Unmoved Over Tales of 'Weak Decree': Allied

**Myers Defends Numerous Suits, Blasts the Majors**

WASHINGTON, Sept. 30.—Allied States Counsel Abrams F. Myers today defended his motion to dismiss his antitrust suit by distributors' percentage suits, and blasted Judge Campbell's ruling in the Alger case in Chicago as "opening the way for the exhibitor to test the very foundations" of such suits.

On Sept. 15, Judge Campbell referred to a special master the question of whether or not the exhibitors' contracts on which the suit was based were legal, and whether a finding that they were illegal under the Supreme Court's Paramount decision.

**Myers Hails Alger Ruling as a Wedge**

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**Second SOPEG Unit Quits for 'IA' Tie**

Second home office unit of "white collars" to withdraw from the Screen Office and Professional Employees Guild (CIO), is Republic's, "an overwhelming majority" of its employees having petitioned AFL-CIO Motion Picture Home Office Employees Local No. 1573 yesterday to establish a shop there. H-63 won.

**U. K. Production Flounders As New Quota Is Applied**

LONDON, Sept. 30.—With Britain's new 45 per cent exhibition quota and the American industry's policy of booking complete American programs for double bills both becoming effective tomorrow, an already confused production situation here becomes even more uncertain.

Contributing to the uncertainty of production plans here is the inability of British producers to decide whether they should continue to make a considerable number of their pictures with the American market in view or to discount completely possibilities of American showing time.

To that, British exhibitors are adding their own anxious corollary: Are the Federal Government with (Continued on page 4)

**Seek Top Executive Parley This Month**

A meeting of film company presidents, other top-chelon executives and studio officials is being considered for this month on the Coast for a general discussion of industry matters, both foreign and domestic, it is understood.

Such a session is said to have been talked about for the past several weeks while no specific date has been set, it is said tentative plans are to have the session coincide with the return of the U. S. of Eric A. Johnston, president of the Motion Picture Association of America, who is now in Europe. Johnston is expected to return here in about two weeks.

One company president said yesterday, (Continued on page 4)

**Tesma Will Accept Associate Members**

ST. LOUIS, Sept. 30.—Theatre Equipment and Supply Manufacturers Association will amend its bylaws to open associate memberships in TESMA to firms and individuals connected with the theatre industry, but not manufacturers, it was announced today as the TESMA trade show drew to a close. Architects, builders, export agents, advertising agencies, and financial companies were cited as examples of businesses eligible for associate membership, according to Roy Boomer, TESMA secretary.

At the same time, Theatre Equipment Dealers Protective Association voted to eliminate "Protective" from its title and will hereafter be known (Continued on page 2)

**Exhibitors to Share In 'U' Drive Prizes**

CHICAGO, Sept. 30.—Universal Pictures for the first time will offer cash incentives to exhibitors for the most proficient handling of its pictures, during the "Unity Sales Drive," William A. Scully, distribution vice-president, announced at the company's third regional sales meeting at the Hotel Blackstone here. The exhibitor prizes in the drive, commencing Oct. 31, will (Continued on page 4)

**Armatis, Inventor of Projector, Is Dead**

WASHINGTON, Sept. 30.—Thomas Armat, aged 82, inventor of the projector which delivered the motion picture from the peep-show to the screen for the founding of the industry of the picture theatre in the United States, and with worldwide influence, died today at his home, Grey- stone, by Kingle Road.

Armat's projector contribution is known in the annals as the Vitasecope, the machine which opened the Broadway career of the screen on April 23, 1896, at Koster and Bial's Music Hall in Herald Square, New York. It was first for (Continued on page 2)

**Ascap Cites U. S. Decree As a Defense Wants to Add Evidence If Finding's Stay As Is**

Asserting that certain phases of its operations had the approval of the Government, the American Society of Composers, Authors and Publishers intends to reply to some extent on the consent decree which it entered into with the Department of Justice in 1911 for support of its motion to modify the opinion of New York Federal Judge Vincent L. Leibell in the case against it by members of the Independent Theatre Owners Association.

Ascap filed notice of the motion with the court yesterday, accompanied by a 25-page affidavit by Louis D. Frohlich, litigation counsel for the society who tried the New York case.

Throughout his document, Frohlich says that numerous findings and conclusions be revised to specify that only (Continued on page 4)

**Paramount Adds to Its Fla. Holdings**

Paramount, in its quarterly report to the New York Federal Court on holdings, disclosed yesterday that it had purchased additional stock in four Florida companies in accordance with contractual obligations with Frank Rogers and other partners in that state.

As a result of the purchases, Paramount's interests in the four circuits now are as follows: Hollywood Amusements, 92 per cent; Florida Coast Theatre, 97 per cent, and (Continued on page 2)

**ITOA Adopts Smith Conciliation Plan**

Unanimous approval of the exhibitor-distributor conciliation plan sponsored by 20th-Fox general sales manager Andy W. Smith, Jr., was registered yesterday by the board and membership, successively, of the Independent Theatre Owners Association of New York at meetings which were addressed by Smith. ITOA is the third exhibitor organization to adopt the plan.

The organization established a (Continued on page 4)
Personal Mention

GRADY SEARS, United Artists president, returned to New York yesterday from Hollywood.

SYDNEY WYNNE, J. Arthur Rank's public relations head, will leave for Mexico this week with his wife, Tamara Krasna, producer, and his wife are among passengers sailing for London today on the SS Queen Mary.

JULES LAPINUS, Warner Eastern and Canadian division manager, will return to New York today from the weekend in Chicago.

Eric A. Johnston, Motion Picture Association of America president, is in Rome awaiting departure for Belgium.

Leon Bamberg, RKO Radio exhibitor relations head, will return to New York today from Kansas City.

Paul Brooker, Realart president, is due here today from Detroit.

Walter Wagner is due here from the Coast on Monday.

Coyne Ends Paid Status at TOA

Robert W. Coyne's status as salaried executive of Theatre Owners of America was ended yesterday and indications are that he will enter exhibition, probably in association with Ted R. Gamble, head of Mort W. Fecke, the New York representative for TOA, is expected in New York from his Portland, Ore., home in about 10 days when he and Coyne reportedly will discuss a possible call.

First executive director of TOA, recently succeeded by Gail Sullivan, Coyne will come into the organization as a member of the executive committee. He was instrumental in organizing and establishing TOA and putting it on a smoothly functioning basis.

Stockholder Files Suit


Warner officials were not available here yesterday for comment.

Beg Pardon

George Dembow was inadvertently referred to in these columns yesterday as Screen Service instead of vice-president. Herman Robbins is president of NSS.

Para.-20th Video Conflict Sharpens

WASHINGTON, Oct. 29—Paramount and 20th Century-Fox took some swipes at each other's plans for a San Francisco television station in submitting proposed license applications to the Federal Communications Commission today on the San Francisco video proceedings.

Paramount announced today by the FCC inestimably postpone any further action on the case, where the two film companies and three other applicants are jockeying for two available channels.

Paramount said 20th-Fox had applied for a station for New York, Boston and Los Angeles, and quoted 20th-Fox president Spyros Sioras as testifying that he had in mind, in withdrawing because there did not seem to be any prospect of profit. Fox is trying to get back in the field, now that there is some hope of making money, Paramount charged.

Twentieth-Fox said Paramount had refused to survive in the San Francisco fight and charged that the program policies of Paramount "are not in keeping with the highest standards of broad-casting practice.

FCC 'Freeze' Applies to 303 Pending Applications

WASHINGTON, Sept. 30—The Federal Communications Commission said today it would not process or grant any pending or new applications for television stations in Los Angeles, and it has had a chance to overhaul its video rules and policies.

The expected freeze, which went into immediate effect, applies to 303 applications now pending, as well as many that may come.

Tesa Will Accept (Continued from page 1)

as Theatre Equipment Dealers Association of the East, Tesa president, announced the 1949 convention will be held at the Stevens Hotel in Chicago.

The business session of the convention which reportedly surpassed previous ones with 2,500 in attendance, featured a presentation of citations of congratulations from the theatre television presented on a 20-foot by 15-foot screen by RCA.

Paramount Holdings (Continued from page 1)

100 per cent ownership of Florida Inland Theatres and Clearwater Entertainment.

The four other theatre-owning defendants in the industry anti-trust case were dropped from the similar report with the New York court today.

Jeffrey to Paramount

Arthur Jeffrey, who recently resigned as exploitation manager of Columbia, has joined Paramount's publicity department for a special assignment on "Miss Tatlock's Milk" and "H محل", who has been in the industry for more than 20 years, started with Paramount-Public.

Herman Lorber, 52, Dies from Injuries

Funeral services for Herman J. Lorber, 52, veteran industry executive... will be held at 2 p.m. today at Riverside Chapel, Manhattan. At the time of his death, Lorber was assistant to Spyros G. Bamberger, president of Enterprise, with which he became associated last February.

Lorber died in Roosevelt Hospital 24 hours after he had apparently fallen in front of an incoming subway train on the 49th St. BMT station. The widow, Jennie, survives.

Thomas Armat, 82

(Continued from page 1)

trade reasons offered as an Edison invention, "Armat design." Later, after complex negotiations leading to the formation of the Motion Picture Patents Co., the Edison Projection Patent was assigned to certain number under the Armat patents, which had been adjudicated.

A long and tangled history lies behind the Vitagone. Armat had achieved its first public exhibition at the Cotton States Exposition in Atlanta, in September of last year. It was contested, and sometimes with the most extraordinary order of fabrications unsupported by documents and the Armat priorities had been attacked. Among the consequences was a cleaning up of the motion picture trade's exhibits of the Vitagone in Washington where contrary claimants' devices had been on display for years.

Armat was born on Oct. 20, 1866, at Fredericksburg, Va. He came of an old Colonial family with its roots in Townsend, Penn. It is true that one of his forebears was the inventor of an early stove for the burning of coal. He was educated in his native Virginia and Washington, and early tended to a scientific career. He was the inventor of variable-speed devices for a number of motion picture mechanisms subsequent to the Vitagone. He was, however, more largely concerned with bringing the Vitagone to the real world with Daniels and Armat, and was the owner of a number of important properties of Congress of Columbus. The Vitagone picture was an incident in his career, although a profitable one.

Armat was specially honored by the Academy of Motion Picture Arts and Sciences and the Society of Motion Picture Engineers, and in more recent years he has received world-wide recognition for his contributions after the setting of the dusts of controversy.

He is survived by the widow, Mary B. Armat, and two sons, the funeral is to be private and burial will be at his home town of Fredericksburg.

H. Sydney Wright, M-G-M British Aide

LONDON, Sept. 30—H. Sydney Wright, 63, director of M-G-M British Studios, Ltd., and also legal advisor of the Loew's interests here, died today at the Connaught Hospital after having lunch.

Top Executive Meet (Continued from page 1)

day that, "we hadn't had such a meeting in several years and it would be a good idea to have one now." The last such session recalled was one held during the depression years, more than 15 years ago.

It is understood that public relations on an industry-wide basis will be a definite part of the agenda. Paul MacNamara, advertising-publicity director of Selznick Releasing Organizes, is understood to be planning to present his proposals for such a campaign at the meeting. The Motion Picture Industry Council in Hollywood this week approved the plan.

SOPEG Unit Quits (Continued from page 1)

a shop election victory at United Artists' home office on Tuesday.

A spokesman for the Pennsylvania group said the exodus from SOPEG stemmed from that union's refusal to compromise on non-Communist affiliation provisions of the Taft-Hartley Law.

H.61 business agent Russell Moss said the local's attorney, Matthew Levy, will petition the National Labor Relations Board at once for a Republic election.

NEW YORK THEATRE — RADIO CITY MUSIC HALL

EGGY COOPER • ANN SHERIDAN

in Leo McCarey'S "GOOD SAM" A Rainbow Production, Inc. Picture Released by RKO Radio Pictures

SPECTACULAR STAGE PRESENTATION

Barbara Stanwyck

Burt Lancaster

SORRY WONG NUMBER 1

A Paramount Release

JAMES JURO MARGARET SPECULIN

MACMURRAY MARYLENE A. CARROLL

CARROLL J. RIVOLI OPEN 7:30 P.M.

ROXY

25th St.

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25th St.

VICTOR • MATURE • RICHARD CONTE

"CRY OF THE CITY" A 20th Century-Fox Picture ON VARIETY STAGE—DANNY THOMAS AND VALENTINE DYE IN "ICE DANCERS" ON ICE STAGE—THE "BLUE DANUBE"—Joining JOAN HYDEGH...
Industry leaders from coast-to-coast join 20th Century-Fox, the leader of the industry* in the FALL FESTIVAL OF HITS kick-off with these 2 Great World Premieres!

**World Premiere NOW**
**ROXY—NEW YORK**

**Cry of the City**

**Starring**
**VICTOR MATURE • RICHARD MATURE CONTE**

With Fred Clark • Shelley Winters • Betty Garde • Berry Kroeger • Tommy Cook • Debra Paget • Hope Emerson • Roland Winters • Walter Baldwin

**Directed by**
**ROBERT SIODMAK • SOL C. SIEGEL**

**Screen Play by**
Richard Murphy • From a Novel by Henry Edward Helseth

**Produced by**

**World Premiere NOW**
**FOX—DETROIT**

**Apartment for Peggy**

**By JEANNE CRAIN • WILLIAM HOLDEN** and **EDMUND GWENN**

**Color by Technicolor**

With GENE LOCKHART • Griff Barnett • Randy Stuart

**Directed and Written for the Screen by**
**GEORGE SEATON • WILLIAM PERLBERG**

From a Story by Faith Baldwin

*Record to date in '48 . . . more hits than any other company on Variety's Scoreboard . . . more Champions than any other company on Motion Picture Herald's list of Boxoffice Champions . . . the only company to make the list every month!*
Reich Documentary Quota Is Unfilled

The U. S. industry has been able to supply only about 50 per cent of the 75 documentary films which the U. S. Army had planned to exhibit in Germany last year in connection with its program for educating the Germans in the ways of democracy. In consequence, the Army's Civil Affairs Division may undertake to produce such films on its own under contract with U. S. documentary producers, in order to fulfill future requirements.

This was revealed recently to this industry by Brig. Gen. Robert A. McCure, chief of the New York field office of the Army's Civil Affairs Division, during an address before a luncheon-meeting of the Associated Motion Picture Advertisers in the Hotel Astor.

Youngstein Hits Distributors On Union Crisis Position

Max E. Youngstein, president of the Associated Motion Picture Advertisers, yesterday sharply criticized for their "united front, civilian decency" the distributors here who have refused to negotiate union contracts with the Screen Actors Guild.

Youngstein, advertising — publicity vice-president of Eagle-Lion, also reiterated his earlier contention that the industry's handling of its public relations has been "butchered." However, Robert W. Coyne, Theatre Owners of America executive committee member, who followed as a guest speaker, termed the industry's public relations program a "calamity that is not impossible job" for a united industry.

690 Theatres in French Zone Available for U. S. Films Oct. 15

Under a decision by the French military government in its sector of Germany 690 theatres in the French zone will be opened on Oct. 15 to American product, Irving Maas, Motion Picture News reporter, said yesterday. Speaking as president and general manager, told the MPEA board of directors at a meeting here yesterday. With the additional show houses there will be nearly 3,000 theatres available in the three Western zones, he pointed out.

French Seek Joint Filming in Paris

There is a great desire among independent producers in France to cooperate with Americans in joint production, Richard de Rochemont, March of Time producer, asserted here yesterday on his arrival on the 33 Queen Mary after an eight-week trip to Hollywood and South Africa. De Rochemont pointed out, however, that there are difficulties such as rising costs, political instability and technical problems. De Rochemont said he came back with no definite production commitments but that he is "still looking into the matter."

U. K. Production

(Continued from page 1)

the producers, in any event, capable of supplying enough pictures to meet the demands? J. Arthur Rank and Sir Alexander Korda still maintain that the answer is "yes," though they are now working on a clarification of production policy. Certainly, none is likely before Eric Johnston, president of the British Film and Television Association of America; Harold Wilson, president of the Board of Trade; Rank, and others, come to some kind of agreement that it does not seem very probable in the near future.

