memphis (27).

'Junior Miss' (USO)—Benjamin Franklin, Wash. (18-21); Ben Franklin, Wash. (21-23); Camp Forrest, Tenn. (23-28); Keefer Field, Biloxi, Miss. (28).

'Life, Laughter and Tears' (One-Act Bill)—West Square, Springfield, Mass. (18-20); Bushnell, Aud. Hartford (28); Klein Aud., Bridgeport, Conn. (28); McCarter, Princeton, N. J. (28).

'Life With Father' (2d Co.)—Fargo, Grand Rapids (18); Riverch. Rick, Duluth, Minn. (23-25); Fargo, Fargo, N. D. (28-27); Dakota, Grand Rapids (28).

'Life With Father' (3d Co.)—Jowa, Cedar Rapids (18); Orpheim, Dav. (28); Grand Rapids (18); Waterloo, Ia. (28); State, Sioux Falls, S. D. (21); Orpheim, Sioux City, Ia. (23); Capital, Grand Rapids (18); Riverch. Rick, Hastings, Neb. (23); Highschool, Omaha (27-28).

'Native Son' (Parlous)—Nixon, Pittsb. (18-21); National, Washington (23-28).

'Blithe Spirit' (2d Co.)—Billmore, Los Angeles (18-20).

'My Sister Eileen' (3d Co.)—Billmore, Los Angeles (18-21); F. O. C., Baltimore (18-21); Lyric, Richmond (23-25); Playhouse, Wilmington, Del. (28-28).

'Under This Roof'—Plymouth, Boston (18-21).

'Fun' \$44,000, 'Porgy' 23G, Hit New Highs on B'way; Biz Also Up For 'Banjo' 31G, Crown' \$10,000

Some grosses picked up by virtue of Lincoln's birthday, but only a few were week attendance...

Estimates for Last Week: 'Banjo Eyes' (8th week) (1,000; \$44.00)...

'Blithe Spirit' (15th week) (1,000; \$33.00)...

'Cafe Crown' (3rd wk) (1,000; \$33.00)...

'Candle in the Wind' (15th week) (1,000; \$33.00)...

'Heart of a City' (Miller (1st week) (1,000; \$33.00)...

'Katharine Korn' (15th week) (1,000; \$33.00)...

'My Sister Eileen' (15th week) (1,000; \$33.00)...

'Native Son' (15th week) (1,000; \$33.00)...

'The Corp Is Green' (15th week) (1,000; \$33.00)...

'Under This Roof' (15th week) (1,000; \$33.00)...

'Walnut Street' (15th week) (1,000; \$33.00)...

'What a Wonderful World' (15th week) (1,000; \$33.00)...

'You're the One' (15th week) (1,000; \$33.00)...

CORNELL BIG \$18,000 IN THREE STANDS

Katharine Korn continues to draw excellently in 'Rose Burke', the Heart Bernstein play on tour...

Last week the star grossed estimated \$18,000 in six performances in these stands...

Following Detroit, three more split-week dates are booked.

Ballet Theatre Co-So \$11,800 in Toronto

Toronto, Feb. 17. Ballet Theatre checked up so-so after estimated \$11,800 at Royal Alexandra...

'The Corp Is Green' (15th week) (1,000; \$33.00)...

'Blithe Spirit' (15th week) (1,000; \$33.00)...

'Cafe Crown' (15th week) (1,000; \$33.00)...

'Candle in the Wind' (15th week) (1,000; \$33.00)...

'Heart of a City' (15th week) (1,000; \$33.00)...

'Katharine Korn' (15th week) (1,000; \$33.00)...

'My Sister Eileen' (15th week) (1,000; \$33.00)...

'Native Son' (15th week) (1,000; \$33.00)...

'The Corp Is Green' (15th week) (1,000; \$33.00)...

'Under This Roof' (15th week) (1,000; \$33.00)...

'Walnut Street' (15th week) (1,000; \$33.00)...

'What a Wonderful World' (15th week) (1,000; \$33.00)...

'You're the One' (15th week) (1,000; \$33.00)...

'You're the One' (15th week) (1,000; \$33.00)...



'THE MAN WHO CAME TO DINNER'... WALTER BIRD... MRS. LOU CLAYTON

SAMUEL FRENCH... INC. 1825 10th St., New York, N. Y.

INCORPORATED REPRESENTATIVE... 1746 N. Cherokee Ave. Hollywood

AL SHEAN IS LOOKING FOR A PLAY

AL SHEAN... INCORPORATED REPRESENTATIVE... 1746 N. Cherokee Ave. Hollywood

INCORPORATED REPRESENTATIVE... 1746 N. Cherokee Ave. Hollywood



THE WHOLE INDUSTRY HAS ITS EYE ON "MISTER V"

SHOWMEN ARE WATCHING THE SMASH BUSINESS...

NEW YORK CITY Rivoli: Off to record long run as opening week-end plays to more than 50,000 admissions. Held over. Now in its 2nd week of indefinite long run!

LOS ANGELES — Four Star: Gets away to S.R.O. business as critics give "Mister V" a rave ovation. Looks set for a full month at this ace house!

SHOWMEN ARE READING THE GREAT REVIEWS...

A masterful and magnetic motion picture crackles with suspense: Howard portrays a character of true heroic stature.

— *New York Herald Tribune*

"Decidedly exciting melodrama. 'Mister V' is a gallant figure to capture the imagination and stir the blood.

— *New York Times*

"Gripping melodrama, packed with suspense will make your heart jump. Howard is superb!"

— *New York Mirror*

"Exciting! Howard plays the title role with a nicely balanced sense of the comic and dramatic.

— *New York Daily News*

"Enormously entertaining melodrama suspenseful, amusing. Howard is tops. You'll enjoy this one.

— *Journal-American*

"Tingling entertainment. Speed, excitement, thrills, suspense, humor and drama in this artful blend of romance and adventure.

— *World-Telegram*

SHOWMEN ARE PLANNING THEIR CAMPAIGNS ON A SCALE AS BIG AS THE PICTURE ITSELF!

EDWARD SMALL presents

LESLIE HOWARD

Mister V

with MARY MORRIS • FRANCIS SULLIVAN • HUGH McDERMOTT

PRODUCED AND DIRECTED BY LESLIE HOWARD



RELEASED THRU UNITED ARTISTS!

TAXES TO BEAT THE AXIS! Play Walt Disney's Treasury Department Short, "The New Spirit," starring Donald Duck!

Published Weekly at 124 West 45th Street, New York, N. Y., by Variety, Inc. Annual subscription, \$10. Single copies 15 cents. Entered as Second-class matter December 12, 1930, at the Post Office at New York, N. Y., under the act of March 3, 1879. Copyright, 1941, BY VARIETY, INC. ALL RIGHTS RESERVED.

VOL. 145 No. 12

NEW YORK, WEDNESDAY, FEBRUARY 25, 1942

PRICE 25 CENTS

SCREEN RADIO MUSIC STAGE

B'way Looking More and More Like Hayseed Corners; N.Y.'s Big Weekend

The most cosmopolitan city in the world, New York, is today as basic as its general pattern as the average hinterland community. It's become so dominantly a weekend town it's a phenomenon with which the city slickers haven't yet reconciled themselves. The influx of population from Friday through Sunday taxes capacities of the big picture houses, cafes, eateries, nightclubs, theaters, bars, etc.—and then the Big-Lull again from Monday through Thursday.

The Sat-Sun, milling of the mobs and the concentrated big give Times Sq. and the environs New Year's eve aura.

The answer, of course, is war and defense work. These give defense workers getting fun all on weekends, plus the Saturday-Sunday leaves for men in uniform, it's a field day for the pop-over amusements into the Sunday legions, which have been booming, and into the nine club.

Another post-Party Harbor phenomenon. (Continued on page 45)

Churchill's Audience In U.S. Soars to 41% For Sunday Matinee Record

Winston Churchill's U. S. audience for his address Feb. 23 established a new high rating for Sunday afternoon broadcasts, getting a rating of 41%, according to the Cooperative Analysis of Broadcasting, Inc. It was aired over the four major networks, with several recorded local rebroadcasts.

Prime Minister's address Dec. 29 (Friday) before a joint session of Congress, drew a CAB rating of 44.7%. Previous speeches, all delivered Sunday afternoon, got ratings of 23.3 (Jan. 9, 1941), 18.2 (Jan. 23, 1941) and 28.1 (Jan. 24, 1941).

London Cops Powerless In Fight Vs. Gambling

London, Feb. 1. Police are seeking new powers to close private gambling joints, which London's night life is now fast becoming. Operating as a socialize stooge who sends out invitations and acts as host. This makes the parties "private," and so outside the present gaming laws. They use a fresh spot each night so as to duck the law relating to gaming houses. Pay anything from \$20 up for a night's hire of a room in semi-private hotels and, in some cases, bring their own booze and cuisine. Hotel managers gets around \$75 to a night. Writers figure to make \$30-and-up a night.

War Can Wait

Hollywood, Feb. 24. —In checking up on Santa Monica's blackout drill for Feb. 20, Tom Treavor, L. A. Times columnist, was told that it had been called off. His why was answered "well, these gratters and we didn't want to make the theatre manager mad." Santa Monica is on the ocean front.

OH BOY! IF U.S. EVER DITTOED OVER HERE

London, Feb. 24. British Income Tax Commissioner has ordered a probe into the song-plugging graft. He has instructed English music publishers to furnish all details of monies paid out to bands and crooners for plugging over a number of years.

A conservative estimate of the amount collected by these grafters, since the racket started, is more than \$5,000,000.

Baseball Without Weather Comment Not Sure-Bait For the Air Advertisers

Nashville, Feb. 24. With baseball season only seven weeks away, it is still doubtful if Nashville games will be aired this year. WGN has not kept out of the fight with local club, and Holman and Seoney Vacuum Oil have not been offered an option.

Several reasons are given for hold-up. Chief reason is fear that by airing games, Axis agents could get vital information about weather conditions in Tennessee. Since baseball is played only in excellent weather, present broadcasts may be taboo to prevent slow at vital defense plants in area. Possible curtailment of night games to conserve TVA power has been given as another factor in reason for holding up definite baseball commitments.

PRIST-SONGWRITER

Father J. W. Connor, of Cliffside, N. J., parish, is an ASCAP songsmith under the non-exclusive of Pierre Norman (also Pierre Connor). His latest, "The More I Go Out with Somebody Else, the More I'm in Love With You," is being published by Crawford-Music.

DANCE NAMES UP BIZ 100-200%

Examination of Recent Figures in 'Variety' Boxoffice Reports Dramatize New Role of Orchestras—Now 30 to 40 Weeks of Theatre Dates Available for Them

ASTOUND SHOWMEN

By JOHN C. FLINN Dance bands playing in film theaters are the strongest boxoffice items in American show business today. The upturn of recent years has lately intensified, and now 30 to 40 weeks of fairly regular bookings for movie orchestras, plus stringers, dancers and comedy troupes traveling with them or booked supplementarily, are available. That dance orchestras earn a substantial part of their income from film hours is not a discovery, but it has not been generally noted that their presence on stage or by hydraulic platform can jump average (Continued on page 46)

Air Corps' Takeover of Several Miami Beach Hotels May Hypo Resort

Miami Beach, Feb. 24. Hypo to summer biz is expected here with establishment by the Army of an officers' training school which will hit a top enrollment of 4,000 men around June. School was set up here on invitation of the City of Miami Beach and the hotel association, which made a furious pitch, figuring on gets its business not only from the cadets, but from stream of relatives and friends who will visit them.

About 800 men are here now, according to Lieut. Col. James T. Stowers, commanding officer of the (Continued on page 21)

PHONEY BENEFITS FOR SOLDIERS BURN A.F.M.

Philadelphia, Feb. 24. Philly musicians are getting a little fed up over the rash of so-called service men's benefits. Organizations that invite a half dozen soldiers or gobs, call the offer a benefit for entertainment of the armed forces' and demand cuffs music. The Musicians Union here, fearing to be tagged unpatriotic, has granted many requests, but it's reaching the saturation point. Last week there were 15 of these so-called benefits, according to A. Rex Riccardi, secretary of Local 77.

Reissue of 'Pacifist' Films At This Time Clashes With Our War Effort

Misdirected Cheer

Hollywood, Feb. 24. Film players returning from Army camp tours are complaining that too much of their time is being monopolized by high officers and their wives for social events and too little is devoted to entertain the soldiers.

They have to spend much time traveling from camp to camp and want to spend the few remaining hours in cheering up the privates rather than entertaining the colonel's friends at tea parties.

ASCAP URGES BROADCASTERS TO HELP BMI

Hollywood, Feb. 24. John G. Paley, ASCAP's general manager, pulled a fast switch at the district meeting of the National Association of Broadcasters Monday (23) by making a plea for more dollar support to BMI. He said if BMI is to continue to compete with ASCAP on basis of material it must have better support than has been given by the broadcasters.

The implication is clear, however, that he wanted station owners to pay more coin to BMI so that better songwriters can be hired and retrained. (Continued on page 43)

Propose Shostakovich Tour U.S. as Boost to Soviet Good Will Ties

Dallas, Feb. 24. Dimitri Shostakovich has been invited to visit the U. S. by the Dallas Symphony Orchestra as part of a proposed good will campaign to strengthen the cultural ties between Russia and the U. S. The 35-year-old Russian is considered that country's greatest composer and has so called offers from Hollywood and other symphonic organizations in the past.

Present effort is being made by Jacques Singer, musical director of the Dallas Symphony, who has sent letters to Cordell Hull and Maxim Litvinoff on his proposal. A new work of Shostakovich commemorating the battle of Moscow last fall recently premiered at the Soviet capital.

Number of individual protests have been lodged with major companies against reissue at this time of the anti-war films of the past 20 years. Feeling is that while on one hand studios are attempting to cooperate with the Government by planning films to make the public fighting mind, they are, on the other hand, taking the exact opposite course in reissuing old preachment against war.

Two of the anti-war films which have recently been, or are being exhibited around New York are "The Eagle and the Hawk" and "All Quiet on the Western Front." Former was released by Paramount in 1933 and starred Carole Lombard. Its reissue is generally to lack adequate picture on the death of Miss Lombard's death, with most exhibits not showing any of its violently anti-war character. "All Quiet" was released by Universal in 1930 and is being billed now as "The Finest picture ever made."

Coincidence in the showing of "Eagle and the Hawk" at the Alden on upper Broadway, N. Y., recently, and picture on Pearl Harbor in the new reel. Commentator Graham McNamee declares, "Look at these pictures and get mad and stay mad!" Feature pic is also designed to make people mad—but against war. (Continued on page 18)

WCTU Maps Ad Drive To Revive Prohibition; Use of Radio Uncertain

It was reported among advertising agencies last week that the Women's Christian Temperance Union, claiming to have a sizable bankroll at hand, is inviting agencies to submit proposals for a drive to revive prohibition. Commentator Graham McNamee declares, "Look at these pictures and get mad and stay mad!" Feature pic is also designed to make people mad—but against war. (Continued on page 18)

S.S. Normandie Now Part Of N.Y. Rubberneck Tour

First-enthusy hub of the Normandie, lying on its side in the Hudson, has become a major point for New York sightseers. Hawkers who peddle rubberneck tours on Broadway and sloping under City Hall are making a big thing of shouting that their buses will provide a view of the ship. It was going great with the yobels over the holiday weekend.

Buses aren't permitted on the West side elevated highway which provides the best view of the liner and are prohibited by police stopping under City Hall. They roll by slowly, however, giving plenty of time for a gander at the madding sight.

Anticipated Enemy Bombings Step Up Theatres' Air-Raid Precautions

Intensification of war combined with recent warnings from President Roosevelt and other high officials that the United States may expect at least a couple of enemy air raids and shellings has brought near completion a uniform air raid precaution program for use in theatres throughout the country. Air raid and blackout plans, already lined up substantially in form, are being prepared to be presented to theatre operators, are based largely on observations in England. Methods are designed so as to be adaptable in houses of all capacities.

Plan, which is likely to be in final form for submission to the Office of Civilian Defense this week, includes instructions for fire fighting, organization of theatre personnel and a special group designated as "Army Flash."

Two most important points stressed in instructions are need for speed in detecting danger and issuing warnings and that the "show must go on." Properly handled, theatres will have a complete blackout in two minutes.

Among provisions mentioned is one that provides for an emergency lighting system which will permit the blackout but prevent minimum lighting necessary to prevent confusion. Theatre men are instructed to prepare signs and directions within theatres so that patrons (Continued on page 45)

JOHN MOSES, WITH WPB, CONTINUES HIS AGENCY

John Moses is now serving with the War Production Board, but is continuing to operate his talent and authors' agency. He's active with films and steel bars under the Government agency. Returned from a Mexican trip late last week and on Monday (23) went to Washington.

Leggett Brown, associated in the War Production Board, but in Army Air Corps and is going to school in New Orleans for training as a bombardier.

Joe Cook Nixes Several Testimonial Proposals

Joe Cook, who announced his retirement from show business, has declined a number of proposed testimonial functions in and outside New York. Proposals sketched plans for such affairs, proceeds of which would be devoted to war aid and other funds, but Cook stated he would not make public appearances at this time.

Comedian proposes to open a road-house not too far from New York, with the intention of reaping profits but more to keep himself occupied. If and when the place is secured it will employ many of the mentees and the vast collection of records which he has from his former home at Lake Hopatcong, N. J.

Gypsy Rose Lee Discs On Special Strip Tunes

Gypsy Rose Lee last week set a deal with Jack Kapp (Decca) to wax four sides for a special album. The author-artist-ripper will collect a flat royalty of 7% on each record she sold. Miss Lee will record the special songs she uses to accompany her peeping.

Stripper left N. Y. yesterday (23) and will auto for a week's management at the Casanova, Miami Beach nitery, opening Saturday (28). A three-day layoff will be observed the end of the nitery date and a four-day booking at the Olympia, vauder in Miami proper.

What, No Gam Art?

Film fans in 400 Army camps throughout the country will get the kind of Hollywood reading they wanted through a news service being operated by Public Relations Committee.

Action is the result of requests from 1000 publications asking material of interest to soldiers.

SCHNOZ AT \$3,500 PER ON 12-WK. VAUDE TOUR

Jimmy Durante, who is on an optional term to Warner Bros., is going ahead with some 12 weeks of vaudeville at \$3,500 a week. He's current at Loew's State, on Broadway, thence to Newark, etc. Two-thirds of the old Clayton Jackson & Durante act has been reunited with the addition of Eddie Jackson whom Durante repatriated to Broadway with the State booking. Jackson was doing a hideaway in an obscure nitery in Arecibo, P. R.

Comedian anticipates no difficulty in setting back any dates, should he be called to the Coast, especially since he'll undoubtedly be worth in excess of the \$3,500 salary, as evidenced by the fact that before he made his last two pictures for WB "Mr. West Closes His Business" and "You're in the Army Now"—his salary as a vaude single was pegged at \$2,000. The extra \$1,500 came following the Great Schnozzie's clicks in the two flicks.

Producers Aid Probers In Enemy Alien Purge

Investigation into the employment of alien enemies in the motion picture industry is getting full support from the Producers Association, which has volunteered to open its books and personnel records.

Jack B. Tenney, chairman of the California Assembly Committee on Un-American Activities, was informed by Fred W. Beaton, executive v.-p. of the Producers, that everything possible would be done to cooperate with widespread outcroppings of alien in the film business.

Danny Kaye Film on Fire

Sylvia Fine (Mrs. Danny Kaye) and Max Liebman are going to the Coast this week to talk film story ideas with a couple of studio dickering for Danny Kaye. If a plot jells a deal for the comic will be made.

Sam Godwin is reported interested in Kaye, currently starring in "Let's Face It" at the Imperial, N. Y.

Chico Hits the Road

Chico Marx has a deal pending to go into the Midway Real, toothsome on Route 29 on way to Eaton, Pa. Would include the new Marx band which has been playing theatre dates.

Marx is also angling to sign Vi and Vilma Vernon, NBC singing twins.

FOR DEFENSE



BUY UNITED STATES SAVINGS BONDS AND STAMPS

Bonds cost as little as 10¢. Stamps come as little as 17¢. Defense bonds and stamps can also be purchased at retail stores.

Chester Morris, Menjou Start On Army Camp Tour

Chester Morris and Adolph Menjou leave the Coast this week on two-week tours of Army camps with USO-Camp Shows, Inc., units. Ann Rutherford, now in New York, probably will start on the military circuit this week also, although a delay has been caused by Metro, through a misunderstanding, calling her back to the studio after a tour had been all worked out and approved by the War Department. Studio countermanded the order, however, on Monday (23) and new set of dates is being arranged.

Tour is also being set for Martha Raye, although it won't get under way.

Old and Chic Are Just A Coupla Sofies After All

Old Olsen and Chic Johnson will make a personal appearance with the "Old Time Variety Show" unit at the RKO 58th St. theatre Friday (27) for the matinee performance only. Screen will have "Hellasoplin," in which O-J are starred.

Understood that several theatre operators around New York have been trying to get O-J to appear in conjunction with "Hell" but comes turned down all offers, accepting the 58th St. booking, from accounts, because of the sentimental value attached to oldtimers in the RKO unit.

Major Zanft, Agent

Hollywood, Feb. 24. Nat Wolff trained cast to install Major John Zanft as New York manager of the Lyons & Lyons agency. He is due back in a week.

THE BERLE-ING POINT

By Milton Berle

Hollywood, Feb. 24. Still at Palm Springs enjoying a well-earned vacation. Went around the golf course in the low fliers. It stays where they must have been. But my bride, Joyce, that I could beat her score in a golf game and the loser would carry the golf bags. (Why don't I keep my mouth shut, I'd like to back Benny, who immediately has been cried, "Milton" you're the picture of health—too bad you're out of focus.")

Broadway Department
Joe Lindy has become very strict during these sugar rationing days. If anyone snatches another lumpy sugar, they must have been. Jay C. Flippen just found the star sapphire ring he lost 10 years ago. He just examined his hand and there it was. Back White finally lost his beautiful complexion of his. Jack had some suntan tattooed on his kisser.

Olsen & Johnson have worked as much money with their shows Henry Morgenthau is thinking of making a few musicals to help balance the budget. Jesse is feeling very bad these days—just can't understand why his year-old daughter can't deliver a 10-minute monolog.

Harold Conrad writes that Tommy Manville woke up one morning and got the shock of his life. Not a newspaper carried a story about an impending divorce.

Hollywoodiana
The soldiers of a camp who were in the Army hospital recently did a benefit were so pleased with him they hung a set of chevrons on his cufflower sweater.

There's a new type of theatre just opened in Hollywood. They show no sex, no giveaways, no nothing. You just go in and pick gum off the seats. Saw a sign in front of a beauty shop, which said, "We don't like double features either, come in and let us work on you."

Now that Humphrey Bogart has signed a seven-year contract with Warners, he's given up all hope of ever receiving a pardon.

Studio Department
Mack Gordon was so excited while awaiting the arrival of his new born son he's only knocked out four hit songs in the hospital's ante-room. Two musicians who are in the Army and used to keep people awake nights while they practiced on their instruments, are being awakened every morning by a bugle.

Jackie Rogers has a new idea for a picture that he will shortly put into rehearsal. The band will feature six drummers who will play counter melody to twelve Scotch bagpipes.

Radio Department
Just found out what Rudy Vallee did with the megaphone that he used to sing through and which made him famous. It is now a handy receptacle for old razor blades.

Two hundred citrus growers in California are getting together and are sponsoring a new program called, "The March of Lime."

Several entertaining moments: Can you guess who will be next to Costello to rehearse the lines of their favorite "Rugle Street" routine?

Hospital Descriptions
Betty Grable: Silk-clothes. Hangey: Warm-form... Henry Bronx: Lank-Hank... Darsny: Muek: Sweet-teat.

Observations
Saw a sign attached to the spare tire on an automobile which said, "Dear Bulek, Please Don't Talk About Me When I'm Gone!"

Ban into eight store items in a five-minute time. How times have changed. He no longer sports a feathered hood, but a pork-pie hat. This is a wonderful world of invention. Now if a housewife is short of eggs she can buy a dozen eggs in a matter of minutes of running out to the market for them, she just whips them off her hat.

Evadedropped at Hotel Mirador: She had a poker face and the chips were all hers.

Evadedropped at Colonial House: "Even people who know nothing know more than you!"

Evadedropped at Regent Club: "She's the sweetest thing since Social Security!"

Whatever Became of...
Anna Whelan & Harry Carroll: Wrote a M. Martin
Frank McIntyre & Co.
Tarum Vadie & Ots Gyvi: Ben K. Benny
Mabel Koff & Co.

Wake up America! What we need is a Defense Stamp-ede!

Spivak Band Hitch-Hikes 100 Miles to Make a Date

Charlie Spivak's band hitch-hiked from just outside of Baltimore into Philadelphia early yesterday (24) morning, then caught a train for New York.

Outfit planned to Balto Monday (23) evening and left for a Coa-Coa broadcast (from N.Y.) last night (24) but had only gone a few miles when its bus caught fire.

Instead of waiting for a replacement vehicle, band members began catching rides on trucks and private cars.

MYRNA LOY FOR DU PONT

Bette Davis, Madeline Carroll Also Set For 'Cavalcade of America'

Myrna Loy will guest in an adaptation of "Another Language" on the March 23 stanza of "Cavalcade of America," via NBC-Red (WEAF) for Du Pont.

Whether she will do the show from the Coast or come to New York for actual some weeks ago actors and actresses of foreign nationality are extremely jittery when requested to make gratis appearances. Last week Leonora Corbett, English player in "Blithe Spirit," sent her personal check to the Coast.

Howard Kickett produces for B. B. D. & Co.

N. Y. to Miami

Jack Bertell.
Hal Hackett.
Al Trahan.
Paul Hakton.
Fredrick Bowman.

Echo to Garbo Incident

Since Greta Garbo got an undeserved black eye through a quarry quarrel some weeks ago actors and actresses of foreign nationality are extremely jittery when requested to make gratis appearances. Last week Leonora Corbett, English player in "Blithe Spirit," sent her personal check to the Coast.

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ABBOTT AND COSTELLO

Currently on National Release

"RIDE EM COWBOY"

Universal Pictures Chase & Sanborn Hour, NBC Red Under Personal Management of: EDWARD SHERMAN

6 LAC

Here's a New One: Films Too Good, Hence They're Being Held Over Too Long, Resulting in Pile-Up of Product

Minneapolis, Feb. 24. The excellence of product and its boxoffice potency are making executives here and threaten to cause one of the most serious lulls in local film history. Pictures are just too good, the trade says.

Three of the four loop 'A' first-run units currently, for example, have boxoffice records. Two of the three, 'Sergeant York' and 'One Foot in Heaven,' are in their fourth week. The other, 'How Green Was My Valley,' is now only in its second week, but indications are that it, too, will run at least a month.

In consequence, the first-run of other top pictures at the same level and unplayed product is piling up. Independent neighborhood and suburban exhibitors are reluctant because they fear that later they'll face a product shortage and also because the outstanding 1941 releases will be so long in being cleared for them, with about 88 days clearance from the time the downtown first-run ends.

There's no satisfying the distributors, either. On the one hand, clamor for extended playing time for their ace releases, but, on the other, the paradoxically they've begrudged when holders downtown necessitate the shoving back of the tentative openings of other pictures, requiring the keeping of such films on the shelves an unduly long time and causing the rescheduling of subsequent-run dates.

Friedl's comment.

John J. Friedl, Minnesota Amusement Co. president, says that the policy of the longest possible runs for pictures. He believes that this is the only way to compensate the producers of outstanding product properly and that it's the duty of exhibitors to do so. He also says that it encourages producers to go the limit in turning out the best picture and causing the best to improve product. So that, whenever possible, as long as a picture's doing satisfactorily profitable business he'll hold it over.

A number of independent exhibitors in the Twin City area also are extending their runs, requiring the playing of fewer pictures. Some buy all the companies and then only use the cream of each crop, milking the outstanding releases to the limit. It's contrary to the policy of the State, Pa.'s leading downtown house, to hold a picture more than a week, the usual procedure being to keep big grosser to the Century for an extension of its loop-first run. However, the State just has held over two pictures in a row—'York' and 'How Green.' Both have done tremendous business in this theatre. 'How Green,' in the face of sub-zero temperatures and at a slightly lower level, almost equal to the huge 'York' gross its first week.

