

40 babies of the poor buried in one coffin

Malcolm X killer fingers



He says
wrong 3

convicted

NEW YORK — Nearly 13 years after his assassination in Harlem, internationally known Black Muslim leader Malcolm X is back in the news.

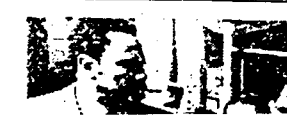
In affidavits filed in court, one of the three men convicted for Malcolm's slaying, has exonerated the others from participation in the crime — and named four others as the assassins. Thomas Hagan, who confessed to Malcolm's assassination on Feb. 21, 1965, said in papers filed through attorney William M. Kunstler, that Norman 3X Butler and Thomas 15X Johnson were "completely innocent" of the crime.

He named Brother Lee, Brother Bebe, Willie X and Wilbur as his accomplices in the assassination. Their whereabouts are still unknown.

Based on Hagan's statement, Kunstler has filed a motion for a hearing to set aside the conviction of Butler and Johnson, on the ground of newly discovered evidence.

The hearing is scheduled for Dec. 21. Malcolm was only 39 at the time of his death, the same age at which another great civil rights leader, Dr. Martin Luther King Jr. also was assassinated.

Reopening of his case
(Continued on Page 21)



GOODBYE WILEY — The co-Daniels is carried out of Sharp's funeral services were held. Joseph Gaston, Kenneth Erving, James A. Brown, Garland Brown.

TV's Wiley at Sharp S

Funeral services were held Monday for Wiley Edison Daniels Jr. Mourners from all walks of life, co-workers in the communications industry and friends attended crowded brief rites for the veteran TV personality at the Sharp Street Memorial United Methodist Church.

Mr. Daniels, 48-year-old news reporter and anchorman for Baltimore's WJZ-TV, Channel 13, died Dec. 8 of an apparent heart attack.

A popular broadcaster, Mr. Daniels was the son of Wiley E. Daniels Sr. and the late Mrs. Virginia Colvin Daniels.

Born June 24, 1929 in Birmingham, Ala., he was educated in the public schools and graduated from Park High School.

In 1949 he graduated with a B.A. degree from Talladega College. After graduating from college, Mr. Daniels was employed with WEDR radio station in Alabama as program director and disc jockey.

He was drafted into the Army during the Korean conflict and served his

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HISTORIC EVENT — Judge Harry Cole takes the oath of office Monday at swearing in ceremony administered by Acting Gov. Blair Lee III (back to camera) in the Senate Room of the State House

(AFRO PHOTO BY Roman Hankewycz) in Annapolis. Cole, first black named to Maryland State Court of Appeals is now one of only four black judges to sit at the Appeals Court level in the U.S.

Cole's swearing-in at his old State Senate environs

By Elizabeth M. Oliver

Hundreds of elected officials and citizens from all areas of the state swarmed the State House in Annapolis Monday to witness investiture and swearing-in ceremonies for Court of Appeals Judge Harry A. Cole, the first of his race ever to hold such a post. Judge Cole was picked from the Supreme Bench by Gov. Blair Lee III and donned the scarlet robe and white bib shortly after noon in the Senate Room.

The Cole family's Bible was used during the reading of the commission and the administering of the oath by Gov. Lee. In his brief remarks that followed, Gov. Lee made it known that in his nearly three decades as an elected official in the state capitol, he had never seen such a representative nor more enthusiastic crowd.

Braving 27-degree biting cold but sunny weather, the audience included Judge Cole's six Appeals Court colleagues.

Chief Judge Robert Murphy who performed the robing was assisted by the following representative citizens and officials:

Supreme Bench Judges Basil Thomas, Robert B. Watts, District Court Judge Robert Bell, Howard Mitnick, Charles Joey, representing the Monumental Bar Association; Mrs. Juanita Mitchell, attorney and head of the NAACP Legal Defense; Senator Robert Douglas, chairman of the

Maryland Legislative Black Caucus and Mrs. Enolia McMillan, president of Baltimore NAACP.

Noteworthy was the presence of most of the members of the Supreme Bench with whom Judge Cole was associated 10 years and up until last

Friday when he prepared for his new post. Named by Gov. Lee two weeks ago, Judge Cole became the fourth of his race in all the nation to ascend to the bench of the highest court in any state. The historic occasion took place on the same date, Dec. 12, as 199 years

ago when the modern Maryland Court of Appeals first sat with five men in the State House.

However, Gov. Lee noted that the court, which is the ultimate in the Maryland judicial system, was first

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40 poor babies in one coffin

NEWARK — They were born in a cruel, cold world of poverty and misery.

They — more than 1,500 of them — did not live long.

After they died, according to the state of New Jersey, they did not even get the dignity befitting the dead.

There was no individuality or respect for them in death, the state charges. They were buried in mass graves.

According to the state, 1,531 babies or stillborn infants from poor families were buried in this manner with as many as 40 babies being put beneath the earth in a single coffin.

This happened, the state said, during a six-year period ending in 1973.