Records show that in the first nine months of 1946, British producers have trade-shown 49 pictures, have 39 awaiting screening, and 24 in production, a total of 112. The records are deceptive, though. Included are several which cannot be regarded as first features; some are outright features; others are only quota features; and they add to the stipulated length of 3,000 feet.

A most liberal appraisal indicates that the maximum expected for quota features may be expected by the end of the year, compared with approximately 35 last year.

The new quota of a 49 per cent quota was based on the Producers Association estimate that 110 first features would be produced in the ensuing year. Producers themselves now admit that their maximum output in the year under review will be around 92 films. Exhibitors doubt it.

Myers Hails Ruling

(Continued from page 1)

barred distributors from recovering. Myers pointed out the the general legal rule is that fraud vitiates everything and that once that charge is made, all other issues are put aside until that issue is determined.

Considering the fact that the statement is the present maxim concerning fraud," the Allied official added, "it seems to us that exhibition contracts should govern in this case, because the entire controversy arises out of these contracts.

If they were illegal, the distribution could not have been offered to escape the consequences of their own wrong merely by emitting shrill cries of "We wuz robbed."

"U' Drive Prizes

(Continued from page 1)

augment the $53,000 to be distributed among the company's managers and branch managers, salesmen and bookers.

The 26 weeks of the drive will be divided into two equal laps with 30 per cent of the prize money to be distributed in each lap and the final 40 per cent awarded in the combined laps. Scully explained.

SCTOA Meet Oct. 6

Los Angeles, Sept. 30.—Paul Williams and Henry Vickers have been assigned to report on actions taken at the Theatre Owners of America convention last week in Chicago with respect to Ascap and exhibitor relations at a special membership meeting of Southern California Theatre Owners Association called for Oct. 6.

Allied Asks Drive To Increase Voting

Washington, Sept. 30.—Allied States has called upon the industry to launch a campaign "to get out the vote on Nov. 2," suggesting that newsmen include clips urging the people to turn out and vote.

Even if newsmen will not cooperate, Allied said, independent theatre owners should do it on their own by ordering clips and by use of lobby signs. Allied said that a huge outpouring "would serve notice on our detractors that the American people can and do govern themselves."

Myers on Decree

(Continued from page 1)

for the disclosure of evidence, etc."

"Court proceedings, both public and private, are gradually ridding the industry of its monopolistic shackles," Myers said, in a bulletin to Allied members.

"The industry will attain peace, security and real prosperity only when the elements now affected by anti-trust litigation abandon the struggle to ignore the law and become reconciled to the fact that they must conform to the policies that Congress has provided for the regulation of interstate commerce," he declared.

Myers repeated two suggestions for remedial legislation previously offered by Allied: A special anti-trust court to expedite anti-trust litigation, and an amendment to the Robinson-Patman act to forbid price discrimination in rentals as well as in sales.

Referring to the Ascap situation, it was suggested that film producers and music copyright owners should voluntarily agree to clear public performing rights at the source, so that when an individual copyright owner is granted in one contract all the rights necessary to exhibit the film in his theatre.

Myers said he believed Judge Lebell, in his New York anti-Ascap decision, had outlined a form of order which could prevent individual copyright owners incapable of asserting their rights against exhibitors and require them to grant public performing rights only to the producers of motion pictures.

Ascap Cites

(Continued from page 1)

Ascap's activities in the motion picture field are involved, that its business with all other commercial users of music was not in any instance an issue before the court.

Arguments in behalf of Ascap's administration of members' performing rights as demanded by the New York court, Frohlich insists that its contracts with members are not conclusive, that the latter always retain the right to do their own collecting, that this had the approval of the Government and had the effect of serving the purpose of the decree.

Frohlich offers that extensive litigation involving music that producers and exhibitor interests will result if the performing rights of Ascap compositions which now are synchronized in films are to be assigned by Ascap to the copyright owners as provided in Judge Lebell's conclusion.

Attacking the court's finding that producers should acquire both synchronization and performing rights to music at the same time, Ascap maintains that there is no consistent finding as to what producers will do regarding the "thousands" of cases where synchronization rights already have been cleared without the performing rights.

Moreover, he holds that the order to deal directly with producers represents "an imposition of fixed channels of trade, and it would impose unreasonable restraints on individuals who have the right to act independently."

Ascap submits further that the question of films exhibited outside the U. S. and those produced outside the U. S. is not involved, therefore any injunctive relief granted plaintiffs should not include these.

A hearing is scheduled for Oct. 6.

Conciliation

(Continued from page 1)

A conciliation board which will investigate any exhibitor complaints against 20th. It includes: chairman Max A. Cohen, Leon Rosenblatt, J. Joshua Goldberg, Walter Wilk, Lawrence Erickson, Louis Leff, and ex-officio members Harry Brandt and David Weinstock.

Forty new members were inducted into the ITOA at yesterday's meeting: Jerome N. Britchke, Joseph Rosenblum, Morris Klein, George W. Cofield, and Metropolitan area Theatres.
No Theatre Changes Reported by Majors

Loew, Warner, 20th Century-Fox and RKO on Friday filed with the New York Federal Court their quarterly statements on theatre holdings, all reporting no sales or purchases for the past three months. Paramount had filed on Thursday, reporting purchases of additional stock in four Florida circuit affiliates.

All five companies maintained the necessity of the reports remains in doubt because of the U. S. Supreme Court opinion in the anti-trust suit against the companies.

Minneapolis Is Still In a Clearance Whirl

MINNEAPOLIS, Oct. 3.—An already deeply-mired clearance schedule in Minneapolis and its suburbs faces more complications as the suburban Hopkins, eight miles West of the city, is preparing to ask for pictures on 28 days availability, and the 280-seat Loop Pix has again changed its mind and has asked exchanges to offer it moveover runs.

The Hopkins is crying the 28-day run because the management opposes junior prices on its present 42 and 47-day clearance. The real clearance blowup will come if the Hopkins goes to 28 days because the St. Louis Park (Fields and Kaplan), with 42 days, is located midway between Hopkins and the Uptown (Minneapolis Amusement Co.), a 28-day run.

11 Eastern Film Crafts Unite for Mutual Benefit

Representatives of 11 guilds, crafts and unions engaged in motion picture production in the East met at the Park Central Hotel here at the weekend to discuss the establishment of a forum for the exchange of views and facts, for the examination of mutual problems and for the consideration of changes and expansion in the field.

The meeting was held under the sponsorship of the Screen Directors Guild, New York. Besides the Guild, the following organizations were represented: Motion Picture Studio Mechanics, Local No. 52; IATSE; Motion Picture Laboratory Technicians, Local No. 702; IAMTSE; Screen Cartoonists, Local No. 146; Screen Actors Guild; Associated Film Writers; Motion Picture Film Editors, Local No. 771; IAMTSE; Motion Picture Assistant Directors, Local No. 161, IAMTSE; International Photographers of the Motion Picture Industry, Local No. 644, IAMTSE and MPMO.

U. S. Wants 1,400 Divested in Year

Firm Grosses Cited by WB

Hollywood, Oct. 3.—An anticipated summer drop-off in theatre grosses did not materialize, it was pointed out at the weekend by Warner studio executives participating in conferences here.

The Warner studio, which reports it led in production activity this summer, will taper off with the completion of five features now shooting, only two new films being scheduled to start during this month, the company announced.

During the period of lowering pro-

'Fireworks' at NCA Meet Seen by Kane

MINNEAPOLIS, Oct. 3.—Illegal forcing of inferior product to get desired features will highlight a regional convention of North Central Allied, scheduled for Oct. 11 at the Elyptie Hotel, Sioux Falls, S. D.

Meeting is expected to furnish some heavy fireworks, according to NCA executive director Stan Kane, who (Continued on page 4)

Col. District Meet To Open Here Wed.

Sales and distribution plans for Columbia product will be discussed at a three-day district managers’ meeting which will open here Wednesday at the Warwick Hotel, with A. Montague, general sales manager, presiding.


Mel Gold Is President Of Film Video Group

Melvin L. Gold, director of advertising-publicity for National Screen Service, has been elected president of National Telephone Film Council. Gold, who organized NTCF, was unanimously voted into office along with Burt Balaban, film director of Paramount, as vice-president; Robert M. Wormhoudt, vice-president of Telecast Films, secretary, and Robert W. Paslow, film director of station WATV, Newark, treasurer.

50 Listed by Yates, Grainger For 1948-1949

Report Exhibitors Ask For Increase of 'B's'

Thirty-four features, 16 outdoor action dramas and Westerns, four serials, and four one-reel novelties constitute Republic’s 1948-49 program, which will be announced today by Herbert J. Yates, president, and James R. Grainger, executive vice-president, in charge of distribution. The company reported that a survey of exhibitor reaction indicated support for an increased number of “B” pictures.

Budgets for Deluxe product will range from $800,000 to $1,200,000, the Roy Rogers productions, in Technicolor, will be produced at their present cost of $500,000, and the balance of the program will be budgeted in accordance with its category.

Heading the “Deluxe” schedule are two starring John Wayne, “Wake of the Red Witch,” produced by Edmund Grainger and directed by Edward Ludwig.

(Continued on page 4)

TOA Slates 60 Days Promotion Planning

During the next 60 days members of Theatre Owners of America’s public relations committee will be in consultation on ways and means to establish a permanent public relations setup in accordance with the resolution adopted at the recent TOA convention in Chicago. It will be announced at the weekend at TOA headquarters here.
Personal Mention

ARTHUR H. LOCKWOOD, Theatre Owners of America president, is due here on Wednesday from Boston.

GERALD MAYER, general manager of Motion Picture Association of America, will land here early Tuesday.

HUGH OWEN, Paramount Eastern and Southern division sales manager, will leave here tomorrow for Detroit, Cleveland and Buffalo.

FREDERICK ULLMAN, Jr., RKO Radio producer, is in New York from the Coast.

JOHN P. BYRNE, Eastern M-G-M sales manager, will leave New York today for Buffalo.

HAL WALLIS left Hollywood at the weekend for New York.

Mrs. Minzeremies, Marcus Loew Widow

Funeral services for Mrs. Caroline Minzeremies, 77, widow of the late Marcus Loew, will be held on Wednesday at the family Church on Fifth Avenue, here. Mrs. Minzeremies died of a heart attack Friday morning at her home in the Sherry Netherland Hotel.

Surviving are her second husband, Max Minzeremies, whom she mar- ried in 1933; two sons, Arthur M. Loew, president of Loew's Interna- tional, and David L. Loew, chairman of the board of Enterprise Produc- tions, and four grandchildren: Mrs. Jane Morse, David Loew, Jr., Marcus Loew, 2nd, and Virginia Loew.

Will Baker, 48, Dies; Rep. Branch Manager

CHICAGO, Oct. 3.—Will Baker, 48, Republic Midwestern sales manager, died last Thursday after several months' illness. Born in St. Louis, he had been on Chicago's film row for 25 years and had been with Republic for the past eight years, relinquishing his post as branch manager here because of his illness. He is survived by the widow, two sons, his mother and father. Burial services were held at Oakwood Cemetery here.

Mrs. Norman Rydge

Word was received in New York on Friday of the sudden death of Mrs. Norman B. Rydge and Stephen Rydge, six years old, wife and son of the head of Greater Union Theatres, Sydney, Australia. Mrs. Rydje had been in poor health for some time.

Insider's Outlook

By RED KANN

The big unsolved equation at the TOA convention in Chicago swung around the unanswerable question of what kind of business this will be when the Government suit is ended.

There was Ted Gamble: "Our troubles with the New York case are far from over. The Reconsideration of the character of the lower court would result in a decree presenting new problems for exhibition."

And Herman Levy: "Substantially the same [lower] court will proceed just as much as possible on the policeman's objections to the smaller exhibitor, almost hopeless in this situation. . . . There is rumor . . . looking toward a consent decree. Although you are directly affected, you won't know it—your business is not a party to the suit . . . you are as a voice crying out of the wilderness."

It would be premature at this time to hazard any guess as to what their [the Supreme Court's decisions] ultimate effect will be. Suffice it to say that there will be no changes.

These cases, if carried to their ultimate objectives, will inevitably change the nature of our industry. That covers production, distribution—and exhibition.

There was more of this, but never a part of the conventional record. There was considerable conversation wherever exhibition was brought up about a new role one could foresee. The atmosphere was heavy with uncertainty, not so much about how much business theatremen will be doing but the implications that mechanical it will have to be done.

It was interesting to note there were astonishing few complaints about receipts. Grips there were some complaints about the exhibitor in Chicago last week who claimed he was not doing well is yet to be found.

Theatre operators affiliated with the five major distributors in the Government suit, moreover, took it for granted the existing order will change. They expect theatre điềuistion. How much, when and under what condition they did not profess to know. But, insofar as disregard of this potential threat hitting them as a surprise may be concerned, such a possibility simply did not exist.

These men have discounted everything but the particulars. It wasn't solid gloom, and no one should have the impression it was. There were lighter moments like this from Balaban: "It has become so simple that when a company president calls me for a conversation, I automatically in- quire, 'What kind of a lawyer shall I bring with me?''

Or Levy's experience in Los Angeles with George Bowser of National Theatres. After a de- tailed discourse on the big suit, Bowser berated his own legal staff for failing to acquaint him with what a lawyer from the East knew. Balaban added: "I know there's a difference between the lower court and the higher court," said Bowser.

Robert Wright of the Depart- ment of Justice was not above a quip, too. Careful to explain at the outset of his informal remarks that his was not a speech, he said, if I were making a speech it would have to clear public relations first. When they finished, it wouldn't mean very much.

And the severest from George Janeff, master-of-ceremonies of the banquet: "I looked over box- office receipts before I came here and now I want to know what you are celebrating." He also said he had met the President in California, but had refrained from a political speech. "Under my contract," Jesse said, "I can't discuss politics. That is, unless Zanuck runs for office."

A couple of New Yorkers were amused by his speech, and played straight by the Herald-Tribune: "A1, handicapper for the Daily Worker," picked two winners at Belmont Wednesday, including the longest shot of the day, which paid $21.90. The other horse, Storm Hawk, paid $8.

But before this mechanical breakdown, the Communist organ was unable to print the full results in yesterday's edition. The story of the horse that returned $21.90 for $2 was Iron Curtain."

The outlandish Century carried 16th Century could not be a Paramount partner," observed one who wasn't.

Newsreel Parade

THE East and West in a show- down before the UN and Truman and Detrexy touring the country are current newsreel highlights. The Zhdanov funeral, sports, fashions, and government round out the reel. Complete contents follow:

MOVIELOCENE NEWS, No. 73—East-West clash over UN, key scenes in the final tribute to Zhdanov. President Shifrin of the Soviet Union will open the sessions under the 1948 UN: a West bloc delegation led by French Premier jean Laffay and a Soviet delegation led by Foreign Minister Vyacheslav Molotov tours California. Warren opens GOP office and Dem office for re-election. Press coverage of the March of Dimes Macy's Thanksgigiving Day parade. (U.S. News & World Report 11/25/48.)

NEWS OF THE DAY, No. 199—Democrates smear Soviet threat to peace. (Boston Herald.)

PICTURE PARADE, No. 39—films of the week, including covered. (Boston Herald.)

PARAMOUNT NEWS, No. 12—Tru- man, show Biz, end of summer. Government raids. (Paramount.)

UNIVERSAL NEWS, No. 183—East-West clash at opening UN session. News welcomed by the U.S. Government. (Variety.)

 placing, they were Dewey in California, Truman in Texas. (Variety.)

The Darkest Hour

10% Pay Increase to Pathé’s Collariers

Following the pattern established in recent negotiations with Warners and Universal, a 10 per cent blanket wage increase has been won by IATSE M-G-M Picture House Employees Local No. H-63 for the “white collariers” at Pathé Laboratories here, dispensing wage deal to a group of Employees negotiating group was led by H-63 business agent Russell Moss, and the company was represented by Pathe vice-president Nick Trombone.

Brecher Named New MMPTA President

Leo Brecher has been named presi- dent of Metropolitan Motion Picture Theatres Association, succeeding Fred Schwartz, who becomes chairman of the board of directors. Leo will succeed Edward Rugoff, first vice-president; Sol Straussberg, second vice-president; Moritz Weinberg, treasurer; Malcolm Kingsberg, assistant treas- urer.