No Time to Frivol, Rules Lubitsch, Vetoes 'Cindy'

Hollywood, Feb. 24. Ernst Lubitsch called off preparations on 'Self-Made Cinderella' on the theory that if the picture should be no desirable in wardrobe. Picture was to have been Lubitsch's first picture as producer-director contract at 20th-Fox.

Another story with a more time-by-time will be submitted to the studio when Lubitsch returns from a 10-day vacation.

ROTH SNAGS VIV BLAINE

Walter Blaine, who was a singer at the Belmont Plaza in New York, when spotted by Lew LaVerne, 20th-Fox casting director, now, is being groomed for films.

She's 19 years old.

Sleeper Jumps Out

Hollywood, Feb. 24. To save rubber tires on cars driven by film critics, Studio Publicity Directors Committee laid a ban on all out-of-town previews. They will be held from now on in studio projection rooms or in town whenever possible.

Out-of-town previews sometimes call for 60 or more miles of driving by the critics.

U.S. PAYS 400G TO PAR FOR L.L. STUDIO

War Department is understood to be paying around \$400,000 for Eastern Service Studios at Astoria, Long Island, into which the Signal Corps Training Film Production Unit will move shortly. Paramount owns the studios and in consequence of the deal is leasing storage space in the building, near a Hollywood annex, which it will retain.

Astoria seat, assessed in 1937 at \$800,000, is now assessed at \$650,000. Mortgage, held by Prudence Bonds, is around \$500,000.

Lord Portal, Just Added To Churchill's Cabinet, Has Show Biz Background

Lord Portal, named Minister of Works and Buildings and First Commissioner of Works in Great Britain's cabinet, shakeup this week, is quite widely known in U. S. film business because of his motion picture connections in England. Generally associated with financial matters both in the British picture industry and in the U. S., he is a director of Universal Pictures holding company in Great Britain. As such he naturally figured in part of the British financing originally done by U's present management several years ago.

Lord Portal, who is taking the place of Lord Reith, one of the five senior ministers dropped by Prime Minister Winston Churchill in his cabinet shakeup, will take charge of post-war reconstruction. His family owns a paper used for Bank of England notes, is made.

At one time, he is recalled as being associated with Charles M. Woolf in several film enterprises in England.

Friedman Moves Over To Par Production Staff

Hollywood, Feb. 24. Charles Friedman, former stage producer, has checked in at Paramount in an untitled production capacity, associated with two forthcoming pictures, 'Priorities of 1942' and 'Dancing Debs.'

Recently Friedman worked at 20th-Fox in connection with 'Fing Lily Sunset.' On the stage his production activities included 'Sun and Needles' and 'Sing Out the News.'

Consent Decree Production Finds Companies Already Thinking of Next Season—Gives 'Em More Time for Merchandising

ADVANTAGES

Hollywood, Feb. 24. Consent decree production operations have resulted in the largest product and investment backlog in Hollywood history. Check of the studios shows that in nearly every instance companies have piled up product and finished features for release and are already beginning to think in terms of next season.

Both 20th-Fox and RKO have practically reduced the final stage of product for the current releasing year and the busy reading 1942-43 productions. Paramount is another that is well along towards completion with a backlog of 26 pictures finished and awaiting release.

Advantages of this method of operation are a great increase in the liability of having huge sums tied up in completed negatives, more time for exploitation merchandising has resulted. More time, too, is allowed for the proper editing and releasing. Exploitation advantage pays off as can be proven by a number of examples where a company's picture didn't do quite measure up to entertainment standards but did have other facing special, which were sold to another public interest.

There is now no rush to prepare, produce and get into distribution to meet a releasing demand, this resulting in a general up-lift in the pictures coming from the Hollywood production line, be it the so-called budget feature or a big special, which are being only a few bad misses in the bunch.

Balance Blocks-Of

Also an advantage in piling up a large number of completed pictures is the ability to balance consent decree blocks-of-five to hook on to some particular public interest for the varied types of film entertainment. Exhibitors are better able to get an idea of what's coming from the studios through the pre-exploitation campaigns prior to the time they, or their agents, sit down to book completed packages.

Lineup of the major plants finds Columbia, which hasn't been under consent decree regulations, with 16 pictures ready for marketing, five of which are westerns. The company has not been affected by shortage of materials or released. In various stages of editing are 11 more features and five westerns.

Metro Has 36 Ready

Metro has completed 38 features for the seven groups of pictures released and ready for marketing. Sixteen has finished 26, has four in work and another four ready to roll. Five-Thousand unit, which is scheduled, has four more to go, while Harry Sherman, with six Hopalong Cassidy pictures, has three in work, one Hoppy and one special to make. RKO has 14 completed pictures, with one in packaging under the consent decree.

Republic completed 30 features with 16 finished, two G. A. R. pictures, one in work, one in prep, 30 westerns with 19 completed; and four serials, all done but one studio (Continued on page 47)

Current Films Reduced to 16 MM. For 1st Time By Majors for Free Use By U. S. Army in Combat Areas

Let Me Have Him

Hollywood, Feb. 24. Cinema set, along with the rest of the country, will be told how to play gum mummy in a series of instructions by Ely Culbertson to run in the Hearst, Dallas.

Anytime brother Culbertson thinks he can dish up anything the lady at Hillcrest and Lakeside clubs don't already know he can build up a sizable fortune. And here he better not choose any of the town's sharps, does he mind losing a few shirts?

MILITARY PICTURE BRUSHOFF IF MEDOCRE

Picture company reps flocking to Washington for endorsement of films by military and political bigwigs in force were found rough going because of quality of product presented. Screening of B-minus pictures, some with war sequences, were given hasty brushoff by military experts.

Film reps are beginning to get the idea that it's useless and damaging to company prestige to bring second rate product up for endorsement by discriminating though limited official audiences.

When product is interesting, film companies have found military approval behind films. Unfavorable comment has become frequent in some particular public interest. Keys they're invited to see with blunt criticism openly given in a couple of instances lately.

Special Hays Office Meeting May Focus On Production Code

Prospect of a special meeting of Hays office directors in the next 10 days loomed this week although actual date of the session has not been decided. Date likely will be determined on when the time is secure approval of members.

Not revealed officially what is on the agenda of this special session, which would be ahead of the regular meeting of the Motion Picture Producers & Distributors Assn. late in March, is whether the Production Code may come in for discussion.

Pic Set Kibitzers Get Army Marching Orders

Hollywood, Feb. 24. War Department has clamped the ban on kibitzers who attend studio sets where military training films are being made. Order was received by Lieut. Col. Darryl F. Zanuck, studio representative of the Chief Signal Officer.

In addition to barring all visitors, the order also requires that every one working on such pictures must be able to certify his American citizenship.

Reducing current feature pictures and shorts to 16mm. for the first time, major film companies on behalf of the motion picture industry last week presented the U. S. War Department with the first 60 motion picture program for showing to American soldiers in combat areas. Some of the films such as 'Sullivan's Travels,' 'Hellzapoppin',' Son of Fury,' 'H. M. Pullman, Esq.' are not yet in general release.

Gift pictures, to be shown exclusively to relatively small groups, will be free of admission charge. General F. H. Osborn, chief of the Special Services Branch, who met executives of the 11 distributor companies at the office of the industry's War Activities Committee headed by Joseph P. Cotton, last Wednesday (18), declared that the industry's action would make it possible to provide current picture entertainment in combat areas at least 90 days earlier than would have been possible by special appropriation had been required to pay for them.

1st Prints of 28 Pix.

First product consists of four prints of each 20 pictures. In consequence, the War Activities Committee stated that this was the latest evidence of the industry's fee cooperative efforts.

Industry leaders present for the conference were Jack Cohn and Abe Montague, chief executives of the industry last week, Paramount, O. Henry Briggs, Producers Releasing Corp.; Andy Brown, chief executive of the Consumer's Republic; W. C. Michel, 20th-Fox; Carl Lesterman, United Artists; Nate Blumenthal, United Artists; Joseph J. Universal, and Joseph H. Hazen, Warners. Francis S. Harmon, executive vice chairman of the I. A. C. was spokesman for the group.

Showings of the 16mm. films abroad are to be under an oversight unit of the Special Services Branch, which is part of the U. S. Army Motion Picture Service. The unit is to expand its cooperative services to other countries.

Gen. Osborn stated that there are now more than 400 army theatres in operation and that more than 600 theatres would be in operation within a few months to meet needs of increased forces in training. He also made it clear that the Special Services Branch does not expect the industry to make its theatrical films available for non-theatrical showing. He also stated that the industry also stressed fact that no 16mm. prints would be available for such use. He also mentioned that Broadway, area includes 'Babe on Broadway,' 'The Big Broadcast of 1942,' 'The Bugle Sounds,' 'Mr. & Mrs. Smith,' 'Ball of Fire,' 'Man Who Came to Dinner,' 'Sullivan's Travels,' 'Fletch' in 'and 'Lady Is Willing.'

H'wood to Mark Spots Where Pic Biz Blomed

Hollywood, Feb. 24. Permanent market district spots in the founding of the motion picture industry are being set up by the U. S. Commerce Dept. in conjunction with the 20th anniversary of Paramount and Cecil De Mille.

Prominent among the historic spots is the site of a barn where DeMille filmed 'The Sign of the Cross,' first feature-length picture, in 1913.

Cable Resumes

Hollywood, Feb. 24. Clark Gable, who is in Metro to resume on 'Somewhere I'll Find You,' which has been suspended because of his desertion from the service. Studio is changing the title because it is suggestive of Gable's behavior.

Big 5 Likely to Continue Under Consent Decree, Thus Sidestepping Divorcement; Arbitration Clause OK

While the United Motion Picture Industry set is striving for a sales plan to substitute for the consent decree as well as expanded arbitration, it is regarded as highly probable in the trade that the contributors will seek to take advantage of the escape clause under the decree as result of the past week's developments and admission by the Department of Justice that it cannot bring United Artists, Columbia and Universal to trial on all issues of the anti-trust suit against them.

One reason for this likely attitude on the part of the distributors, leaving the possible modifications to the UMPI and the D. J., is that the so-called Big Five in no event will be any by themselves. The consent decree divorce action after three years of the decree. The companies signatory to the c.d., all of them controlling theatre chains, are Loew's, RKO, Paramount, Warner Bros. and 20th-Fox.

Under the provisions of the decree, if the Government fails to bring to trial UA and U in the event it is admittedly impossible, the Big Five are relieved of the necessity of selling stock-out-of-pocket. The Big Five are screenings, though subject for a total of three years to other features of the anti-trust armistice, including arbitration.

There is a possibility that the U. S. will seek an extension from the June 1 date on certain grounds, but since that date under the escape clause became a part of the consent decree, it's a question whether the Federal court, having jurisdiction, would grant such a request, regardless of the attitude of the distributors.

Meantime, the UMPI movement for a new sales plan and greater arbitration scope, including the probability the practice of overbuying stock forward may be abandoned, but of certain features of the decree without putting the distributors got with the D. J. for the future.

UMPI's exhibitor committee which conferred with Thurman Arnold, district attorney general in charge of anti-trust matters, and Robert L. Wright, special assistant to the attorney general, are reported to have been told that both would be willing to consider a suitable sales plan if one was worked out. The result might be receptive.

Under the plan, exhibitors would be the exhibitor group of nine members, which tomorrow will be set in view to setting up a definite selling plan for submission to Arnold and Wright.

Quarterly Selling?

Understood that of suggestions made in Washington by the exhibitors of the UMPI, the most realistic to be modified, one proposal is the sale of pictures on a quarterly basis. This plan would entail the trading down of five pictures that were ready with an additional five pictures depending on that a distributor's product amounted to being sold (Continued on page 47)

IBEW in Drive To Take In All Decrees Working in Pictures

Hollywood, Feb. 24. International Brotherhood of Electrical Workers opened a campaign today for jurisdiction over all motion picture trades involving the use of electricity. Included in the drive for control are lamp operators, fixturers, soundmen and electrical employees, now claimed by the International Alliance of Theatrical Stage Employees.

Currently the IBEW handles all electrical construction and maintenance work. Gene Latta, IBEW international representative, and George (Curly) Davis, former leader in establishing Local 10, have established quarters in Hollywood and sent out a general letter to film and TV office employees, warning them to break away from IATSE.

McCrea Screams 'Witch'

Hollywood, Feb. 24. Joel McCrea caused the post-mortem of the 'Witch' picture by turning down the co-starring role with Veronica Lake after a pair of directing script. Shooting is delayed until the studio signs a new male lead.

Jan Handy Closing 'H' Wood Offices Due To Loss of Auto Biz

Hollywood, Feb. 24. Jan Handy organization, one of the largest producers of advertising and public relations in the country, with headquarters in Detroit, is closing its Hollywood contact office, managed by Walter B. Handy, as a result of a restriction of the automobile business under war order. The GM contact office had built up an extensive trade based on the production and distribution of 35 mm. film. Handy's organization is being kept together by contracts to turn out a portion of Government advertising. Handy's development of commercial pictures is easily adaptable to the Government's campaign of public instruction during war time.

Meanwhile the organization is being kept together by contracts to turn out a portion of Government advertising. Handy's development of commercial pictures is easily adaptable to the Government's campaign of public instruction during war time.

HUB TEST BLACKOUT NICKS PIX BIZ 25%

Boston, Feb. 24. First blackout of the city's 177 night was a success from the civilian defense viewpoint, and it cut into the gross about 25%, according to estimates of local managers. Blackout lasted only 20 minutes (10-10:20), and was announced in advance. Patrons of theatres were not allowed to leave during the air alarm and the blackout.

On the streets there were two wardens and auxiliary police than gawkers, most people staying at home or coming into the theatre early enough to catch the shows during the blackout.

PRC All-Out For Corio; 7-Day Shooting Sked Now

Despite reviews of 'Swamp Woman' by Corio teams with Burgess Crabbie. Stripes, under and percentage on 'Swamp Woman,' was announced in advance. Patrons of theatres were not allowed to leave during the air alarm and the blackout.

She's now doing two weeks on an all-day contract in wearing in Cleveland and then goes to Miami for a rest before proceeding to Hollywood for 'Jungle Siren.'

Vaude a la Cinema

Hollywood, Feb. 24. 'Crazy Gals' gets a setback on the Metro production late while Mickey Rourke stars in a 'Big Time' picture and Judy Garland takes the lead in 'Big Time,' a tale of vaudeville.

Pair will be brought together later as co-stars in 'Crazy.' Otherwise the Murphy goes to the Rooney role opposite Miss Garland.

'Leather Kid' Remake To Star John Garfield

Hollywood, Feb. 24. Pugnistic role in 'The Patent Leather Kid,' has been inherited by John Garfield from Richard Dix. The picture, which played the original unspoken role.

PLAIN SET UP TO EXPLORE THE PIX EXPORTS

Following his conference with U.S. officials, Hollywood's executive, Carl Miliken, former manager of the Motion Picture Producers & Distributors Association, is expected to be called on to be perfected for complete expediting of films, destined for the foreign market through U.S. customs under the Trading-With-Enemy statute now being enforced.

Principal government bodies which will be contacted by such committees include the U.S. Army, Navy, Foreign Affairs, State, War, Navy, Inter-American Affairs and the State Department. Customs inspectors will be sent to Hollywood to inspect every film to leave the U.S. Law also applies to imports, but a negligible number presently are being shipped into this country.

Studio Contracts

Hollywood, Feb. 24. Violet Corio's player option lifted by 20th-Fox. Billie Hilliard signed by Sam Coslow to appear in a series of Soundies. Johnson, singing guitarist, signed by Paramount. Bob Hope signed by Virginia Maple's acting option picked up by 20th-Fox.

John Mercer's option as composer-writer picked up by Paramount. MacDonald drew player ticket at Metro. Claire James' stock player contract renewed by 20th-Fox.

Turban Bay handled acting part by Universal. Bob Hope's player option picked up by Republic. Edna Mae Jones' option lifted by 20th-Fox. Anne Jeffreys, singer, signed by Republic. Jack Ladegren signed for three shorts a year at Columbia.

Mpls. Indiv. Won't Tilt His Prices

Big Giveaways Are Eliminated

Minneapolis, Feb. 24. Until opening houses in his district eliminate giveaway 'rackets,' Fred Holm, owner of the Biograph, indie nabbe here, has announced he'll not follow other exhibitors in giving away with an admission price boost.

He's the sole holdout, but he says he's not giving away any more theatres that have some sort of giveaway as often as five nights a week. The giveaway giveaways include cash running as high as \$1,500, but says that 10¢ defense stamps to every patron, and he demands that they all be eliminated.

Following its action in raising admission prices from 5c to 6c, Minneapolis and St. Paul theatres and affiliated houses, the 'Minnesota Theatre Circuit' also has boosted the scale similarly in nearly all the situations throughout the state. The only exception is in South Dakota, where no changes are contemplated for the present, and one house in Fargo, N.D., where the night admission was lowered from 10c to 8c, with 10c in line with other scales in similar spots.

Angot, Boxing Champ Absolved In 8G Theatre Holdup; Two In Custody

Pittsburgh, Feb. 24. Police made short work of WB Stanley theatre holdup here, in which a \$10,000 amount was gaggled manager Charlie Eagle and got away with weekend receipts of \$10,000, when the robbery last Monday morning (10-11) Vincent De Lucia and James J. Sullivan were taken into custody in Akron. O. For a time, Sammy Angott, lightweight boxing champion of the world, also was involved when it was learned that Angott was in the city. He was taken to his home in Washington, Pa., only a short time after the robbery, but was released after questioning when he proved that he was just an 'innocent bystander.'

De Lucia and Bucknell while he was in New York training for his recent fight with Lew Jenkins and last Monday morning they called him from Pittsburgh and said they 'wanted to see him bad. So he drove up with his small daughter, picked up the men at their hotel here and took them to Washington in his car. Angott said they forced \$75 on him for the favor, but that he sent it back here on a check. When they returned they had given him after leaving the hotel. Angott here, he had dinner at the hotel. The father proved to the satisfaction of the authorities that he knew nothing of the holdup and was released after questioned several hours.

De Lucia and Bucknell were arrested in Akron on the complaint of a girl there, who reported they had accepted her in a hotel room, but their room and luggage resulted in the discovery of around \$2,500 of the holdup money, in addition to a revolver. Brought to Pittsburgh, De Lucia, said he did not take part in the holdup although he knew of it. Bucknell, who said he was another man said to have been involved in the holdup.

The day detectives placed together the story, the men who staged the robbery had a getaway car waiting nearby. The driver of the auto was believed to be a golden cold feet at the last moment, but the car was driven into their hotel room immediately, parked Angott in Washington, which is only 20 miles away, and stayed there until they arrived to the city of town.

Angott's lawyer, Earl W. Spangler, said that the robbery was corroborated by the fact that 'Sammy was just an innocent bystander.'

NO 10-HOUR SHIFTS FOR FILM STUDIOS

Hollywood, Feb. 24. Picture studios will not be forced into 10-hour shifts by the Government, according to Frank Mercer, president of the War Production Board, which is the labor division policy is to permit the studios to agree to govern working hours.

Report has been circulating that the six-hour shift would be set for the industry in the prewar program.

Philly's Philo-Tin Canab

Philly's Philo-Tin Canab, Feb. 24. Indie exhibitor who stepped to a meeting today (Tues), called by the Allied Independent Theatre Owners of Eastern Pennsylvania, to discuss raising admission prices and the hiring of film rental.

It was reported that the org would also discuss a possible plan of forming a booking combine to get more favorable deals on film. The president is John J. Friedl, company president.

HOLLYWOOD VEERING TO WHODUNITS ONCE MORE

Mystery yarns, periodical favorites of Hollywood, again seem to be on the wane. The only exception to last week and two others, not yet listed, are 'The Mystery of the Number 22' and 'The Mystery of the Five Alarm Furnace' by Stewart Sterling, concerning murder by a promiscuous. Price being asked is \$7,500.

The whodunit is 'The Fallen Sparrow,' by Dorothy B. Hughes. It is to be published first in American Magazine and then as a book. For buy last week was Footsteps Behind Her' by Mitchell Wilson, Liberty mag serial.

Other Heavy Buys

Columbia bought 'You Only Die Once,' by Heriberto Dalmas and Malvino Stone. Joseph McDonough acquired rights to 'Singapore,' now being written by Stewart Sterling, British playwright. Columbia purchased 'Knights Without Armor,' by Jay Dratler and Gene Kane. Horace McCoy and Jerry Sackheim sold 'Pieces of Silver' to 20th-Fox.

48 Pounding at Col.

Hollywood, Feb. 24. High mark for the season in the literary tide at Columbia is registered this week with 48 screenwriters. Added to the staff are seven new writers, including Michael Blankfort, J. Wolfson, Andor DeStoop, John Karka, Bernice Giler, Melvin Wald and Herbert Dalmas.

Lana's 'Private Affair'

Hollywood, Feb. 24. 'Marriage is a Private Affair' is the next starer for Lana Turner, slated for early spring with Pandro Berman. Ring Lardner, Jr., and Michael Kamin are doing the screenplay from a novel by Judy Kelly.

B.O. Effects of New War Time, Auto Tire Saving Etc., Still Being Studied

It will take some time to accurately determine the effect of new war time on theatre business, but operators are of the opinion that rationing of cars and tires is hurting and will be progressively felt as the war lengthens.

The holiday Monday (23), when Washington's birthday was officially celebrated, is pointed to as an instance of how people are pampering their automobiles with fewer out-of-town tags noted in New York than on other occasions. Additionally, while cars were jammed with people, in the downtown Times Square area there was very much a scarcity.

A check on parking lots also would indicate that cars are getting their exercise on weekdays but being rationed much of the balance of the week. As a result of the parking check on Saturdays-Sundays, operators of N.Y. lots are declared to be taking advantage of the situation and are charging up to as much as \$1.50 on those days when the cars come out of their garages.

It is a question just how the saving of autos and tires will affect the theatre and where. Anti-parking laws in New York City, for example, are a drawback, particularly in areas where people may come from distant cities to see shows. In other areas, however, also, the average worker. However, also in areas and downtown areas, the situation on cars may be different this summer of keeping more people away from the country or on joy rides, the result of rationing at their neighborhood theatres.

In the hinterland the shift of autos to cities will be a factor, too, another since fuels will not be so quick to drive from villages to nearby cities as they will be in the near future. In their own homes, the local theatres will be getting their share of the day, with result people with cars level to towns where pictures are shown. The towns that are ahead that may stand to suffer loss of suburban or outer trade, while the theatre house improves its position by playing to more of the townfolk. Of course, how the gas situation will work out, hurting here and possibly benefiting somewhere else, is problematical at this stage of the war.

The new wartime will be better judged as days lengthen this summer, but an optimistic managerial opinion may be the economy on cars. Fear of being too far from home in case of raids, less fuel due to cost. Also, probably few people will go fishing along coastlines for fear of other dangers.

Coast Seen Nabs Several Months
Hollywood, Feb. 24.
Theatre men are viewing with both alarm and confidence disclosure by (Continued on page 38)

EXPECT N.Y. CENSORS' OK ON 'BIRTH OF BABY'

Albany, N. Y., Feb. 24.
The Board of Regents, at their monthly meeting, passed back for review of a Irving Berlin musical, "The Birth of a Nation," the motion picture division, State Education Department, the new division of the State Education Department. The new division has been made in attempt to obtain a license for the off-putting picture. Some of the Hill observers believe that eventually "Baby" may be okayed for exhibition in theatres throughout the state. They base this opinion on prophecy partly on the fact the Regents, by a narrow margin, voted several months ago to give the green light to the film "The Birth of a Nation." In-Mexico documentary, "The Forgotten Village." "Like 'The Forgotten Village,' the story of a baby is strongly endorsed by a number of leaders in the field of health and social welfare. The sequel is to which the board and the Regents, always objected was that depicting the delivery of a baby.

Er-Kay, Use It

Hollywood, Feb. 24.
Deal between 20th-Fox and the Brooklyn Dodgers gave the studio permission to use the name of the baseball team in the film comedy, "Them Lovely Bums." Top spots go to Lloyd Nolan, as manager of the "Bums," and Carol Landis, a owner of the club.

WOOD STANCE ON WARTIME LABOR

Hollywood, Feb. 24.
Motion Picture Producers Association has adopted recommendations from the film industry coordinating committee for a survey of the labor situation. Recommendations comprise the promulgation of a forward-looking, long range labor policy for the industry embracing the analysis of the labor situation in the industry in comparison with other industries. This would take into consideration labor problems presented by the industry, establishment of a bureau to inventory all facilities and equipment of studios with view to conserving through inter-studio consultation and assistance.

Proposal includes meeting at least once a year, on the West Coast, of all company heads and production executives to discuss fully overall proposals of the industry.

Committee's report announced the resignation of Charles C. Pettibone as legislative representative of the industry and the appointment of John G. Bryson to succeed him.

Vast majority of theatre operators throughout the country displayed smart showmanship in heading off the possibility of a stay-home trade waiting for President Roosevelt's speech Monday night (23) by soliciting the radio address to regular theatre programs and halling shows for the evening. The theatre's future Presidential addresses will also be relayed from screen loud speakers in order to offset radio competition.

Some of the circuits, such as Lewey and RKO, devoted space in the dailies to advertise that regular programs would be interrupted in the evening of the day-home trade speech. Roxy, N. Y., had copy reading, "Why stay at home? Enjoy a good picture and screen show and hear every word of the President's talk from our stage!" In the vicinity of the Lewey houses in the New York metropolitan area maps were flashed on the screen so that the talk could be followed more effectively by audiences.

Maps on Screen
San Francisco, Feb. 24.
Gate (Fox-West Coast) flashed world maps on the screen during the 1940-41 season. The management of the Gate made a deal with the San Francisco Chronicle for 2,000 copies of the maps for patrons of Paramount made a similar deal with the Cal-Bulletin.

MAINTENANCE YES BUT NOT AT ALL COSTS

Preference Rating Consideration for Cinemas Is in Line with Recognition of Films' Value for National Morale
Hollywood, Feb. 24.
Preference rating order, under which theatres will get more the head of the list of enterprises providing various kinds of raw materials and finished goods, is in the making, but a virtual ban on new theatre construction will be occasioned by war shortages.

NO FURBELOWS

Washington, Feb. 24.
Preference rating order, under which theatres will get more the head of the list of enterprises providing various kinds of raw materials and finished goods, is in the making, but a virtual ban on new theatre construction will be occasioned by war shortages. Because of the necessity of providing relaxation and the Federal Government, feeling that theatres can be used effectively to convey information about the war program besides holding up mirrors, it is expected exhibitors will be granted a fairly high standing in the line of people wanting to buy assets of goods to keep their enterprises running. But from seats to steel, theatre executives probably will need to convince authorities of their need, in order to get what they want. This means, wherever possible, houses probably will be put on a "replacement and maintenance basis." This means whatever is essential to assure continued operation would be ordered out for replacement. Making up of properties will have to be done, as will be the case with theatres that are not necessary to the welfare of the population.

W. J. LONG QUITS ODEON CHAIR

Vancouver, Feb. 24.
W. J. Long has resigned as president and general manager of the newest downtown Odeon circuit theatre, the Vogue, which he built, as well as president of 17 out of the 21 Odeon theatres in British Columbia, a post which he assumed when the Vogue was taken over by the N. L. Nathanson chain.

Options follow discontinuation over relations with Odeon executives and arrangements agreed upon by the Odeon chain were never carried out. Recently huddling with Haskell Masters, general manager of the Odeon chain, following the appointment the way things were working out so far as he was concerned. Long states that he told Masters that he would carry on for 10 weeks and then make his decision. Long does not indicate the nature of the friction except for arrangements that were not carried out.

The Vogue here was built on local financing and in February a year ago it was taken over by Odeon on a 10-year lease for inclusion in the British Columbia unit of the circuit headed by Vancouver lawyer J. W. Forgue for the Odeon chain. Forgue for the Odeon chain for his father, N. L. Nathanson, and by Oscar Hanson, who has held the reins of the chain as an executive and shareholder.

Long came to Vancouver from Edmonton, Alta., in 1936, to head years of theatre-operating experience. He has not indicated his future plans.
Col.'s Fort Knox
Hollywood, Feb. 24.
Columbia is digging its new underground fort in its ranch in San Fernando Valley. Dugouts are designed as a protection for the studio's negatives.

Par Continues to Sell Away from Skouras and Century Circuits in N. Y. as With First 2 Blocks

Keep 'Em Dated

Hollywood, Feb. 24.
Originated as a publicity stunt, "Love Insurance, Ltd.," has been registered as a film title by the Copyright Office. Idea is that a soldier in California, by the payment of two dollars a month, can sit in Hollywood glamor gal whenever the gal-he-lead-behind goes straying with one of the non-military boys back home.

