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were arraigned. No changes in the original charges were made. Mills was charged with fraud and altering of documents and specifications in the years 1929-53, and the other four men were charged with conspiracy in 1953.

Mr. Ibbetson said the election would be held Feb. 6, and date for a preliminary hearing would be set by himself and Mr. Dubin at that time.

Cash bail of \$1,000 apiece for the accused men was renewed.

MORE PARTICULARS

Mr. Callon led off comments from defence lawyers. He had no objection to the two-week remand, but told the Magistrate, as did Mr. Maloney and Bernard Black of Fort William, representing Cutting, that the defence wanted more particulars of the charges. "I submit no defence can be made with the charges as they are now," he said.

Launching into his charge that newspapers "other than those published at the Lakehead" were prejudicing the case of his clients, Mr. Callon quoted Vol. 4, page 2 of the Canadian Encyclopedia Digest, a legal reference book of definitions, on contempt.

The existence of society depended on the organization and enforcement of law, he said, and contempt of the courts contravened this basic principle. Elements of contempt, he listed, were scandalizing the court itself, abusing the parties concerned, or "prejudicing mankind against the accused before their cause is heard."

"It is my responsibility to submit," he continued, "that there has been the gravest and continuous interference by the press with the right of my clients to a fair trial."

At this point, Magistrate LeMay cleared his throat as if to approve of counsel's remarks.

TO BE DECIDED

Turning to specific cases, Mr. Callon said one outside newspaper, "which is delivered to the Lakehead cities," stated "as fact" in a page one article on Jan. 21 "certain matters which are some of

the material issues to be decided by this trial."

He read one paragraph of the dispatch.

In another issue of a newspaper "from the same city," the one of Jan. 21 also, "there are many matters on page three which constitute flagrant contempt." He said he quoted the two items as examples of "the extent to which one particular newspaper has gone."

There was a reference, he pointed out, to a report "which will be made by a certain body." The statement was made "as a fact—that body will report what he has printed." Mr. Callon offered to leave the newspaper copies with the Magistrate.

"I protest most vigorously not only against this contempt of court, but against the prejudice already visited on the accused," he went on. "It almost seems these two publications — and particularly one — have almost decided that due to the considerable distance they are from the Lakehead, they can with impunity violate the right of this accused to a fair trial."

He concluded that this morning's hearing was the first opportunity he had to point out to the court "this unfortunate series of publications." He wanted to place the objection on record "in case these matters are raised later."

Mr. Ibbetson commented that "the Crown recognizes the right of the individual to a fair trial. I am presuming that Mr. Callon is not suggesting that the source to his complaint is the Crown's responsibility."

SAID NOTHING

"Absolutely not," broke in the Port Arthur lawyer. "It is the responsibility of the press completely."

Mr. Ibbetson pointed out that Crown officials in charge of the case have made a point of saying nothing about it. "At this time, I am only acting on behalf of the man who has been appointed to prosecute this case," he added, "and I presume those matters will be taken care of at the proper time."

Mr. Black supported Mr. Callon, but Mr. Maloney differed. "I have no comment to make. I have no fear that my client (Donald Gaudier) will not receive a fair trial by this court," he said.

The hearing ended with the Magistrate's warning to reporters present. "The press has heard the objections registered by Mr. Callon," he said. "I think they are very well taken. People should not be pre-judged. The facts should not be made public until the matters are brought before the courts, and evidence is given. The press has been cautioned now, and it will be for the reporters to bear that in mind in their future reports."

STAIR WALKING'S STRENUOUS . . .

It takes twice as much energy to walk downstairs as on the level, and seven times as much to go upstairs, physiologists say.

When you go upstairs, then, do everything needed before coming down, to avoid another trip.

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Clark Through Russia, Back At Lakehead

He found himself sharing a four-bunk compartment in a "soft" class sleeping car with a Russian army major, a Russian civilian and the wife of a Canadian diplomat who was also travelling south. "Soft," Clark discovered, means that you get a mattress on your bunk. "Hard" class travel is when there is no mattress.

Altogether, Clark travelled 5,000 miles inside Russia and accumulated some 50,000 words of notes and 200 photographs which he brought back uncensored.

Clark used a 35-mm. camera on his outings. Three or four times he was stopped by militiamen, or police, from taking pictures; twice he was picked up and brought to police stations — once in Moscow, once in Tiflis — but his film was not confiscated and he was promptly released on identifying himself.

Clark began his newspaper career with The Standard (Montreal) in 1940, after graduation from McGill University. For two years he was The Standard's parliamentary correspondent in Ottawa. In November of 1943 he went overseas as an accredited war correspondent and was with the Allied Forces when they invaded Normandy. He was one of the first correspondents in Paris for the liberation and is credited with being the first Canadian to enter a German city—Aachen.

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