$20,000 Fee to McConnell

CINCINNATI, Oct. 3.—Thomas McConnell, attorney for the Jackson Park Theatre, was awarded $20,000 in fees by Federal Judge Michael J. Igoe in U. S. District Court here. The fees, which are to be paid by the distributor and theatre circuit defendants, are the recent contempt hearings here in the Jackson Park case.

Johnston Due Oct. 20

WASHINGTON, Oct. 3—Eric A. Johnston, president of the Motion Pic- ture Association of America, who left for a summer in Europe, is expected to return to New York about Oct. 20. Joyce O’Hara, his assistant, is due back about the 15th. On John- ston’s itinerary are Spain and France, and he is due back about the 15th.
COMPANIES FROM WHICH U.S. WANTS 'BIG 5' TO WITHDRAW

WASHINGTON, Oct. 3—Following are the companies partially owned by the Big Five defendants in the Paramount case, from which the Government would have those defendants withdraw within one year after the entry of judgment in the case. An estimated 1,400 theatres are controlled by 115 companies named.

Paramount would be required to give up its interests in these corporations:
- Alabama Theatres
- Aliger Theatre Corp.
- Allied Theatres of Ranger, Arkansas Amusements, Birmingham Theatres Operating Corp.
- B & J Theatres, Inc.
- Buffalo Theatres
- Butterfield pictures
- Central Theatres
- Classic Theatres, Darlington Theatres
- Decatur-Randolph, Diana Theatres Corp.
- Dominion Theatres, Drive-In Theatres of Alabama, Drive-In Theatres of South Carolina, Eston Amusement Corp.
- and Elizabethan Theatre Inc.
- Penmar Corp., PenmarhandleRequest Theatre Co.
- Rockland Amusement Co., Royal Theatres Corp., Stranahan Theatre Co., Taumon Operating Co.
- and Taumon Theatres, Texas Consolidated Theatres, Tivoli Operating Co., Tri-State Theatre Corp.

National Theatres would have to get out of these firms:
- Anahiem Theatres, Broadway Theatre Co.
- Santa Ana, Carroll-Robert Theatre Corp.
- Cascade Theatres Corp., Fox Salinas Theatres, Fox Western Montana Theatre Corp.
- West Coast, Santa Ana Theatre Corp., and West Coast-Wilburn Corp.

Walters would be required to withdraw from:
- Atlantic Theatres, Harold Theatre Co.
- Mount Olive Theatre Co., The MacArthur Corp., Regent-State Corp., and W. F. The

U.S. WANTS 'BIG 5' TO WITHDRAW

(Continued from page 1)

... with one it already owns, and for an order making all other acquisitions subject to court approval.

For a three-year period, during which the divestiture and divestment plans are to be carried out, the Government seeks a modified cross-licensing ban. This would prohibit cross-licensing of more than half of the major defendants' films released during any six-month period in some 350 closed towns and towns where Justice claims the "big five" have a first run monopoly.

By December 31, 1948, defendants would have to get rid of theatres owned jointly with another defendant, although one defendant could buy out the other with the courts' approval. Justice asked for immediate action on the 115 firms owned jointly with actual or would-be independent operators, saying the facts here were clear and there was no need to delay this issue until the long-term divestiture and divestment plans were drawn up.

FRUITS OF ILLEGAL CONDUCT

The theatres to be divested later, over and above the 1,400, are those which under the Supreme Court decision must be "fruits of illegal contract." Justice said no useful purpose would be served by holding hearings to make findings on his issue and "then holding further hearings as to what may be done about it.

(Footnote: Consideration of specific divestiture proposals by the Government and the defendants may be issues left open by the Supreme Court to be determined by it.)

The brief said that by the use of "discovery procedure" during the one-year period, Justice believed "that the theatre divestiture plans could be presented in such form that no factual prejudice would arise in their presentation.

The Government made no suggestion as to what theatres should be divested, over and above the 1,400 later. But it is believed that the divestiture plans submitted by the companies must be 'adequate" to satisfy the requirements of the Supreme Court with respect to divestiture.

COULD APPLY FOR SUSPENSION

The defendants, under the Government's proposed order, would have one year in which to submit their divestiture and divestment plans, and five years to carry them out. Any time after that period should not affect judgment in the case, any defendant could ask the court to suspend its divestment plan, however, on the ground that the other relief, such as divestiture and the cross-licensing ban, had created "sufficient new competition in distribution and exhibition to eliminate the major defendants' existing domination of these fields.

The Justice Department said there was no doubt that in seeking the case back to the lower court, the Supreme Court had made divestiture to be considered again, along with divestiture. It declared that in view of the fact that the Supreme Court had thrown out competitive bidding, "these three remedies, on cross-licensing, theatre divestiture and divestment, are the only ones available to end the major defendants' illegal dominance of the film industry.

Other portions of the Department's proposed order modified the franchise section so as to prohibit franchising except where made to permit an indepen...
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Motion Picture Daily

4

Towns in
Seeks Ban

Monday, October

Newark, New Haven, New Orleans,
Omaha, Paterson, N. J., Peoria, 111., Philadelphia, Rochester, St. Paul, San Antonio,
City,

4,

1948

these companies, either, while they are
being disposed of.
(Continued from page 1)
The new findings submitted by the
San Francisco, Scranton, Seattle, South
Bend, Spokane, Springfield, Mass., Wash- Justice Department not only designate
It
ington,
Wichita, Worcester, Mass., and the companies jointly owned with an wig, while Wayne will produce his
Yonkers.
independent and the closed towns and second, "Eagles in Exile."
Population from 25,000 to 100,000:
Three "Deluxe" "productions to be
ALABAMA: Anniston, Montgomery, towns where the big five have a
Tuscaloosa;
first-run monoply, but also describe done in Trucolor are "The MissourARIZONA: Phoenix, Tucson;
ians," with William Elliott, Forrest
ARKANSAS: Fort Smith, Little Rock; the territorial division of the deWashington, Oct. 3. The modiCALIFORNIA: Alabama, Bakersfield, fendants' theatres and the alleged Tucker, Adrian Booth and Andy Defied
cross-licensing ban, which the Belvedere Gardens, Beverly Hills, Fresno, division of film product among those vine; "Belle of the Gold Coast," with
Government seeks to have instituted Glendale, Huntington Park, Inglewood, Pas- operating in nominal competition with Rod Cameron, John Carroll and
adena, Riverside, San Bernardino, Santa
six months after entry of judgment in Ana, Santa Barbara;
one another, a more complete state- Miss Booth, and "The Vanishing
the Paramount case, would apply to
CONNECTICUT: Bristol, New Britain, ment of the manner in which each Westerner," with Elliott, Miss Booth
New London, Norwalk, Torrington, Water- major defendant combined its corpora- and Devine. Also on the "fjt 'jj-e"
these "closed" towns
v
bury
program are "Crosswinds," "Ty
ea
ALABAMA: Anniston. Jasper
FLORIDA: Orlando, West Palm Beach; tions, a description of the "market
ARIZONA: Globe, Flagstaff, Glendale,
GEORGIA: Augusta, Columbus, Macon, leverage" which the majors' theatres Eagle," with Cameron and ridele
Mara;
Mesa, Prescott, Winslow;
"Panama
Passage," with
Savannah
allegedly give them over independent
ARKANSAS: Conway, Jonesboro, ParaILLINOIS: Alton, Aurora, Bloomingtqn,
and distributors, and a George Brent and Vera Ralston; "The
gould, Prescott, Spririgdale, Stuttgart, Van Danville, Decatur, East St. Louis, Elgin, exhibitors
Golden
Horde"
and "Faces in the
Buren, Walnut Ridge;
Galesburg, Joliet, Oak Park, Quincy, Wau- summary of their new theatre acquisiCALIFORNIA: Bell, Burlingame, Chico, keegan;
tions since the 1940 consent decree. Sun."

U. S. Lists

Which

On

Yates Lists 50

Cross -Licensing

—

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:

Coalinga, Compton, Crockett, Grass Valley,
Hayward, Lodi, Martinez, Merced, Monterey, Ocean Park, Oroville, Paso Robles,
Pomona, Porterville, Redding, Redlands,
Redonda Beach, Redwood City, San Luis

Santa Cruz, Santa Paula, Tracy,
Turlock, Van Nuys, Watsonville,
Wilmington
COLORADO: Boulder, Durango, La
Junta, Longmont, Montrose, Sterling;
CONNECTICUT: Ansonia, Danbury,
South Norwalk;
FLORIDA: Fort, Pierce, Hollywood, Lake
Worth, New Smyrna, Ocala, Orlando, Palm
Beach, St. Augustine, Sanford, Sarasota,
Winter Haven, Winter Park;
GEORGIA: Athens, Brunswick, Gainesville, Moultrie, Waycross;
Obispo,
Tulare,

IDAHO:

Caldwell, Preston;

INDIANA: Hammond, Marion;
IOWA: Burlington, Cedar Rapids, Daven-

port,

Dubuque,

Mason

Sioux City;

KANSAS:

Hutchinson, Topeka;

KENTUCKY: Owensboro;
MAINE: Lewiston;
MASSACHUSETTS: Fitchburg,

Newton,

Taunton, Waltham;

MICHIGAN: Ann
Bay

Arbor,

Battle Creek,
Kalamazoo, Lansing,

Jackson,

City,

Muskegon, Pontiac, Port Huron, Saginaw;

MINNESOTA:
MISSOURI:

MONTANA:

Rochester;

Joplin,

Springfield;

Great Falls;
HAMPSHIRE: Concord;

NEW
NEW

JERSEY:

Belleville,

Bloomfield,

Hackensack, Hoboken, Irvington, Kearny,
Montclair, North Bergen, Orange, Union

ILLINOIS: Benton, Blue Island, Elgin,
Jacksonville, Kankakee, La Grange, Marion,
Mount Vernon, Pekin, Waukegan, West

City;

Frankfort;
IOWA: Algona, Ames, Boone, Centerville,
Charles City, Clear Lake, Clinton, Fort
Madison, Grinnell, Mason City, Oelwein,
Oskaloosa, Ottumwa;
KANSAS: Coffeyville, Dodge City, Liberal, Pittsburg;
KENTUCKY: Danville, Fulton, Hender-

non, Newburgh, New Rochelle, Poughkeepsie, Troy, White Plains;

Owensboro;
MAINE: Augusta, Bath,
Brunswick, Houlton, Rockland

son,

MARYLAND:

Biddeford,

Silver Spring;
Allston, Brighton,
Park, Roslindale, Waltham;

Frederick,

MASSACHUSETTS:
Hyde

Clinton,

MICHIGAN:

Adrian, Alpena,

Ann

Arbor,

Birmingham, Cadillac, Grand Haven, Greenville,
Hancock, Hillsdale, Holland, Ionia,
Ludington,
Kalamazoo,
Mountain,
Iron
Manistee, Niles, Owosso, Sturgis, Three
Rivers, Traverse City, Ypsilanti;
MINNESOTA: Fairmont, Mankato, Rochester,

St.

MISSISSIPPI:
Greenwood, West
ton,

Greenville,
Clarksdale,
Point;
Excelsior Springs, Lexing-

MEXICO: Albuquerque;
YORK: Jamestown, Mount

NORTH CAROLINA:

Asheville,

Ver-

Durham,

High Point, Raleigh, Rocky
Mount, Wilmington, Winston-Salem;
DAKOTA:
Fargo;
NORTH
Greensboro,

OHIO: Hamilton, Mansfield, Middletown,
Portsmouth, Springfield;
OREGON: Salem;

PENNSYLVANIA: Aliquippa, Hazleton,
Sharon, Upper Darby, Wilkes-Barre, Wilkinsburg;
SOUTH CAROLINA: Columbia, Greenville, Spartanburg;
TENNESSEE: Johnson City;
TEXAS: Abilene, Amarillo, Austin, Beaumont, El Paso, Galveston, Fort Arthur, Tyler, Waco, Wichita Falls;

UTAH:

Ogden;

VIRGINIA:

Danville,

WASHINGTON:

WEST

Cloud;

MISSOURI:

NEW
NEW

Lynchburg;

Everett;

VIRGINIA: Parkersburg;

WISCONSIN:

Appleton,
Eau Claire,
Fond du Lac, Kenosha, Madison, Oshkosh,
Racine, Sheboygan, Wausau.

Nevada;

MONTANA: Billings, Butte, Helena;
NEBRASKA: Alliance, Columbus, Falls
City, Fremont, McCook, Norfolk;
NEVADA: Reno, Sparks;

NEW HAMPSHIRE: Berlin;
NEW JERSEY: Millville, Montclair,
Vineland;
Pleasant
NEW MEXICO: Las Cruces, Las Vegas;
NEW YORK: Medina, Peekskill, Wells

U.

ville,

ville;

NORTH DAKOTA:
OHIO:

Jamestown, Minot;

Bellevue. Sidney;

PENNSYLVANIA:

Ambler, Butler, BerCarbondale,
Carlise,
Bloomsburg,
Dormont, Greensburg, Fittston,
Pottsville, Punxsutawney, Red Lion, State
College, Sunbury, Tarentum, Titusville, Tyrone, Warren, Waynesboro, Wilkinsburg;
SOUTH DAKOTA: Huron, Madison,
wick,

Donora,

Watertown

TENNESSEE: Jackson;
TEXAS: Arlington, Baytown,

Beaumont,
Bryan, Eastland, Goose Creek, Greenville,
Henderson, Jacksonville, Kilgore, Livingston, Lufkin, McAllen, Mercedes, Noakum,
Orange, Port Neches, Richmond, Rosenberg, San Marcos;
UTAH: Ogden;

S.

Wants

(Continued from page 3)
pendent exhibitor to compete with affiliated theatres

and so as to prohibit

certain types of "discriminatory licenses."
These would bar license
terms to affiliated exhibitors or cir-

which

grant roadshow privilallow overage and underage,
suspend terms of a contract if a circuit house remains closed for more
than eight weeks and reinstating it
without liability on reopening, allow
cuits

New

Conclusions of

Four from Independents

Law

Ottumwa,

City,

"Belle Starr and the Daltons" is the first
of four specials from independent producers,
to be produced in Trucolor with Brent, Jane
Russell and George Montgomery. Three additional productions are to be announced.
"B" product schedules includes 20 in the
"Variety" group. Titles are: "The Hideout," "The Silver Tide," "Streets of San
Francisco," "Homicide for Three," "Duke
of Chicago," "A Fool's Gold," "Daughter
of the Jungle," "Flaming Fury," "Rose of
the
Yukon," "Post Office Investigator,"
"New York Police Secrets," "The Tough
Girl,"
"Undertow," "Escape from Alcatraz," "Thunder Over the Sierras," "Lady

The new conclusions of law are
that the eight distributor defendants
actually achieved a monopoly of film
distribution, that the five major companies actually achieved theatre operating monopolies in specific communities, that each major defendant is a
combination of corporations which
has illegal power to exclude competitors from access to a substantial
segment of the domestic film market,
that each combination was created and
maintained for this illegal purpose,
that each has a continuing illegal
power and intent to exclude competitors which should be terminated
by divorcement, and that the effects
of their past illegal activity may be
partially dissipated by the five-year
modified cross-licensing ban.
The partial ban on cross-licensing
among the majors was needed to give
relief while divestiture is being executed, the Department claimed, and
an injunction against theatre acquisitions is required to prevent the continued elimination of theatre-operating
competition by the exhibitor defen-

That

Pistol

Down,"

Mama," "The Marines Take
"Pistol Packin'

Four

productions in Trucolor, to star
are titled "The Golden Stal"Hills of Oklahoma," "Down Dakota
Way," and "The Far Frontier."
In addition, eight Roy Rogers subjects
will
be re-released:
"Shine on Harvest
Moon," "In Old Caliente," "Frontier Pony
Express," "Saga of Death Valley," "Ranger and the Lady," "Colorado," "Robinhood of the Pecos" and "Young Bill

Roy Rogers,
lion,"

Hickok."
The group of six Famous Westerns, to
Allan Lane, are: "Sundown in Santa
Fe," "Renegades of Sonora," "Sheriff of
Wichita," "Death Valley Gunfighter," "Tucson Trigger Man," and "Navajo Trail
star

Raiders."
Six Westerns in all the All Star group,
Monte Hale, are: "Fort Dodge Stampede," "Prince of the Plains," "Outcast of
Virginia City," "The Las Vegas Kid,"

to star

dants.