UA'S 15 BY END OF 1941-42; 19 PIX IN '40-41

United Artists will release 15 features this season, as compared with 19 during 1940-41. Nine will have been delivered up to the end of this week, while 13 had been sent into release by this time last year. However, UA will have four features, eight Hal Roach "streamliners" are being distributed this season. Edward Small will have released at least in part six of UA's 15 pictures, one of the highest numbers in years to come from one producer. UA will have four more of them and imported two from England, paid for with coin he has blocked there.

Absent from the UA release chart, as it now stands in its final form, is the product of a number of last year's films. Among the absentees are James Roosevelt, Samuel Goldwyn, Lewis, Richard Rowland and Sol Lesser. Low-Levin and Lesser will both be represented, however, in next year's program. Forner is preparing Somerset Maugham's "Moon and Six Pence" and latter a series of Tarzan pictures.

UA will have four English-made and a reissue ("The Gold Rush") among its 15 this season. Released so far have been "Three Cockeys and a Babe" (Small), "Major Barbara" (Pascal), "Interpretation" (Small), "Lydia" (Korda), "New Wine" (Small), "Sundown" (Wagner-UA), "Coricain Brothers" (Small), "Shanghai Gesture" (Presburger) and "Gentlemen After Dark" (Small).

Coming up are "To Be or Not to Be" (Pascal-UA), "Mr. Small" (UA), "Jungle Book" (Korda), "Gold Rush" (Chaplin), "Twin Beds" (Small) and "Ship With Wings" (Balting).

D. M. Major Fatally Shot

St. Louis, Feb. 24.
D. Moss Major, owner-operator of the Mainstreet, Paris, Mo., was shot to death in an alley in the rear of an apartment in Paris where he lived with his family. A discharged shotgun was nearby. Major is reported to have been following an ex-Missouri motion picture circuit.

Pa. Okays 'Gesture'

Philadelphia, Feb. 24.
United Artists' "Shanghai Gesture" last week finally received the okay of the Pennsylvania Board of Motion Picture Censors. UA tentatively booked into Warners' Palace to open in about two weeks. The picture was held up because the standers found a couple of scenes were 'objectionable' under the terms of the State motion picture code.

Selling its first two blocks of five pictures each away from the Skouras and Century circuits in the Greater New York area and on Long Island, Paramount is farther apart than ever with these two important independent chains. As a result, UA has started to offer its third and fourth groups to opposition operators. This would make it appear that the breach may be permanent.

The break this becomes the biggest to actually occur under consent decree selling. In other cases threats to sell away have resulted in settlements. A total of 37 theatres are involved in the decision of Par to require that its first two Century lots (1941-42 product on the terms which the two circuits demand).

On the other hand, Par is the first 10 pictures sold away from Skouras and Century. Par is continuing to court film in units of two and, instead of making accounts - take "Loulous Purchase" separately is combining it with another picture, "Glamour Boy." Mr. Bug Goes to Town" and Sullivan's Travels" are also being coupled, "The Sign of the Cross" and "Remarkable Andrew."

Getting percentage deals from the Indies to which neither Skouras nor Century would consent. Par closed its doors in units of two and, instead of selling on the first and second blocks. Also, in numerous cases Par got quick giving and, in many cases, where houses committed themselves to three or four days, they held their own.

Reported that Skouras and Century is combining it with another picture, "Glamour Boy." Mr. Bug Goes to Town" and Sullivan's Travels" are also being coupled, "The Sign of the Cross" and "Remarkable Andrew." Par has long been in negotiation with the Prudential circuit operating 38 houses in Westchester and Long Island, but, with difficulties on split worked out, a deal was closed during the past week. This is one of the more important of eastern indie splits. The deal involves key houses in strategic towns.

MICH. STALLS ITS 3% TAX PENDING RULING

Defroit, Feb. 24.
No action will be taken by the state of Michigan toward collecting the 3% tax on motion picture rentals until the picture industry has been able to resolve a long pending question before the State Tax Board, Louis N. Nims, State commissioner of taxation.

Following this presentation of the industry's side of the tax, an outbreak of the regular state tax rentals will be made by the board, probably within two weeks, which will be applied to the picture industry in Michigan. The action for collection was started against Allied Film Exchanges, as a test case, but most picture houses are expected to pay. Now will result in a blanket ruling.

Shadowed Through Egypt

Hollywood, Feb. 24.
Next star attraction of Metro will be "Shadow of a Lady," based on a story by Ladislav Fodor. Tale is about a Hollywood songstress visiting Egypt and getting into complications, not too serious.

WHAT'S COOKIN'

(MUSICAL)
Universal release of Ron Grahsmith picture...
Cast: Alan Young, John J. Mack, etc.

'What's Cookin'' is another in the series of program films which...
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Miniature Reviews

'What's Cookin' (U) Musical...
'Big Mersey' (Passing Parade)...
'Private Smyth Smith' (Mono)...

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This Week's New Shorts

METRO
'Flag of Mersey' (Passing Parade)...
'Private Smyth Smith' (Mono)...

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'Private Smyth Smith' (Mono)...

particularly the closings of numerous flowers. Passable topic if coupled with a lively dramatic or comedy short. —Weer.

UNIVERSAL
'Tune Time' (Personality. Name-Band Musical). 16 mins.—An 'Angeles' King Meets this musical two-act...
'Cliffs of Dover' is slightly terrific.

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SHUT MY BIG MOUTH

Hollywood, Feb. 14.
Columbia release of Robert Florey picture...
Cast: Alan Young, John J. Mack, etc.

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BELOW THE BORDER

Hollywood, Feb. 14.
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Current Short Releases

(Prints in Exchange)
'What About Daddy?' (Pete Smith)...
'Glove Bait' (Col) 10½ mins.

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SABLE CICADA

(CHINESE-MADE)
Modern Film release of Mark Haskin picture...
Cast: Alan Young, John J. Mack, etc.

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STORY BUYS

Metro bought 'Some Portion of Republic' tale of a drafted bride...
'Yellow Rose of Texas' as a Republic acquired rights to the old song.

Metro bought 'The Half Pint Kid' horse racing yarn, by Byron Bolton...
'Weekend Leave' to Paramount.

Metro bought 'The London Blackout' Republic picture by 'London Blackout' writer...
'Weekend Leave' to Paramount.

TITLE CHANGES

'Out of the Fog' to Paramount...
'Yellow Rose of Texas' as a Republic acquired rights to the old song.

'The London Blackout' Republic picture by 'London Blackout' writer...
'Weekend Leave' to Paramount.

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'Weekend Leave' to Paramount.

**YOU CAN'T KEEP A
GOOD MONSTER DOWN!**

HERE'S UNIVERSAL'S
"MIDAS" AGAIN!
OUT FOR MORE GOLD!

*With every chill a thrill
with every thrill he fills your till!*

The **GHOST** *of*
FRANKENSTEIN

SIR CEDRIC
HARDWICKE · **ALPH LAM**
LIONEL BELA
ATWILL · **LUGOS** · **EVELYN ANKER**
and
HON CHANEY as Frankenstein's
Monster

Original Story by Eric S. Ross
Produced by GEORGE WAGNER
PICTURE

NATIONAL RELEASE MARCH 6th



Good Pix, Fine Biz in S.F.: Dinner' \$20,000, 'Woman,' \$19,500, Both Big

San Francisco, Feb. 24. Plenty of high-power ammunition on the street this week... 'Woman of Year' (M-G) at Fox and 'Man Who Came to Dinner' at Warner...

Key City Grosses

Estimated Total Grosses This Week.....\$2,619,740 (Based on 25 cities, 161 theaters, 19 chiefly first runs, including N.Y.)

HUB ON UPBEAT; 'DINNER,' \$21,000

San Francisco, Feb. 24. 'Hub' (RKO) is holding over for a second week... 'Dinner' (M-G) at Fox...

'Eager' Main St., \$18,000, Pace Prosperous St. L.

St. Louis, Feb. 24. Lenten season in this Catholic community is expected to deal a death blow to the deluxers...

Estimates for This Week

Loew's (RKO) (3,170; 30-40)—Johnny Eagle (M-G) and 'Main Street' (M-G) at Loew's...

'Captains Rousing \$36,000 in Two L.A. Spots: To Be' Nice \$33,700 for 3 Houses, 'Hellz' Soloed 10 1/2 C, H.O.

Los Angeles, Feb. 24. 'Captains of Clouds' (WB) is high on the local front...

Estimated Total Gross

This Week.....\$3,711,500 (Based on 13 theatres) Total Last Week.....\$3,620,200 (Based on 13 theatres)

'No Hands'-Ted Lewis Big \$11,000, Best In Denver, 'Fury' 10 1/2 C

Denver, Feb. 24. Heavy snow Monday morning led to hurt business on the holiday 'Ted Lewis on Clock' at the Denver...

Estimates for This Week

Aldin (Fox) (1,400; 25-40)—'Aldin Boots' (Fox) after a week at Loew's...

Estimates for This Week

Loew's (RKO) (3,200; 30-40-55-65) top show topped by Dave Apollo... 'No Hands on Clock' (Fox)...

Estimates for This Week

Fox (F-WC) (5,000; 35-40-55)—'Woman of Year' (M-G) and 'Pacific Blackout' (Par)...

Estimates for This Week

Golden Gate (RKO) (2,850; 44-55-65)—'Suspicion' (RKO) and 'The Girl Who Sings' (RKO)...

Estimates for This Week

United Artists (UA) (2,400; 35-40-55)—'Woman of Year' (M-G) and 'Pacific Blackout' (Par)...

'CAPTAINS SOARS TO HUGE \$12,000 IN PORT

Portland, Ore., Feb. 24. 'Captains of the Clouds' is a smash hit at the Broadway...

Estimates for This Week

Loew's (RKO) (3,200; 30-40-55-65)—'Captains of Clouds' (WB) and 'Miss Polly' (UA)...

Wide Meet the Sarge

Hollywood, Feb. 24. William Holden goes into the Army as soon as he finishes 'Meet the Sarge'...

Estimates for This Week

Loew's (RKO) (3,200; 30-40-55-65) top show topped by Dave Apollo... 'No Hands on Clock' (Fox)...

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NATIONAL BOXOFFICE SURVEY

Cagney and Ginger Rogers Challenge Tracy-Hepburn and Tyrone Power for Marquee Billing in New Films

Los Angeles, where, despite Blackout, \$33,700 was gathered in three houses...

Despite hostile press notices, 'Roxie Hart' starring Ginger Rogers, a picture...

For the others, there is little outstanding, except for \$42,000 in two theatres...

When Green 'Was My Valley' (20th), which has topped the money list...

'Woman says no let up in its appeal at the Music Hall, New York...

Ernst Lubitch's 'To Be' possesses special draw as the last film made by Carol Lombard...

Estimates for This Week

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Player's contract is held jointly by Columbia and Paramount.

White Collar Girl has been invited for future shooting.

"ROXIE" ROX ROXY!

"The crowds are uncontrollable," reports New York's Roxy on opening day! "And they raise the roof! We can't get the sound up high enough to cover the laughs! They're screaming!"

GINGER ROGERS ROX ROXY
 GEORGE MONTGOMERY ADOLPH LASKER
 SNOW TIME ROXY JEANNE BRIDGESON OTHERS



AMERICA'S BOXOFFICE SWEET-
 HART KEEPS 'EM ROLLING (IN THE
 AISLES) IN MIAMI...IN MEMPHIS...
 IN PHILADELPHIA...IN ROCHESTER
 ...IN FACT... *Everywhere!*



FIRST IN
 THE LONG
 RUNS!

20th
 CENTURY
 FOX

TAXES WILL BEAT THE AXIS! PLAY WALT DISNEY'S TREASURY DEPT. SHORT "THE NEW SPIRIT"

1000th*
PERFORMANCE
56 Weeks
in New York
 * Feb. 18, 1942



**NOW AVAILABLE
 FOR POPULAR-RUN
 ENGAGEMENTS**

THE PICTURE that holds Broadway's long-run talking picture record...now playing a return engagement at the Broadway after a record 51 weeks at \$2.20 top...ready for presentation at YOUR regular prices and prices...

THE PICTURE that led reviewers to greater praise than they had ever lavished before...

THE PICTURE that's had the greatest publicity coverage in the history of the business...

THE PICTURE most eagerly awaited by more people than any other picture of record (result of official national poll)...

WALT DISNEY'S
TECHNICOLOR TRIUMPH

FANTASIA

WITH **STOKOWSKI**

GET IN TOUCH WITH YOUR RKO... NOE

39
 weeks
in Los Angeles

15
 weeks
in Boston

15
 weeks
in Chicago

12
 weeks
in San Francisco

12
 weeks
in Philadelphia

11
 weeks
in Detroit

9
 weeks
in Cleveland

8
 weeks
in Pittsburgh

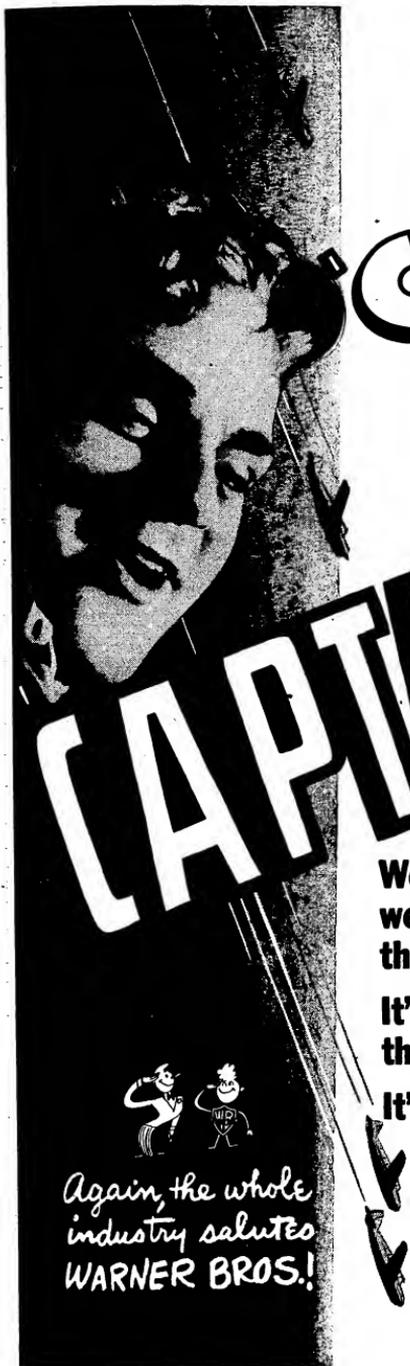
7
 weeks
in Washington

5
 weeks
in Minneapolis

5
 weeks
in Baltimore

4
 weeks
in St. Paul

RELEASED APRIL 30
 THE SHOWMAN'S
 PERFECT
 EASTER WEEK
 ATTRACTION



Even the
SERGEANT
 salutes

CAPTAINS!

We weren't kidding when we called "Captains of the Clouds" the "Sergeant York" of 1942!

It's topping the Sarge's record at the N. Y. Strand!

It's SROver everything in years!



Again, the whole industry salutes
WARNER BROS.!

JAMES CAGNEY
"CAPTAINS OF THE CLOUDS"
 In Technicolor
 with
DENNIS MORGAN • BRENDA MARSHALL
 Alan Hale • George Tobias
 Reginald Gardiner • Reginald Denny
 Directed by **MICHAEL CURTIZ**
 Screen Play by Arthur T. Horman, Richard Macaulay, Norman
 Ballou, Helms • From a Story by Arthur T. Horman and Roland
 Gillett • Music by Max Steiner • A Warner Bros. First Nat'l Picture

D.C. Straws-in-the-Tax Winds Renew Fears Amus. Admissions May Be Socked Again For More Revenue

Washington, Feb. 24.— Though no sentimentality crystallized to date, film industry representatives here are gravely apprehensive about a possible boost in the 1942 admissions tax rate, now Congress gets started up retooling the terms of the new \$1,000,000,000-per-year revenue bill.

Introduction of legislation raising the needed sum—biggest ever sought in the industry's history—has been in the works off and on since the wind is blowing arouses fear that amendments will be socked hard for the third successive year. Concern is occasioned mostly by the continuing Treasury Department resistance to anything like a general sales tax and the experts' insistence that "selective excises" are the fairest way to bring in the immense amount required to help pay the war bill.

Disagreement between Congressional leaders and the Treasury has not been reconciled, despite the fact that revenues inspired by a hope of having the issues thrashed out publicly after the presentation of the proposals are revealed to the public. In view of the way Congress got caught in a tight box when it declined last year, Senate and House revenue raisers and the Treasury are expected to meet in the near future and the odds are against any complete compromise.

Make Up For Losses

This lack of agreement means the same difficulties in working out the Treasury, as in now expected, will be forwarded with budget proposals directed at individual industries, there will be the familiar tussle and handling will still be their item. Then after billions of prospective revenues have been estimated, the industry will begin gnawing at their heads for replacements. That's where amusement is vulnerable.

Constant curtailment of production of articles now—radio, tires, automobiles, liquor, phonographs, for instance—means the problem of making the specified amount of revenue will be intensified. Obviously, with sales diminishing and rationing curtailing the yield from existing imports will drop. So Congress will have no alternative—unless a general sales tax is rejected—but hike the rate on those products which still are in good demand. Amusement is one of the most attractive target for bewildered revenue-raisers, as business volume holding up well and in many spots increasing substantially. Congress isn't likely to be any more impressed this year than before with the complaint that rising costs plus higher corporate taxes are driving exhibitors and other amusement purveyors closer to the brink of financial disaster. Now present the any additional penalties required in admissions taxes will drive the industry away from the screen, but not materialized before.

No Fear of Footage Tax

There is no real fear of a footage tax though some uneasiness is shown on this score. Also, it is doubtful that the lawmakers might attempt some sort of business privilege tax that might bear brutally on amusements.

Exhibitors will bear the brunt of a tax against the picture, at 15 or 20, perhaps higher. Right now, though, there is uncertainty about the strategy to be followed. Should the theatre owners rush in before the House Ways & Means Committee report recommendations to such action even if he is suggested? Or is it best to let the dog lie and run the risk, that after all hearings are over in the House, the Senate will suddenly propose bill-drawn amendments on amusements?

In this dilemma, the political attitude for all branches of the industry are flashing signs to their field marshals, so that they are ready to jump into action on an instant's notice. At this stage, the mastermind figure is the man who is warning there will be at least enough warning of an attack to send up the interceptor planes and start the barrage.

MORE WAR TITLES

From Douglas MacArthur's 'Yanks Are Coming'

War in the Far East has studio idea men working overtime attempting to get angles for films. Flopping of the indiating the Hollywood trend of thought, has been registered in the past few weeks. Trick of course, is to work out scripts which take advantage of the adventurous war doings that capture public imagination but which will not be outmoded by the rapid flow of events before the pic is released.

Three producers' airmen who have been defending the Burma road, call themselves the Tiger Queens. In the latest group to get down for celluloid immortalization, Paramount and Columbia have both registered 'Flying Tigers,' while Metro has 'Flying Tigers of China.' Another MacArthur picture is being another favorite. Par holds title to 'Douglas MacArthur, USA' and 'MacArthur's Courage.' 20th-Fox has 'General Douglas MacArthur' and 'The Great MacArthur.' Warner Bros' entry is 'MacArthur of the Philippines.' Col controls 'The Siege of Corregidor.'

Another unfortunate incident is Metro's registration only two weeks ago of 'The Siege of Singapore.' The British Government, incidentally, was the locale for Paramount's 'Bob Hope-Bing Crosby' 'The Yanks Are Coming' just two years ago. The Road to Singapore? 'Warner Bros' entry is 'MacArthur' and 'The Siege of Singapore.' Metro's registration only two weeks ago of 'The Siege of Singapore.'

Par, RKO and WB has lashed together 'Warner Bros' entry is 'MacArthur' and 'The Siege of Singapore.'

Children Who Fall Asleep in Dark Theatres Can't Collect Damages

Memphis, Feb. 24.— Children who fall asleep in film houses and get scared upon awakening after the closing lights are extinguished, will not be able to sue for damages in the Shelby county courts.

Parents of Johnny Martin, age seven, filed suit in circuit court here against the Rosemary, nabe house, and its owner, Mike Cimacolo, for \$5,000, charging little Johnny suffered injuries during on March 22, 1941.

Suit alleged to be brought on behalf of the child, who was allegedly smashed a door glass in an effort to get out and bruised himself.

After hearing testimony, Judge R. O. Donnell rendered a verdict in the jury's hands and granted a motion by defense attorney Leo Bearman for directed verdict in favor of the defendant.

Judge Adams took the position that the child was not injured, but been the remote cause of the accident in not having completely awakened during the hours that he was still the proximate cause of the damage was an affirmative act on the part of Johnny, who, the judge said he did not believe the theatre owner had anticipated that Johnny would smash the glass and cut his hand.

Stay in Horwitz Case

Houston, Texas, Feb. 24. R. O. Donnell is president of the operating committee of the Horwitz case will remain as manager in charge of details of the Horwitz Theatre in the current court battle here.

O'Donnell obtained a temporary injunction against the Horwitzes, local attorney, from interfering with the operations of the Horwitz Theatre for 30 days in view of a suit in appeal.

Los Angeles, Feb. 24. For \$2,000 was bid by the Broadway Hotel, Lake Tahoe, Cal., against Frank Lloyd Productions, Inc., for breach of contract.

Hotel people declare they cut down trees on their property and arranged for the filming of a picture with the understanding that the Lloyd unit would remove the trees. Instead, the complaint states, the film company stayed at another hotel.

SALES EXECs SEEK TO EASE UNION BREEFS

Minneapolis, Feb. 24. Following a conference in Chicago, participated in by Scully, Paul, Commercial and Le Roy J. Miller, Universal sales, district and branch managers, and the National Sales Execs. Association, on the one hand, and Don Buckley and Fred Strom representing Northwest All-Union film company, on the other, to work to ease the territory's independent exhibitors' grievances. The All-Union salesmen urged the coddling in behalf of its independent exhibitors, who have been assailing the allegedly high-handed, arbitrary and unreasonable demands and excessive terms, and in a bulletin distributed where possible, has charged the company has created for itself a whirlwind of exhibitor ill-will.

Among the charges for the ill-will have been Universal's arbitrary designation of 'In the Navy' and 'Hold That Ghost' in the top bracket which already had been filled with pictures of one kind, which it has been charged, were 'of poor boxoffice merit.' There also has been complaining because the company registered that feature pictures and shorts would be paid for in advance of availability and also required that all past delinquencies in contracts for 'In the Navy' and 'Hold That Ghost' be paid for before 'In the Navy' would be played.

Other grumbles have been occasioned by an allegedly unwarranted and unnecessary holdover of 'In the Navy' and 'Hold That Ghost' release date and agreement that it would be released on the 1940-41 season. Business' despite the unfair terms exacted for three-year franchises and an illegal contract requiring the exhibitor to confine his cancellations to listed price brackets, and the Minnesota law calls for a 20% cancellation proportionately in 'all cases' the company will do to take care of the grievances' remains to be seen.

\$13,975 Claim Allowed Vs. Late Robt. B. Koch

St. Louis, Feb. 24. Probate Judge Henry B. Arnold has allowed a claim for \$13,975 against the estate of Robert B. Koch, former assistant manager of Fox's St. Louis Properties, Inc., who died in December, 1939, from a gunshot wound.

The estate is entitled to the careless handling of a revolver, which was stored in Koch's home, was discovered. The claim was the amount of the storage.

St. Louis LKO Properties, Inc., owns the Humboldt Building and is lessee of the Fox theatre, 5,000-seater in midtown.

Anti-War Film

Continued from page 1

for it. Frederic March is shown as an aviator who commits suicide in the last minutes of the war, with the whole body disfigurement.

The production is being financing of these films is to be led to the attention of Lowell Mellett, U. S. Navy. Mellett is reported to have him ask the major companies not to allow them out of their hands. Mellett is reported to have studios to make films of the exact opposite type and it appears inconceivable that he should be protesting against the anti-war reissues.

Defense Centres Depopulate Other Towns—Result: Theatre Biz Spotty

MORE FEMME MANPOWER Takes Doorman's Post

Buffalo, Feb. 24. First woman tryout manager's berth in local picture house is Dorothy Moore, who this week took over management of the picture house. Replacing John Fleiky, who enlisted in the Marine Corp. Miss Moore, 26, has been secretary to Andrew Gibson, general manager of the Dipson chain.

New It's Door Gals
San Francisco, Feb. 24. Al Goodwin, manager of the U. S. pium here, is contemplating girl doorman. Last three successive door boys in the last few weeks.

Femme Treasurer
Milwaukee, Feb. 24. Peter J. Fetter, treasurer of the U. S. Wisconsin, left for army service, succeeded by Doris Budde, in line with the recently announced policy of replacing men with girls in all positions where possible.

Same Case of RKO Film Shuttled 15 Miles Between 2 States
Duluth, Feb. 24. The copy export system was used here by the Granada to play RKO's 'The Gay Falcon' recently. Through a mixup at the exchange both the Granada and the Superior theatre, Superior, Wis., found themselves sending same copy to the same city, so that as soon as one reel was run off, it would be rushed off to be played at the other. Carriers waited on Interstate bridge, which is the dividing line between Minnesota and Wisconsin, until the two theatres 15 miles apart.

It was a close call all day long. The Superior theatre was the first of the afternoon runs and customers saw a color cartoon between reels while waiting for the picture to reach the projection room.

Lucky it wasn't during the interlude, but cars often are held up for an hour while two or three freighters wait at the harbor.

John Auer Upped

Hollywood, Feb. 24. Republic upped John H. Auer from director to producer-director, with a salary of \$15,000, his first big double assignment.

Second job is 'Moonlight Madness,' a musical with Betty Davis in the top spot.

Smelling Out the Crime

Hollywood, Feb. 24. Edward Arnold drew the short straw as a blind detective with a seeing eye dog in the forthcoming Metro picture 'Smelling Out the Crime.' Picture is based on a novel by Bayard Kendrick. Fred Zinneman directs.

Berie May Tour

Continued from page 7

That three agents would split up the book, says William Morris bank handles Berie; Music Corp. pres Crosby, and Ken Dolan agents his own wife, Sammie Ray.

Hour show is planned for the stage unit, with a line of girls to be shown in a presentation look. Figured the layout would be queried at around \$15,000 a week.

Moving Opposite Burns
Ballantine Bern takes over the top spot in the Broadway theatre. The New York Network March 10. The new opposition will be Bob Burns (CBS) and 'The Melted' (NBC) in its present Big spot (Friday) the beer show competes with Kate Brown's 'News and Information, Please' (NBC).

Milwaukee, Feb. 24. While recent weeks have seen a noticeable improvement in business in the theatre districts and some of the nabes, the situation generally is spotty, with the smaller towns in their own ways. The situation generally even approached in World War No. 1, according to authentic reports from the leading theatre district, the National Theatre Protective Association of Wisconsin and Upper Michigan.

Exhibits in these state cities is it is not only the drain on the nation's manpower that is taking their customers away, but the girls and younger women, too, are leaving the theatre districts to defend jobs in big industrial centers, steadily depopulating once thriving districts. In many cases homes are being given up entirely by families moving to the cities for highly paid jobs in defense industries.

Theatres that drew their business from the surrounding territory are suffering, too, because of the tire rationing situation, former patrons declining to buy tires. The number of the older people, left alone at home, are either in the home or sitting at their firesides with going out to see the movies, and many friends at the front.

While many huge plants locally are converting to war purposes, many vet employees idle while the slow re-tooling process goes on, and theatre operators figure it may be a full year before readjustments have been made that permit anything like standardized conditions to prevail.

Tower, Frisco, Man Attacked in Labor Row

San Francisco, Feb. 24. Fred Wade, house manager of the Metropolitan theatre, Mission district, built formerly the Majestic, was attacked and suffered concussion of the brain in a labor squabble over wages of janitors when the theatre was reopened Friday (20) by the Nasser brothers.

George Nasser said that an "unauthorized" strike was pulled by Charles Hays, who was not allowed to accede to the demand for the use of two janitors where only one was used before. The house now has 800 seats, 100 less than before the remodeling.

Fickett's theatre in front of the Tower at 10 a.m. Friday and was withdrawn after three hours of protest to use one and one-half janitors for seven days pending arbitration. There were no arrests.