The shocking story of these chilling burials came to light last week

here when Deputy Attorney General Charles J. Mysak accused a Newark funeral director of violating his contract with the city department of welfare.

Mysak charged the

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Joan's 'lover' tipped-off police

Joan Little is pregnant, according to her fiancé, Vernell Muhammad of Raleigh, N.C., and that is one of the reasons he tipped off the cops to her whereabouts in Brooklyn, New York, last week.

Muhammad told newsmen he snitched on Miss Little because she is carrying his child and

funeral director, Carmine Berardinelli, with burying the dead infants "in a manner unbecoming the dignity of the deceased" and, with "unethical,

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also because he feared for her life and his.

He said he also believed she was involved in drug dealing.

Following Muhammad's tip to police on where they could find Miss Little, she was arrested by police after a

(Continued on Page 2)

Jordan to quit House

By James L. Overton
HOUSTON — Rep. Barbara Jordan, D-Tex., the first black congresswoman elected from the Deep South, has



Rep. Barbara Jordan

announced she will not seek a fourth term in Congress in 1978.

Saying she was acting "for reasons predicated totally on my internal

(Continued on Page 18)

'Mr Fro' does it by phone

With Christmas just two weeks away Mr. Fro' went into Baltimore and gave \$20 to two deserving AFRO readers to spend during the holidays.

The first winner was Mrs. Beatrice Scott of 1214 Ensor St. She answered all the correct questions when 'Ms. Fro' made her weekly telephone calls.

Mrs. Inez Anderson of 2835 Riggs Ave. also won \$10 after she answered all of 'Ms. Fro's' questions correctly.

Neither winner hit the lottery calendar for the \$100 prize.

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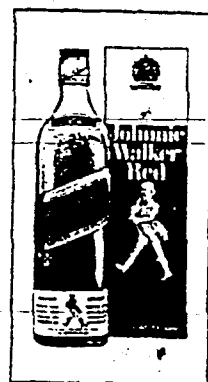
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(AFRO Photo by Roman Hankewycz)

WATCHING PROUDLY is the family of Judge Harry A. Cole as he is sworn in as the first black to sit on the Maryland U.S. Court of Appeals.

Seated from left are his daughters Susan, Stephanie, his mother-in-law Mrs. Freeland, daughter Harriette, and wife Doris.

—Judge Cole swearing-in

(Continued from Page 1)

established in 1796 under the state constitution and the famed Roger Brook Taney sat with the first jurists in scarlet robes.

It was 12:35 p.m. when the robe was placed about Judge Cole's shoulders and he smiled broadly to the crowd which gave him an extended standing ovation.

Arrington, Mrs. Audrey (Henry) Johnson; mother-in-law, Mrs. Carrie Freeland; sister-in-law, Mrs. Myrtle Cole, wife of his deceased brother, Richard Cole.

In the escort party were Gov. Lee, Chief Appellate Judge Murphy and Col. William (Box) Harris, assistant to the governor. Judge and Mrs. Cole

stood at the head of the receiving line. Their daughters were stationed at each of the lecterns where the public signed the guests books.

Refreshments were served in the Senate lounge.

Among others present were Supreme Bench Chief Anselm Sodaro, Judge Joseph Howard,

who was not nominated but as Gov. Lee said, "should have been in line for the post"; - Judges Archie D. Williams, Milton Allen, William

Murphy; Senators
Tommie Broadwater,
Steny Hoyer, Clarence
Blount, Clarence M.
Mitchell III and Senate
President William
James:

Judge Cole pledged to keep the vows he had taken under his declaration of "belief in the existence of God".

He swore never to take part of any profits and concluded in a brief response that he will make his term as a judge "meaningful."

Turning to Gov. Lee he said, "Governor, I intend to take part in the decision-making process."

To the audience Cole said, "I will seek to right any prejudice as to race, creed, religion or sex. I'll do my utmost to be a credit to the people of the state of Maryland."

Sen. Douglas, according to Gov. Lee's announcement, said from the platform, "All he needs now is the white wig."

The white wig is part of the garb worn by the jurists under the English system of justice on which U.S. jurisprudence is based.

Under the state Constitution, the Maryland Court of Appeals is the

final step in the state after cases have moved through the lower courts.

Judge Cole's full title is "Associate Judge of the Court of Appeals of the 6th Appellate Circuit."

The commission was engraved on a large sheet of heavy paper and was fixed with the Great Seal.

of Maryland, all suitable for framing. Gov. Lee and Fred L. Weinlan, secretary signed the

document.
Among those pointed
out as present were some

of the 257 members
Cole's campaign com-
mittee of 73 years ago.

when he became the first black senator in the history of Maryland.

One of a total of
senators, he served on

year, returned to law practice and then became a member of the Supreme

Judge Cole credited his success to his deceased

mother who, he said, used the back of her hand

keep him on the "straight
and narrow" and "rejoices in heaven."

In addition to his wife
Mrs. Doris Cole, present
were their three

daughters; the jurists	
sisters, Dr. Pa	
Brackett, Mrs. Est	

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