'Hesitates' on

Divorcement

"Arizona Badman" and "San Antone Ambush."

The

Justice brief said it "hesitated
to press the divorcement remedy" on
the court again in view of its prior
rejection of this relief, but said that
the Supreme Court's rejection of competitive bidding required that divorcement be considered again.
contended that the majors' in. It
tegration is closely related historically
to their illegal conduct, that a necessary consequence of the integration
was an absence of competition among
them in licensing films and operating
theatres, and that each major defendant's position in the first run
field supplies a "decisive market leverage against competitors."

Four serials, providing a 52-week chapterschedule, are: "Federal Agents vs.
Underworld, Inc.," 12 episodes, Clyde Beat-

play

ty in "King of the Jungleland," a 15-chapter revision of "Darkest Africa," "Ghost
of Zorro," and "Pirates of Treasure Island," both 12 episodes.
The four one-reel cartoons in Trucolor
which complete the program are being produced by Impossible Pictures; titles are:
"Bungle in the Jungle," "Beyond Civilization to

Texas," "Romantic Rumbolia," and

"The Three Minnies." Frank Nelson, who
has been associated with the Jack Benny
radio show,

is

the narrator.

'Fireworks' at

NCA

(Continued from page 1)
will attend the session

eges,

large privileges in the selection and
elimination of films if double bills are
played, grant moveovers and extended
runs, grant unlimited playing time, exclude foreign pictures and those of independent producers, grant rights to
question the classification of features
for rental purposes, or "any similar
provisions which discriminate unrea-

"Lay

Robinhood,"

Kruse Leaving UWF
To Set Up Own Firm

with president

Ben Berger.

On the agenda will be a discussion
of municipal and other tax dangers
discussion of the
status of Ascap
;

William F. Kruse, United World
Films' advertising-publicity vice-president, has resigned to return to Chi-

Ben Berger- Andy Smith (20th-Fox)
conciliation

plan

;

the final decree in

complete dithe Paramount case;
cago where he will establish his own vorcement policies of film companies,
VIRGINIA: Clifton Forge, Lexington;
public relations firm on Nov. 1, it was
WASHINGTON: Hoquiam;
and local exhibitor problems.
announced here at the weekend by
WEST VIRGINIA: Martinsburg;
WashingPort
Janesville,
Franey,
WISCONSIN:
James M.
president.
ton, Stevens Point;
Kruse had deferred his plans for two
WYOMING: Cheyenne, Laramie, Rock
years
in order to assist in the launchSprings, Sheridan;
(Continued from page 1)
ing of United World, Franey said.
sonably between such licensees and
The modified cross-licensing ban their smaller, independent competiduction, made possible by a backlog
would also apply to defendants' first- tors."
Jersey
Drive
numbering 22 pictures, plans for the
run theatres in these towns where JusArranged by Skouras Theatres' 1949-50 program will be reviewed
Would
Voting
Bar
Stock
tice contends one or more of the "big
community service department, headed and re-appraised, the company disfive" have monopolized first-run exOver-all employment at the
The "big five" own anywhere from by Nick John Matsoukas and Haddon closed.
hibition
10 per cent to 90 per cent of the stock Mathews, a day of festivities including studio will undergo "extensive curtailPopulation over 109,000: Atlanta, Boston,
company
Bridgeport, Charlotte, Chattanooga, Chi- of the 115 companies owned jointly a parade, Hollywood preview at the ment temporarily," but the
Skouras State Theatre on Jouurnal Sq., points out that the same procedure in
cago, Cincinnati, Cleveland, Columbus, Dal- with independents, which Justice is
las, Des Moines, Detroit, Flint, Fort Worth,
seeking to force them out of imme- Jersey City, and an all-star show will 1947 enabled the studio to maintain the
Grand Rapids, Hartford, Houston, Kansas
diately. The Justice Department would launch that city's Community Chest highest average level of employment
City, Mo., Knoxville, Lowell, Mass., MemFund drive for $500,000 Wednesday. in the industry that year.
phis, Milwaukee, Minneapolis, New York not allow them to vote any stock in
;

UWF

Firm Grosses:

Aid

Fund

:

1

WB


Divestiture Up To NY Court Only: Warners

Asks Capital Tribunal Not to Rule in KB Case

WASHINGTON, Oct. 4.—Stanley Co., Warners subsidiary, today told a Washington District Court that only the special New York three-judge District Court could consider cases to force the “Big Five” defendants out of theatres jointly owned with independents.

The Warners contention was advanced in connection with a suit here by the K-B Amusement Co., to force Stanley out of the MacArthur Theatre which they own. The MacArthur was listed in the Justice Department’s proposed findings and order in the New York case as one of the firms from which the defendants should withdraw.

Stanley pointed out that there are three active theses of New York that are not parties in the government suit asked to withdraw from the theatre business.

Weitman Appoints Benefit Committee

Some 79 in the motion picture and theatrical field have been named to the producing committee of the 15th annual “Night of Stars,” which will be held at Madison Square Garden this Monday evening, Nov. 13, by Robert M. Weitman, managing director of the New York and Brooklyn Paramount theatres, chairman of the committee.

Anti-Trust Charges Cite Transamerica

Washington, Oct. 4.—The Federal Reserve Board announced today, after more than two years of investigation, that it would begin public hearings on Oct. 12 to consider anti-trust charges against Transamerica Corp. of San Francisco, which, under the leadership of Amadeo P. Giannini, controls the Bank of America.

The latter institution, which has 516 branches in seven states and resources of more than $5,000,000,000, is prominently identified with U.S. film production financing. A complaint was filed against Transamerica last June.

Justice Sanctions 15-Day Delay in Para. Suit Hearing

WASHINGTON, Oct. 4.—There’ll be at least a 15-day postponement in the Oct. 13 trial date for the further Paramount case proceedings—and maybe more.

Defense attorneys, in a series of interviews with Justice Department officials today, asked for a 30-day postponement in the reopening of the case before the New York special three-judge District Court. Justice said it would agree to a 15-day postponement, but no more.

Defense attorneys can either take the Justice Department’s 15 days or ask the Court for the longer delay. There was no indication here tonight which course they would take.

Reversal of Lawson Conviction Sought

WASHINGTON, Oct. 4.—Screenwriter John Howard Lawson today asked the Court of Appeals for the District of Columbia, where it went after Law.

20th - Fox Organizes Video Productions

Twentieth Century-Fox has organized as a wholly-owned subsidiary 20th Century-Fox Television Productions, Inc., “to engage in the television business and to produce and market television programs.”

N. Y. C. Film Bureau Due After Election

Proposals now before Mayor William O’Dwyer for establishing within the framework of New York City’s governmental bureaus a comprehensive bureau for facilitating film and television production here are expected to be acted upon after the November election. It is indicated by a top-level spokesman for the industry committee which drew up the proposals in cooperation with city film coordinator Edward C. Maguire. Meanwhile, it was said, temporary municipal machinery is operating in behalf of film and video producers to enable them to secure approval to shoot on location here without their becoming “tangled in red tape.”

The proposals, it was explained, call for expenditure of funds in order to set up and maintain a permanent operation. Security of an adequate appropriation before November is considered out of the question.

Location shooting in New York is possible at present within one day after an application is filed with Maguire. Meanwhile Maguire’s office was established, following conferences with industry representatives, it frequently took several weeks to secure a permit.

AAA Without a New Film Case in Past 4 Months

With eyes turned toward the forthcoming trial of the industry anti-trust suit in U. S. District Court here, exhibitors with clearance and other operating problems have completed by-passed arbitration during the past four months in seeking settlements. It has been that long since the American Arbitration Association last received an exhibitor complaint. During the period, however, clearance complaints have figured in a number of new court actions in various sections of the country.

AAA officials here view the dearth of filings as reflecting exhibitors’ “wait and see” attitude regarding arbitration’s future in the solving of exhibitor-distributor disputes. The U. S. Supreme Court, when it ruled in the industry anti-trust suit, left it up to the District Court to determine if arbitration shall have a future role in such disputes.

Rank’s Odeon Has Profit of $4,776,928

1st Consolidated Report; $54,359,432 Film Loans

London, Oct. 4.—Odeon Theatres, Ltd., parent company of the J. Arthur Rank organization, today reported net profit of $4,776,928 for the year ended June 26, 1948. The result compares with a net profit of $4,549,028 for the previous fiscal year. A final Odeon dividend of 10 per cent was authorized, making a total of 13 1/2 per cent for the year, tax free, and equaling the 1947 dividend.

While Odeon’s first consolidated balance sheet showed that its own earnings were being maintained, a breakdown of the operations of its numerous subsidiaries revealed a disturbing drop in Gaumont British income and profits. For the 65 weeks

Industry Promotion Clicks in Oklahoma

Morris Loewenstein, who heads the Theatre Owners of Oklahoma, said here at the weekend that the industry’s public relations efforts are productive of worthwhile results.

Disfavor of the industry among Oklahomans has been overcome to a considerable degree, Loewenstein reported, adding that further advances

British Equipment Gaining in Canada

Ottawa, Oct. 4.—Canada’s U. S. dollar-saving program will likely leave some permanent effects on the motion picture market of this country. It is now reported that Canadian and British theatre equipment is being ordered for the province of British Columbia, a larger proportion than ever before, U. S. manufacturers have always supplied most of the equipment to theatres in the Dominion.

This is part of the over-all scheme to conserve U. S. dollars and it applies not only to small houses but also to major theatres with consideration or construction.
Browne, Bioff Testify In Extortion Case

CHICAGO, Oct. 4.—The Gurik-Ricca-Capone raid is at the heart of a $1,000,000 film industry shakedown of several years ago came to light again when the Government called Johnnie "Big Nose," Willie Bioff, now both on parole, as witnesses to testify in U. S. Custom Court in the $550,567 income tax evasion trial against the erstwhile Frank Nitti, the late treasurer of the syndicate, shot himself to death in March 1943, when he was indicted with other syndicate leaders for the extortion, both witnesses testified in court how they extorted hundreds of thousands from 1934 to 1940 from Balaban and Katz, Essences Theatres and major distributors.

Threaten 'Action' to Aid SPG, SOPEG

Formation of local citizen committees "to take direct action against neighborhood and downtown theatres" is threatened by the film division of the New York Motion Picture Theatres Directors and Owners Employees Guild. The council announces that it plans the action as a consequence of the film companies' usual tactics of dealing with the two unions because their officers have not filed non-Communist affidavits.

Johnston, Tito Meet; Former Seeks Pact

Eric A. Johnston, Motion Picture Association of Great Britain president, met Wednesday with Marshal Tito of Yugoslavia, according to press dispatches reaching here last night from Belgrade. Johnston, the report stated, is seeking an agreement for the showing of U. S. films in Yugoslavia.

W.B. Promotes Atkin To Post in Albany

ALBANY, N. Y., Oct. 4.—Gerald L. Atkin, associated with Warners as assistant in the advertising department, has been named advertising-publicity director for Warner Theatres in the Albany zone.

Harker Joins Warners

HOLLYWOOD, Oct. 4.—Milton Harker, formerly head of International News Service's Los Angeles bureau, has joined Warners as the company's publicity stuff. He is the brother of Marjorie Harker, March of Time publicist in New York.

Chicago Rejects "He"

CHICAGO, Oct. 4.—The Chicago police censor board's report for September classifies "Cry of the City" (20th-Fox) and "Jewel of the Nile" (Teitel), for adults only, and one film, "He" (Jewell), was rejected. Out of 111 pictures reviewed, the board made 19 cuts.

Personal Mention

MARTIN LEWIS, director of radio publicity at the Paramount studio, is in New York from the Coast.

ARTHUR DAVIS, president of A. C. Davis Associates, advertising firm, is visiting New York. He is publisher and editor-in-chief of The Foreign Film News here.

GEORGE FRASER, head of Eagle-Lion's office writer department, is rounding up the December Air from London. He is expected back at his desk in a month.

C. J. FIELDMAN, Universal-International Western division sales manager, is touring the company's West Coast exchanges this week.

H. M. RICHIE, M-G-M exhibitor relations head, has returned to New York from Chicago, St. Louis and Kansas City.

LOUIS NEER, industry attorney, will serve as Greater New York chairman for the 1949 March of Dimes.

Air Discussion on Video-Film Relation

Television's effects on motion pictures will be discussed on "America's Town Meeting of the Air," over the American Broadcasting networks on Oct. 12, with speakers to include Mark Woods, president of the network; James H. Carse, head of the vice-president of Warner-Philips, a unit of M-G-M; stage and screen director, and Walter Abel, actor and chairman of the board of the Screen Actors' Guild. George V. Denny, Jr., will be moderator.

Children's Libraries Planned in Canada

TORONTO, Oct. 4.—Canadian Motion Picture Distributors Association today announced the establishment of children's film libraries at Toronto, Winnipeg and Vancouver similar to the units organized in the U. S. by the Motion Picture Association of America. Preliminary work for setting up the libraries here was performed by Mrs. Hal Parsons, chairman of the New York MPAA office.

Gundelinger to London

HOLLYWOOD, Oct. 4.—Allan M. Gundelinger, Cinicolor vice-president, will fly to London Oct. 9 to survey possibilities for setting up a Cinicolor laboratory in England. The survey is prompted by an increasing number of inquiries from British producers regarding availability of the Cinicolor process, he explained.

Kelly Due Oct. 15

Arthur W. Kelly, executive vice-president of United Artists, is expected back in New York about Oct. 15 following a two-month tour of the Far East.

F. N. Polangin Heads Buchanan on Coast

Frederick N. Polangin has been named West Coast director of the motion picture operations of Buchanan and Co., announces John Hertz, Jr., board chairman of the advertising agency. He succeeds Paul Radin, who assumes the post of vice-president in charge of advertising with a firm of William Kester and Co. —Radin has been in charge of the Hollywood office of Buchanan for the past two and one-half years, having been with the company since 1938.

Polangin resigned recently as Eastern advertising and publicity director of Enterprise Studios. With his appointment, Buchanan will expand its services to its motion picture clients here as well as to the New York and Hollywood offices.

Industry Promotion (Continued from page 1)

in that regard are easily foreseeable. He credits the "Hollywood prod-
act" with having made a pronounced contribution to the public relations effort.

Loweinstein, who is also secretary of the Theatre Owners of America, is on route back to Oklahoma City.

Two Films Rated 'B' As Legion Reviews 9

M-G-M's "No Minor Vice" and Monogram's "Winner Take All" have been given "B" ratings by the National Legion of Decency to week in its classification of nine pictures, Classified A-I were Republic's "Night Time in Nevada," Monogram's "Siren of Medicine Bow," Columbia's "Sister of Surrender Dear," and Bell Pictures' "Girl of the Canal." Rated A-II D. & D., "Three for the Road," and "International's "Corridor of Mirrors," Warner's "Johnny Belinda," and Republic's "Out of the Storm."

ABC Buys Vitagraph Studio for Video

American Broadcasting Co. has purchased Warner's 20-acre Vitagraph studio in Hollywood and has immediate plans for renovation and re-utilization of the property which will be used as the network's West Coast television center, according to Robert C. MacDonald, ABC vice-president. ABC's new property includes two sound stages, 13 film vaults, workshop and office buildings. Warners will continue utilization of the studio for eight months after which they will be turned over to ABC.

Jules Laine, 51

TORONTO, Oct. 4.—Jules Laine, 51, died from a heart attack at his home Wednesday. He was identified as president of the formation of Columbia Pictures of Canada, and was the owner of several theatres in Montreal until their sale to Odeon Theatres. Survivors are the widow and one son.

Hollis, DeVry Pioneer

CHICAGO, Oct. 4.—A. P. Hollis, former film and educational director of DeVry, died at Kenosha, Wis., Tuesday, Oct. 5, 1948.
IT'S U-I FOR THE BEST BUY!