Hardy, secretary of the janitors union, said 'Nasser consistently failed to meet the demands for wages two across the street in the 2,200-seat New Mission. He paid extra for the men.' Janitors' strike is 36 1/2 days.

Nasser Bro, bought the house from the late William Morris bank handles Berie; Music Corp. pres Crosby, and Ken Dolan agents his own wife, Sammie Ray.

And the Band Played On

Hollywood, Feb. 24. Romantic leads in 'Orchestra Wives' at 20th-Fox go to Maureen O'Hara and Charles Boyer. The picture is by Miller and his band featured.

Picture is the third musical on the schedule. Other are 'Iceland,' starring Sonja Henie and Jack LaRue, and 'The Band Played On' and 'Strictly Dynamite.'

Sanders for 'Sixpence'

Hollywood, Feb. 24. 20th-Fox loaned George S. Boulton actor, to play the male lead in 'Sixpence for the Lady,' starring David Llewellyn-Albert Lawin produced, open to be made at the same time as the picture for United Artists release.

Currently Sanders is on loanout to the picture 'Sixpence' will be Dorothy Dudley.

IT'S ALWAYS
FAIR WEATHER
WHEN GOOD
SHOWS MEN
AND GOOD
SHOWS GO
TOGETHER!

THE Paramount Picture

EXTRA
PLAYMOTIME IS
THE ORDER OF
THE DAY WITH
PARAMOUNT
PRODUCTION

News and Gossip About the Production and Distribution of the Best Shows in Town!

AIR SHOWS FOR 'FLEET'S IN'

New Para Exchange Open for Biz, Exhibs, Execs at D. C. Shindig

Paramount Exchangers in Washington are wearing their best bibs and tuckers to work this week, until they get used to the ultra-ultra new office building housing them, on H Street, N. W. Building was formally opened Monday, following mammoth housewarming parties—one for exhibs on Saturday and one for company executives Sunday.

The new building is super in every detail, from the 22-foot photomural in the marble and terrazzo lobby to the 50-seat modernistic projection room. It's two-story, concrete, with limestone front trimmed in black granite. Entrance doors are glass; all lighting is fluorescent, and air-conditioning prevails throughout. Basic design harmonizes with new Washington government buildings.

Paramount Exchange had occupied its old quarters at 1101 N. Capitol Street for twenty years. The new building will be used by Paramount News as well as Paramount.

STUDIO HEADS PAD LADD LAD'S SKED

Sneak previews and Studio and Mama Office screenings of Para's forthcoming "This Gun For Hire" have put both the company's coasts in a tither over the B.O. potentialities of Alan Ladd, young star discoverer who plays a killer role in the pic. Result is that Ladd is already scheduled for three more productions, one of them bought expressly as a topper for him. Talk now is of giving him special billing in the first film, along the line of "... and introducing Alan Ladd." Film co-stars Veronica Lake and Robert Preston.

"The Man in Half Moon Street," Barry Lyndon's London stage hit, is the property bought as a Ladd starer. Prior to it, he's set for roles in two Danial Mann Hammer "Class Key" and "Red Harvest."

Chris-Pin Crowned Nepot King-Pin

Chris-Pin Martin, cowboy comedian appearing in Harry Sherman's "Hopalong Cassidy" pic for Paramount, clinched the Hollywood nepotism crown end of last week when Sherman asked him to pick six kids to play roles of his children in "Across the Border," forthcoming Hoppy Martin signed up his six grandchildren.

Hope, Crosby & Lamour Finch U. S. Road Tours, Hit 'Road to Morocco'

Cameras started turning yesterday at Paramount on the third "Road" picture for Bing Crosby, Bob Hope and Dorothy Lamour—"Road to Morocco." Studio has given the new show the same combo, wherever possible, that proved B.O. maker in "Road to Singapore" and "Road to Zanzibar."

Hope and Crosby reported on the lot fresh from a series of exhibition golf matches in Texas, with gallery receipts going to war relief funds. Following the matches, the pair put on shows for 50,000 soldiers at two Army camps.

Lamour recently got one of the biggest receptions ever given a film star at the L. A. Union Station—where big receptions are a matter of routine. This one was the McCoy, with Treasury Department officials thanking her for her efforts on behalf of Defense Bond sales. Treasury has said they "found definitely she sold more than \$5 million dollars worth."

Donna Drake, who made a hit with her dance in "Louisiana Purchase," also made a small Broadway character actor, has been added to the cast.

PAR TAKES BLUE COAST-TO-COAST

Jimmie Dorsey, Lamour, to Highlight Two Sendoff Broadcasts to Ninety-Three Station Network

EXHIBS GET PLUG

Paramount will go on the air with not one but two special national network programs as a sendoff for the sock musical of its fourth block, "The Fleet's In." Home Office announcements revealed today. Shows will feature Jimmie Dorsey, whose band made the picture, Dorothy Lamour, and other cast members.

Unusual feature of the pair of broadcasts is that the Home Office has paved the way for exhibs to local theater and playdate announcements into break-in time, to plug local bookings—without cost to the exhib. Arrangement adds an appreciable lump to the net fee, but Paramount believes it's worth it. In that the air show will thereby be tied directly to every date set.

First show takes the air at 10:15 EST, March 20, and will feature Dorsey in most of the picture's tunes, including "Fingering," "Build a Better Mousetrap," "Arthur Murray Taught Me Dancing in a Hurry," etc. Second show will play at the same hour on the same hookup for the following Friday night, March 27. Except for Lamour, the exact lineup of stars hasn't been set. However, one or more of the "specialty acts" in the show is likely; maybe Gil Lamb, Betty Hutton or Cass Daley. Eddie Bracken, comedy lead following William Holden in the billing, is another prospect.



MURRAY IS HEP TO 'HURRY' STEP

Far from doing the burn that some Paramount people expected, Arthur Murray, the dance man, has jumped to cash in on the scatsong introduced in Paramount's musical, "The Fleet's In," which aimed a gentle rib at him. Titled "Arthur Murray Taught Me Dancing in a Hurry," the song is swung by Altinger Betty Hutton in the film—and illustrates the dilemma of a gal who gets her tangos and her rhumbas tangled.

Murray saw the dance at Paramount Home Office screenings and joined in the laughs. This week he announced that he's promoting a new dance that picks up the steps done by Hutton—add sending all his instructors a break-down on how it's performed. Dance is designed specifically for performance in the "F-line."

"Arthur Murray Taught Me Dancing in a Hurry" was written by Johnny Mercer and the late Victor Schertzinger, director of "The Fleet's In." Since Betty Hutton introduced it on the Bob Hope show some weeks back, it has been getting regular network plugging.

PULLMAN SEAT . . .

Here's what the well-DRESSED, sophisticated will wear in a Pullman seat when she's locked out of her apartment. Candelita Collette makes this grip out of a pair of padlocks and a padlock. In a riotous scene of the Palm Beach Story, new Sturges pic.

Plans . . . Players . . . Pix . . . Properties

Scripting was completed on "For Whom the Bell Tolls" last week by Academy Award scripter Dudley Nichols, working from a Louis Bromfield adaptation of the Ernest Hemingway B. S. . . Dir. Geo. Marshall took a troupe of 130, including Fred MacMurray, Susan Hayward and Paulette Goddard, for a 21-day location trip to the Big Basin Redwoods, for footage on "The Forest Rangers," Technicolor epic . . . Screen version of "Out of the Frying Pan" has been retitled "Young and Willing," it bills William Holden, Eddie Bracken, Robert Benchley, Susan Hayward . . . Ted Wells, rodeo champ, has been signed for a part in the forthcoming Sherman, Hopalong, "Across the Border" . . . George Pal is going to make a surrealistic Puppetoon . . . "Mood Music" of Cecil B. DeMille's Technicolor, 30th anniversary epic "Reap the Wild Wind" will be waxed for release by a major record company . . . Bill Thomas, co-producer with Bill Pine of acoustors for Para release, headed west from New York with his work background film for their forthcoming "Wrecking Crew."

STORY CONFERENCE . . . STURGES STYLE

Starring Writer Preston Sturges, right, and Director Preston Sturges, left, a pair of geniuses who don't speak when they meet.



"WHADDAYA MEAN," she enters billing her name, biding, hitting her lips and shuffling her feet—how would you like to try directing the nonsense you write? This "Palm Beach Story" is getting me on the beach."

"FURTHERMORE, you've got a screen or a stage play that's a shaggy-blast every fifteen feet of film; you're making a nervous wreck out of Colbert and heaven knows what you'll do to audiences. I've a good mind to quit you."

"O.K., QUIT," you beg. What did you ever do before you had me as a writer? You just follow that script, see, and I'll tell you what audiences will do. They'll eat it up—and praise YOU!

"O.K., QUIT," you beg. What did you ever do before you had me as a writer? You just follow that script, see, and I'll tell you what audiences will do. They'll eat it up—and praise YOU!



ORCHIDS *for*
NORMA SHEARER
MELVYN DOUGLAS
in
"WE WERE DANCING"

with GAIL PATRICK • LEE BOWMAN • MARJORIE
MAIN • REGINALD OWEN • ALAN MOWBRAY
FLORENCE BATES • Screen Play by Claudine West,
Hans Rameau and George Froeschel • Based in Part
on "Tonight at 8:30" by Noel Coward • Directed by
ROBERT Z. LEONARD • Produced by Robert Z.
Leonard and Orville O. Dull • An M-G-M Picture

Inside Stuff—Pictures

U.S. Pic Cos. Mull Action on Brazil's Industry Control

New decree handed down in Brazil, which would control the picture industry there...

Film Jack London's Life

Hollywood, Feb. 24. Jack London's Life will be filmed at Columbia through a deal with Samuel Goldwyn...

Interstate Plans Honor Roll for Aides in Service

San Antonio, Feb. 24. E. E. Collins, local Interstate Theatre city manager, has announced that Interstate will honor all employees joining the armed forces...

Declaration of a state of war with Japan, Germany and Italy by President Franklin D. Roosevelt will be used as a climax to the Republic picture, 'Remember Pearl Harbor'.

Time, Inc. 'Dish-U-Out' relief party at the Waldorf-Astoria last Friday (20) to the U. S. Navy Relief Society proved such a clamor that Time magazine is preparing a special manual to serve as a guide for other organizations...

Besides the fleet club of 39 from the U. S. S. Prairie State (midshipman's school), Danny Kaye, Hester Coster, Bob Hannon and the John Kirby orchestra headed the list of entertainers.

Film players are developing a burn under their makeup as they contemplate the hogging of publicity by executive members of the Hollywood Victory Committee...

Edmund Reek was appointed vice-president and producer of Movietone News last week by R. K. Meehan, president of the company...

There's apparently no shortage of 'Jerks' in Hollywood this season. Three film titles containing the appellation have been registered with the Reg. Office.

Latest is Paramount's 'The Nightmare of a Fox'. Universal previously tied up 'A Jerk in the FOP' and 20th-Fox 'The Magnificent Jerk'. Latter has already started production.

Under term agreement signed whereby National Screen Service is to handle distribution of Metro pictures, Metro's current personnel to be absorbed by the two contracting parties. Some poster clerks and other accessory ad men will remain with M-G while others will continue with NSS...

Bill Pine, for years assistant to Cecil B. DeMille but now a producer with a reputation for fast filming, was handed a copy of 'The Man From Home', with a request from Cee Bee to read it for possible production in Hollywood...

RKO package deal on 'Look Who's Laughing' (Edgar Bergen and Fibber McGee and Molly) cost \$300,000 and film will gross \$1,000,000 at present box office...

Jane Withers, finished with her seven-year contract at 20th-Fox. Is going back to school to finish her education before taking on any more film work.

Emphasis on the \$100,000 purchase of Ring Lardner, Jr., and Michael Kahn's story, 'Woman of the Year', is now regarded as out of proportion, especially since reviews seem to be so strangled that so much. Actually it was a complete shooting script, and from a studio viewpoint it saved them plenty of coin.

Brian Donlevy donated the space for Walter Winchell's thank-you ads in the Coast trade dailies for the Navy Relief lettering link-up for Madison Square Garden, N. Y., March 10.

REBEL AT \$5.50. CALLS, EXTRAS. OLD RIOT.

Want Comedy. Continued from page 2. and Costello slapstick with Army background.

Hollywood, Feb. 24. Extras who refused to accept \$5.50 called around an instant revolt in the ranks following minor clashes at Wigley Field location of Goldwyn's 'Pride of the Yankees' (the Louis Gehrig film).

'Hellzapoppin' (U-View)—Innocence Olsen and Johnson mad. 'Corleone Brothers' (U-A-Smal)—Morgan Stanley and Johnson mad. 'Man Who Came to Dinner' (U-A)—Yank.

NT CONVENTION TOOK IN PLENTY

Hollywood, Feb. 24. Rentals, percentages, wartime operation, and franchise renewals were among the subjects under discussion by execs of National Theatres Corp. in convention.

Court Rules Photos Union Can't Set Up Employment Barrier

Los Angeles, Feb. 24. Charge of monopoly against the Photochem. Photographers local 659, IATSE, was sustained in Superior Court by Judge Henry M. Wiley.

Reagan's Star Rating

Hollywood, Feb. 24. Warner is holding Ronald Reagan to longstar rating in his next picture, 'Washington Story'.

Hotel Takeover

Continued from page 1: School, which is to train air corps administrative officers. Stowell said 'Crazy' (Quayle) that the Army had taken over three hotels to house the men and others will be taken as a precedent.

Low Tide at 20th, So 'Ships' Stays Docked

Hollywood, Feb. 24. Launching of 'Down to the Sea in Ships' was postponed to a later date because of the low tide on the ocean space on the back lot at 20th Fox.

Radio City Music Hall 'Woman of the Year'

Specacular Stage Productions. LOEWS' Music Hall. Starts 7:30 p.m. Feb. 28. 'WOMAN OF THE YEAR'.

Palace 'Ball of Fire'

Palace. Starts 7:30 p.m. Feb. 28. 'BALL OF FIRE'.

Capitol 'Johnny Eager'

Capitol. Starts 7:30 p.m. Feb. 28. 'JOHNNY EAGER'.

Paramount 'Hellzapoppin'

Paramount. Starts 7:30 p.m. Feb. 28. 'HELLZAPOPPIN'.

Loews 'Hellzapoppin'

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Court Bars Woman From Theatre She Runs

Springfield, Mass., Feb. 24. The dispute between the town of Northampton and the execs of its municipally-owned picture house, the Academy of Music and the three leases is due to be settled next month.

The Big Pow-Wow

Hollywood, Feb. 24. Linda Darnell and Randolph Scott share top spots in the Bryan Foy production, 'Shower City' at 20th-Fox.

New York Theatres

3RD WEEK. JAMES CAGNEY. 'CAPTAINS OF THE CLOUDS'.

Loews 'Hellzapoppin'

Loews. Starts 7:30 p.m. Feb. 28. 'HELLZAPOPPIN'.

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Loews. Starts 7:30 p.m. Feb. 28. 'HELLZAPOPPIN'.

NBC, CBS Fail to Get Injunction; Must Await FCC 'Injury' Before Pleading: One Judge Dissents

NBC and CBS will decide within the next few days whether to take their grievance against the Federal Communications Commission to the U. S. Supreme court. Injunction in the trade is that the FCC will defer action to enforce its new rules on the broadcast of chain-of-command works more quickly on the appeal. Later setback suffered by the networks in their fight with the FCC is the refusal of a special Federal statutory court, sitting in New York City, to grant an injunction. In a majority opinion (two to one) it was held that the court without jurisdiction.

Justice Learned Hand, who wrote the ruling, pointed out that the FCC's orders were nothing more than a declaration, "or, if one chooses, a threat," that it proposes to enforce certain conditions upon the renewal of a station's license in the future and that under the circumstances the court has no power to rule whether the action is right or wrong. Judge Hand also stated that so far no evidence had been advanced that the FCC has exceeded the status of prevailing contracts between network and affiliated stations.

He agreed that enforcement of the FCC's regulation is in the public interest and that the FCC's action is in the public interest but when that does actually happen, Judge Hand argued, the action can be appealed to the U. S. court of appeals. This appeal would be from any proposed injunction issued upon an affiliate's license. "At any rate," concluded this judge, "until the FCC's regulation is held to be invalid, the networks are fair game in a proceeding for a renewal of an affiliate's license and I do not assume that it will not do so." When the FCC's action is held to be invalid on the belief that the networks were entitled to relief without that belief, the denial of a license ceremony of a depression in the field.

Martin Block Jockeying Discs from Richmond On Lucky Plant Tour

Martin Block is to take his WNYW, N. Y. Make-Believe-Zalroom record program to Richmond, Va., Thursday and Friday (26-27) at the beginning of a quarter-hour daily series by Lucky Strike cigarettes. Block will tour the Atlantic Tobacco Co.'s plant and do his show from WRML, Richmond, which is being loaned to WNYW by telephone lines.

Block and a group of Lord & Thomas advertising agency executives leave N. Y. today (Wednesday) to start recording in the studio recordings with him to use the four broadcasts he will do.

DEWEY LONG TO CHICAGO Will Head WLW Sales Office—Grinlands Up at WSAI

Cincinnati, Feb. 24. Dewey Long, general manager of WSAI since August 1938, transfers this week as manager of the WLW sales office in Chicago. He replaces Walter Callahan, who left the post for two years and is returning to become a producer at Robert E. Dunville, general sales manager of Crosley stations. Archie Grinlands, has been sales manager under Long, becomes WSAI general manager. Further realignment of Crosley stations' sales offices as Bernard Mumukh changing from WLW (Chicago) to WLW sales staff in New York.

A farewell party in Long's honor was held Monday (23) night in the Cuyler Press club.

Dinty Doyle Joins CBS

The original Dinty Doyle has joined the press department of CBS in New York under Lou Ruppel. Doyle's radio editor was last with Marie Ferris.

10c Worth of Partners

Currently the "Easy Ace" script is kidding advertising agencies. The name of the fictional firm is 10c worth of Partners. Lewis, Williams, Taylor, Jones & Associates is giving the name a character pause for a second episode and the telephone operator breaks in: "Deposit five cents, please, for another three minutes."

Par Soap to Sponsor 'Service' Show from KFI Over NBC Pacific Loop

San Francisco, Feb. 24. Although details are not completely worked out, Par Soap has bought a coast network quarter on the NBC Red. This apparently ends a two-year partnership by three (now four) webcasts. Oakland soap outfit has used partnership with other networks but current deal is first major effort. Par Soap's "Service" will have an army camp flavor but will be aimed at the "home" market. It is scheduled to air Wednesdays and show will originate in KFI studios in Los Angeles. Account is handled by Long Advertising Service of San Francisco and San Jose. Understood supplemental stations will augment the Red outlets used.

JAY CLARK SUCCEEDS VINCENT ON 'COURAGE'

Jay Clark succeeds Chick Vincent, effective Monday (25), as director of "Woman of Courage" serial on CBS-Calgate-Palmolive-Peet. Clark already directs "Parker" and "The Case for the Accused" on Vincent handles "Pepper Young" on CBS, "The Case for the Accused" on CBS, for Procter & Gamble. Proximity of the latter two shows to the "Woman of Courage" meant what necessitated the change.

"Courage" is supervised by Mildred Fenton, daytime radio head of the Ted Bates agency.

Peter Grant Into Army

On March 9 Peter Grant, WLW's network newscaster, will become Private Melvin Meredith McGinn. Grant will be inducted into the Army at Ft. Thomas, Ky., opposite Cincinnati.

Jack Haley's Audition

Jack Haley is working on a audition record of "The Making of Smith" through the A. S. & Lyons office in Chicago.

American Can Co. sponsored the comedy mystery last season, without success because of the priorities situation.

WGN Picks Three \$1,000 Winners

Operetta Contest Grand Prize by Public Vote—Armentrout, Faith, Hastings Selected for Run-Off

Chicago, Feb. 24. Lee Armentrout, arranger for Ben Bernie, Paul Whiteman and Alec Templeton, won one of the three \$1,000 prizes awarded by WGN in the contest for the best operetta made during special broadcast of the "Grand Opera House of the Air" Saturday (23). Each of the three winning operettas, the other two were by "The Hastings" radio editor, Percy Faith, conductor of the Con-

RUBINOFF SCORNS HIS SURROUNDINGS AT WGR

Louisville, Feb. 24. The violinist has been closely guarded as the target for a Steve Clatter "explanatory" broadcast. Clatter had called of a coffee mike amplifier and the manager of WGR on the air to tell him he wasn't listening the reason they weren't hearing the scheduled violinist was that since it was good enough for the idea of broadcasting from a makeshift studio. Rubinoff was in town for a concert in the city and a local auditorium under the auspices of the Kluwek Foundation.

WGRC had been arranged for publicity purposes. Rubinoff admitted that the studio in question did not compare with studies of modern design but that since it was good enough for the original 10 shows a week to Mutual it should have been alright. He found the studio plano out of tune and sound of strings were filtering into the studio. Also that the piano strings showed signs of having been banged on with mallets for some serial's sound effects. Clatter countered this with the statement that not only was piano playing thoroughly but the studio itself was thoroughly tuned.

Rubinoff had meanwhile called on WFL, Cleveland, to fill in with a \$50,000 broadcast.

Clatter had meanwhile called on WFL, Cleveland, to fill in with a \$50,000 broadcast.

BRAD SIMPSON OPENS AGENCY

Cincinnati, Feb. 24. G. Bradford Simpson, program director of WRCR, Mutual affiliate, is in addition to his current station this week. On March 2 he will open an advertising agency here and will special attention to radio accounts, with scripting and production service and exploitation of production in addition to the agency. Simpson was in the St. Louis radio office for several years under Arthur Cornell, who has been his assistant, will move up as acting program director of WRCR.

BILLY HILPOT WITH ROCKEFELLER GROUP

Billy Hilpot, formerly program manager of the Blue Network has joined Pat Weaver in the radio division of the Rockefeller Committee on American Relations. Hilpot has also been a radio entertainer and booker and agent of talent.

20 SPOTS FOR 20 WEEKS

Kellogg All-Kroyan and Pep Resume via Braun & Eckhardt. Kellogg will resume its spot advertising in behalf of Kellogg and Pep the middle of next month. They are being placed by Kenyon & Eckhardt.

Schedule stipulations 20 transcribed announcements a week for 20 weeks.

'Black Skin' Sermon Reacts

Broadcasting over KFJR here Rev. Paul Becker chose a novel method to highlight a sermon against Negro discrimination in the United States. He announced that he and his family had gone to bed while awoken with black skins. Then followed the details of all the disabilities and disabilities suffered by them because of their Negro status.

Within a few minutes the KFJR's telephone switchboard began to light up with calls asking more details on the "terrible disaster to the pastor." These continued all day and the incident became a matter for stories the next day. The pastor's sermon was a mixture of hyperbole and supposed anything a preacher said was literal, or gospel, truth.

Payne Dissents From Ruling, Raps WCCO, Minneapolis, In Decrying Turn-Down of WNYC

Baseball Player Sues Blank in Slender Suit Against Radio Station

Fort Worth, Feb. 24. The 96th District Court here has dismissed a suit filed by Ray Starr, baseball pitcher, against Zack Hart, KFJZ announcer, for damages for remarks Hart was purported to have made against Starr during the broadcast of a baseball game between Fort Worth and Oklahoma City.

Starr then was a member of the Fort Worth team but is now with the Cincinnati club. Other defendants were the Texas State Network, Inc., and the Texas Court Broadcasting Company.

OFF'S COMMITTEES FOR ADMMEN, WEBS

The Office of Facts and Figures has two new committees. First for advertising and public relations. A. K. Spencer, J. Walter Thompson. Heenan Hayes, Ruttrauff & Ryan. John G. Hynes, Lord & Thomas. John A. Carter, Peck & Ryan. Arthur J. Breyer, R. D. O'Connell, Frederick W. Wile, Young & Rubicam.

R. J. Scott, Schwimmer & Scott. Kirby Hawkins, Benton & Bowles. Network cooperation committee includes Charles Vanda, Madeline Ensign, C. L. Messer, Charles Barry, William Lee, Frank Stanton, Philip Cohen, Douglas Meserve.

Orange Crush Orders Disc Music From World

Orange Crush Co. has placed an order for one-minute announcements with the World World Studios, New York. The Chicago office of Wallace, of Chicago, is the agency.

ALONZO COLE LOSES

Long-pending, many-chaptered case of Alonzo Cole vs. Cole against Phillips H. Lord, Inc., involving Lord's radio license, Mr. District Attorney, dismissed Judge Ferdinand Peck in the N. Y. Supreme Court last week after a pre-trial hearing.

It was the third trial of this plagiarism action, representing a victory for Lord, Judge Peck granting judgment in favor of his firm.

Halley Back to Kaycee

Kansas City, Feb. 24. George E. Halley, who was associated a Chicago office for Station KMBX, has returned to the Kansas City office. The Chicago office where Halley was director of national program sales, is being temporarily disconnected with Halley. Here Halley is devoting himself to promotional work in the new 300-piece library of Irving Berlin's recently completed in Hollywood by the Max Baucus and Arthur B. Church program property.

Lincoln, Feb. 24. Broadcasting over KFJR here Rev. Paul Becker chose a novel method to highlight a sermon against Negro discrimination in the United States. He announced that he and his family had gone to bed while awoken with black skins. Then followed the details of all the disabilities and disabilities suffered by them because of their Negro status.

Unique nature of its operations and high grade of program service are factors in WNYC's clear-channel policy and the FCC voted to grant the full-time request for a new transmitter in the country. This argument was made Tuesday (23) before the FCC in New York City. Payne is dissenting from the findings of the majority, which held that the WCCO, Minneapolis, should be continued exclusive right to nighttime use of the 850 kc. band.

Payne ripped into the majority with complaints the proposed advertisement-carrying window dressing, are (logical and unnecessary) legalistic, and raise show issues.

The hold-out member declared the Commission should not "permit its own regulations to stand in the way of more efficient use of broadcast facilities." He said that WNYC will benefit far more from additional service of the New York City municipal plant than from protecting the "monopoly" of a commercial transmitter.

Payne pointed out that WNYC originally (the old FCC record is in 1929 to share with Donald F-1mm) had a 100% share of the market. Payne explained the program service was not being taken into consideration in the proposed findings in this case is of the high-class type of service to the public. It is a service presented by an agency of government for the benefit of the public and for its financial gain. No advertising whatever is carried by the station.

Payne is remarking on the "general usefulness" of WNYC. Commented that WCCO is no better, no worse, than scores of other stations. It is a commercial station, the main purpose of which is to earn money for those who own and operate it. The program service is, after all, a secondary matter to a station like this. After all, a broadcast station is just a lot of meaningless equipment unworked by men. Payne said that the better the program service, the better the station. Between the two stations, he said, there is no comparison, so superior is the New York station to the Minneapolis.

Interference argument is unimpressive, as the only trouble from WNYC was a few minutes of secondary area, Payne argued. Nobody would be deprived of all radio service, while a large number of people would receive added service if WNYC were allowed to operate longer hours.

LADY ESTHER TESTS LOCAL ANNOUNCEMENTS

Lady Esther agency will undertake a four-week test of the program and chainbreak announcements, starting March 16, through the Pedler & Sva. For the evening it will be exclusive chainbreaks, while the daytime schedule will be one-minute blurs and chainbreaks.

Bob Burns Optimistic

Campbell Soup has picked up its option on Bob Burns for another 18 months through the Ruttrauff & Ryan agency.

The new bidder takes effect March

THE BLUE NETWORK

Pro and Con on Radio Biz

The National Assn. of Broadcasters has prepared a report on the business outlook in view of priorities and other warlike conditions. It presents this composite picture:

Favorable Outlook	Unfavorable Outlook
Agriculture:	Automobiles
Cattle Foods	New Passenger Cars, Trucks
Seeds	Accessories
Nurses	Tires and Tubes
Live Stock	Tractors
Amusements:	Aviation
Beverages	Beverages
Boots and Shoes	Building Materials, Supplies
Clothing Stores	Contractors
Cleaner-Dryers-Laundries	Contractors
Cosmetics	Farm Machinery
Dairies	Furniture, Home Furnishings
Department Stores	Flood Coverings
Drugs Stores	Curtains and Drapes
Educational	Gasoline and Oil
Farm-Orchards Produce	Heatings, Plumbing
Financial	Home Appliances:
Florists-Nurseries	Refrigerators
Food Products	Washing Machines
Garages (uncertain)	Oil Burners
General Stores	General
Grocery and Food Stores	Industrial
Hotels, Restaurants, Resorts	Office Equipment
Insurance	Radio Receivers
Jewelry	Real Estate
Medicals, Proprietaries	The general field of 'Durable Consumption Goods'
Merchandise Chains	
Professional Services	
Rainco Utilities (uncertain.)	
Publications	
Sporting Goods (uncertain)	
Spices, Toilet Goods, Beauty Shops	
Tobacco	
Tourist Attractions	
Transportation: Rail, Bus (uncertain)	
New Products	
New Uses for Old Products	

ONE ISOLATED CASE

No Present Signs of Drastic Hot Spell Exodus of Sponsors Because of War — 'Fibber McGee' Held a Priorities Problem Strictly

FOODS AS IS

None of the leading ad agencies in radio anticipates any marked changes in the commercial aspect of the networks this summer. A check among them last week disclosed that they regarded as merely isolated cases of priorities embarrassment the announced withdrawal of Thomson Water, 'Fibber McGee and Molly' and 'The Great Gildersleeve' for the summer without sponsored replacements. Such agencies as Young & Rubicam and Rutherford & Ryan stated that there was no basis for imputing signs of a trend to these two departures and they pointed out that they themselves were not replacements for the summer placement shows for the coming summer.

J. Walter Thompson revealed that the network operations of its accounts will be no different this summer than they were last year. What Thompson accounts that don't continue their program through the warm season will exercise their usual hiatus of several weeks. Lord & Taylor reported that Bob Hope (Peppodent) will have his customary summer pinch-hit and Buchman, agency on the Texaco account, is shortly starting looking around for someone that would serve as a pinch-hit for Fred Allen when he takes his vacation June 28.

Under the system prevailing at NBC and Columbia any account that retires for the summer minus a replacement program takes a chance on forfeiting its spot.

One of the accounts the Y&R accounts this summer might be Jell-O (General Foods). Other agencies which NBC has indicated are Jack Benny's night spot could be had for 13 weeks starting July 5. Benny goes on the air on June 28. NBC's offer suggests that it is prepared to release the product from the program during July, August and September if a deal can be made with another advertiser.

More Hot Than Cool
CBS' sales department yesterday (Tuesday) balanced its contract books and found that since the first of this year it had sold 134 hours more than had been cancelled.

Wrigley Gum..... 54 hrs.

New Orders

Quaker Oats.....	4 1/2 hrs.
Procter & Gamble.....	1 hr.
General Electric.....	3 1/2 hrs.
Arm & Hammer.....	1 1/2 hrs.
United Fruit.....	1 1/2 hrs.
Celanease Corp.....	1/2 hr.
Wrigley Gum.....	32 hrs.

Total..... 54 hrs.

Shick Razor..... 1/2 hr.

Ford Motor..... 1 hr.

Chrysler Corp..... 1/2 hr.

Arm & Hammer..... 1 1/2 hrs.

MacFadden..... 1/2 hr.

Total..... 4 hrs.

Crowley's Plan Too Soon?
A number of agencies have expressed themselves as puzzled by the tack which Jerry Crowley, radio director of the Citizens for Victory, has taken

Short-Lived Spot Campaign Seeks To Convince Civilians There Are Seats on Air Transports

R. J. Compton Back

Richard J. Compton, president of the agency bearing his name, has returned from a three-week business-vacation trip to the Coast. Leonard Bush, vice-president, is still in Florida convalescing from pneumonia.

'ALDRICH' MAY ADD WAXES

General Foods may extend the use of 'The Aldrich Family' to spot broadcasting. The agency in charge of the show as broadcast on NBC Thursday night would be heard in various markets slugging either Postum or Post Toasties. Plan is to make these spot schedules effective the week of March 25.

RADIO WRITERS GUILD EXPECTS CBS DEAL

Radio Writers Guild expects to sign a renewal this week of its contract covering news writers at CBS. Details for the same wage minimums as before, but improved working conditions and terms. Contract for writers in the show-bus department may be signed by next week.

Organization is also dictating for similar deal covering NBC news writers in New York and Chicago.

In seeking to obtain support from network advertisers. In submitting what he terms a plan for continuance of sponsored radio series in cooperation with Citizens for Victory, Crowley might, the agency men suggest, be doing business to quit and the agency execs fear that Crowley by his drive to corral customers has shown disposition of cancellation of radio activity during the war could stir up a score that would do the radio business no good.

These agency people question whether Crowley has 'mead' his appeal ability. They contend that for far more than six months of the annual exodus of network accounts and that Crowley would be far more effective in the product line if he avoided the cry of 'wolf' and confined himself to trying to get time wherever he could on broadcast commercials.

The presentation which Crowley has submitted among advertisers calls for the maintenance of a dramatized program which the latter would explain why their products went on the market and the dramatization was a part of production. A portion of the same program would be devoted directly to the aims and purposes of the Citizens for Victory through a brief talk by a prominent speaker of a dramatization on the war effort produce.

Blatz Trying F-M

WISC, the Chicago Tribune F-M outlet, has Blatz Brewing Co. of Milwaukee as a sponsor for the announcements, six nights weekly.

Spot campaign which was launched last week by the Air Transport Association to counteract certain reports about airline travel lasted but three days. When the c.w.-Wasey agency placed the business with 37 stations it made it clear that there would be no announcements at the moment. On the day that the third announcement was broadcast the association instructed the agency to shelve the project.

What the association sought to accomplish by the air blurb was to allay the impression among prospective commercial plane passengers that the accommodations were being reserved primarily for those engaged in the war effort. The agency said it was sure that the announcement was broadcast the association instructed the agency to shelve the project.

His order had been any accomplished.

CAB Reports New Nite Listening High For Last Jan. 6-11

Night-time listening, according to the latest report of the Co-operative Analysis of Broadcasting, reached an all-time peak during the Friday, Jan. 6-11. The night-time index for that week was 32.8, whereas the index for the same week in 1941, figured 31.3. Daytime listening during that same week showed no gain over the parallel week of '41. Prior to Pearl Harbor, network listening was somewhat off as compared to the while the daytime year.

C.A.B. states that night-time listening for January, '42, was 7% higher than for the previous month and 10% higher than the daytime margin of increase amounted to 8%.

ARMOUR OFF FOR SEASON

With the exit of the Buddy Clark, Johnny Welge program from 'its old home' during the Friday (20) the Armour Co. ended its radio campaign for the current season. The account's other cancellation is Wayne King, who has filed a Saturday evening program on the same network.

Raymond Spector Merges With Brown & Thomas

Brown & Thomas agency and Raymond Spector agency have merged in a new unit as Brown & Thomas. Dan Rodgers will be radio director.

Accounts included in merger are Serutan, Johnson of Livine, Schenley, Brock Drug, Dewar's whiskey and other.

Rem-Rel March Uprear

Chicago, Feb. 24. Maryland Pharmaceutical Co. has increased its announcement schedule on WMAQ for Rem and Rel remedies to 20 for the period of March 2-24.

H. B. Cough Drops renewed an increase in new schedule for an additional four weeks.

NEW RATE CARD DUE THIS WEEK FROM BLUE

The Blue Network will issue a new rate card this week which will provide for further discounts for advertisers using several groups of supplementary stations. Purpose of this move is to make it economically easier for clients to buy extensive hours.

In May, 1941, the Blue initiated an amendment to its discount setup which provided for special discounts when an advertiser purchased one or more of such supp groups as the Southern, Blue Mountain and Blue Pacific Coast. Similar special discounts, ranging from 5% to 20%, will be extended to clients buying still other groups. The Blue management has come to the conclusion that advertisers are being charged too much for "that extra batch of stations."

NO MERCY FOR 'KATE HOPKINS'

'Kate Hopkins, Angel of Mercy,' series on CBS for Maxwell House (General Foods), goes off the air on the April 3 station. The account has not yet decided whether to replace it with another show, or drop the time.

Program is handled by Benton & Bowles, scripted by Gertrude Berg and directed by Jack Hurd.

NBC Bread Returns

McCann-Erickson is returning NBC Bread to the spot field. It's a one-minute transcription campaign with a schedule calling for 12 announcements a week over a period of 26 weeks.

Spot account's cracker division is considering also going spot but through local programs.

DANNY KAYE ON, OFF SHOW IN AGCY. MIXUP

Danny Kaye was on and off the Kable Smith broadcast for Friday (27) as a special guest as a result of a possible law suit. Ted Croley's office opened negotiations with Music Corp. of America for Kaye, but the comic's attorney, Lou Hinkel, stated he would not make a deal unless it came via the William Morris office.

Kaye was then got a 'release' from MCA, but, believing that MCA would sue anyhow, he called off the negotiation.

Kaye was originally under contract to Columbia Artists Bureau, which was bought, took stock on a barrel, by MCA last year. Kaye, however, refused to move over to MCA with the general assignment of talent contracts. Instead, Kaye signed with the Morris office.

MARSHALL FIELD'S 30%

Looks Like Deal For WRIP, Hammond, Is Going Through

Chicago, Feb. 24. Action on the tieup between Marshall Field and WRIP Hammond, (Ind.) perked up considerably last week and arrangements are now set for the take-over of 30% of the stock by Marshall Field and an additional 15% by his collaborator, John W. Blatz, with the general assignment of the station for the Chicago Sun page, which Field is financing.

Communication Commission need not approve this transaction since control is not involved. The deal must be approved by the switch of share ownership.

Dr. George F. Courtney continues as president of the station at the station, and Doris Keane remains as vp. and secretary. Clarke takes over post of vp. and treasurer.

Station is now building five-hour daytime set-up to lift up its Chicago area coverage. On March 29 will step up its schedule to 22 hours a day, 7 out of the part-time classes which now has the station operating on a daytime schedule.

Minneapolis — Lella Gills promoted to assistant publicity director at WCCO, succeeding Mary Rennie, president of the National Geographic editorial department, Washington, D. C.

Record of

\$ 5432
FOOTPRINTS AT W

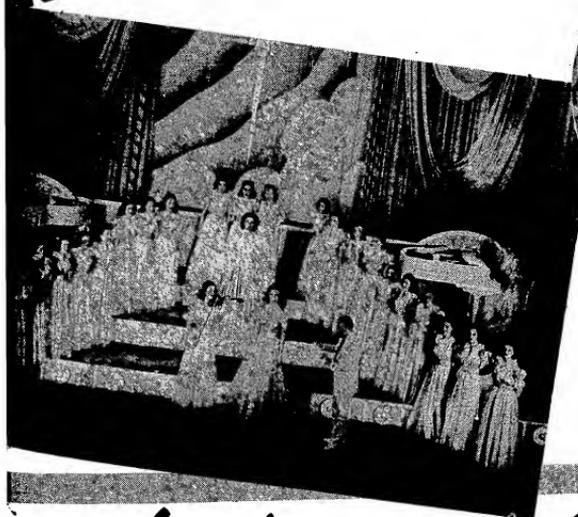
EVELYN
and her Magic Violin



The Velvety Tones of
MAXINE

Records!

NER'S THEATRE, ERIE, PA.!!!



The Golden Voice of
VIVIAN

"The Hour of Charm"

ALL GIRL ORCHESTRA

CONDUCTED BY PHIL SPITALNY

SIXTH YEAR OF BROADCASTING FOR GENERAL ELECTRIC
SUNDAYS: 10 P.M. EWT RED NETWORK



'ACCOY' IS DONOVAN INTO

INDUSTRY FEARS ARE DISCOUNTED

Government Committee Wants Cooperation But Must Have 'Control' of Program Content — Push for Quick Decisions After Many Meetings

BUSINESS SQUIRMS

Washington, Feb. 24. After another week of shortwave conferences who-what-and-how-why minds have not found it easy to meet and in some cases will discontinue the effort to do so in favor of action, right or wrong. Action is the great need and cry and is especially the motto of the Donovan Committee.

The latter tends to be impatient of the industry and of other short-wavers who want to argue about details. Apparently the Donovans insist strongly on two points: (1) Only a Government agency can in the final analysis have authority over working program content and (2) there is every need for the cooperation of all under a partnership operation that need not be odious to private broadcasters. The fears of the latter that need not be odious to private broadcasters. The fears of the latter that need not be odious to private broadcasters. The fears of the latter that need not be odious to private broadcasters.

Though there are differences of opinion in several directions, Uncle Sam is about set to initial agreements to be made in the time of the nation's international broadcasting stations and in effecting plans for new DX facilities that probably will be privately operated under close Federal supervision. Direct outlay of around \$3,000,000 is anticipated by industry observers acquainted with desires of Government officials to hypso the short-waved propaganda activities which so far have been a disappointment.

'Threat of Government operation' has caused considerable uneasiness but the plan being discussed most seriously provides for private management to do a good proportion of the programming and keep hands on actual running of the transmitters. Even the prospective new facilities likely will be farmed out, somewhat the same as the Army is getting commercial manufacturing and message tank and airplane factories built with taxpayers' money.

Financing and consummation of the deal for the full facilities of the 11 international plants now on the air has been delayed by two rows and the usual governmental red tape which necessitates approval by several different agencies. But it is hoped the issues can be settled within the week.

The Coordinator of Information (William J. Donovan) and the Coordinators of Cultural Relations (Nathan Rockefeller) have pretty much decided to continue separate ways, after futile efforts to link their activities more closely. Philosophies of the two outfits, which are trying to sell democracy in different parts of the globe, just won't blend.

Suggest Private Groups Meanwhile William C. Foley has proposed that a couple of private-industry units should be in almost complete charge of all operations. The Foley scheme—laid before several operators of DX outfits last week and due for further discussion tonight (Tuesday)—calls for creation of governing boards, each representing three international stations, with a director-general apiece. Suggestions for program only would be advanced by the government, with execution completely in the hands of these private industry groups.

Some of the 'private' philosophy doesn't sit well here. Others think it is impossible to let any 'outsiders' (i.e. outside the Government) deter-

mine the country's radio foreign policy or have unrestricted power to say how the Roosevelt-established policies should be conveyed to foreign listeners.

Hopes that the Donovan and Rockefeller organizations might come close to merging their work have vanished. Latter latterl at being submerged to any degree and apparently has succeeded in getting over the thought that it knows far more what sort of propaganda should be beamed to Latin America. Despite this expectation is that some Federal agency—possibly a new government-owned corporation or any of several existing outfits—will contract with the DX operators for all of their time and then parcel it out between the two coordinators. The Cultural Relations group seems certain to retain its hold on the block from 4 p.m. to midnight, with the C.O.I. having the other 18 hours to spray programs at Europe, Asia, and Africa.

Considerable expansion of the 'Bronze Network' of existing DXers

MacLeish Will Outline Off Plans

Washington, Feb. 24.

First hand explanation of what the Office of Facts and Figures plans along radio lines and how the broadcasting industry can help the war effort will be told to all network affiliates Saturday morning (28) by Archibald MacLeish, librarian of Congress and head of OFF. Arrangements are being completed for informal talk over closed circuits of all webs. Management of every affiliate will be able to get direct picture of the whole war propaganda drive and broadcasters' responsibilities therein. No time yet set.

is in the minds of the Donovan planners. Presently this skein comprises all the international outlets from Cincinnati (Crossley) to the Atlantic coast, plus a few commercial point-to-point and radio-telephone plants whose facilities are used on special occasions to improve the prospects of hitting the desired target. If the money is forthcoming under plans now being weighed, additional use will be made of the latter outlets and Uncle Sam probably will foot the bill for a substan-

tial number of new higher-powered short-wave plants. Perhaps as many as two dozen.

The government does not contemplate buying time on existing transmitters at anything like card rates. Rather, the U.S. will guarantee all costs of operation plus an allowance for depreciation. No profit item is being considered.

As for new facilities, either an existing outfit like Defense Plant Corp. or Reconstruction Finance Corp. may make loans or an outright invest-

ment. In the former case, capital would be furnished private companies wanting to put up additional transmitters that they would own from the start. The other procedure—as has been followed in getting steel, aluminum, chemical and other plants built—would call for outright Federal ownership and then either leasing with an option to buy or retaining private enterprise on a management-contract basis. Both techniques are possible. Still a third arrangement may involve understanding with the non-broadcast short-wave operators like Press Wireless, Mackay, International and American Tel-and-Tel companies, and RCA, that the government would buy enough time to warrant their using their own money to put up additional antennas to beam programs to specific places.

Not An Operator The C.O.I. if successful in getting money from Congress and making the arrangements with private owners, doesn't intend to become an operating company. What's more, it (Continued on page 32)

HOW TO GLUE A LISTENER TO A RADIO

1 TAKE A GOOD HELPING OF NEWS

2 ADD GENSEROS AND FREEQUIT NUGGETS OF SPORTS...

3 BREAK AND STIR IN FLENTY CUPS BARS OF GOOD FRESH MUSIC...

4 SPREAD EVENLY— AND TUSEN ON YOUR RADIO...

HERE'S A FRESH BATCH

MRS.

MUTUAL OFFERS MORE REGULAR REAL COMMENT EVERY DAY AND NIGHT THAN ANY OTHER NETWORK

ONE MORE 12 ROUND FIGHT AND TWO BALL GAMES

MRS. DELIVERS THE MOST HIGH RATED SPORTS PROGRAMS MONTH IN AND MONTH OUT

THE CHAMPION COMES OUT WITH A SLUSH

MUTUAL'S DAILY DANCE PARADE BEER GOES TO BED

RESULT...

MILLIONS OF LISTENERS GLUED TO MUTUAL BY LISTENING TO THE KIND OF PROGRAMS CLOSEST TO EVERYONE'S HEART— LISTENING TODAY— BUYING TOMORROW!!

MUTUAL BROADCASTING SYSTEM... FIRST IN THE FIRST 3 NEWS-SPORTS-AND POPULAR MUSIC

New CBS News Rules Forthright

The Columbia Broadcasting System attracted favorable comment last week among the New York advertising agencies with its clear-cut statement in furtherance of commercial news controls recommended recently by the Broadcasters Victory Council. Agency men are developing an aversion to the vague-worded, hard-to-understand type of statement that has been fairly common in the industry with regard to supposed interpretation or clarification of war-produced situations.

Agency time buyers who carry lots of news programs on their books especially credited CBS with executing forthright judgments. Network requested BVC recommendations in the following easily-grasped rules:

Short Opening Commercial

Opening commercials should be as short as possible and every news broadcast should get into the news as rapidly as possible. Forty seconds is to be limit on opening commercials for 15 and 10 minute news broadcasts, and 25 seconds for the opening of a five-minute program.

Not Faked As News

Opening commercials must be given in such a way as not to lead the listener to believe that he is listening to news rather than to a commercial.

No Jingles

Neither opening commercial nor any other device is to be in the form of a jingle or any other device manifesting undue gaudy, humor, or excitement.

No "Teaser" Technique

The technique of giving mere sponsor identification, then a few headlines, and then going into a commercial is to be avoided because it tends to the use of a few headlines as a kind of "teaser" copy, confuses the listener and compels him to listen to a commercial before he really finds out what the news is all about.

Middle Commercials

Middle commercials shall at the option of the network be permitted only in news programs of 10 minutes or more. They are inappropriate in a five-minute news broadcast because they compel interruption of such a brief period of news.

Only After Three Minutes

One middle commercial is to be permitted when its inclusion is technically feasible, and this shall be preceded by a minimum of three minutes of news in

order that a reasonably leisurely and comprehensible review of outstanding developments may reach the audience before the program is diverted to a commercial message.

Omissions

If the middle commercial is normally permitted, the network reserves to itself the right on any appropriate occasion to refuse a middle commercial, or to insist upon its coming later in the program, when its use earlier interrupts a continuing description of a single situation. For example, if 10 minutes of a 15-minute news broadcast were devoted to the Roberts report, the news that report should not be interrupted by a commercial. Similarly, if some transcendental item takes up the entire news period, the sponsor's middle message would be omitted.

Advertising Apart

All commercials, except opening commercials which are obviously a sponsor's message, must be set apart from the news content, in one of two ways:

It is preferable that a different voice be used. If this is not done, the news broadcaster is permitted to give the sponsor's message provided he invariably separates it not solely by a pause but by some appropriate phrase, such as—now a few words from our sponsor—now let me tell you something about our product, and so forth.

Not a 'Flash'

The sponsor's message shall not be presented as a news item. This, of course, bars the use of words like 'flash' and 'bulletin' to introduce a commercial, and bars such phrases as—now news about Blank's product. Such phrases as—now here is something new and interesting about the product—however, should not be barred. The objection is application of a specific news label to a commercial.

25% Reduction

Over-all limits on the amount of commercial message in a news broadcast are to be 25% below those allowed for other types of sponsored programs.

Must Be Temperate

Commercials on all news programs must be temperate and restrained and appropriate to the spirit of the program. Too rapid-fire delivery, or an over-emphatic type of selling should not be permitted on any news broadcast.

George Seligman's pamphlet. In fact, both Roma Wins to ask for one of its recent Liberty tag adaptations, claiming the piece was "anti-labor poison by word." Whereupon the Berningham, Castlemann & Pierce agency wrote:

We are indeed sorry that the Roma broadcast in question was considered offensive and injurious to labor. No such offense was intended. . . . Roma broadcasts on WGR are simply dramatizations of Liberty magazine short stories selected . . . by Olin Clark. . . . Bernard Macfadden has long been a champion of labor. . . .

Our editorial has made us aware of the fact that we were at fault in using this particular program. . . . Seligman commented on this: "This is ad agency says the broadcast should be charged to Roma." That is true. But it is not true that Macfadden and Liberty have friends of labor.

Coca-Cola in signing bands for mid-week spots on its 'Spotlight Band' program on Mutual network inserts a clause in contracts giving it an option on same band for a Saturday night broadcast. It is then stipulated that since Saturday session is given each week to the band that amazed the highest over-counter record sales the week previous, clause is designed to protect sponsors from last minute price hikes. . . . Clause is probably based on recent activities of a ring of top leaders who got together and set a price for the use of their bands on the 'Spotlight.' Scheme was upset, however, by one of number who signed his band separately.

Superman recorded serial, still heard on about 50 stations for various accounts, will probably finish out the season, but its resumption after the customary July-to-October layoff depends on the materials and priorities situation. Actual production of the recordings, which runs several months in advance, will halt early in March, there being enough platters already complete the season. There have been several cancellations of the series by record sponsors, but dairy companies, Royal Crown Cola and Quaker Oats continue.

Show is produced by Bob Maxwell, of Superman, Inc. It's recorded at World, with Clayton Collier in the title part.

Great Lakes Naval Training Station reciprocated the 'salute' by Xavier Cugat to his former personal rep, Lou Mindling, on a preceding Tuesday, by salvaging the conga maestro last Tuesday. This was in connection with a Latin tune, Eddie Peabody (Lieut. Commander E. E. Peabody to you), former emcee and banjo soloist, is a morale officer at Great Lakes and Mindling is one of his aides at the band department. Mindling is the former CBS talent scout and MCA agent. Great Lakes has one of the finest army bands, also a 200-voice choir.

Jim Hanrahan, manager of Station WMFS, Memphis, and vice-president of Scripps-Howard radio, has come in for deal of razing via remote control the past week. Bedded with the juvenile disease of mumps, Hanrahan denied that his head had actually swelled over favorable publicity and editorial in 'Variety' ament his recent raps at commercial plugs that sneered across in the guise of news flashes or use the war to peddle their wares.

Young & Rubicam has dispatched Jack Sayers, Coast publicist, up the Coast as far as Seattle to find out why ratings are so 'J' points under the C. A. B. tabulations in other parts of the country. He'll do a little merchandising for the firm's a/c accounts, calling on stations in the West, and his aides are busy intensifying their activities in behalf of Y & R advertisers.

Mary Margaret McBride's book, 'America For Me,' is the inspiration for the patriotic song of the same title which has just been put out by Sently-Selct-Joy. V. Mizzy wrote the melody, while the lyrics are credited to Irving Berlin and Miss McBride, who currently holds a dolly spot on WFLA, N. Y.

Jeanette Wagoner, who married an army officer last week, will 'wait for him' at Washington where she will embark on research projects at the Office of Facts and Figures. Meanwhile her former boss, C. J. Friedrich of Harvard, will continue the study of the relationship of Congress, the FCC and the networks, with two new assistants, one of whom is Fred Ottawa, whose father is a broadcaster in Minnesota.

Blackett-Sample-Hummert agency has yet to receive the go-ahead on the huge spot campaign that it has been working on in behalf of Sterling and American Home Products for the past three months. When the order does come through it will be for a half-hour a day, five days a week, with the programs consisting of recorded serials. The list will take in around 50 markets.

In cancelling the Ted Strater-Jerry Wayne series on Mutual, effective today (Wednesday), Regent cigarettes (Rigallo Tobacco Co.) exercised a war clause it had in the time and talent contracts. The M. H. Hackett agency, which placed the business, was advised that the war has seriously interfered with the importation of tobacco from Turkey, but the agency denied last Friday (20) that this had been given as the reason.

Warwick & Legler agency last week extracted the Wilfred Pelletier-Lewis dialog bill from a recent 'Behind the Mike' (sustainer on NBC) and especially the records, with two new assistants, one of whom is Fred Ottawa, whose father is a broadcaster in Minnesota.

Everett N. Case, who, at the age of 40 has been chosen the ninth president of Colgate University, is a son-in-law of Owen D. Young of General Electric and formerly of NBC. Case served as secretary of NBC's 'advisory group' from 1939 to 1933.

Because the name of Douglas MacArthur means so much in the news these days, Douglas Arthur WICK, Philadelphia, has eliminated his own name when doing newscasts. Use of his own name had confused listeners.

Wishart Campbell, tenor of the Canadian Broadcasting Corp., and his misadvent, Elmer Clark, escaped from second story of singer's blazing home by a leap, in Toronto last week.

Allow Portable Radios In Some War Plants For Wee Hour Shift

Buffalo, Feb. 24. Buffalo Broadcasting Corp. has put WGR like its WGR, on round-the-clock schedule. Aiming seven-hour stint of canned music and gab at workers in defense plants. Many of the latter now allowed to take portable radios into the third shift. Jack Geiser is WGR's new WGR recently replaced Ralph Snyder with Sherwood Gordon as its all night disc jockey.

STAFF FOR TEMPLE SHOW

Dave Rose Swings Stick, Hughes Produces 'Junior Mies' on Coast. Hollywood, Feb. 24. Musical direction of Shirley Temple's 'Junior Mies' series over CBS for Procter & Gamble goes to Dave Rose, of KRLD-Los Angeles. Producer will be Gordon Hughes, who will double over from the Irene Rich dramatics at WBC. Ed Wolf, who packaged the sale, gets in Monday from the east with Sally Benson, from whose stories 'Junior Mies' was contrived, and Doris Gilbert, who collabs on the scripting.

Carlo DeAngelo Shuttles Between N.Y. and Chicago For Sherman & Marquette

Chicago, Feb. 24. Carlo DeAngelo has been upped to position of radio director for the Sherman & Marquette agency here. Has been with the agency as general production supervisor. DeAngelo was formerly with Compton and N. W. Ayer agencies. He will headquarter in New York but commute regularly to home office here.

	WFO	WFO	WFO	WFO	WFO
MORNING INDEX MON. THRU FRI. 8:00 - 12:00 A.M.	48.3	24.0	6.4	9.4	11.2
AFTERNOON INDEX MON. THRU FRI. 12:00 - 6:00 P.M.	48.3	28.5	6.1	8.3	5.9
EVENING INDEX SUN. THRU SAT. 6:00 - 10:30 P.M.	49.3	9.6	22.2	9.3	9.4
TOTAL INDEX 8:00 A.M. - 10:30 P.M.	48.8	17.3	15.7	9.0	8.6

... Lowest cost per listener. . . By far . . . than any Cincinnati station. More listeners than any Cincinnati station from 8 A.M. to 10:30 P.M. except one . . . More listeners than the COMBINED TOTAL of 3 other Cincinnati Stations for the 10-hour period 8 a.m. to 6 p.m. Source C. E. Hooper.

WCPO

Cincinnati's News Station
Affiliated with the Cincinnati Post
THE BRANHAM CO.

IN PHILADELPHIA

in friends influence listeners

SELL THROUGH WFL

RAFTER KEY RADIO MEN

DRAFT BOARDS SO INSTRUCTED

Hershey Advises Soldier-Pickers That Some Specially Trained Broadcasters Are More Useful to Nation at Their Jobs—Each Case Will Be Separately Considered by Local Boards

SALESMEN NOT VITAL

Washington, Feb. 24. Draft deferments for radio personnel chiefly technicians, are possible under general ruling that broadcasting, along with newspaper publishing, is an industry essential to national welfare. As in the case of the interpretation affecting film industry people, the policy will be tested in each individual case and is not a blanket waiver for everybody connected with the radio business.