THAT'S WHY THE GOOD WORD IS...

RIDE HIGH WITH U-I!

WATCH FOR U-I'S UNITY DRIVE ... BIG THINGS COOKING!
This is only the beginning of U-I’s big parade of hits for 1948-1949
Announcing...deluxe all-sleeper service
NEW YORK
to PARIS
every Friday 4 P.M. EST
Fly on world-proved TWA Constellations. Cocktails, champagne, vintage wines. Filet mignon dinner. Bed-ze berths! Hot breakfasts! Call TWA or your travel agent. See TWA's Trans World Airline's The only Coast-to-Coast Constellations U.S.A. • EUROPE • AFRICA • ASIA

MICHETTIBEL, Jr.
CO., INC.
INSURANCE
Specializing in requirements of the Motion Picture Industry
75 Maiden Lane, New York 510 W. 6th St., Los Angeles

motion dividend
profit $2,134-
5,178. the motion necessary. That trade sheet serving against 1948 and 1947. and as

Consolidated Assets
The parent company’s consolidated assets show a total book value of $267,329,196, including fixed property, etc., carried at $129,680,376, goodwill and patent rights, $20,564,968; trade investments, mainly in overseas theatres, $14,795,446, and film productions and rights, $4,972,440.
Principal liabilities in addition to the production bank loans and overdrafts of a temporary nature, include: capital stock outstanding, capital reserves and stock held by outside stockholders, $95,032,848; mortgages, permanent loans, etc., $75,696,160.

Divestiture
(Continued from page 1)

some 1,100 similar cases, and that "if there is to be proper and uniform enforcement of the anti-trust laws and of the decree, without serious injury or paralysis to any of the defendants," all of these cases should be handled under the same standards.

K-B has asked for summary judgment in the case, while Stanley has countered with a motion to dismiss. Both motions will be argued here next Monday.

Warner raised another apparently significant point in the brief, which it is unlikely he might raise again in the New York proceedings later this month.

It pointed out that under the agreement, the MacArthur Corp. leases the theatre to K-B and Warner on a rental basis, with power of ultimate reversion after 33 years. "Under the Supreme Court’s opinion," Warner asks, "is it necessary or appropriate in the interests of the proper enforcement of the general anti-trust problems before the three-judge court, to direct this defendant to dispose of its interest to be carry on and an enforcement as well as its interests in the lease and operating agreement, or will divestiture of the leasehold as the operating arrangement be sufficient compliance by the defendant? Did the Supreme Court have reference to real estate or to theatre operation? This particular problem was not presented to the Supreme Court. . . . The defendant wishes to be in the position of urging in the District court, at the hearings to begin Oct. 13, that if the position is not the joint lease interests and operating agreement, the defendant still should not be required to dispose of its financial interest in the reversion."

Weitman Appoints
(Continued from page 1)

mittee. Proceeds of the show will go to the United Jewish Appeal of Greater New York.
Members of the committee include: Don Albert, Harry Angor, Milton Berger, Maurice Bergman, P. Will- liam Boettcher, Ben A. Boyar, Paul Braaco, Leo Cohen, Alan Corelli, Russell V. Downing, John Dugan.

STATEMENT OF THE OWNERSHIP, MANAGEMENT, CIRCULATION, ETC.
REQUIRED BY THE ACT OF APRIL 30, 1912
GREGG OF AUGUST 23, 1912, AND AS AMENDED
OF MARCH 3, 1913, AND JULY 1, 1917

Of Motion Picture Daily, published daily except Sunday, at 1270 Sixth Avenue, New York, New York, for October 5, 1948.

1) That the names and addresses of the publisher, editor, managing editor, and business managers are: Publisher and Editor, J. Sullivan, 1270 Sixth Avenue, New York City; Editor, Sherin Kane, 1270 Sixth Avenue, New York City; Managing Editor, Sherwin Kane, 1270 Sixth Avenue, New York City; Business Manager, Theo. J. Sullivan, 1270 Sixth Avenue, New York City.

2) That the owner is: (if owned by a corporation, its name and address must be given and if not, state so) the owner of the stockholders owning 1,000 or more of the total amount of stock and the names and addresses of stockholders owning 100 or more of the total amount of stock. If not owned by a corporation, statement must be made to that effect and names and addresses of all individual owners must be given. If owned by a firm, company, partnership, or association, its name and address must be given, and the names and addresses of the managing officials of the firm, company, partnership, or association must be given. If owned by a person, his name and address must be given.
The said owner is: (if none, state so)

3) That the known bondholders, mortgagees, and other security holders holding or sharing to 1 per cent or more of the total amount of bonds, mortgages, or other securities are:

4) That the two paragraphs next above, giving the names of the stockholders and bondholders, contain not only the list of stockholders and security holders of the corporation, but also a list of the books of the company but also, in cases where the name of the company or corporation appearing upon the books of the company as trustee or in any other capacity, the name of the person or corporation for whom the book is kept. In every case, also the said two paragraphs contain all the knowledge and belief as to the circumstances and conditions under which stock does not appear upon the books of the company as stockholder, as the books may be kept in a capacity other than that of a bona fide record, and an acknowledgment to believe that any other person, association, or corporation through any misdescription or other security holders holding or sharing to 1 per cent or more of the total amount of bonds, mortgages, or other securities as so stated by him.

5) That the average number of copies of each issue of this publication sold or distributed through the mails or otherwise, to paid subscribers during the twelve months preceding the date shown above is 1,178. (This information is required from daily, weekly, semi-weekly and tri-weekly newspapers only.)

(Signed) Theo. J. Sullivan, Business Manager.
Sworn to and subscribed before me this 24th day of September, 1948.
Rose W. Hennestein.
(My commission expires March 10, 1949.)

Lawson Reversal
(Continued from page 1)
son’s conviction in District Court here. Lawson’s attorneys said they were taking the step because the case involved so many basic constitutional questions. In any event, however, the high court will not take the case until there has been a Circuit Court ruling—and may not take it even then. The petition said that a similar case involving Dalton Trumbo would be appealed if the high court agreed to hear the Lawson case.
UNITED ARTISTS ANNOUNCES
THE EXPLOITATION SCOOP
OF THE YEAR!

"The Plot to
Kill Roosevelt"

Revealed for the first time!
NOT A DOCUMENTARY! IT'S FICTION BASED ON FACT!

FROM A STORY CIRCULATED BEHIND CLOSED DOORS FROM DOWNING STREET TO THE KREMLIN!

Sensational Accessory Line NOW Available at Your National Screen Exchange!
A Selected Films, Inc. presentation • Directed by WILLIAM FRESHMAN • Released thru UNITED ARTISTS
Rank’s Organization Seen Facing Vital Test Next Year

By PETER BURNUP

LONDON, Oct. 5.—The general impression following publication yesterday of the first consolidated balance sheet of J. Arthur Rank’s parent company, Odex Theatres, Ltd., is that the next year will be a vital testing time for Rank’s prestige and the stability of his gargantuan organization.

Newspaper and financial district commentators commend Rank’s frankness in ostensively putting all of his cards on the table. Also, they view his unchallenged reputation for probity, coupled with his financial shrewdness, as enabling him to ride out any pending storm.

Nevertheless, comment is made in all quarters that the consolidated accounts (Continued on page 4)

CEA Fights for 835

DENIED QUOTA RELIEF

LONDON, Oct. 5.—W. R. Fuller, general secretary of the Cinematograph Exhibitors Association, is preparing to demand reexamination by the Board of Trade of the 835 theatre cases which were denied relief from the new 45 per cent film quota law, which went into effect last Friday.

Fuller is collecting volumes of evidence dealing with each of the cases (Continued on page 4)

756 Drive-ins in the US, MPAA Reports

There are now 756 drive-in theatres in the United States, according to the first survey of open-air theatres made by the Motion Picture Association of America, it was announced here yesterday by Robert W. Chamber, director of the association’s research department.

The theatres can accommodate 313,378 automobiles. Of the 756 theatres, (Continued on page 4)

Income of 8 Companies in 1946 Up $116,000,000

ASCAP STATES APPEAL OF NORDBY DECISION

Minneapolis, Oct. 5.—Ascap will appeal from Federal Judge Gunnar Nordbye’s decision denying an injunction and damages to the Society for alleged violation of the Federal Copyright Act in the so-called “Bergen-Jennings” case, it was disclosed here today by Thomas Vennum, Minneapolis Ascap counsel.

Hearing set for next Monday in District Court here for submission of findings of fact is expected to be postponed in preparation for the appeal, in the opinion of Vennum. (Continued on page 2)

Terms Not Disclosed, But Gov’t Indicates Initial Proposal Is ‘Inadequate’

WASHINGTON, Oct. 5.—Prospects of a complete settlement of the Paramount case appear to have taken a turn for the worse, with Justice Department officials turning down as “inadequate” various proposals outlined yesterday by defense attorneys.

The proposals were discussed—through paper forms only submitted as a proposed decree—at a lengthy conference yesterday between Assistant Attorney General Herbert Bergson, in charge of the anti-trust division, and a defense legal delegation headed by 20th Century-Fox counsel James F. Byrnes. Although there has been no discussion over the possibility of a decree, this is the first time proposals have been brought to the Department.

“They didn’t come up with as much as we required,” one top-ranking Justice Department official said. “It contains terms that are inadequate” (Continued on page 4)

UA To Handle Video Films

United Artists has established a television sales department which will provide releasing and sales service to producers of television film programs, Paul N. Lazarus, Jr., executive assistant to Wardwell Sears, U. A. president, said yesterday.

The new department will use the facilities of U. A.’s branch and sales service set-ups, including 33 exchanges in the U. S. and Canada. “The sales organization, division, district, exchange and field representatives, have been (Continued on page 4)

SAG Bd. Backs Unity On Video Jurisdiction

HOLLYWOOD, Oct. 5.—Screen Actors Guild board has unanimously approved proposal of American Federation of Labor union jurisdiction over acting work in television, whether live or on film. The plan, which is contingent upon the merger of Actors Equity, the American Federation of Radio Artists, and the American Federation of Television and Radio Artists and Equity Chorus, with American Guild of Variety Artists to join when it is ready, would become operative (Continued on page 2)
UA-'1A' Vote Result Challenged at NLRB

Validity of the Sept. 28 "white collar" shop election at United Artists' home office has been challenged by a UA employee who previously was held by the National Labor Relations Board to be a representative of the Screen Office and Professional Employees Guild (CIO) in pre-election controversies.

The election resulted in a decisive victory for IATSE's Motion Picture Home Office Employees Local No. H-63, which claims that SPOEG is a jurisdictional rival at UA for three months SPOEG was denied a place on the ballot because its officers did not have contracts to prevent affidavit provisions of the Taft-Hartley Law.

The employee, Cecilia Schuman, has filed an appeal with the NLRB, asking that H-63 go uncountered as the UA "collarites" bargaining agent on the grounds that H-63 had a right to act in that union. H-63 attorney Harold Spiwak, who yesterday received notification of the appeal, termed it a "rejection of the ruling that already disposed of adversely by NLRB."

NLRB Gets H-63 Bid for Republic Shop Election

Harold Spiwak, attorney for IATSE Motion Picture Home Office Employees Local No. H-63, yesterday filed with the National Labor Relations Board here a petition for a shop election at Republic's home office.

H-63 claims that an "overwhelming majority" of Republic's "white collar" employees has withdrawn from Screen Office and Professional Employees Guild.

H-63 has asked for H-63 representation.

306 Operators Set 35th Celebration

IATSE's operators local No. 306 will celebrate its 35th anniversary with a dinner-dance at the Hotel Astor on Oct. 24. Proceedings will be donated to the local's fund for the sick and distressed.

The local lobby will feature a display of projectors from the early days to date. The dinner committee is headed by Harry Storin.

N. Y. Booker's Club Dinner on Oct. 17

The Motion Picture Bookers Club of New York will hold its ninth anniversary dinner-dance at the Hotel Commodore here on Oct. 17. The function will be informal and the proceeds devoted to charity within the industry.

Promotes Extra Revenue

Metro-Goldwyn-Mayer is internationally distributing a working manual entitled "Promoting Extra Revenue While You're Showing the Movies," prepared under the supervision of David Blum, director of advertising publicity of Loew's International.

Taft Sees 'Possible' Cut in Excise Tax

Washington, Oct. 5.—Sen. Taft said today that it is "possible" that the excise tax may be cut $2,000,000,000 to $3,000,000,000 next year.

Eighty, the Ohio Republican, ranking member of the Senate Finance Committee, said he did not think the excise tax could be cut more than that amount because reductions were "capped up for reductions unless Congress has leeway to cut them by from $2,000,000,000 to $3,000,000,000, Taft declared that it would be necessary to raise taxes next year.

Newsreel Parade

The Presidential candidates on tour are current newsreel highlights. Other items cover growing World Service factors, new revival styles, and items of international interest. Complete contents follow:

MOVIEAD NEWS, No. 20—Triumph of Mrs. Roosevelt in last four American rescues after being flown in down-pressed, and raised, and floated wheels hanks. Fortune find get pick up 1949 UFO.

NEWSPHOTO NEWS, No. 218—West meets the world in the world's largest snapshot. New look in swim suits. Cleveland wins pennant in the playoff. Grid with the Olympics.


UNIVERSAL NEWS, No. 104—Presidential campaign rolls into town in brief: strike,having suits. Football.


Newsmen Set for Baseball Coverage

By Friday, millions of baseball fans will be able to see the first of the baseball world series in newsreels at all the newsreel exchanges. Including added cameramen, has been made by the five newsreels to bring today's game to screens by the week end.

Shots of today's game will be rushed from Braves Field in Boston to the Coast this afternoon. They will be processed tomorrow and will be in theatres by Friday. No pooling arrangement has been made by the newsreel companies, nor will they be released as specials. They will be sent out and the CBS is processed to be picked up on current clips.

Set Riskin Films at $1,200,000 Budget

Equitable Pictures, recently formed by Everett and Robert Riskin, will produce three pictures this year, each costing between $1,000,000 and $2,000,000, it was announced here yesterday. The first, "Half an Angel," will go into production about 10 days. It will have two top star names and shooting is scheduled for 40 days. Distribution arrangements have not been made.

Riskin said that with so many independent production adventures having "fallen by the wayside," studio stage space goes a-begging in Hollywood at present. Two years ago, a second picture scheduled is "You Belong to Me." Riskin will return to the Coast next week.

Bischoff Forms Company

Hollywood, Oct. 5.—Bischoff Enterprises has been established by Sam Bischoff, stockholder in pictures during 1948-49. First picture will be "Next Door to Hell," starting in December. No release channel has been arranged.
It's the new cry that's sweeping the nation! Showmen tell us that M-G-M is tops with ticket-buyers from Coast to Coast. They loved Leo's big, gay Summer attractions and it's in the air everywhere that M-G-M's got the top pictures for Fall and Winter, too!

For instance: "Julia Misbehaves," the talk of New York, is destined to be one of 1948's biggest grossers. (Use the teaser below by substituting your theatre name. Actual size 2-Cols.)
UA Video Films
(Continued from page 1)

gearied into the first nationwide video sales staff to begin operating in the new entertainment field,” the company said.

UA Television has begun building a film library of features and short subjects, which will be made available to program directors, advertising agencies, sponsors, network and independent telecasters and related interests.

Lazarus said that the product to be made available will include pictures made by some independent producers releasing through U. A., and in all cases will have played all regular theatre outlets. He said that a catalogue is not yet ready and although he indicated that the pictures for video will not be new he added that he could not be specific at this time regarding their actual age.

The sales service will be on a distribution fee basis, as is United Artists’ operations in theatrical distribution.

Sears has appointed John H. Mitchell, radio sales executive and business consultant, to head the new department. Mitchell entered radio with the Erwin, Wasey advertising agency as a program developer. For five years he was with Mutual Broadcasting System. After 20 months in soaps, he entered the Pacific Coast department of International, an advertising syndicate.

Composers, Ascap
(Continued from page 1)

Vincent Leibell on proposed decrees in the suit against Ascap by members of the Independent Theatre Owners Association of New York.