Big Gen. Lewis Hershey, Selective Service director, explained that all local boards have been advised to weigh carefully all pertinent facts before calling for induction any individuals employed in broadcasting. This policy, which not binding or to be construed as an order to the local draft boards, is a clear advisory that network and station employers will get special consideration in view of the Federal Government's desire to keep radio functioning at maximum efficiency as a means of sustaining public morale and keeping the civilians thoroughly informed.

Specialists Only

After Selective Service officials explained the film industry ruling—which drew widespread criticism about letting "glamor boys" off easily—was intended especially to prevent loss of key men, it was implied the radio-newspaper interpretation will benefit chiefly major executives, engineers, and specialists. News interpreters and analysts probably will come in the specialist grouping, but run of mine microphone hands, on the contrary, in probability would not be deemed essential to the continuance of the industry. Nor would page boys, publicity staffers, advertising salesmen. In the talent group, top-flight performers and individuals with unique accomplishments unquestionably will be considered more necessary to the industry than to the military than the program, though typical musicians and minor entertainers are likely to be summoned for Army duty.

The ruling followed repeated pleas from the industry, which has experienced increasing difficulty replacing such personnel as program

Or Else Shut Up Shop

Washington, Feb. 24. Shortage of technical men last week forced the Federal Communications Commission to relax its requirements and to allow a few classes of broadcast stations to hire holders of first and second class radiotelegraph operator licenses. Only for the duration of the shortage, however.

One first class radiotelephone operator must be retained at each station to be responsible at all times for the technical operation of the station and to make all adjustments of the transmitter equipment except for minor adjustments normally needed in the daily operation of the station. Lacking a first class radiotelephone operator and until such operator is available to make the adjustment, the station must cease operation, the FCC decreed.

Temporarily Halt Drive For Air Technicians; Many Now Enrolled

Washington, Feb. 24. Requests for stations to quit announcing the radio technician training program last week follow completion of plans to equip 20,000 men for prospective military service in the communications field. With 63 colleges and universities already having arranged to give special courses, all funds available to finance the instruction have been allocated, though attempts are being made to get more money so larger numbers of men can be grounded in fundamentals of radio.

Courses have been approved for 12,000 individuals, with detailed work started for 6,000 accepted applicants. Station personnel without FCC licenses meantime have been urged to do extra studying so they can move up the ladder, filling gaps in station personnel ranks or getting fitted for military duty. Shortage of teachers is a bottleneck that industry may ease, the NAB pointed out.

Army-Navy need for radio technicians is growing and several thousand more will be required in a short time. Both services have made repeated appeals to amateurs, industry employees, repair men and electrical engineers to sign up for immediate service.

Directors, special events bosses, engineers and operators since the Army and Navy speeded up the call to service for holders of commissions in the reserve forces.

For several weeks, the National Association of Broadcasters has been urging Selective Service to consider more sympathetically the requests of station and network executives for deferment of their key men. The N.A.B. has been acting as liaison between members and SS headquarters.

'History In The Making' Draws WHK Renewal

Cleveland, Feb. 24. "History in the Making," weekly 15-minute news summary over WHK, has been renewed by New United Corp., Cleveland wallpaper and paint concern.

Heard Sunday at 11 p.m., the program is transcribed with regular broadcasts aired to the Cleveland school system through WBOE, the Board's FM station. Programs have been bound into a volume, copies being filed at all branches of the city's public libraries and at USO headquarters.

Bob Carter, program announcer, now is a petty officer in the Naval Recruiting Service here and is continuing his work for the sponsor by special permission of the Navy Department.

Bruce Fahnestock, Far East Commentator on WTIC, Hartford, has been commissioned a captain in the United States Army. Left for duty last week.

Broadcasters Victory Council Warns Of Fakes; Check All 'New' Sponsors

The Broadcasters Victory Committee has cautioned stations to guard themselves against accepting any sponsored announcements from persons with devious war purposes. The committee's recommendation on the subject is that the station thoroughly check anyone who in a telephone call seeks to place an immediate batch of announcements and never to accept a commercial from an unknown who walks in, plunks down cash and wants his announcement put on the air immediately.

A more subtle possibility cited by the committee is a personal call from individual who describes himself as the new advertising manager of a local department store. He explains that the store is having a rush sale on umbrellas and that he's anxious to get his copy on the air before it

stops raining. In every such case, states the committee's warning, the authenticity of the person should be investigated. And that also goes for firms not well known by the station.

24-SHEETS BALLYHOO FIVE-MINUTE PROGRAMS

San Francisco, Feb. 24. Use of 24 sheets to plug a five-minute show is something new in radio here. Billboards are being used by Acme beer in Northern California to plug "Toast to America's Allies."

Brischer-Davis made transcription series.



"Take us to London and Berlin"

They visited with Churchill at 10 Downing Street. They looked into Hitler's gaudy chancellery. They were in the East End when the Stukas came over, and along the Wilhelmstrasse when the R.A.F. roared back in reprisal.

Yes, Clevelanders who went to Public Music Hall on that recent memorable evening heard a vivid description of wartime London and Berlin as William L. Shrier, Edward R. Murrow and William L. Senter, radio's famed foreign reporters, speaking

jointly for the first time from the same lecture platform.

WGAR sponsored this event for the benefit of the local Civilian Defense Fund. Citizens supported it generously and enthusiastically. For, like Americans everywhere, Clevelanders are depending more than ever before on their radio stations to tell them when, where and how they can do their part.

WGAR
The Friendly Station
Cleveland



BASIC STATION... COLUMBIA BROADCASTING SYSTEM
G. A. Richards, President... John P. Felt, Vice President and General Manager

Edward Fetry & Company, Inc.
National Representative

560KC
NBC
RED

COLUMBIA S.C.

FREE ADVERTISING INFORMATION National Representatives

From the Production Centres

IN NEW YORK CITY . . .

The Radio Trade is Discussing: Difficulty of getting staff replacements in specialized jobs—become scarce—who gets what in "short-works"—The sod day in context of NBC and CBS—Appointment of Edgar Kobek and George V. Denny as vice chairmen of the Greater New York Council and—The outlook for summer—The "Victory Show" on wartime advertising—Will Maxwell Anderson's script give "Is This War" another lockdown after last Saturday's embarrassment?

Anton M. Leader is production man on the Horn & Hardart Met Auditions, "Thin Man" and Bill Stern commercials, and the "Cleveland Evening Information," "Joe and Mabel" and Emma O'ero studios on NBC-Red . . . **Joe Bell** handles "I'm in the Country" and Bob Ripston's sustainer on the Blue . . . James Wilson is engineer for "Aunt Jennie," "Helmer 11-4" and "Are You a Missing Heir" on CBS . . . "Careers for a Nation at War," produced in cooperation with the U. S. Office of Education, starts tonight (Wednesday) on WGN.

John Vandercok started yesterday (Tuesday) a new five-afternoons-weekly series of commentaries on NBC-Red . . . **Joe Harrington**, CBS newsroom desk assistant and former navy-boy, accepted as an aviation cadet and awaiting call at Maxwell Field, Ala.

Joe Julian, whose "Variety" article on radio acting stirred a gabfest in the trade about a year ago, now writing a legal bill . . . He's currently regular cast member of "Light of the World," "Joy Jordan" and "Thin Man" . . . Instead of going off the air, "Basin Street" has drawn another reprieve and has been moved from 9-9:30 to 10-10:30 Wednesday nights on the Blue.

Goodman and **Jane Ace** purchased a dog from the wife of our London author, **Mrs. John G. Winant** . . . **Bob Pratt** is his as a talent rep with **Colleen Ward**, **Joyce Hayward**, **Kein Gray**, **Patsy Campbell**, **Jane Mancill** and **Ed 24**.

Ballantine's "Three Ring Time" moves March 10 from Friday to Tuesday nights on the Blue . . . **Brown** & **Williamson** has transposed its "Uncle Wigglesworth" series—originally in the Bungle—on NBC-Red . . . Former is now in the Tuesday spot and the latter in the Friday one . . . **Ted Steete** now airs Tuesday, Friday and Saturday nights on the Red, the latter spot being a replacement of "Hot County," which was a dramatic series formerly heard out Chicago . . . **Don Shaw**, general manager of WJMA, to Miami for vacation, due back March 5 . . . Final concert of "The American Festival" series—originally in the Bungle—held in the auditorium, with **Mayor LaGuardia** and **Morris Novik**, station manager, present . . . **Arthur Godfrey**, who does an early-riser program on WABC, started this week a new series "Watery Begins at Home," late mornings on the same station . . . It's a semi-hourly stanza about priorities on consumer materials.

Betty Winkler, who recently came east from Chicago, now a regular on "Able's Irish Rose," "Man I Married" and NBC-Red's sustainer series to Latin-America, also frequent drops in "Famous Jury Trials" and "The Best Shows" . . . **John McMillin**, Compton agency radio head, back from Chicago-Cincy trip . . . **Muriel Haynes**, same agency's radio copy supervisor, to Toronto and Hal James, local program supervisor, to Montreal.

Jerry Lawrence, who does WOR's all-night recorded series, vacationing, with **E. Fitzgerald** substituting . . . **Lawrence** is an expectant father . . . **George Schaller**, who directs the Edger Bergen "Duffy's Tavern" show when it goes to Young & Rubicam for Sanka . . . **Gene Michael** has gone to Palm Springs . . . **Charles H. Van Dine**, head author of "Against the Storm," is back reading the script for a re-run.

CITIZEN

RADIO has become of age. In its miracle now 21 years old, has advanced through all the stages of a very important and beneficial service, and has become commonplace . . . Its mystery taken for granted. That is as it should be. For radio is too important to be too great to be held in awe. Let the philosopher wonder at its cause, but let the people enjoy its effects. Radio is for the people.

Jew, Gentile, Catholic and Protestant are all served . . . and served by radio. For American radio is as democratic as the people it serves. Information, entertainment, education and innumerable services that Midas could not buy with all his gold are to be had with the push of a button . . . or the flick of a dial. The financier is served no better, nor richer than the farmer.

The American public . . . comfortable and relaxed in the living room or speeding over the highway . . . hears history as it is being made and is better informed on both sides than ever before. Radio has not only reported the events, but for the first time has brought about mass participation in the determination of a foreign policy.

Radio service is so limitless as the ether waves. In peace it provides culture, information and amusement. In catastrophe it has alleviated suffering and raised the spirits of the nation. Today it is building morale and the building bridges of understanding between the Americas. But regardless of its task . . . it always serves.

That's Why Radio is the Fifth Estate

WSM is proud to be a part of the American system of Broadcasting with its own station, the Great Fifth Estate.



vived "Party Line" series. . . **George Putnam**, free-lance announcer (not the NBC-Red speller of the same name), an expectant papa . . . **Wife** is **Lucy Carhart**, singer. **Bernst** Jones, formerly with WOV and WEVD has joined the night announcing staff of WNEW, New York . . . **Tom Connelly**, Columbia's director of program promotion, is in charge of the "Cavalade of America" broadcast March 11 for Earl H. Gammons . . . **Don Gardner**, WRC-WMALL, Washington announcer will operate from the NBC New York-Washington office in the future . . . **Walter Brennan**, who during Earl McClellan's absence on the Coast, Mike Mack and Clint Johnson are sharing his two weekly assignments of the CBS "School of the Air" series . . . **Ellan Drew** (previously on CBS on Tuesday) is now on the staff of the "Duffy's Tavern" . . . **Betty Gable** has given up authorship of "Twit Is Bent" serial and is writing a play . . . **Don Becker** is billed as scripter of "Twig" . . . **Charles Hedges** is in charge of the "Cavalade of America" series . . . **Lawrence** and **Bill Fagan**, formerly of the WNEW news staff, have joined the editorial staff of the N. Y. Daily News . . . with the Ford Hour going off the air, WQXR (previously on CBS) has the sports and news recorded Sunday evening "Concert" along the same lines . . . It starts Sunday night (1) and will have the 9-9:30 spot.

George F. Bartholomee will give an award, its first annual, from among the following nominated programs: Town Meeting, Chicago Round Table, Information Please, Ford Concerts, American Forum, Wop Pop, People's Platform, Cavalcade of America . . . **Pop and People's Platform** are being edited by . . . **George F. Bartholomee** now asst. director of production at CBS under **Roy Langham** . . . **Barry Wood** will sing in Canada to help Dominion's war bond drive . . . **Maurice English** of NBC, show-writer and **Robert J. Landry** of "Variety" journeyed to Schenectady Friday (20) to join with **Granville Hicks** as critic of **Charles J. Rolo's** "Radio Goes to War" . . . The NBC participation in the "Cavalade of America" and **Bowling** will cover several weeks on Shirley Temple program.

Mariette Tomlinson now secretary to **Harry Frazee**, Blue network producer and **George Bartholomee**, writer-producer in the NBC recording division, and **Hugh Beach**, writer on the sports staff, have resigned from the company . . . **James Julia**, show-writer, producer, and **William Kirk Quirt**, writer, have also resigned from NBC . . . **Betty Gable** appearing as femme lead on "Lorenzo Jones" during illness of **John McIntire** and **William J. Hall** . . . **John McIntire** is making a Plain Bill cast . . . **Mariette Davies** and **Hope Emerson** joined "Front Page Farrell" troupe and **Ann Loring** a newcomer to "Amanda of Honeymonth" . . . **Edgar Bergen** and **Charles McCarthy** are making a new radio series . . . **Don Nelson** brought from Washington and added to Blue announcing staff . . . **Allen B. Martin** hired as writer in NBC show-wrwr . . . **Edward Galt** is in charge of the "Cavalade of America" . . . **Charles McCarthy** formerly in night program, newcomer to Blue announcing staff . . . **Ellen Drew**, guesting Friday night (20) on the Philip Morris "Playhouse" on CBS as new director . . . **Charles McCarthy** is directing the new radio rehearsal so the could be auditioned by **Homey Fickett**, of B.B.D.O., for a guest spot on "Cavalade of America" . . . **Number of NBC pageboys** have been reduced to 10 . . . **George Bartholomee**, writer-producer, and **William Kirk Quirt**, writer, have been transferred to the music department, **Richard Krieg** to Blue production, **Roy Pascal** and **Michael Rothkind** to news and special events . . . **William C. Patterson** from the mailroom to news and special events and **William C. Patterson** from the information staff to production.

IN HOLLYWOOD

The Radio Trade is Discussing: Whether this will be the summer of the sustaining replacement program? The continued mess in nomenclating by Government and Charter program producers.

It finally came up **William Garzan** for the role of **Capt. Flagg** in the "Flagg and Quirt" series for Wings . . . **Helen Woodman** only femme agency head here (**Russell M. Seeds**) got her first taste of Hollywood studio politics but came off with what she wanted . . . **Bob Hope** doing two new shows in a row, **Camp Roberts** to be followed up with **Camp Cook**, both with north . . . **Bob Burns** had the hitch taken up in his contract . . . **George Galt** will be making a special survey along the Coast for **Red & Rubicam** . . . **Arthur Church** in from Kansas City for a sista on Coronado Beach . . . **James McFadden** back to bit town after discussing this 'n' that will be made on the Seattleside of **United States of America** on the Far East, now calling the war shots on Sundays for Signal Oil . . . **Al Pearce** auditioning new talent for his Camel page . . . **Lucille Ball's** contract extended for more appearances on Old Gold for **Red & Rubicam** . . . **Arthur Church** in from Kansas City for a sista on Coronado Beach . . . **James McFadden** back to bit town after discussing this 'n' that will be made on the Seattleside of **United States 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200 U. S. Stations Carry Linguals

Italian Language Programs Lead Nationalities Over American Air—New FCC Canvass

Washington, Feb. 24.

Foreign language programs are being broadcast by 200 American stations, but aired by 200 transmitters devotes all its time to alien tongue programs. Recent survey by the FCC—over possible subversive activity and wonder whether only English could be heard during the war—disclosed some curtailment in the amount of time devoted to other languages but no material change in the number of stations trying to reach listeners who comprehend only their native dialect.

Though the Fascists are among our official enemies, more broadcasts are in Italian than any other foreign tongue and the number actually rose during the month of the Japanese sneak up on Pearl Harbor. Altogether, U. S. plants air programs in 29 different languages and devoted 4,778 hours in the first 30 days after hostilities began.

The survey revealed that next to Italian most popular foreign languages on U. S. transmitters are Polish and Spanish. At the bottom of the list is Mesquakie, the dialect of the Sac and Fox tribes of Iowa Indians who are served by only one station.

Varied Increases

In the month from Dec. 7 to Jan. 5, American transmitters devoted 6,776 hours to direct broadcasts, a drop of 10 hours. Previous survey showed 199 stations broadcast in 31 alien tongues for 1,330 hours weekly during 1940. Increases in the number of airings in the month after shooting started were distributed as follows: Italian, Polish, Portuguese, Czech, Hungarian, Greek, Swedish, Slovakian, Croatian, Serbian, Albanian and Armenian.

More stations aired Polish programs in Italian, running second and Mesquakie, Slovene, and Serbian at the bottom of the list. Number of broadcasts in the month after Pearl Harbor were as follows: Italian, 1,687; Polish, 1,569; French, 1,241; Jewish, 567; German, 293; Portuguese, 211; Czech, 198; Lithuanian, 139; Hungarian, 143; French, 89; Greek, 106; Ukrainian, 80; Finnish, 76; Swedish, 83; Slovak, 64; Chinese, 31; Croatian, 31; Norwegian, 27; Rumanian, 15; Danish, 9; Serbian, 18; Arabic, 3; Japanese, 0; Dutch, 4; Syrian, 4; Albanian, 7; Armenian, 6; Slovene, 3; and Mesquakie, 1.

Polish leads at 81. Number of stations broadcasting in each tongue were: Polish, 84; Italian, 58; Hungarian, 58; German, 30; Greek, 23; Jewish, 22; Hungarian, 20; Swedish, 18; Portuguese, 16; Lithuanian, 14; French, 15; Czech, 14; Ukrainian, 14; Ukrainian, 13; Slovak, 11; Norwegian, 9; Russian, 7; Rumanian, 6; Croatian, 5; Serbian, 5; Danish, 4; Albanian, 3; Arabic, 2; Armenian, 2; Chinese, 2; Dutch, 2; Mesquakie, 1; Slovene, 1; and Syrian, 1.

Besides discovering no domestic station uses alien lingo exclusively the Commission found that few high-powered stations throw out foreign programs. There was one 50 kw plant but no 25 kw outlet generating such broadcasts. Only three spoke some other tongue 300 hours or more in the 30 days.

The foreign language broadcasters have been carrying official orders and attempting to inform non-English-speaking listeners about our war effort, the Commission learned. All of them were said to be exercising close supervision.

Jennings Buys Coast Show

Chicago, Feb. 24.

Robert Jennings, radio chief of Kastor agency, has bought a coast show, tagged Today's Best Buys, for local spotting in Chicago. Show has been running over some 20 stations on the coast for Folger Coffee.

Will go on WGN here for Procter & Gamble American Family Soap and Flakes, running Monday through Friday starting early in March.

Katz Reps WISN, Milkw.

WISN, Milwaukee, has turned over its national sales representation to the Katz Agency. Move becomes effective March 1. Station has been represented by International Radio Sales, which folds at the end of this month.

More Barrymore

Hollywood, Feb. 24.

Radio dealers to the Scriptent program will get a triple helping of Barrymore's March 5. Producer Dick Mink is bringing together John, Lionel and Diana for their first professional grouping.

HEARST RADIO, INC., CUTS CAPITALIZATION

Albany, Feb. 24.

Hearst Radio, Inc., with offices in New York, has decreased its capital stock from \$1,000,000 to \$500,000.

Papers to this effect have been filed with the Secretary of State in Albany by McCauley & Henry, New York City.

'Hot Dates' Has WQAI Bankroll

San Antonio, Feb. 24.

'Hot Dates in History,' New York-recorded transcription series, is sponsored on WQAI by the San Antonio Public Service Co.

Talent includes John Reed King as announcer, Joseph Bailey as narrator and Victor Arden's orchestra.

KQW's Sales Promotionalist Is C. W. Reed from Westco

San Francisco, Feb. 24. C. W. Reed has been named sales promotion director for KQW, CBS outlet here, under manager C. L. McCarthy. Reed formerly was with the Westco agency. William Brundage is new to the announcing staff.

WSYR, Syracuse, Gets 'Must' Status on NBC And Raises Its Rates

WSYR, Syracuse, takes on the complexion of an exclusively NBC station March 1. All business as expected by NBC on after that date will have to include WSYR if the station is available on a live basis, but when March 1, 1943, comes around WSYR will be considered a 'must' NBC outlet and if a period isn't open it may be used by delayed broadcast. Meanwhile WAGE, the Blue Network's Syracuse release, may be used as a substitute. If a live basis became available on WSYR the NBC account must switch to WSYR on 28 days notice.

If a Blue account should temporarily drop off the air its spot on WSYR will not be recapturable if a live NBC account had moved in during the interim. WSYR's new evening network rate is \$30 per hour, but old web accounts can continue using it for \$250 until Dec. 2, 1942.

Talent includes John Reed King as announcer, Joseph Bailey as narrator and Victor Arden's orchestra.

FCC Okays Pronto Construction For Alaska (Nearer Japan Than Frisco)

Girl Engineers

San Antonio, Feb. 24.

Kathleen Younger and Helen Burke are the first of the feminine contingent to be employed hereabouts as control room operators. Girls are taking regular shifts at the KABC control room here.

ROMANTIC NOVELIST COUNSELS VIA XEQ

Mexico City, Feb. 24.

'Love Confessional,' 15-minute thrice weekly program sponsored by Drogueria Regia, a local drug store, and handled by Eduardo Zamacois, the romantic novelist, is new to XEQ here.

By music and song, Zamacois gives advice to the lovers and answers letters of those who have romantic problems.

C. P. O'Connor Freedances

Charles P. O'Connor has resigned from the NBC announcing staff and is now freelancing.

He recently went off the Johnny Present's show for Philip Morris after seven years.

Seattle, Feb. 24. The Federal Communications Commission on Feb. 17 granted the application of Edwin A. Kraft, Seattle radio advertising executive, to construct a broadcasting station at Kodiak, Alaska. Power set at 250 watts, with a frequency of 1230 kilocycles. Before the FCC granted the construction permit, Secretary of the Navy Frank Knox gave his personal approval.

Kraft, who also owns station KINY, Juneau, Alaska, states that construction will begin at once, as the new station will provide an important means of communication from the site of one of Alaska's major bases to allied points along the Alaska Peninsula and in the Aleutian Islands as far west as Dutch Harbor.

Kodiak is closer to Japan than to San Francisco.

Move Glenn Miller

Chesterfield gets away next week from Bob Hope's opposition to its Tuesday night Glenn Miller stanza. The big account has dropped the latter period and substituted a Friday quarter-hour.

This makes the new Chesterfield schedule Wednesday, Thursday and Friday, 10-10:15 p.m.

A Daily Caller
IN THE
City of Homes!



● Every day in the week, charming Laura May Stuart is an "invited" guest in countless of Philadelphia homes. . . Her entree is a radio program the housewives of Philadelphia rare about—one the advertisers of the nation swear by. . . "For Women Only", a participating feature broadcast daily at 9:15 A.M. . . Laura May Stuart's popularity with buyer and seller alike is attested in a wealth of success stories. On a single 25 cent premium offer, 2,250 returns; on two simple offers 4,400 returns for the second lowest cost per inquiry of big stations used. . . These illustrations are typical. There are many more. Ask about them and about the daily caller in the city of homes, Laura May Stuart!

Jennings Buys Coast Show

Chicago, Feb. 24.

Robert Jennings, radio chief of Kastor agency, has bought a coast show, tagged Today's Best Buys, for local spotting in Chicago. Show has been running over some 20 stations on the coast for Folger Coffee.

Will go on WGN here for Procter & Gamble American Family Soap and Flakes, running Monday through Friday starting early in March.

Katz Reps WISN, Milkw.

WISN, Milwaukee, has turned over its national sales representation to the Katz Agency. Move becomes effective March 1. Station has been represented by International Radio Sales, which folds at the end of this month.

WCAU

50,000 WATTS in ALL DIRECTIONS

Philadelphia • WCAU Building, 1622 Chestnut Street . . . New York City • CBS Building, 485 Madison Avenue . . . Chicago, Ill. • Visual Radio, 1500 North Michigan Avenue . . . Boston, Mass. • Bertho Bannan, 538 Little Building . . . Pacific Coast • Paul H. Raymer Co.

'Action' Is Donovan Motto

(Continued from page 27)

will count heavily on outsiders to assume programming and producing burden. Though some of the latter chores undoubtedly will be done by government personnel, staffs of NBC and CBS in particular and in lesser degree the Crosley people and Water Lemmon's World Wide Broadcasting (WRLB, Boston) crew will handle practical aspects. Ideas, themes, and over-all framework of the program structure would originate largely from government sources, though the private operators will be encouraged to use their initiative and creative brains. The Donovan people would reserve veto power's, however, over any program thought up on the outside.

Commercialism (in the normal meaning) by DXers—long talked about but never a source of substantial revenue—is out for the duration. Since the C.O.I. is carrying on a sort of religious campaign to undermine the Axis and keep the other democracies lined up, not even exhibitors will fit into the picture. (The Rockefeller crowd, however, still may work out some cooperative deals with companies which count on the Latin-American market, though the predominant sentiment in the Cultural Relations outfit is for Federal subsidization.)

Far East Upped

How much Uncle Sam might invest remains uncertain, not so much because of desire to keep figures secret but because the rapidly-shifting course of the war requires constant revision of plans. In this

connection, the Japanese sweep in the Far Pacific has necessitated changes of earlier ideas, when it was thought the British would be able to help carry the ball via Singapore and the Dutch could be counted on for help from Batavia. Industry watchers estimate it would cost from \$500,000 to \$1,000,000 annually to compensate the owners of the existing DX stations, while the outfit for all of the added facilities that have been mentioned at different times easily could consume \$2,500,000.

Military secrecy, plus international politics, shield many aspects of the tentative plan.

—And In New York

Broadcasters seem united on only one point: They feel the Government committees should assume full public responsibility if assuming full dictatorial power over shortwave propaganda. At least some DX licenses are willing to concede that wartime necessity may require drastic changes and centralization but deplore what they consider a tendency to "take over" secretly by grabwise steps rather than frankly and openly moving in. Private companies cannot, some executives hold, be responsible for any possible non-foreseeable reactions to broadcast policies over which they have no editorial supervision. They fear a policy of "exaggeration" by propaganda zealots operating anonymously.

Broadcasters are willing and eager to subordinate themselves to the

Frisco Delay

Latest reports are that America's biggest Bertha of the shortwave airways, the 100,000-watt transmitter ordered and financed by the Donovan office from Schenectady, to San Francisco, will not be on the air from its new location until August, originally because of material needed on the job before April 1.

The Office of the Coordinator of Information, however, has discontinued material needed to erect the DXer as impossible to obtain, despite preferred priority ratings.

Government agencies but not to write a check to their order. As they visualize a Government takeover stations would thereafter cease identifying themselves as NBC, CBS, Crosley, General Electric, Westinghouse, and simply become American Broadcasting stations operated by the American Government.

Some Suggestions

Various proposals are now pending to create management pools or super-stations in which there would be Government representation without complete loss of private ownership. One such proposal thus far made has been satisfactory. One blueprint that has been recently proposed is shared with Phillip J. Hennessy, the lawyer, and M. H. Aylsworth. One suggestion suggests that stations retain the basic idea of competition, clustering one-half the shortwaves into groups dominated by CBS and one-half in a group dominated by NBC.

Under this plan companies would maintain censorship control of what goes out over the air, just as they do now, but there would be wartime coordination of effort. Among the things that would be done would be shifting of the South American beams (which Rockefeller committee would pay for) to get better coverage.

There was considerable discussion of the CBS plan at last week's meeting, with no outright opposition from the broadcasters but the feeling expressed it would be hard to sell it to the Donovan group. Don Francisco's office would probably accept it as readily.

NBC has been spending about \$600,000 annually for shortwave. CBS is spending as much or more and now is left with its South American network dangling in midair, indefinitely postponed.

Meanwhile all-out mobilization of Government employees in whatever part of the world they may be has been instituted in an effort to get a complete check on shortwave reception. Federal officials are anxious not only for reports on reception of U.S. beams, but in connection with their strength with those of other countries.

Sling's Task

Phillip Sling, in charge of the international division of the Federal Communications Commission, has been named as coordinator through whose hands all the reports will pass and who will analyze the data. He has prepared standard forms to aid in making the comparisons of reception. State, Navy and War Department officials will be relied on principally for the reports.

C. E. Denny to FCC

Washington, Feb. 24. Post of assistant general counsel to the Federal Communications Commission was filled last week by C. E. Denny, Jr., chief of field appellate section of the Department of Justice. Fills the vacancy left by resignation of Thomas A. Hand, who left the Commission to become assistant general counsel of the Office of Price Administration.

Denny is 30.

KBON, Omaha, to MBS

Station KBON, Omaha, joins the Mutual network Sunday (11), with its start of operation. Outfit will have 240 watts power and a frequency of 1490 kc. It will be Omaha's third station.

Addition brings the number of Mutual affiliates to 196.

Weed Reps WTAQ

Weed & Co. becomes national sales rep for WTAQ, Green Bay, Wis., March 1.

The switch is from Reynolds-Fitzgerald, Inc.

From The Production Centers

(Continued from page 30)

KMPC, John Kennedy, KFAC, and Hank Weaver, remoter at Palladium danceery... Tommy Jones trumpeted his last note with Kay Kryser's handkerchiefed for the Arizona... Arnold Markey the production man on 'Simal Carnival,' 'Sherlock Holmes,' 'Horace Heidt,' Kay Kryser, 'Upton Cross,' 'Unlimited Horizons' and 'The Week' on NBC... production man on the same network, handling 'Great Guildersleeve,' Red Skelton, Ben Crosby, 'Cap,' 'Flag and Sign,' 'Quilt' and 'It Happened in the Home'... Ned Tollinger has similar assignment on the Jack Benny, Fibber McGee and Rudy Valley shows... Myron Dutton does 'One Man's Family,' while A. D. Scott handles the 'Bob Hope, Debuschut and Paul Martin' games.

IN SAN FRANCISCO . . .

Bob Goerner, KYA announcer, induced into the army this week... Paul Kelly, KYA producer, and Bob Hall, Call-Bulletin night club editor, have had their physicals and Elbert Leshell, KFRC organist, expects an early call... girl copyboys and pages common now... Milt and Maria Samuels' jewelry outfit... 4614... how new just... moved to Hollywood last week where he'll headquarter as chief of Blue publicity for the west... family follows later... Rod Hendrickson, KPO chatter, plugged Trinity National program on a recent airing... to the Trinity County Board of Supervisors added a resolution thanking him... Art Linkletter's 'What Do You Think' renewed through Sept. 30 on KFRC by Albert Samuels' jewelry outfit... 4614... how new just... waded Monday for Wednesday release, giving intelligence experts a chance to cut anything which shouldn't be aired... CBS winds up a series of organizations via KQW today from the Am. Assn. of School Administrators' convention here... Royal Arch Knights, Mutual miter in Manila, believed a Jap prisoner, according to word at KFRC... his relays were handled through here until last heard from Dec. 26... At press luncheon tossed in Jack Benny's honor, Al Nelson, of NBC, had autographed packages of 'How to Win an Oscar' place cards... comedian obliging 'em, evergreened 'em, were being prized at way some of the town's biggies, including financiers, grabbed for the tokens... Al Nelson, Jr., picked up the program for airing at the Van Valley just before reporting for active duty in the Navy over the weekend.

IN CHICAGO . . .

Bill Jones producing 'National Barn Dance' on NBC-led for the Wade Agency... Howard Wynn's production man on the Tony Wons show and 'Carnation Contender' series on the same network... Owen Wynn doing similar stint on 'That Brewster Boy' program... James Harold Bean and Parker Gibbs alternate on 'Revlon Roundup' on the Red... Watson Humphrey producing 'Uncle Wally's Doghouse' and 'Plantation Party' on NBC... Clifton Uly taking some days off from his news broadcasts to shake off tough cold siege... Judith Ward in San Francisco to attend American Assn. of School Administrators' meeting... Jules Herbaveaux back from home office huddles on NBC production and program plans... K. R. Christiansen named night program traffic supervisor for NBC... A. E. Rogger, with WJLD and WJWD since 1936, critically ill at home with heart ailment... Art Linkin, due to return to air with his 'Schlegenhauer' character, postponing the start for a couple of weeks to catch up on some Florida sunshine.

WVO OF AIR SUNDAYS

Deal with WMBI, Newark, Avoids Constant Time-Sharing

Under a new schedule effective Monday (2), WVO, New York, will broadcast on a consecutive six-day basis, being in the air six days a week. Station WMBI, Newark, will have the wavelength that day. Present setup gives the two outlets varying portions of time Sundays and Mondays.

They share the 1290 kc. wavelength.

Hoyt Wooten on N.A.B.

Memphis, Feb. 24.

Hoyt Wooten, owner and general manager of WREB, local CBS outlet, is the new director for the sixth time of the National Association of Broadcasters. Wooten was elected last week in New Orleans on nomination to five-year term by W. Slavick, of Memphis' WMC, chairman of the district nominating committee.

He succeeds Ed Craig, of WSM, Nashville.

John Hill, formerly with WWJ, Detroit, as program director, has joined the NBC production department, Chicago.

LIPSEY NEW DX LIAISON

Plattus I. (Pete) Lipsey, Jr., has been named Assistant Coordinator of International Broadcasting, substituting for Stanley Richardson, who is on loan to Byron Price's Office of International Broadcasting. International Broadcasting is a privately-financed office maintained by shortwave licenses purchased at their point of contact with the Government.

Lipsey was with the Associated Press from 1923 to 1933, serving in the U. S. and in London, Paris and Budapest.

WBXN NEW YORK

... THE MOST EFFECTIVE SALES APPROACH TO AMERICA'S LARGEST MARKET.

3000 WATTS

THE ONELLS'

By JANE WEST

HOW RADIO'S MOST POPULAR FAMILY BRINGS YOU MORE

RIGHTER FEELING AND HEARTY TRODS

Printed by Very Good '99'

LISTEN TWICE DAILY

NBC Red Network, 12:15 to 12:30 P.M., EWT

IN... WABC-5:30-5:45 EWT-CBS

COAST TO COAST

DR. COMPTON ADVISORY BOARD

MGT. ED WOLF—RKO BLDG., NEW YORK CITY



Starting Her 2nd Starring Year On

MODEL TOBACCO'S

'GAY NINETIES' RADIO PROGRAM

Takes the opportunity to show her gratitude to THE UNITED STATES TOBACCO COMPANY for their continued confidence;

MR. FRANK McMAHON for his brilliant direction and advice;

DAVID E. GREEN ASSOCIATES for publicity and public relations;

*MICHAEL VALLON and MARY MIRENBURG for their management counsel. . . .

*RKO Bldg., Radio City, New York

Alvino Ray, \$55,000, Barron, 2d, 42G, Big in N.Y.: Long-Andrews Great 45G In Chi, Welk, 18G, Nice In Pitt

(Estimates for This Week)
Mus Barron, New York (Strand; 2,788; 35-45-89)...

Watched Too Closely

Phil Spitalny last week found himself a guest in the swanky home of a friend...

CONDON'S CHIAROSCURO; OR HOW CAN YOU KNOW?

By BERNIE WOODS
One of those informal jam sessions peopled with outstanding jazz musicians was put on last Saturday (21) at Town Hall, New York...

AFM Cautions Bands On F-M Broadcasts

Dance band leaders who do sustaining remotes have been cautioned by the American Federation of Musicians against permitting their programs to be broadcast over Frequent-Relief facilities.

Krupa Draws \$3,030 In Buff.; Herman Strong Eric Favé

Michael Ayres-Jerry Wald (Raymond) and Edna Wald (Raymond) Paired in twin dances at AFM and Wald drew net 2,200 at 65c-55c for \$1,250.

Bands at Hotel B.O.'s

(Presented herewith, as a weekly tabulation, is the estimated cover charge business being done by name bands in various New York hotels...

Table with columns: Band Name, Hotel, Cover Charge, Total Cover, Grossed On. Includes Freddy Martin, Xavier Cugat, Eric Madriguera, Leni MacIntire, and Vaughn Monroe.

* Asterisks indicate a supporting floor show, although the band is the major draw, 2 days.

Chicago

Chuck Foster (Continental) Room, Swiss Hotel; 4,000; \$1-50-42 min. Foster started fight for name new to Chicago and figures to close at also 1,600 patron.

Los Angeles

Skippy Ennis (Ambassador) Room; \$1-15-50. Parties nearly doubled last week's take with fancy 1,300 for two nights.

Boston

Charles Barnett (Bernuda Terrace, Brunswick Hotel; 550; \$1-45) cover. In his first week here, Barnett drew 2,600 with bulk of trade on Friday-Saturday when cover is dollar.

Baltimore

Don Besler (Charles Room, Belvedere Hotel; 500; \$1-45 min.) Opened his 1942 following last week with Lang Thompson, Barnett and repater in this room after a highly successful previous engagement last season and has topped capacity since his present opening.

Minneapolis

Humby Joy (Hotel Nicolet; 500; min. \$1-40). In third week here, humby by sub-zero temperatures. However, cover through to good 600 customers.

LOCATION JOBS, NOT IN HOTELS

Tommy Dorsey (Palladium) 12 Hollywood, eighth week. Off previous high weeks; dipped to 15,000 leg shakers, who paid from 65c to 1c. Claude Thornhill moves in tonight (25).

Chicago

Orin Tucker (Blackhawk; 400; \$1-25 min.). Tucker is proving whitewind, bringing spot up to great 4,100 patrons last week.

Baltimore

Joe Reichman (Chanticleer; 400; \$1-25 min.). Winds up six weeks Tues. (24), succeeded by Dick Rogers. Reichman caught on exceptionally well, bringing to 4,200 in final week after consistently building big during stay.

Ink Spots' U Pic

Chicago, Feb. 24. Ink Spots finished a week's stand in the Balaban & Katz Regis theatre last night. Awarded up in town by manager Mo Gale for a job to the Coast.

Panoram Machines For Sale

Eight gently used Panoras in good condition. Write or wire goodly used Panoram, 200 E. 12th St., New York, N.Y.

Music with the STRONG Appeal BOB STRONG

TREAT TIME AND UNCLE WALTER'S DOG HOUSE CBS Management; M.C.A.

Milton Stubbs Goes Free

Buffalo, Feb. 24. Milton Stubbs, Negro musician, was acquitted by direction of the court Thursday (19) of criminal charges of a 17-year-old girl last Oct. 15. Supreme Court Justice Almon W. Lyle ruled there was insufficient evidence to support charges.

There's to be another session

at Town Hall March 7 with Teddy Wilson and Gene Krupa. This one also staged by Eddie Condon. This one drew a half-hour house.

Walter N. Gendron, trumpet player and Robert A. Gendron, saxophonist, brothers with Doc Brissette and father of two; their daughter, had denied the girl's testimony.

"Champagne Music"

Stubbis, sax player, clarinetist and drummer, and father of two; their daughter, had denied the girl's testimony.

Now On The Breaking Tour

CHICAGO THEATRE
THIRD SUCCESSORS
RIVERSIDE PRODUCTIONS
CHICAGO MILWAUKEE PITTSBURGH

Band Bookings

Raymond Scott, March 6, Amberst Theatre, New York, Feb. 27, Willard Hotel, Washington, D. C.
Charlie Barnett, March 15, Savoy Ball Room, New York, Feb. 27, Philadelphia, 11, week, Adams theatre, Newark.

Band Bookings

Raymond Scott, March 6, Amberst Theatre, New York, Feb. 27, Willard Hotel, Washington, D. C.
Charlie Barnett, March 15, Savoy Ball Room, New York, Feb. 27, Philadelphia, 11, week, Adams theatre, Newark.

Band Bookings

Frank Powell, March 12, Indef. Log Cabin, Armonk, N. Y.
Frankie Armstrong, April 2, indef. Frank Hotel, N. Y.
Tommy Tucker, March 3-5, theatre, Fall River, Mass.; 6, MITT, theatre, Boston, Mass.
Tommy Tucker, Pa. 8, Sea Gril Inn, Sea Gril, N. J.
Mama Lancelotti, March 17, Indef. Knoxville, Tenn.; 18, City Aud., Albany, N. Y.
Municipal Aud., Savannah, Ga.; 23, Saunders Bldg., Valdosta, Ga.; 24, Ravina C., Jacksonville, Fla.; 25, Municipal City, Tallahassee, Fla.; 26, Municipal City, Orlando, Fla.; 27, Booker Aud., Orlando, Fla.; 28, Booker Aud., Orlando, Fla.; 29, Booker Aud., Orlando, Fla.; 30, Booker Aud., Orlando, Fla.

TOTEM POLE, BOSTON, MARCH 4-5-6-7
Direction: FREDERICK BROB, MUSIC CORP., New York, Chicago

10 Best Sellers on Coin-Machines

Table listing 10 best-selling records on coin-machines, including titles like 'Blues In Night', 'Rose O' Day', and 'I Said No'.

Band Reviews

FREDDY MARTIN ORCH (14)
Waldorf-Astoria, New York
... Freddie Martin's personal Crosby...

NBC, CBS, Blue, Mutual Plugs

Following tabulation of popular music performance embraces all three... NBC, CBS, Blue, and Mutual...

Table listing record titles and publishers, such as 'I'm Walkin' Into Sunset', 'I Think of You', and 'I Got It Bad'.

OTHER FAVORITES

Table listing other favorite records, including 'You Made Me Love You', 'Tis Autumn', and 'Dear Mom'.

STAN KENTON ORCHESTRA

With Helen Huntley, Red Dorris
... Stan Kenton's orchestra...

Table listing record titles and publishers, such as 'We're Couple in Castles', 'I'm Remembering April', and 'Long Hair Did I Dream'.

Paramount's NBC Tune For Special Band Tune

Ballyhoo of 'Fleet's In'
... Paramount Pictures is buying 15 minutes of night time on NBC...

45 WEEKS OF MUSIC

WFIL Contracts for Longer Season With Local 77
... Philadelphia, Feb. 24...

Paramount's NBC Tune For Special Band Tune

Ballyhoo of 'Fleet's In'
... Paramount Pictures is buying 15 minutes of night time on NBC...

BMI, E. B. Marks Score Point in ASCAP Suit

Over Writers' Rights
... Gene Buck, president of ASCAP...

CARMEN CAVALLARO ORCH (9)

Rainbow Room, New York
... Carmen Cavallaro has been coming along in recent months...

On the Upbeat

Bill Tieber, WHK-WCLB, Cleveland, called up for armed service.
... Dick Stabile replaces Shep Fields...

AmSCO Disallows

Alhany, Feb. 24. AmSCO Music Publishing Co., Inc. of New York...

Coming Up Very Fast 'Cancel the Flowers'

TOMMY TUCKER (Deah) 6526
GUY LOMBARD (Deah) 4105
TONY MARTIN (Decca) 4101
MITCHELL AYRES (Bluebird) 4132
CHARLOTTE (Okeh) 8569

Gene Buck, as president of ASCAP, also a plea to dismiss a suit against them by Broadcast Music Inc.

Edward B. Marks Music Corp. when Justice Louis A. Valentine in N.Y. signed a public-moratorium order (Tuesday) that the court had jurisdiction over the suit...

Bob Kitzler, Red Norco pianist, drafted.

Jack Teagarden booked into the Golden Gate, San Francisco, starting April 1.

Jimmy Pupa, former trumpeter with Raymond Scott, has joined Art Farrar band at Colonial, Pittsburgh.

John Guarneri, pianist last with Artie Shaw, has taken Joe Lipman's place with Jimmy Dorsey...

* Indicates BMI licensing; ** indicates SESAC licensing; others are not ASCAP, BMI, ASCAP, or Legitimate.

BOB CHESTER STARTS AMERICAN HIT IN PUERTO RICO

'IF I WERE THE MOON'
It Should Be In Your Books SEND FOR YOUR COPY MANN MUSIC CO., INC. 1588 Broadway, New York

Save Fire Show Stopper—Best of the Year!

MUSIC MADE

Words and Music by FRED RICHARD and CHARLES TORIAN MILLER MUSIC, Inc. 1629 Broadway, New York BEN GILBERT, Prod. Mgr.

Inside Stuff—Music

Irving Berlin is kidding himself. The written a new song, 'Me and My Melinda,' the first non-patriotic popular tune in over a year? This refers to the sundry pro-American song trailers he's been turning out of late—and Cross, Boy Scouts, taxes, armament, Defense Bonds, etc.—although actually 'Melinda' is a rewrite of a tune he had authored for Jiggsdame when he was supposed to have gone into the B. G. DeSylvia-Berlin production, Louisiana Purchase, until the role was found better suited for Irene Bordone.

Muzak v.p. Ben Selvin, also a maestro for the transcription firm, and Bob Ettore, radio trumpeter, have co-authored 'Memory of This Dance' which BMI has set as No. 1 plug.

Sidney Kaye, v.p. and g.m. of the firm, denies BMI is abandoning publication, or that it will operate solely through Greene-Revel, Inc., and Radiotunes, Inc. Latter two are self-contained units, independently operated, although financed by BMI.

Robbins publishing group has just distributed its biggest royalty plum, \$40,000. It's for the six months' period ending Dec. 31, 1941, and the amount is unusual in that the three firms (Robbins, Felst and Miller) had been off the air for 10 months prior to Nov. 1. The payroll to writers from Felst was \$42,179, from Robbins, \$23,800, and from Miller, \$9,317.

'Song of the Islands,' standard Hawaiian thematic, dominated the 20th-Fox film of the same name, but the studio also has a 'Sing Me a Song of the Islands' number as part of the film's musical score, and also both 'official' songs, published by competitive firms. There has been legal palaver, but probably no suit.

Bregman, Vocco & Conn has obtained the publishing and selling rights for 'Dear Old Day of Mine' from the G. Ricordi Co. The number, by Liost, Gita Rice and Harold Robe, was hit during World War 1 and B-V-C plans to put on a revival campaign.

Abolish BMI Publicity Department

Russell Clevenger Will Be Consultant on Side—Staff Dispersed

Broadcast Music, Inc., will discontinue its public relations department April 1, but Russell Clevenger, who is head of the department, will continue to handle all accounts on a piece basis through the Albert Frank-Gunther Law Agency. Clevenger originally came from that agency as a farm-out.

Clevenger stated Friday (20) that he has already found jobs outside for his assistants, while the stenos in the department have been placed with NBC and elsewhere.

Tenney Back in Tune

Sacramento, Feb. 24. Jack B. Tenney and George A. Patrick organized the Western Songs Contest, U.S. starting out with two new numbers, 'Blue Sierra Hills' and 'Yidday-Yap, We're Going Home.'

Tenney is a member of the California general assembly and composer of the tune 'Mexical Rose.'

HIT PARADE WERE I COME!

Pinball operators were cracked down by N. Y. police few weeks ago and was taken confiscated. Gambling game, upheld in various courts, finally proved their undoing.

The Mem'ry of this Dance

BROADCAST MUSIC, INC.

500 FIFTH AVENUE, NEW YORK CITY.

AT LONG LAST...
THE RECORD YOU'VE BEEN WAITING FOR
EVERYBODY'S MAKING MONEY
BUT TCHAIKOVSKY

BY LES BROWN (Okeh) 6753
ROE-KRIPPEN MUSIC PUBLISHERS, INC.
1650 Broadway, New York Woodside Theatre Building, Chicago

15 Best Sheet Music Sellers

- (Week ending Feb. 21)
- White Cliffs.....Shapiro
 - Rites in Night.....Remick
 - Deep Heart Texas.....Melodylane
 - Shrine of St. Cecilia.....Braun
 - Row of Gold.....Harms
 - Don't Want Walk.....Paramount
 - Remembrance P. Herber.....Republic
 - Heroes' Tune.....Harms
 - Moonlight Cocktails.....Jewel
 - Woe It Before.....Harms
 - Dear Mom.....Republic
 - Miss You.....Santley
 - Woe It Before.....Harms
 - We're Couple in Castle.....Famous
 - Rockin' My Dreamboat.....Advance

NBC'S THEATRESaurus HAS UNIQUE WB PROVISOR

Under the licensing deal which was formally signed by the Warner Bros. publishing group and Theatresaurus, recording library, last week, the latter is free to use a WB tune for current issuance in any way it desires, without the necessity of taking out more than one license for that tune. This for the first time the WB-NBC contract has caused much comment in the music publishing industry since it has been the practice of the industry to issue a license for each specific recording.

As the Warner deal stands a plug tune is treated differently from a standard number. If NBC wants to have three of its Theatresaurus bands record a standard tune from the WB catalog, it must obtain three separate licenses but if it wants to have the same orchestra record a song under its current exploiting license, NBC may make all such uses under a single license and for no extra compensation.

It is the first time that any firm in the publishing industry has drawn, at least outwardly, a distinction between the sale value for recording and for other uses of a tune under a standard composition. It is also the first time that musical numbers under a single license are sold by manufacturer on a bulk or wholesale basis.

NBC has approached other publishing firms on similar propositions but to yesterday (20) no whole sale deal had been closed with any concern other than the WB group.

THOSE NEBRASKA LAWS

One Allows Service By Registered Mail Against ASCAP

Lincoln, Feb. 24. Service of process in Woyney's suit against ASCAP to recover triple damages of \$296,319 for money paid to the Society in four years under protest was made this week on Frank Marsh, Nebraska secretary of state. This was the latest in a series of former Bazer, Omaha attorney and former representative of ASCAP, is the only man in the state who ever had ASCAP affiliation, although it has been severed since May, 1941, when the ASCAP law was upheld by the supreme court.

There was some doubt in New York that such service on ASCAP could ever be accomplished, unless the law could be taught within the bounds of the state. Nebraska has a law, No. 20-511, which is amended by statute in the compiled supplements of Nebraska statutes, which says that service of legal process if it is to be accomplished on the heads or agents of corporations within the state, can be made on the secretary of state by payment of a \$3 fee to that office.

The law also says the secretary of state, within two days after such service, must send by registered mail, a copy of the process, to the party named in the suit. Return receipt must be requested, which will show that the named individual has been duly served. It is on this basis that ASCAP has been acquainted with its case in Nebraska and service on the secretary of state was made last Wednesday (18).

Jack Lee, who formerly was with Joe Glaser as a band manager, is now on the professional staff Mills Inc. in New York. Another newcomer to the same staff is Robert Mills.

Dreyfus, Spier Hypo Crawford Co.

1,800 Titles of Larry Spier, Inc., Merged — Offices In Three Cities Will Be Opened

STASNY-MARKS SETTLE 'RANCHO GRANDE' ROW

Stasny Music Co. has settled its differences with the Edward B. Marks Music Co. over the song, 'Alla Row of Gold.' The settlement for Marks' discontinuing the infringement suit which it had brought in 1941 to force out of Stasny has agreed to assign all the rights in the Stasny number involved and also to deliver to Marks all stock of music and plates. Marks had contended that a Spanish number which Stasny put out was a lift on 'Rancho Grande,' while Stasny's immediate reply was that both tunes were derived from the public domain.

Melody of Marks' 'Rancho' was written in 1917, in Mexico by Silvano Ramos. Marks published it with lyrics by Bartley Costello.

Pubs Not Anxious To Be Also Rans For ASCAP Board

The publishers nominating committee which has been delegated to compile a list of candidates for the forthcoming director elections is experiencing much difficulty. It finds that those publishers who are already on the board are convinced they have no chance of election since they have to run against such incumbents as John O'Connor, Max Dreyfus and Jack Mills. The publishers who have been approached on the subject of opposing this trio feel that each of the latter is bound to be re-elected.

While O'Connor himself controls but few voting points, it was not so long ago that the ASCAP board prevailed upon him by personal solicitation to reconsider his letter of resignation. This O'Connor did. Both Dreyfus and Mills as publishers hold quite a batch of voting points and they have been members of the board for several years. Another factor that sought-after candidates say is equally discouraging concerns the fact that election for the board are still based on availability points held by each publisher in 1938.

There will also be three vacancies next month in the writer section of the board and a writer nominating committee is currently engaged in lining up candidates also.

Kay Swift, songwriter, assigned by Warner to work with Ira Gerahwin in the editing of tunes to be used in the film biography 'George Gerahwin, 'Rhapsody in Blue.'

Max Dreyfus is perking Crawford Music Corp. intent on making it the largest catalog of some 800 copyrights to Chappell. Larry Spier is now at the helm of Crawford, which will be expanded into a coast-to-coast organization with offices in Boston, Chicago and Hollywood, plus a revolving professional representative through the midwest.

Spier is merging his Larry Spier, Inc. catalog of some 1,000 copyrights with Crawford Music, and operating on a profit-sharing basis, also containing works taken over from McKinley Music and Harms, Inc.

Dreyfus, who sold out Harms, etc., to Warner Bros. has been concentrating on Chappell. The T. B. Harms basis which differs from Harms, Inc.) is now chiefly the Jerome Kern publishing outfit. Crawford Music is the outgrowth of DeSylvia. Brown & Henderson, Inc., borrowing its name from the late Bobby Crawford.

In the past years, especially because of the ASCAP hiatus, Crawford has been dormant. Now Spier plans spotting (musical and production) scores into his catalog, thus when Chappell works on a Cole Porter score, as it's now doing with 'The Music Mosaic,' it'll shut a Rodgers & Hart score, and the like, and score into his catalog. The next Fred Astaire (Columbia) musical will probably go through Crawford.

First plug by Spier under the new setup is a pop, 'When Johnny Doughty Found a Rose in Ireland' by Kate Twomey and Al Goodhart which Kate Smith is introducing' this Friday (21) on the air.

Langlois & Wentworth In Overtures To ASCAP Pubs; Heretofore Pupil Domain

Langlois & Wentworth has approached several ASCAP publishers the subject of buying licenses for the firm's recorded library. L & W's repertory and heretofore been confined almost exclusively to music in the public domain.

Irving Berlin and Cole Porter are among the composers in whom L & W. has expressed a licensing interest.

CANTO'S DECCA PLATTERS
Edice Cantor will record 'We're Having a Baby (My Baby and Me)' from his 'Banjo Ernie' stage musical for Decca this week. 'Margarie,' an oldie, will be the backup. Harry Sonkin's band will accompany.

OLMAN MUSIC CORP.

• Presents the songs from the UNIVERSAL picture 'WHAT'S COOKIN''

• WOODY HERMAN sings

'YOU CAN'T HOD A MEMORY IN YOUR ARMS'

• The ANDREWS SISTERS sing

'WHAT TO DO'

• Standard Selections—

Heartaches Little Girl Hawaiian Paradise
Whistling In The Dark Little Lady Makebelieve
My Extraordinary Gal Waltzing In A Dream

OLMAN MUSIC CORP.

RKO Building, New York
Suite 302 Circle 7-2672
Mickey Golden, Gen. Mgr.

Earl Carroll Counter-Sues AGVA For \$215,890; Placed on 'Unfair' List

Earl Carroll and the American Guild of Variety Artists are strong disagreeing, the performers' union declaring the producer on the 'unfair list' and Carroll counter-suing for a \$215,890 damage suit against AGVA in Superior Court, Los Angeles. Battle stems from the failure of both sides to reach an agreement on a new basic contract for Carroll's touring.

Carroll's damage suit hinges on the cancellation of several theatres booked for a new union headed by Doc Rockwell, he recently put together on the Coast.

Another union, Earl Carroll's 'Varieties' is current for a three-day engagement in Harrisburg, Pa., but AGVA has as yet failed to step into this show from playing contracts. Dates, however, that the union may do, the show from playing the Flatbush, Brooklyn, where it is scheduled to open March 1.

AGVA's national board in N. Y. placed Carroll on the 'unfair list' when it was notified that Carroll had refused to sign the union's basic contract. AGVA insists that Carroll refuses to pay principals a minimum of \$60 weekly and also to provide transportation for overnight junk. AGVA claims Carroll offered a minimum of \$50 weekly and to provide transportation in coaches.

Performers union is also tiffing with Carroll on alleged violation of provisions by the eastern 'Varieties'. It claimed the producer recently paid only six cents a week for the week-in-Pennsylvania, despite the fact that the six-day week is law in that state. Union officials said Carroll should not have deducted a day's pay at that instance.

Carroll-AGVA Stalemate
Hollywood, Feb. 24.