The move to intervene suggests a conflict between the writers and music publishers, according to observers. Under the present arrangement all copyright material is in the name of the publishers.

Today’s hearing is expected to have as another highlight strong objections by the plaintiff exhibitors to Ascap’s bid for a modification of Judge Leibell’s findings and conclusions.

Goldsmith Interim
Aide to Sam Eckman
London, Oct. 5—Charles Goldsmith, assistant to Morton Spring, first vice-president of Loew’s International, has arrived in London to act in the same capacity to Sam as the essential M-G-M’s London managing director, for a six months’ period.

Eckman, in charge of Loew’s interests here for 21 years, said: “On account of pressure of work, I have prevailed upon my associate director to relinquish the services of his assistant.”

CEA Fights
(Continued from page 1)

and proposes to place it before the Board in the near future.

Dennis Walls, CEA president, advised exhibitors to “do your best to fulfill the quota. The CEA will give 100 per cent guidance and support where hardship results,” he told them.

Out of the country’s 4,706 theatres, 2,471 applied for quota relief. Of that number, 283 theatres were awarded complete exemption from the quota; 1,353 were given relief ranging from quotas of 10 to 40 per cent, and the remaining 835 held not to have qualified for relief and it is those cases which the CEA now proposes to contest.

US Rejects
(Continued from page 1)

tainly looks like negotiations are all off unless they’re willing to ante up a lot more.

No one could be found willing to discuss any of the details of the defense proposals and the Government counter-proposals. Justice spokesmen indicated the Department—after yesterday’s fruitless conversations—is going to concentrate more on getting its case ready for the reopening of the proceedings in New York, and spend less time worrying about a consent decree.

Rank Facing Test
(Continued from page 1)

counts reveal, apart from mortgages, debentures, etc., of $76,000,000, short term bank loans and overdrafts of nearly $56,000,000, against which the company’s assets consist of $45 1/2 million, or $20,000,000 of what is described as “film productions and rights.”

Rank declared that he is satisfied that such a valuation is justified and admits also the possibility of “human error.” He announced a new valuation system will be set up.

Stress Long Term Credit

Commentators were unanimous in remarking upon the ephemeral quality of box-office prophecies. They declared that Rank will have to show that the organization’s survival is whether or not those productions prove profitable. They view extremely pessimistically the possibility of Rank implemeting as soon as practicable his promise to put a substantial portion of his short term bank credit on a longer term basis but they point out also that new capital depends in turn on the box-office success of Rank’s next product.

On the other hand, it is important to appreciate that Rank is no white knight in shining armor, as there are evidences that his group’s liquid position leaves considerable room for improvement. He pledges not to embark on any hardship to the industry, but he also says that the financial position of the company is being improved by a concerted effort to make inroads into the film market and to work out the overdrafts and other outgoings for the year. He is also reported to be in the process of arranging with the Government to acquire the Studio as a security for the Bank Credit, which he has been trying to arrange for the past year.

Press Generally Is Optimistic

Lord Beaverbrook’s Express naturally runs a scarea story with the heading “Rank’s Colossus Hard Up.” But their possible opinion, nevertheless, is that he is still capable of dealing with the situation. They write that Rank’s efforts to improve the financial situation of the company and to make inroads into the market are likely to be successful and that the company is in a position to do so.

The Spectator, which has been the first to publish the story, reports that Rank has been successful in his efforts to improve the financial situation of the company and to make inroads into the market. They write that Rank’s efforts are likely to be successful and that the company is in a position to do so. They also report that Rank has been successful in his efforts to improve the financial situation of the company and to make inroads into the market. They write that Rank’s efforts are likely to be successful and that the company is in a position to do so.

Nitti Tax Evasion
Hearings Are Ended

CHICAGO, Oct. 5—Internal Revenue agents in the $404,000 income tax evasion case against the late Frank Nitti, hearings on which ended today in U. S. Customs Court, said the case may be appealed by either side to the U. S. Supreme Court on the technicality of whether Ozak was taxable. The court decided that evidence submitted in the case tied Nitti only to $12,000 in direct profits.

Judge John Kern gave Government lawyers and counsel for Mrs. Annette Nitti, the gangster’s widow, 140 days in which to prepare their cases, briefs and replies. Following this a ruling will be issued.

Johnston, who had been scheduled to leave Belgrade yesterday by plane for Geneva, the MPAA had received no direct word from him.

Rank Says Quota
Offers Safeguards

LONDON, Oct. 5—J. Arthur Rank told stockholders of his Odeon Theatres, Ltd., yesterday that Britain’s critical economic situation means insurance against possible future boycotts of the British market by American distribution groups.

He replied vigorously to criticisms of the new quota act, asserting that it is justifiable if only from the point that there was always the danger before of American distributors cutting off film supplies if they became dissatisfied with any future action by the British government.

He claimed that Odeon figures show an average weekly take from British films of £3,500 against £2,254 for all foreign films. He still holds to the belief that it is the best interests of both countries that Hollywood and British films be shown together in the world over.

Rank still wishes to reach an understanding with the American industry, but doubts that it is possible to keep Hollywood leaders prepared to accept the British industry as being reliable and that they must treat on that footing.

He is equally satisfied that no peace policy will mean that British producers receive reasonable playing time in the United States. Since the tax settlement, he said, there had been no active measures to take British pictures in America. In fact, the experience has been the reverse, he said.

Report Johnston Film
Deal with Yugoslavia

Eric Johnston, Motion Picture Association of America president, has closed a deal with the Yugoslav government whereby the latter will purchase 20 to 25 American pictures during the next 18 months. The price is to be $250,000 to be paid in a New York bank, according to press dispatches reaching here from Belgrade, where negotiations reportedly had engaged in a two-hour talk with Marshal Tito.

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Nitti Tax Evasion
Hearings Are Ended

CHICAGO, Oct. 5—Internal Revenue agents in the $404,000 income tax evasion case against the late Frank Nitti, hearings on which ended today in U. S. Customs Court, said the case may be appealed by either side to the U. S. Supreme Court on the technicality of whether Ozak was taxable. The court decided that evidence submitted in the case tied Nitti only to $12,000 in direct profits.

Judge John Kern gave Government lawyers and counsel for Mrs. Annette Nitti, the gangster’s widow, 140 days in which to prepare their cases, briefs and replies. Following this a ruling will be issued.

Ex-convict Willie Bioff, who was used as a go-between to extort $1,800,000 from Hollywood producers and Chicago theatre heads still has to answer for deficiencies in his 1938 returns, it was disclosed by U. S. attorney William Schwerdtgeger.
Motion Picture Daily

30 from ‘U’

(Continued from page 1)

starring Joan Fontaine and Burt Lan-
caster, produced by Richard Vernon
and directed by Norman Foster, from
the novel by Gerald Butler.

“Rogue’s Regiment,” starring Dick
Powell, Marshall Thompson and Vincent
Price, produced and written by Robert
Druker and directed by Robert
Druker.

“The Countess of Monte Cristo,” a
Westwood production, starring Sonja
Henie. John Beck produced and
Frederick Draper directed, from a
story by Walter Reisch and a screen-
play by William Bowers.

“Mexican Hayrides,” starring Ab-
ott and Costello, produced by Robert
Arthur and directed by Charles Bar-
ton, based on the Broadway musical
comedy by Herbert and Dorothy Fields
and Cole Porter.

Fontaine-Stewart Starring

“You Gotta Stay Happy,” a Ram-
port production, starring Joan
Fontaine and James Stewart, from the
Saturday Evening Post serial by Rob-
ert Carson, produced and written by
Karl Tunberg and directed by H. C.
Potter. This picture, which is sched-
uled to have its world premiere at Radio City Music
Hall, New York, in November.

“Live Today for Tomorrow,” for-
merly titled “The Saddle Gun,” starring
Fredric March, Edmund O’Brien, Florence Eldridge and Ger-
aldine Brooks. Based on a story by Bresler pro-
duced and Michael Gordon directed.

“The O’Flynn,” a Fairbanks Com-
pany production, starring Douglas
Fairbanks, Jr., and co-starring Helen
Carter and Richard Greene. Fair-
banks was the producer and Arthur
Pitney, the director. In Murder, he collaborated with Fairbanks on the
screenplay.

“Cris Cross,” starring Burt Lan-
caster, Yvonne De Carlo and Dan
Duryea. Michel Kraike produced and
Robert Slodmak directed. It is based on a novel by Don Tracy, with a
screenplay by Daniel Fuchs.

“Family Honeymoon,” starring Lu-
radia Martin and Fred MacMur-
ray. John Beck and Z. Wayne Grif-
fin were co-producers and Claude Bin-
yon directed, based on the novel by

Homer Croy. It, too, will have its
premiere at Radio City Music Hall.

“Maiden Voyage” formerly titled
“Black Velvet,” in Technicolor, star-
ing Ann Blyth, Howard Duff and Ge-
orge Brent. Leonard Goldstein
produced and George Sherman di-
rected. It is based on the novel “Wild-
fire,” by Zane Grey.

Four Start Production

Starting production are: “The Life
of Riley,” Brecher production, with
William Tabbert, who is working with Meg Randall, with Irving Brescher the writer, pro-
ducer and director; “Calumet
and Banana Bunt,” a Technicolor
feature starring Yvonne De Carlo, to be produced by
Leonard Goldstein and directed by
George Sherman; “The Amboy
Dukes,” to be produced and directed
by Maxwell Shane, and “The Night
Watch,” written, produced and di-
rected by Robert Buckner. In addition to the 3 picture schedule also will be
“Come Be My Love,” starring Robert
Montgomery; “Gambling Lady,” star-
ing Barbara Stanwyck; “Arctic
Manhunt”; “Abott and Costello and the Invisible Man”; an untitled pic-
ture produced by Gold Diggers
“Bagdad”; “Western Story”; “Take
One False Step,” based on the Irwin
Shawn novel “Moon Over Java”; “Crip-
ple Creek,” and “Tomahawk.”

Rank’s “Columbus” to Get Same
Release Treatment as “Hamlet”

Sacas Francisco, Oct. 5 — J. Arthur
Rank’s “Christopher Columbus,” in
Technicolor, starring Fredric March,
Florence Eldridge, Linden Travers and
Francis L. Sullivan, will receive the
same roadshow treatment as Lau-
rence Olivier’s Hamlet,” William A.
Wellman, the Rank director, who vice-president announced here today.

Rep. Sales Session
Today at Studio

Hollywood, Oct. 5 — Herbert J.
Yates, Republican president, will preside
tomorrow at the second session of a
series of meetings being held at the
company’s studios. This is the first of a series of three regional
meetings being held; the second
will be in Chicago at the Blackstone
Hotel on Friday and Saturday, and
the third will be held in New York
at the New York Athletic Club, on

Bert Green Dies; Was Film Cartoonist

Bert Green, 63, a pioneer cartoonist
in motion pictures who joined Hearst-
Palmer and the studios died yesterday in the
Veterans Administration Hospital,
The Bronx, N. Y. Green, who was
born in England, entered the film field
after a varied career as newspaper
cartoonist. He also wrote scenarios for
Hal Roach comedies featuring
Laurel and Hardy and did drawings
and animated cartoons for M-G-M. In
addition to the widow, a son and a
sister survive.

756 Drive-ins

(Continued from page 1)

are listed as being open for busi-
tness throughout the year, the other
606 being open seasonally. The re-
port also reveals that construction is now under way on 86 new drive-ins.

Drive-ins are most prevalent in the
Charlotte territory, where there are
listed 199, including those in Dallas,
78, is second in the MPAG list.

New York Grosses

(Continued from page 1)

stage at the Strand, is on the way to a
handsome $80,000 in the first week.

“River” is good for an estimated
$100,000 in a very healthy initial
week at the Capitel, where the stage
support consists of Tony and Sally
DeMarco, Buck and Bubbles and Nat
Brandwyna.

At the Roxy, “Cry of the City,”
which is the one and only stage revue
on stage, is reported to have grossed
its first week.

M-G-M’s “Hamlet” is playing to
capacity audiences at the Park, which
looks for $16,000 in its first week. A fair
$25,000 is indicated for the first week
of "Saxom Charm" at the Criterion.

The Film’s “An Innocent Affair,”
will take in about $20,000 in its
first week, which is not too impressive.

“Good Sam” will complete a third
and final week at the Music Hall with a
gross of $11,000, considered adequate.

It is to be followed by tomorrow’s
Julia Misbehaves.

Sixth week of "Loves of Carmen"
should give the State about $30,000,
which is good enough.

Olympic Games of 1948” probably
will complete its second and final week
at the Gotham with a modest $7,500,
it will be replaced by reissues.

The fifth week of "Sorry, Wrong Number,”
with Carmen Cavallero on stage,
should gross about $65,000 at the
Paramount.

"Rachel and the Stranger," at the
Mayfair, probably will do a fairly
healthy $2,000 in its third week.

"Babe Ruth Story" has a low gross
of $9,000 indicated for its 10th week
at the Astor. The Globe figures on
$29,000, which is about the sixth
week of "Rope.”

Master Will Retain
Alger Circuit Case

CHICAGO, Oct. 5 — Counsel for dis-
tributor plaintiffs in the Alger Circuit
percentage case now pending in U. S.
District Court here will work to vacate
the order referring the case to Federal master-in-
chancery Joseph F. Elward, because of
withdrawal of counsel on Judge William F.
Campbell’s calendar.

Counsel states, however, plaintiffs
will renew their motion before Judge
Campbell to master to examine the Alger Circuit
books which Judge Campbell has de-

Production Steady
At Coast Studios

Hollywood, Oct. 5 — The produc-
tion index stood at 27, dropping one
from the previous week. Nine new
films were started, while 10 were sent
to cutting rooms.

Shooting started on "Make Believe
Ballroom,” Columbia; "An Old
Fashioned Girl’s Best," Eagle Lion;
"Zamba" (Fortune Films), Inde-
depend; "Big Jack Horner," Me-
tro-Goldwyn-Mayer; The Rain-
naker, "Tom Paine" (Pine-
Thomas), Paramount; "Renegades
of Sonora,” Republic; "Shep Comes
Home” (Lippert), Screen Guild; "Imp-
act” (Popkin), United Artists.

Shooting finished on "Air Hostess,”
"Desert Vagabond," "Jungle Jim’s Ad-
vventure" and "Knock on Any Door,”
Columbia; "Daughter of Ramona"
(Mooney), Film Classics; "Jigs and
Maggie in Court” and "Heydey for
Trouble” (Thomason), Dumag "One Woman,” Paramount; "The Missourians,”
Republic; "The Fountainhead,” Warner.

W. P. Bernfield, QP
L.A. Representative

Hollywood, Oct. 5 — William P.
Bernfield, 51, veteran showman and
Los Angeles Film Row representative of Columbia Pictures, who died 18
months ago, received this morning from
a heart attack at San Bernardino, where he had gone to assist Harry Dick-
erson in preparing an exploitation cam-
paign for the opening of a drive-in
theatre.

The widow, Hattie, survives.

N. Solomon, Exhibitor

McCook, Miss, Oct. 5 — N. Sol-
omo, well-known theatre operator,
died here while attending the Laurel-
McCook football game. Solomon oper-
ated theatres in Baton Rouge, Columbia, Yazoo City, McComb, Shummit and Natchez.

Len Daly’s Father

PHILADELPHIA, Oct. 5 — T. A. Daly,
father of Len Daly, special advertise-
ing representative of United Artists’ foreign department, died here yesterday at General Hos-
pital. Daly was widely known for his
poetry.
KEEP POSTING!

KEEP POSTING
1 SHEETS • 3 SHEETS • 6 SHEETS • 24 SHEETS

SHOWMANSHIP
Built Show Business!

SHOWMANSHIP can
Better Show Business!

"The motion picture good enough to sell itself has not yet been made."

Martin Quigley

NATIONAL Screen SERVICE
PRIZE BABY OF THE INDUSTRY
Leibell Doubts He Can Halt Ascap Collections

May Limit Relief to N.Y. Exhibitor Plaintiff's Rather Than Deprive Ascap of Levy Power; Latter Is Job for U.S., Ascap Counsel Argue

Three months after his unprecedented opinion against the American Society of Composers, Authors and Publishers, Judge Vincent L. Leibell in New York Federal Court yesterday expressed doubt that he can decree that Ascap should divest itself of public performance licensing rights of music synchronized with motion pictures, the rights by which Ascap collects from theater managers.

Speaking from the bench at a hearing on a proposed decree in the case instituted by members of the Independent Theatre Owners Association of New York, Judge Leibell said: "I am not so sure about that divestiture. I am not so sure that the matter should not be left to the Attorney General."

Judge Leibell made the observation following oral argument against the divestiture made by Robert P. Patterson, special Ascap counsel, and receipt of an affidavit signed by Ascap litigation counsel Louis D. Frohlich in support of a motion for sweeping modifications of the jurist's findings and conclusions of law in the case.

Patterson argued that any relief granted by the court should be limited to the New York exhibitor plaintiff and not to the divestiture of Ascap licensing rights which would prevent it from collecting from theaters elsewhere throughout the country.

Rule 'Blind Checker' Must Be Licensed

Last week's decision by Wisconsin Attorney General Grover L. Broadfoot which exempted checkers of Confidential Reports, Inc., from the necessity of securing licenses, CRI disclosed here yesterday, will not apply to the divestiture of Ascap licenses.

CRI checkers, however, are exempt, because their checking comes within the scope of the distributor-exhibitor film contract, as agreed to by both parties, and their presence is known to the manager or owner and to the cashier and ticket-taker, according to the CRI statement.

Leibell Doubts He Can Halt Ascap Collections

Map New Arbitration
Set-up; Support of
11 Companies Asked

Plans for a new industry arbitration system which contemplates the inclusion of 11 national distributors, rather than the "Big Five" only, and the exclusion of complaints not covered by the present system, are being developed.

Several meetings on the plans have been held already and representatives of Columbia, United Artists, Universal, Republic, Monogram and Eagle-Lion, attended at least one of the meetings.

None of the six companies which have not participated in the industry... (Continued on page 4)

Mayer to Germany
For Army's OMG

Arthur Mayer has accepted an appointment as chief of the film branch for the Office of Military Government for Germany. It was announced here yesterday by Brig. Gen. Robert A. McClure, chief of the New York field office of the Civil Affairs Division of the Army.

Mayer has had a long career in the film industry and during World War II, served in the Army, serving in the Asiatic-Pacific area, the Middle East and the Aleutian Islands. He is expected to leave for Germany within two weeks.

(Continued on page 4)

Britain's Quota Hens Come Home from France to Roost

LONDON, Oct. 6.—Andrew White, chief of the British Board of Trade's film division, who was given an assignment to discuss with French government officials an easing of the restriction of British films imports to France, has returned from Paris with little comfort to report Britain's film producers.

It was in consequence of representations made by the British Film Producers Association to the Foreign Office and Board of Trade that White was dispatched to Paris. The BFPAs' representations against the French restrictions drew wry smiles from American film executives here faced with the now effective 45 per cent British film quota. Their annoyance, obviously, was over the indignation of the British film producers at the French for taking a lead out of the British producers' own book.

The Americans recalled, too, that Eric Johnston, president of the Motion Picture Association of America, last August warned the British producers during his talks here that Britain's... (Continued on page 2)
Weitman Appoints More to Committee

Robert Weitman, managing director of the New York and Brooklyn Paramount theatres, and chairman of the producing committee for the forthcoming "Night of Stars" benefit, will be held here at Madison Square Garden on the evening of Nov. 15, has appointed the following additional committee members:


U.S. Information Unit To Meet on Program

Washington, Oct. 6.—The State Department's advisory commission on information, set up to counsel the Department on its overseas information program, will hold its first meeting here tomorrow and Friday, with the motion picture program to be studied on the latter day. Mark May, director of Yale University's Institute of Human Relations, is the only member of the five-man commission associated with the film industry who has worked extensively on documentaries.

Greer Buys Booking Firm from Franconi

Dallas, Oct. 6.—Total stock in United Theatre Service Corp., here has been acquired by John C. Greer, who will become president and continue as general manager of the buying-book ing service which now handles 125,000 screens in 20 countries.

The purchase of the company, announced by John L. Franconi, organizer and retiring president of United, will concentrate on his Screen Guild exchange.

Reservations Heavy For Allied Meeting

New Orleans, Oct. 6.—On the basis of publicity and reservations received by the committee to date for national Allied meeting here, Nov. 29-Dec. 1, at the Roosevelt Hotel, past attendance records will be shattered. According to Handling, Jr., convention chairman. Ricci attests to this the U. S. Supreme Court decision in the New York antitrust case, the Acpert court ruling to end the duopoly, and declining box-office receipts.

Myers Will Address W. Pa. Allied Today

Pittsburgh, Oct. 6.—Allied States counsel Andrew F. Myers will be guest speaker at the initial fall luncheon of Allied Motion Picture Theatre Owners of Western Pennsylvania in the William Penn Hotel here tomorrow.

Mich. Allied Elects

(Continued from page 1)

Hoboth was named alternate. The meeting of the 10th district was held in midland where the district membership was a guest of Bill Cassidy for luncheon. E. C. Johnson of the Washington Communications Bureau was elected to the board member Lee Ward of Mt. Pleasant as alternate. In the presence of Director Albion Wallace of Scottsville was elected board member, and Don Iverson of Lake City was elected alternate.

Browne and Boff are the only members in other districts have been scheduled as follows: Members of the fourth district will meet in Paw Paw tomorrow when they will be guests of Mort Dennis. On Friday, the fifth district will meet at the Monroe Hotel in Grand Rapids, while Rene Germano will represent the sixth district in Monroe on Oct. 13.

Sam Epstein Killed

In Train Accident

Omaha, Oct. 6.—A Missouri Pacific freight train struck an auto at a crossing here killing Samuel Epstein, 61, head of an Omaha theatre circuit, and a friend, Epstein was a young time treasurer and past president of the local Variety Club, and also was a key position member of Jewish organizations. Services will be conducted here tomorrow.

Shivering are the widow, Rose; a daughter, Mrs. Shubet S. Jack, who was in business with him; two sisters and five brothers, all associated with him for 40 years.

David H. Stoneman

Boston, Oct. 6.—David H. Stoneman, father of Harold Stoneman, president of Interstate Theatres of New England, died suddenly here today.

Studio Employment Hit a Record Low

Hollywood, Oct. 6.—Employment in studios here hit the lowest point in modern times in August, according to the California Labour Bureau, which issued a bulletin showing employment dropped to 69.8 per cent in that month from 77.2 per cent in July. The drop in employment of all industries, use 1940 employment as a base figure of 100 per cent. Average worker week is set at 40.7 per cent in August, from July's $97.85 to $94.54, with the average week per hour down from 41.3 to 39.2.

In the current month totals is attributable to the record summer layoff and studio closings.

New England employment in California, the bulletin stated: "Total employment in manufacturing industries reached 770,900 in August, the highest level since the war and 10,000 above the total a year ago."

Browne, Boff Called In Ricca Parole Case

Chicago, Oct. 6.—George Browne and Willie Boff are scheduled to appear in the Federal District Court here, Oct. 18 in connection with a habeas corpus hearing for Paul Ricca before the court. Mr. Ricca's return to prison, ordered by the parole board. William Scott Ricca, in the department, have them when they testified in U. S. court this week concerning the film extortion money they turned over to Boff.

Browne and Boff will also be served with subpoenas calling for their testimony in August when hearings will be held for Louis Cappagna and Charles Gioe, convicted and later paroled with Ricca.

U. K. Quota Hens

(Continued from page 1)

respective (quota) measures inevitably would become a weapon instead of a less curbed, and would react to the injury of British films.

The motion picture report to Harold Wilson, president of the Board of Trade, on his negotiations in Paris by the Labor government, in which Wilson has discussed it with BEPA.

It is known, however, that the French have instituted a second quota in connection to that under which 120 divided American films will be admitted to the country in any given year. This second divided "foreign" films from all countries other than the U. S. and provides for licenses for the import annually of 65 films, which is expected to fall largely to Britain.

Board of Trade officials, however, believe the second quota will not materially reduce the inflow of British films. Moreover, no question arises of the trade of films from countries as blocked British licences in France are being utilized, it is said.

Mr. Michael who resided in the United States, where he once was a key position in French organizations. Services will be conducted here tomorrow.

Shivering are the widow, Rose; a daughter, Mrs. Shubet S. Jack, who was in business with him; two sisters and five brothers, all associated with him for 40 years.

David H. Stoneman

Boston, Oct. 6.—David H. Stoneman, father of Harold Stoneman, president of Interstate Theatres of New England, died suddenly here today.
ALBANY
Warner Screening Room
79 H. Paul St. • 12:30 P.M.

ATLANTA
20th Century-Fox Screening Room
337 Walton St. N.W. • 1:30 P.M.

BOSTON
11th Screening Room
722 Arlington St. • 2:30 P.M.

BUFFALO
Paramount Screening Room
244 Franklin St. • 2:00 P.M.

CHARLOTTE
20th Century-Fox Screening Room
504 S. Church St. • 10:00 A.M.

CHICAGO
Warner Screening Room
1307 S. Halsted Ave. • 1:30 P.M.

CINCINNATI
RKO Screening Room
Palace Th. Bldg. E. 6th St. • 8:00 P.M.

CLEVELAND
Warner Screening Room
2300 Prospect Ave. • 2:00 P.M.

DENVER
20th Century-Fox Screening Room
1803 Wood St. • 2:00 P.M.

DENVER
Porumbale Screening Room
464 Franklin St. • 2:00 P.M.

CHARLOTTE
20th Century-Fox Screening Room
308 S. Church St. • 10:00 A.M.

CHICAGO
Warner Screening Room
1307 S. Halsted Ave. • 1:30 P.M.

CINCINNATI
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Warner Screening Room
1307 S. Halsted Ave. • 1:30 P.M.
Motion Picture Daily
Thursday, October 7, 1948

Leibell-Ascap

(Continued from page 1)

Cap's operations should be sought only by the Attorney General because Mr. Leibell, Patterson even agreed that Ascap could be restrained from collecting from the 102 New York exhibitors plaintiffs in this case, but not from collecting from others.

Milton Weisman, counsel for the plaintiffs, maintained the opposite position throughout the session in court, asserting that Ascap was endeavoring to render no conceivable Judge Leibell's opinion of last July.

It was with an apparent sympathy for the judge that Leibell learned Patterson, former Secretary of War, who was retained by Ascap following the July opinion.

Limited Injunction Sought

Patterson insisted that the issues before the court should be reduced to a single question—whether or not only plaintiffs in the case. To that he added: "Let it be for the Attorney General to attack Ascap more broadly. At this point we go by what proof submitted to this court was broad enough to warrant the broad conclusion." And then, "the court's conclusion was based on the broad concept of Ascap's structure."

Patterson continued: "These provisions (of Judge Leibell's opinion) go far beyond the Clayton Act. Restrain the defendants from demanding that plaintiffs pay for the public performance rights of music on film. This is a very serious practice complained of by the plaintiffs."

"As to divestiture, we have been unable to find any private case where it was so ordered. It involves the rights and interests of those not before the court—other exhibitors—are plenty of them who want to continue present practices—and motion picture producers."

Judge Leibell showed considerable interest in the consent decree entered into by the companies in the Sherman Act cases in 1941, several times interrupting argument to learn details. Frohlich told them of the company's character in suspension of the trial at that time, that the court had not handed down any conclusions or findings in the case.

Patterson said he recalled that 25 years ago the matter of divestiture in a private case was before Judge Learned Hand who, at that time, said he "could not conceive" of such an order.

Divestiture Up to U. S.

If divestiture is needed, "let the Attorney General file a separate suit," Paterson went on. "He hasn't seen fit to do it and I believe for valid and sound reasons."

Leibell observed here that the court in his book "declared on the broad illegal operations of (Ascap) but in its decision it made no finding on those practices objected to by the plaintiffs."

"The decree," he said, "should not be broader in scope than what is necessary to protect plaintiffs. The main issue is whether 27 (conclusion No. 27 on divestiture) is too broad in scope and whether the court overstepped itself, or would have left itself to the Government."

Judge Leibell made it clear that he was familiar with the U. S. Supreme Court's disposition of similar cases in the film industry and saw in them some resemblance to the Ascap matter. Speaking of partial disposition, he said: "Judging from the Crescent, Schine and Paramount cases (the high court) might go too far (in ordering divestiture). But have they got the right to go that far?"

Discussed D. of J. Action

Judge Leibell at one point asked Milton Weisman if he had approached the Government with the aim of De-...
‘Little Three’

See ‘Slighted’

In U. S. Order

Some Left Wondering If They’re Still in Suit

Counsel for the “Little Three” concluding their study yesterday of the Government’s proposed form of order for entry in the industry antitrust suit here found so little applicable to Columbia, United Artists and Universal that they were left wondering why they are still in the suit.

“The only change in the decree proposed by the Government which affects us,” one attorney said, “is the substitution of a new clause for the one in the competitive bidding section knocked out by the Supreme Court.”

The attorney remarked that he considers the Government’s substitute clause in the anti-trustless form in most mean-

ingless insofar as the Little Three are concerned.

“The Government apparently wants no further relief from us,” counsel for another company stated. “I’m surprised we are still kept in the case.”

The Justice Department’s proposed

(Continued on page 4)

Allied Group Flays Quality of Films

Baltimore, Oct. 7.—Current Hollywood production of “Journey to the Center of the Earth” was bitterly criticized today when Eastern regional executives of Allied States asserted that the quality of films today is responsible for the decline in business. There is nothing wrong with the box-office situation that cannot be cured by good pictures, they added at the special meeting called by Meyer Leventhal, Eastern regional vice-president.

The entire morning session was devoted to analyzing each major studio’s output. A resolution was passed condemning inferior pictures and pointing

(Continued on page 4)

Penn. Owners Hit Enabling Act Taxes

Pittsburgh, Oct. 7.—Continuance or renewal of enabling acts permitting municipal, borough and township authorities to levy taxes in their own districts was vigorously opposed at a resolution last fall lunched of the Allied Motion Picture Theatre Owners of Western

(Continued on page 4)

Lockwood to Rank:

Send Good Films

And We’ll Play Them

Taking statements by J. Arthur Rank as implying that American exhibitors are discriminating against British pictures, Arthur H. Lockwood, president of the Theatre Owners of America, and New England exhibitor, yesterday assented that the U. S. market is completely open to British producers without restrictions of any character.

Lockwood referred to a report made by Rank in London this week to his stockholders in which

(Continued on page 4)

T.O.A. Conciliation Plan Up for Vote

Executive committee of the Theatre Owners of America will meet here within two weeks to vote on a conciliation plan which would “function for all companies and all exhibits.” Arthur Lockwood, T.O.A. president, disclosed here yesterday. He declined to divulge details of the impending agreement’s approval except to say it will originate on a local level and will embrace parts of the mediation plan devised by North Central Allied and 20th Century-Fox.

Hold Ascap Dues

Is SCTOA’s Advice

Hollywood, Oct. 7.—Southern California Theatre Owners’ Association yesterday advised its members to withhold the next quarterly payment for Ascap, and to hold the money in reserve against possible future developments.

SCTOA also outlined at a meeting here plans for setting up a conciliation board in conformity with the policy adopted by the Theatre Owners of America at its recent Chicago convention.

NLRB Okays ‘IA’ at UA

National Labor Relations Board here yesterday certified IATSE Motion Picture Home Office Employee Local No. H-63 (AFL) as the collective bargaining representative of United Artists home office “white-collarists,” thus upholding the validity of H-63’s victory in the Sept. 28 shop election at UA. This is the first certification of “IA” as a film home office representative in that organization’s current “invasion” of SOPEGS’ strongholds in this industry.

The election’s outcome was challenged by UA employees Cecilia Schuerman, who filed an appeal with the NLRB against certification of H-63 on the charge that the company “assisted” the union. That appeal was denied.