Dispute between Earl Carroll and American Guild of Variety Artists over contract provisions applicable to the Doc Rockwell unit is stale. Many offers at settlement the past week. After \$135,800 damage suit against AGVA in Superior Court, Carroll offers to withdraw the action if suitable terms for road unit could be reached. Damages sought are based on Carroll's statement that he realized \$160,000 net on the State tour, touring in the east, plus \$50,000 punitive damages and \$5,000 production costs.

Carroll's conditions are stymied on four major points, according to L. A. Lioy, executive secretary of L. A. Local, U. V. A. They are:

1. Guaranteed playing time, with Carroll to play eight weeks out of 10, or pro rata, with extra three days for traveling. Carroll's current proposal is seven weeks out of 10.
2. Retainer salary for chorus, with AGVA demands three days probation, then \$15 per week for eight-day tour. Carroll demanded around week free return.
3. First-class transportation for complete company of 35. Carroll refused to pay for principals.
4. Principals' salary, with AGVA demanding \$60 weekly minimum for principals, tours and trios. Carroll is willing to pay \$60 for singles, \$50 each for trios and teams for 30-show week.

Lioy also claims Carroll wants money to be matters to L. A. Local. AGVA insists that working conditions be included. Carroll offered to arbitrate differences, but according to Lioy, an emissary of Carroll, he would not consent, provided he would not consent to honor the decision of arbitrators.

Carroll brought the Rockwell unit, which had canceled in San Diego and L. A. dates, retained attorney Thomas Connell to prepare petition for recall of officers and board of the AGVA local. According to Connell, it's all a misunderstanding and inter-union dispute.

If 10% of 2,000 members of AGVA local here sign recall petition, an election would be called and a majority vote decide fate of the board and officers.

Wally Hughes orchestra bus was damaged by fire near Washington, Iowa last weekend. No one was hurt, the bus at the time but the ten members of the band lost their clothing.

CHAS. FOX EXPANDS

Add 2 More Strippers, Is So Good in Milwaukee

Milwaukee, Feb. 24.

With many theatre operators awaking about poor business, there is one man in town who advertises for himself as 'The King of Strippers'. Charley Fox, who runs the Empress, only burlesque here. Business has been good for some time now, frequently hitting all time highs.

It is so good, in fact, that this past week expanded his activities by taking over the Liberty in Dayton, Ill., and opening it last Friday. Fox has a string of 17 strippers, expected to draw not only in Dayton itself, but from nearby Cleveland, Ohio, and from the adjacent Rock Island (Ill.) arsenal.

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PHILLY AGENTS PUNISHED BY STATE

Philadelphia, Feb. 24.

The State Department of Labor and Industry (L. I.) cracked down on two booking agents for alleged violation of 'Employment of Defense Industries and the adjacent Rock Island (Ill.) arsenal.

Richard Phillips and the Entertainment Managers Association (bookers).

Richard Phillips, AGVA business agent, charged at a hearing before Anthony C. Sharkey, agent-in-charge of March and respectively. Phillips had failed to pay performers for engagements. EMA reps claimed the bases had returned money from their organization and refused to make payments.

Agents heard were Jody Joyce, Arthur Phillips and Joe Barco.

Several other agents were charged with charges of booking without orders, as defined by the State act, and the hearings were continued until March 1.

5 NAME BANDS SET FOR ORIENTAL CIRCUIT

Chicago, Feb. 24.

Headliners for the Oriental circuit include:

- 1. The Chicago (27) Court Brawl orchestra, in, followed by Ted Weems and Frankie Muser orchestra for March and respectively.
- 2. On March 27 Henry Busse arrives and on April 3 comes Art Kasel.

AGVA Rules to Govern Fischer's 2-a-Day Revue

Clifford C. Fischer's two-a-day production, 'The 46th St. Theatre, New York, while given a production auspiciously by the American Guild of Variety Artists rules as a variety show. As set up, the \$10,000-budgeted show will include:

- 1. Lou Holtz and Phil Baker as co-headliners.
- 2. The Baroque and Larr and Conchita Merril, the Nonchalants, Gene Shelton, Masters and Rollins.
- 3. The Baroque and Larr and Conchita Merril, the Nonchalants, Gene Shelton, Masters and Rollins.

USO Eagle Eye

Four special reviewers attached to the USO-Camp Shows, Inc., span the country catching all and solo stars.

It's so scheduled they see everything and write a professional report to Abe Lastfogel, headman on the latest USO solo stars who perform sans script or support are the major worry, but so far there has been little cause for concern.

ICE-CAPADES STRONG 1086 IN CLEVELAND

Cleveland, Feb. 24.

'Ice Capades' pocketed superlative \$108,000 in nine performances, pulling 72,000 into 8,500-seat arena here.

First two of five sellout performances were staged for benefit of the Howard Fress Child Vaccination Fund.

Returning to Dallas

Dallas, Feb. 24.

'Ice-Capades,' ice show sponsored by the Arena Managers' Association played to more than 100,000 during the Texas State Fair last fall, will return to Dallas (Tex. Risk Area) 4,000 for 10 performances.

'Skating Varieties' \$37,600

St. Louis, Feb. 24.

The former 'Roller Polles' of 1942, which changed its tag recently to 'Skating Varieties' during 10-day stand at local Municipal Auditorium, closed engagement Sunday (23) with an estimated smash take of \$37,600 for the run, with 40,000 customers laying it on the line.

Producers open in Louisville next Monday (2).

FLYING ALLENS MEMBER DIES OF BOMB INJURIES

Buffalo, Feb. 24.

Joseph Allen, 15, youngest of the parachuting Flying Allens family, died in Buffalo, N. Y., in a hospital, Thursday (19) as a result of an aerial-bomb attack. Young Allen was working on his banking a fuse for the bomb used in the stunt of the Allens. He served as a member of the Flying Allens for the family's parachute-jumping engagements.

His sister, Gloria, 17, was killed in 1937 in a parachute jump at Virginia fair.

MCA and Hotel St. Regis Responsible to Skater

Albany, N. Y., Feb. 24.

Court of Appeals has affirmed the decision of the lower courts that the Music Corp. of America, the Hotel St. Regis, N. Y., were jointly employers of Dorothy Lepp, skater, who claimed compensation for injuries suffered during her engagement at the hotel. Skater brought her claim via workmen's compensation. Travellers and Zurich were working in Albany, respectively being involved in the case as well as MCA and the St. Regis.

Industrial Board of Arbitration referred original award and held the two companies joint employers. Lepp's lawyer, Charles Lepp, affirmed this ruling on Jan. 14, 1941. The Lewis Ice show played the St. Regis, Albany, N. Y., for 10 star reportedly suffering injuries from falls several times during that period.

Feehan's Oakland Burley

Oakland, Cal., Feb. 24.

Wally Feehan now operating the Moulton Rouge, Oakland's only burley spot, with an option to buy. House was operated for years by the late Allan King, Oakland's burley star for more than 25 years of a century. Feehan has been distributing so-called sex pictures here.

Atty. Calls 'Grave Threat' to All Theatres; Taking Court Action Vs. City Officials

Philadelphia, Feb. 24.

Claiming that shutting of burlesque houses in New York by arbitrary methods such as displayed by the Commissioner of Licenses and Mayor LaGuardia trying to act as one-man-censor, constituted the gravest threat since 1937 to the existence of all theatres, Morris L. Ernst, counsel for the Gaiety, N. Y., yesterday stated he intends to go to the Supreme Court for a writ of mandamus.

Gaiety, last of the burlesque houses in New York, is in operation, was forced to close Monday night (23) after the final performance as a result of refusal by Moss to renew the license. Two other burlesque houses, Etting and Republic on 42d St., were shuttered Feb. 1.

Yielding action to close burlesque shows was admittedly taken following protests from prominent clergymen and other churchmen. With weight of churchmen against them, burlesque shows had little chance of Commission success, despite testimony of the Mayor's Committee on Censorship (Variety Theatre Assn.), that burlesque should be granted license renewals.

Following a stormy session Saturday (21), Commissioner Moss reserved his decision, then phoned the New 54th St. police station Monday night (23) to see that the Gaiety did not reopen after the final performance.

No Specific Charges
Theatre operators contended that no charges of violation of any regulations had ever been made by the Mayor's Committee on Censorship since it was appointed in 1937. Commissioner Moss has so far failed to make any specific charges of violations or indecency.

Ernst plans to take his case into court, representing the Republic and Etting theatres as well as the Gaiety, as soon as he secures the minutes of the hearing held in Commissioner Moss' office last Saturday. Moss has not yet turned over a copy of the minutes, Ernst telling 'Variety' that unless these minutes are made available he will be obliged to take court action to force Moss to produce them.

Closing of the burlesque theatres represents a serious loss of employment for around 150 performers and chorines, plus musicians, stagehands, and other workers in the three N. Y. houses.

About 15 minutes of the Civil Liberties League meeting in N. Y. last Wednesday (18) was devoted to discussion of the burlesque situation. League members were trying to learn just why the theatres were closed without advance warning and the basis for shutting them. One speaker claimed that the mayor had objected because a femme principal wiggled her buttocks although the show was properly covered. Other complaints at the session were that con-

cessionaries in the theatres sold leather pocketbooks which were not leather, but it was not made clear whether this was the basis for the wholesale theatre closings.

PA. BOOKING MEASURE SOUGHT AS 'MODEL'

Philadelphia, Feb. 24.

The Pennsylvania Department of Labor and Industry has revealed that it has received requests from nearly a score of states for copies of its new burlesque licensing and operation of booking agencies, with a view to setting up similar legislation within their own borders.

The Pennsylvania statute has been called a sure curb against chaperons' real protection for the actor," said Anthony C. Sharkey, Philadelphia agent in charge of enforcement.

MCA Lines Up Names For Children's Benefit

Music Corp. of America is lining up a book of stellar names for the 17th annual show for underprivileged children on March 2 at the Paramount theatre, Palm Beach, Fla.

It is being dubbed 'Sam H. Harris Memorial Performance,' since underprivileged children's benefit was one of the late showman's pet charity interests.

Performers slated to appear are Ben Bernie, Lou Carrillo, Luther Adler, Sheila Barrett, Sarah Ann McCabe, Al Fraban, Dick Dunbar, Paul Draper, Paul Haskon, Patricia Bowman, George Glivot and Al Jolson.

Dodson's Chimps Blitized Out of Pearl Harbor

Vancouver, Feb. 24.

LaMotte Blitized, at the Beacon here with his act, Dodson's Hollywood Monkey Stars, tells of the show's experience at Pearl Harbor during the Jap attack on that base. The Dodson act was playing with the show's experience at Pearl Harbor during the Jap attack on that base. The Dodson act was playing with the show's experience at Pearl Harbor during the Jap attack on that base.

14 monkeys, but manager, H. Akobad also were chimps and seals from other acts, and entertainments were staged to cheer up evacuees.

Dodson shows 12-week engagement was scheduled to terminate in January; when they left, several Japanese acts were still performing.

MARCUS F. E. BOOKING AGENCY

THE MERE OF THE STARS

GENERAL EXECUTIVE OFFICE
NEW BRIDGES AVENUE
NEW YORK
170 W. 46th St., N.Y.C. - BYRON 97200

J. H. LUBIN
GENERAL MANAGER

SIDNEY H. PIERMONT
BOOKING MANAGER

Man 'Stupid'

Actors purge was behind the complaint of five Equities that Al...
The charges leading to the revoking of the agent's permit. According to them the casters said that while the usual commission for legit is 10% double percentage was paid...

Equity Council Gets Pro and Con On Agency Agreement, Little Hope for Deal

Question of entering into a basic agreement with casting agents was again discussed by Equity's council yesterday...
Some council members argued that Equity had the right to say under what condition its members would accept association at this time...

WAR FORCES PUT U TO CANCEL ANNUAL SHOW

Pittsburgh, Feb. 24. University of Pittsburgh's Cap and Gown Club has cancelled its annual musical this year for the time being...
Cap and Gown show was always the club's main attraction and local legit show, in the last spring.

American Theatre Wing's Canteen in 44th Street Basement All Set to Go

Show business and public will get their first and only view of the servicemen's Heaven on 44th Street this weekend, after which it will be closed to men in uniform and other people working there...
The canteen being provided by the American Theatre Wing and sailors in the old Little Club in the basement of the 44th Street building.

Sightseers may inspect the revival of the club's theatrical canteen at the Little Theatre, people on Saturday (28) and one for the public Sunday (1).
The canteen is being set up for anything that the canteen will be able to use—preferably sugar, which brings in a good deal of money...

Best Actors Fund Benefit Grosses \$7,000; Cream of Name Crop on Tap

The 80th annual benefit for the Actors Fund of America, to a \$13,200 cast, Sunday night (22) at the Intimate Playhouse, grossed \$7,000 plus an as yet undetermined income...
Being the actors' own show, it seemed to call out the cream of the town, and they showed up generously and well of themselves.

Vinton Freedley, chairman of the entertainment committee, kidded Kean Waters for his general stage work...
Robert Shaw, conducting Fred Koenig's orchestra, featured Paul Laurence, Harland Dixon, Richard Gordon and Roy Roberts with the club orchestra.

Legit Reports OK Results in Paralysis Fund Drive; Incomplete Gross \$27,520

Enthusiastic reports of the legitimate theatre committee for the 1942 Paralysis Fund drive...
The drive is to form a union of legit theatre ushers, doormen and matrons and when that organization is formed, it will be the first employe who have been unionized.

IA WOULD UNIONIZE USHERS, MATRONS, ETC.

Drive is to form a union of legit theatre ushers, doormen and matrons and when that organization is formed, it will be the first employe who have been unionized...
The International Association of Theatre Employees (stagehands), affiliated with the American Federation of Labor (A. F. of L.), claims that its latest activity is to keep out CIO, which is reported trying to get a foothold in the theatre.

Indicated result will be to seek more wages for ushers and the other theatre employees...
The average theatre paying straight \$1.25 per performance, or \$10 weekly, with the captain getting \$18 and \$19 by the week...
IATSE was supposed to operate on the other side of the curtain, but the union is having a hard time at the front of the house.

Fitting Fisher for Khaki

Carl Fisher, general manager for George Abbott and his company, is being notified by the draft board to report next Tuesday...
Fisher's wife is Mary Mason, living in 'Cafe Crown', at the Cort, N. Y., and title address on the 'Maude's' Diary program on CBS.

Lytell Belies Report He Now Opposes Equity's Anti-Isim Law

SEE N.Y. BILL KAYAKED, LIFT CHILD ACTOR NIX

Buffalo, Feb. 24. Before the season is 'over this year' Lytelle has already been through other plays kept from showing because of child labor regulations...
Children's Aid Society is said to favor the Ehrlich bill and, through the Assemblyman's efforts, it is expected that the organization will not be hampered by the bill.

Further attempts to knock out the anti-ism amendment referendum are being made within Equity and once again it was argued out by Equity's council...
That brought an emphatic denial from the Equity head, who repudiated the statements made in the circular.

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MGRS, STAGEHANDS NEAR AGREEMENT

Negotiations between N. Y. legit managers and stagehands over a new contract continue, with the factions reported nearing agreement...
Credit for the showing is given managers of theatres and their staffs and ushers. Collecting boxes were passed down the aisles...

'Plan N' Aimless After Producers Step Out

After making the reviews of 'Plan M', which opened Friday (20) at the Belasco, N. Y., Richard Aldrich and Richard Myers decided to close the play Saturday night...
Credit for the showing is given managers of theatres and their staffs and ushers.

'Public' Vic 'Kickers' At N.Y. Broadturst

Although tickets are announced on sale through the next month of the 'Vic' tour, the first show of the Broadway, N. Y., 'My Dear Public', the Irving Caesar musical, is tentatively set for March 16...
'Vic' is ready for the debut on the 16th of March at the 47th Street in the St. James, current Gilbert and Sullivan troupe playing there along the road.

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Edgar ('Ladder') Davis Must Pay Mass. 2106

Austin, Texas, Feb. 24. The Third Tax Court of Civil Appeals entered a judgment on Feb. 18 which holds that the Commonwealth of Massachusetts is entitled to approximately \$210,000 taxes from rubber and oil man Edgar Davis...
The judgment against Massachusetts in favor of Davis for \$120,000 damages was reversed and rendered in favor of the state for \$150,000 damages was reversed and rendered in favor of a Massachusetts taxpayer as a credit on a \$500,000 judgment of \$724,000.

Emlyn Williams Slated To Stage London 'Rhine'

London, Feb. 24. Emlyn Williams will direct Lilian Hellman's play, 'Watch on the Rhine' in the Haymarket Theatre...
Williams will be played by Diana Wynyard and Anton Walbrook.

Fitting Fisher for Khaki

Carl Fisher, general manager for George Abbott and his company, is being notified by the draft board to report next Tuesday...
Fisher's wife is Mary Mason, living in 'Cafe Crown', at the Cort, N. Y., and title address on the 'Maude's' Diary program on CBS.

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B'way Slips Into Seasonal Slump: Fun, \$40,000, Face It, 33G, Banjo, \$31,000, 'Porgy' \$22,500, Still Big

Business started to taper off last week. Annual slide was interrupted by big business over the weekend, including Washington, D. C. (10) and address Noon (23). Attendance that night dropped, however, and the radio ads. Theaters speech also keeping most of the citizenry at their radio sets. New show are on the way.

Estimates for Last Week

'Key: C (Comedy), D (Drama), CD (Comedy-Drama), R (Review), M (Musical), O (Opera).

'Angel Street' (Golden 11th week) (CD-75; \$33,000). Some attractions not shown as yet as this is one opening; bookings again under the \$10,000 mark.

'Male and Old Lady' (Fulton 18th week) (CD-52; \$33,000). Bill off. With the count over \$10,000, and at that level excellent profit is registered.

'Man Eves' (Hollywood 8th week) (M-153; \$4,400). Among their best grosses to date; estimated rated over \$100,000 Monday. After three last week, the show is making a volume of hold-over matinee business that was general.

'Red Foot Parade' (Burrmore 21st week) (M-1104; \$4,400). Bettered last week, despite the week's recent average; among best of the season's musicals.

'The Spirit' (Morosco 18th week) (CD-56; \$3,300). Tapped to total the \$16,000 for the season's standouts; Chicago company opened Wednesday, but taking a loss as strong.

'Cafe Crown' (Cort 4th week) (CD-103; \$2,500). Showing a moderately successful engagement and a steady increase in receipts; average during spring; around \$10,000 during summer.

'Madame' (Booth 54th week) (CD-71; \$2,500). Still in good shape; gross topping \$8,000; Lincoln's Birth-anniversary celebration; estimated \$8,800 quoted in nine weeks; another week, then 'Love, Laughter and Tears'.

'Guest in the House' (Plymouth (CD-107; \$2,300). Presented by Stephen M. and Paul S. Ames; adapted by Fred Wilder and Dale Hanson; favorably received in Philadelphia; opened last night (Tuesday).

'Heart of a City' (Miller 2nd week) (CD-104; \$2,300). First full week approximated \$6,000; good showing for large cast show, but liked by audience and may climb.

'Rich Klebers' (Broadhurst 16th week) (M-142; \$4,400). Around \$15,000 again; starting this week very strongly, which may kick up the gross.

'It Happened on 42nd' (Center (re-opening engagement) 60th week) (CD-106; \$1,650). Showing a moderate matinee, with the scale strong factor; estimated \$6,000; first week of the season; Hudson 5th week) (CD-1,084; \$3,300). Management hopeful of improvement, in line with expectations so far; slightly.

'Manhattan' (New York 15th week) which may approximate even break.

'Miss Lorraine' (14th week) (CD-1,094; \$3,300). Capacity most performances and hardly diminished last week, when takings bettered \$10,000.

'Lady in the Dark' (Alvin (re-summed) 45th week) (M-1367; \$4,400). Tends to turn weekly profit, and gross strong considering opposition.

'Leta's Place' (Imperial 17th week) (M-1,456; \$4,400). Showing a deflected several months; estimated \$10,000 out of 'Son of David'.

'Ling Mee' (Broadway 10th week) (CD-1,183; \$3,300). Reflects the general trend with takings off, but grossing well.

'The Sign' (Broadway 14th week) and did alright at \$12,500 last week.

'The Sign' (Broadway 14th week) (CD-891; \$3,300). Showing a steady increase in takings; a little off, but grossing well.

'Papa Is All' (Gaiety (CD-958; \$3,300). Showing a steady increase in takings; a little off, but grossing well.

grosses here even with subscription support; dropped under \$10,000.

'Plan M' (Belasco (D-1,009; \$3,300). Opened last Friday (31) in draw; AT&T verse press; continuance doubtful.

'Spring Garden' (Playhouse 15th week) (CD-1,121; \$3,300). Business perked and engagement indefinite for another successful week; around \$9,000.

'They Should Have Stood in Bed' (Mansfield (CD-1,055; \$3,300). Reached Saturday after playing one week and two nights; got nothing.

'Under the Wind' (D-673; \$3,300). Presented by Russell Lewis and Rita Hanson; written by Robert B. Thurman; opened Sunday (22); received mixed notices, mostly acceptable.

REVIEWS

'Maebeth' (National (D-1,162; \$3,300). First and 14th week; this engagement found more profitable grosses right along; estimate \$10,000.

'The Sign' (Broadway 14th week) (CD-891; \$3,300). Final 7th week; old comedy started off with pace around \$11,000, despite late interruptions; has been slipping; under \$9,000 last week.

'Perry and Bea' (Maletic 5th week) (CD-1,121; \$3,300). Showing a steady increase in scale; made excellent showing; with standees in; some midweek matinee; average; around \$10,000; draw; \$22,500.

'Gilbert and Sullivan' (St. James 5th week) (L-520; \$2,200). Going on good showing; average; around \$10,000; draw; \$22,500.

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'Native,' \$8,800, Not Very Strong In Bk. St.

Baltimore, Feb. 24. 'Native Son' was starting poorly for this town at Forster's last week, showing up the same as the play to colored patrons at 75c level. The show, which approximated fairish \$8,800.

There was very little response on the part of the general public. 'My Sister Ellen' is current at Forster's, but this six-week AT&T subscription season.

'The Moon Is Down'—Oscar Berlin.

'Without Love'—Theatre Guild.

'Johnny Zoo'—Rowland Brown.

'My Dear Public'—Irving Cesar.

'Kiss For Cinderella'—Cheryl Crawford, Richard Krauker.

Current Road Shows
(Feb. 23-March 7)

'Angel Street' (2d Co.)—Nixon, Phil. (25-28); Cox, Cincy (2-7).

'Arsene and Old Lady' (2d Co.)—Texas, San Antonio (25); Music Hall, Houston (28-27); City Aud., Beaumont (28); Music Aud., Shreveport (1); Robinson Aud., Little Rock (3); Aud., Memphis (4-3); City Aud., New Orleans (7).

'Bliss' (2d Co.)—Selwyn, Chi. (25-7).

'Blossom Time'—Curran, S. F. (25-28); Aud., Gabriel, Cal. (1-2); Metropolitan, Seattle (4-7).

'Candle in the Wind'—Palfy, Milwaukee (25-28); Broadway, Chicago (25-28); American, St. Louis (2-7).

'Carnegie' (2d Co.)—Lyceum, Minneapolis (25-28); Lyceum, Duluth (25-28); East Chicago, East Chicago, Rochester, Minn. (5); St. Paul, (6-7).

'Hallelujah' (2d Co.)—Selwyn, Chi. (25-7).

'Spirit,' \$12,000, Gets Good Start In Chi.; 'Corn,' \$16,000, Still Heavy

Shows in Rehearsal

'The Moon Is Down'—Oscar Berlin.

'Without Love'—Theatre Guild.

'Johnny Zoo'—Rowland Brown.

'My Dear Public'—Irving Cesar.

'Kiss For Cinderella'—Cheryl Crawford, Richard Krauker.

Estimates for Last Week

'Bliss' (2d Co.) (Selwyn 1st week) (CD-1,121; \$3,300). Showing a steady increase in scale; made excellent showing; with standees in; some midweek matinee; average; around \$10,000; draw; \$22,500.

'Candle in the Wind' (Palfy 1st week) (CD-1,121; \$3,300). Showing a steady increase in scale; made excellent showing; with standees in; some midweek matinee; average; around \$10,000; draw; \$22,500.

'Carnegie' (2d Co.) (Lyceum 1st week) (CD-1,121; \$3,300). Showing a steady increase in scale; made excellent showing; with standees in; some midweek matinee; average; around \$10,000; draw; \$22,500.

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Chicago, Feb. 24. One show cast on the way departed. 'Pal Joey' left town after six weeks in the Grand and the house was closed. 'The Sign' (Broadway) comes in. 'Blithe Spirit' took over the Grand. 'Candle in the Wind' opened Tuesday (17) to a swank audience.

Estimates for Last Week

'Blithe Spirit' (Selwyn 1st week) (CD-1,121; \$3,300). Showing a steady increase in scale; made excellent showing; with standees in; some midweek matinee; average; around \$10,000; draw; \$22,500.

'Candle in the Wind' (Palfy 1st week) (CD-1,121; \$3,300). Showing a steady increase in scale; made excellent showing; with standees in; some midweek matinee; average; around \$10,000; draw; \$22,500.

'Carnegie' (2d Co.) (Lyceum 1st week) (CD-1,121; \$3,300). Showing a steady increase in scale; made excellent showing; with standees in; some midweek matinee; average; around \$10,000; draw; \$22,500.

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'Hallelujah' (2d Co.) (Selwyn 1st week) (CD-1,121; \$3,300). Showing a

Broadway

Ed Carson vacationing in Florida. Margaret Webster bedded with him. ... Cooke's wife to take John Golden's old job...

Jack Morse, Morris agency radio department, ... C. Mann, ex-actor, ...

Clifford Odets now in Hollywood ... George Gerstwin author for WB ...

W. H. Miller in New York ... Louis Epstein ditto with 'Gretchen in the House' ...

Wesley Vroman has become company manager of Johnny T & E ...

Hack Hackett, vp. in charge of Radio Music Club ...

M. G. (Mike) Poller, head of RKO ...

George Smith, western-southwestern division manager ...

Quentin Reynolds testimonial dinner ...

Miss Frances A. Shirley, divorced ...

Rose and Julian T. Abeles through ...

John J. Wright sign on Broadway ...

Paula Hatlie booked for a return engagement at Nixon week ...

Pittsburgh

Paula Hatlie booked for a return engagement at Nixon week ...

Lawrence Welk expects to lose his only single man, Jerry Burke, to the show shortly ...

Tom Dora (he's the new manager of the William Penn Hotel) ...

cently damaged by fire, plotting a reopening around Easter ...

John Green, dancer turned comedian ...

Betty Greenwood, dancer turned comedienne ...

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London

Neville E. Neville recuperating from appendix operation ...

Mary Maguire, Australian film actress ...

British Drama League holding a series of poetry readings ...

John Robinson, 21-year-old usher at the Apollo ...

radio show Coca-Cola and local station XEQ give him, m.c.'ing at the ...

Gabriel Sorin, pic producer who has won five annual gold medals ...

Felipe Gregorio Castillo, chief of the Spanish ...

Mrs. C. E. Lilly, owner of the U. City University City, Mo. ...

Volunteer Fire Fighters ...

Hollywood

Whitney Bolton laid up with flu. Anne Sherry divorced John Payne ...

Gene Autry back in town for picture work after launching his rodeo show ...

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Minneapolis

Lowell Kaplan, Welwith circuit manager ...

Mexico City

Ramon Recchi recovered from Spanish Iris, venture congealed ...

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Buculo City

Castled from page 1 ...

Miami

Lois Holt held over at Casanova ...

ASCAP-BMI

Continued from page 1 ...

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Continued from page 1 ...

**THEY GET ALONG
LIKE DYNAMITE
AND A BLOWTORCH!**

* Donlevy — He's the blowtorch to Hopkins' dynamite — is positively in line for honor of-the-year for a magnificently exciting performance!

EDWARD SMALL presents
BRIAN DONLEVY · MIRIAM HOPKINS · PRESTON FOSTER in
A GENTLEMAN AFTER DARK

with Harold Huber · Philip Reed · Gloria Holden
Douglass Dumbrille · Sharon Douglas · Bill Henry

Directed by Edwin L. Marin · Screenplay by George Bruce
Based on the story "A Whiff of Heliotrope" by Richard Washburn Child

Released thru United Artists

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TAXES TO BEAT THE AXIS! Play Walt Disney's Treasury Department Spot, "The New Spirit," starring Donald Duck!