The certification caps H-63’s defeat of Service Office and Professional Em

(Continued on page 19)

“Macbeth”

[Mercury-Republic]—Shakespeare à la Welles

ORSON WELLES’ long awaited “Macbeth” is a worthy film whose mood of murder and madness towers with telling impact. Coming on the heels of Laurence Olivier’s superb “Hamlet,” it once again reaffirms the screen’s ability to dialect the finest in Shakespearean art and come off with flying colors. A special preview for an invited audience was held here last night at the Museum of Modern Art.

To be sure, it is a drama of enduring worth, but this is a business whose gears are lubricated by box-office returns, and Shakespeare, however splendidly conceived, remains high-brow entertainment not likely to stir the average film-goer. It appears likely that the production will have its best commercial opportunities under a merchandising arrangement similar to the handling of such classic predecessors as “Henry V” and “Hamlet.” And unquestionably the picture can, and very likely will, be released periodically down the years, bringing home, in its unhurried time, a handsome profit.

The production is one of sweep and spectacle. All the poetic tragedy of the man, pressed by a power-driven wife into putting the dagger to

Ascap Seen Barred from Fee Collecting

Attorneys Hold Threat Of Suits Will Bar It

There is little likelihood that the American Society of Composers, Authors and Publishers will take suits throughout the country by endeavoring to collect from theatres for music performing rights in the event that Federal Judge Vincent L. Leibell decides against divesting Ascap of its licensing rights, copyright attorneys and yesterday.

Judge Leibell expressed doubt that he had the right to order such a divestiture after hearing arguments of opposing counsel on Wednesday on the form of an order to be entered in

$497,696 Loss for AA-Monogram

Hollywood, Oct. 7.—Net loss of $497,696 after a net tax refund of $480,414 available under the loss carryback provisions of the Federal income tax laws was announced today by Steve Brody, president of Allied Artists and Monogram, for the fiscal year ended July 3, 1948. The loss compares with a net profit, after taxes,

(Continued on page 19)

Quigley on ‘Church Of The Air’ Program

Martin Quigley will be the speaker on the CBS “Church of the Air” program on Sunday at 10 A. M., EST. The program is broadcast nationally.

The address is the second in a series of three addresses by laymen of the Jewish, Catholic and Protestant Churches. The first in the series was delivered last Sunday by Lewis L. Strauss, member of the Atomic Energy Commission and president of Temple Emanuel, New York City. The third address in the series will be given on October 17 by a Protestant layman.

The subject of Mr. Quigley’s address will be “The Crisis of the Times.”
Personal Mention

G. I. WOODHAM-SMITH, member of the J. Arthur Rank hierarchy, will sail from England tomorrow on the SS Queen Mary for a routine visit to the U. S.


Jerry Banta, M-G-M head booker in Denver, has become salesman in the city for Atl. Hoffman, who resigned to enter another business. Claude Newell has taken over Banta's booking post.

RALPH WHEELWRIGHT, assistant to Howard Strickling, M-G-M studio publicity head, who arrived in New York yesterday from Washington, will leave for the Coast today.

Paul Radhour, Paramount vice-president, will be among the speakers on the program to be shown on the Air broadcast over the ABC network on Wednesday.

Vincenzo O'Brien, former manager of E. M. Loew's Hartford Drive-in at Newington, Conn., has been named manager of that city's Center Theatre in Pawtucket, R. I.

Mort Blumenstock, Warner advertising-publicity vice-president, is due back in New York on Monday from the Coast.

Herbert J. Yates, Republic president, has arrived in Chicago from the Coast to conduct a two-day sales meeting.

E. T. Gomersall, assistant to W. A. Scully, Universal's distribution vice-president, will return here today from Dallas.

Jack Stevenson, Paramount office manager in San Francisco, has been placed in same position in Salt Lake City, succeeding Gil Sessler.

Bucky Smith, formerly with United Artists in San Francisco, has resigned to become regional manager for the Far East Motion Picture Service.

Herb Rosen has been named manager of E. M. Loew's Royal Theatre in Worcester.

Al Zimbalist, Film Classics advertising-publicity chief, is in St. Louis from New York.

Frank H. Waith has purchased the Elberta Theatre in Palisade, Colo., from Harold Johnson.

Guy Ellis has resigned as manager of Warner's Vogue Theatre, Cleveland, to return to Phoenix, Ariz.

Norman Ellison, vice-president of Trans-Lux Theatres, will leave New York tomorrow for Florida.

Insider's Outlook

By RED KANN

APPROACHING the point of explosion is a situation which will shatter this business with surprise if the roar should go off. The principals are very important and so is their company. Involved, together, is a separate going of the ways after many years of close association. So close it's been indissoluble like Scotch and soda, rock and rye, or ham and eggs.

Unpretty picture of what transpires in the field is drawn by Leo F. Wolcott, chairman of the board of Allied of Iowa and Nebraska, who reports how an unnamed company head is "amazed at the 'hated' many independent exhibitors have for the distribution forces in this business."

Wolcott speculates if this executive can be so unaware of the "common practices carried on in the field by the forces" which thereafter are cataloged:

"The discrimination, the brutal prices and terms demanded and extended from the little fellows; the sharp 'gimmick' deals; the abusive, arbitrary and high-handed tactics; the contracts which never leave the salesman's grasp; the manager's weak drawer until near playdate and harsher terms are forced upon the exhibitor; the wheeling, dealing, 'we won't check you' to get percentages and teach cheating; the local checkers; forced blockbooking, illegal clearances and arbitrary availability; the off-the-record agreements among the sales forces not to call upon and offer pictures to exhibitors to be disciplined; the kicking around and inevitable reprisals if an exhibitor dare to stand up for himself. The list could go on and on."

This is throwing the complete book at distribution. The question: Will distribution take it?

The same exhibitor association does not look any more kindly on percentage deals than before, yet it is interesting that Wolcott is offering his members this advice: "As for cheating after you have signed a percentage contract, we're sorry, we warned you—don't do it. You will be in trouble, plenty of trouble, sooner or later. Don't do it! If you must go for percentage, play it fair and square to the last penny. That's the best advice we've ever given you. Wait and see."

Arthur H. Lockwood's latest title—president of TOA—gives him a total of seven. As treasurer of Lockwood of California Enterprises, he is an exhibitor. As executive vice-president of Screen Guild Productions, president of Screen Art Pictures as well as of Allied Prod., all of Hollywood, he is linked specifically with production. As treasurer of Screen Guild Productions of New England, Classic's, Inc., of New England, and Federal Film of Boston, he also is a distributor. Unless memory is far more faulty than ordinarily prevails, this marks the first time that president of a national exhibitor organization has been actively engaged in the other two major branches of the industry at the same time.

Fred Lynch, who advertises and publicizes Radio City Music Hall and sees a lot of product in the doing, has a story with a point. It tells of Pharaoh's daughter taking the fabled child to the king, who remarked: "It's the most unattractive baby I've ever seen."

Pharaoh's daughter: "But it looked so beautiful in the rushes."

"Hello, Waldorf? Hal Walsh, please."

"Sorry [after a pause], he is not here, but you will find him at the Plaza."

"Ah, be a Miracle on 34th Street" influence or proof incontestable that Macy's does tell Gimbel's.

Mickey Rooney, whose home studio is Metro, is whipping up a one-man stage show, but it won't play the Capitol. The Roxy gets it Nov. 1.

One case when the coals will not be delivered to Newcastle.

Metro is circulating a booklet listing behind-the-camera facts about "The Three Musketeers." The headlining of Chapter 1, substituting: Does your school study Shakespeare? reads:

"The play, 'The Three Musketeers.'"

VICTOR MAHER—RICHARD CONTE

CRY OF THE CITY

A 20th Century-Fox Picture

VARITY STAGE—DANNY THOMAS THE RE peatedly

NANCY McCORMACK

WILEY McGRIDDLE

ON ICE STAGE—THE BLUE DANUBE

ROY HANCOCK

ROXY 7th Ave. A

30th St.

Katz to So. America Today for 3 Months

Sam Katz, who recently resigned his M-G-M studio executive post, will leave New York today with Mrs. Katz for a two to three months vacation in South America. As he made preparations yesterday for his departure, Katz said he has no immediate business plans. He and Mrs. Katz arrived here from the Coast a few days ago.

House Probers Sad for Oklahoma City Meet

OKLAHOMA CITY, Oct. 7.—Former U. S. District Attorney Charles Dier- kler is to testify before the House Expenditure Committee to-morrow in behalf of independent theatres. Dierker resigned the prosecu- tor's post last year to enter law practice. Reps. William Stevenson, Washington, Wisconsin, and Walter Pooler, Missouri, will conduct the hearings.

NEW YORK THEATRES

RADIO CITY MUSIC HALL

ROCKEFELLER CENTER

Greer Garson, Walter Pidgeon in "JULIA MISBEHAVES"

Peter Elizabeth Cecil

LAWFORD—TAYLOR—ROMERO

A Metro-Goldwyn-Mayer Picture

SPECTACULAR STAGE PRESENTATION

Isn't it Romantic

VERA LEE LEE—INA FREEMAN

BILLY DE WOLF—HATIE ACKERMAN

PARAMOUNT

MAR QUEEN

BASKETBALL

DEFEATED

RIVOLI

William S. Katz, Editor-in-Chief and Publisher; Sherwood Kane, Editor; Martin Quigley, Jr., Associate Editor. Published daily, except Saturdays. Copyright 1948, by Quigley Publishing Company. 1529 North Avenue, Rockefeller Center, New York 36, N. Y. First class postage paid at Chicago, Ill. and at additional mailing offices. Entered as second class matter, Sept. 22, 1928, at the post office at New York, N. Y., under the act of March 3, 1879. Subscription rates per year, $6 in the Americas and $12 foreign; single copies, 10c.
Open 2-Day Session On U.S. Information

WASHINGTON, Oct. 7.—The Government's role in spreading information abroad should remain supplemental to the activities of private printing firms which are the most effective agency for distributing news in 129 countries. Assistant Secretary of State Sumner Welles, who opened the session today of the State Department's advisory commission on information, the five-man commission, which is charged with making recommendations on how the Government's information services can be expanded, is holding a two-day session.

Welles declared that the pendulum is swinging back and forth, with people who once advocated giving the Government out of information now advocating the Government to do more and more. Allen declared that the point has not yet been reached where the Government should have to assume the entire responsibility. "I hope it never does," he added. He estimated that in France about 10 percent of the information the French have about the U.S. is from our Government's program, while the balance is from private sources such as films, magazines and newspapers.

Calls Films Force For Understanding

American films were described as the most potent means of creating lasting goodwill as a result of the sessions of Loy Henderson, Ambassador-Designate to India, at a meeting here yesterday.

The Ambassador, who spoke with film company foreign department executives about their problems in India, is said that it is to our interest to keep the world informed of our way of life through motion pictures. He spoke at the invitation of John G. McCarthy, associate managing director of MPAA's international division.

American Tobacco To Sponsor Video Series

LOS ANGELES, Oct. 7.—Finalization of a deal is due here under which American Tobacco Co. will become the first and only commercial sponsor of a full film series made specifically for television, according to N. W. Ayer and Son, advertising representative for the tobacco firm. It will consist of a series of 26 films based on “The World's Greatest Novels,” is expected to cost about $900,000 and will be launched on Jan. 4 on the NBC network.

F.C.C. Opens Talks on Radio Frequencies

WASHINGTON, Oct. 7. — The Federal Communications Commission, which opened lengthy, crowded hearings on its proposals for distribution of various mobile and industrial radio frequencies, today announced rule-making procedures, including those frequencies.

Twentieth Century-Fox and the National Broadcasting Co. are among the participants slated to appear to urge a separate frequency for on-location radio use.

ABC Video Affiliate

Don Lee television station KTSF, Los Angeles, has become an affiliate of American Broadcasting.

MOTION PICTURE DAILY

Friday, October 8, 1948

Reviews

“Smart Girls Don’t Talk” (Warner Brothers)

IN standard melodramatic fashion, “Smart Girls Don’t Talk” tells the story of two-a-day gambling circles only to become the victim of her own misadventures. Virginia Mayo, a good name for exploitation purposes, plays her role in a straightforward manner, with an occasional overemphasis of periods. Bruce Bennett and Richard Rober are the other principals. The picture generates an adequate measure of action and excitement but is weakened by hackneyed dialogue and routine situations.

Miss Mayo gets involved with gambling club proprietor Bennett, all sorts of things have to be done to get the money. In the meantime, her brother, a young doctor, becomes embroiled in when he pitches up a cut in Bennett’s shoulder. In order to silence the doctor, a gum-crazy thing kills him. Into the scene enters Rober of the homicide squad. After the murder, Mayo is on the run and in all the underworld characters are brought to justice. Several minor sub-plots of varying degrees of intensity pad out the screenplay.

Miss Mayo is always attractive, and Bennett has many sympathetic traits as the mastermind. Nightclub singer Helen Westcott delivers some pleasing numbers. Faulk Reiners produced and Richard Bared directed, from the screenplay by William S. Schaefer.

Running time, 81 minutes. General audience classification. M.H.

“Louisiana Story” (Robert Flaherty-Lobert Flanra)

A POWERFUL and appealing story that contrasts the primitive life of the Lafitte family with the steam and steel of modern times is contributed by Robert Flaherty, noted producer of documentaries. “Louisiana Story” compares favorably with Flaherty’s classic, “Nanook of the North,” which is currently being reissued, and contains some of the most effective atmospheric photography, evocative music, and refined editing of any company—but with nary a trace of advertising in it—this picture tells of the mystifying search for oil, the overpowering brutality of the machinery used in drilling for oil, and the Lafitte family’s involvement with the company.

Whether Flaherty’s name is known people will want to see this picture. The story was written by Mr. and Mrs. Flaherty, andVirgil Thomson wrote the score, which was performed by the Philadelphia Orchestra, Eugene Ormandy conducting.


“Hills of Home” (Metro-Goldwyn-Mayer)

THE STORY of a devoted doctor of the Scottish highlands has been steeped in sentiment and mounted against a background of outdoor Technicolor beauty. Lassie, thrown in for a prominent part in the drama, is no longer the little dog with a spread tail, but the most genuine of family traits. Edmund Gwenn, in the lead, gives an endearing characterization as the doctor on horseback whose humanity-loving impulses are matched only by his streaks of stubbornness. The outstanding quality of the picture is its simplicity and honesty, and it is very likely to find the story’s obviousness of sentiment and development a bar to full enjoyment.

Two main problems concern Gwenn in the original screenplay by William Ludwig. One is to train Lassie, a dog he picked up in a trade, to overcome a fear of water. The other is to develop young Tom Drake as a good doctor. The only trouble is that Drake’s father hates medicine and will not allow his son to go to school. It takes a stroke of out-of-the-ordinary tragedy to persuade the father to change his mind. As Lassie, a crisis brings him out of his fear of water. One day when Gwenn is called out in a raging storm, he is knocked unconscious and Lassie bounds off on a mission for his master.

Somehow out of tune with the mood of the picture is the long and lugubrious funeral procession that marks the final rites for the good doctor. Other characterizations are provided by Donlad Crisp, a townspain, and Janet Leigh, around whom a slight romance is woven with Drake. Robert Sirk produced, Fred M. Wilcox directed.

Running time, 97 minutes. General audience classification. For December release.

Wm. P. Bernfield Rites

Seligman Services Today

Funeral services for Al Seligman, industry veteran and former member of Columbia’s staff departures department, will be held today at Riverside Avenue Chapel there. He is survived by the widow, Bella; a son, Maxwell; a sister, Mrs. Mary Brandt, and two brothers, Max and Leo.
Montreal, Oct. 7.—British films representing a cost of $50,000,000 will be shown in Canada during 1948-49, according to Frank H. Fisher, general manager of Eagle-Lion in Canada.

Fisher said that 25 to 35 per cent of Canadian theatre-goers prefer British-made films, with the percentage higher in larger urban areas. Based on a survey which he claimed, showed "the most satisfactory gross revenues which a Canadian producer can produce on a 12-month basis are to be secured by a judicious blending of London-made and American film entertainment."

Another indication of the status of the British-made film in Canada, it was said, is the expanded theatre construction program which is taking place now under the sponsorship of British film firms. Odeon has a vast building program lined up as well as many new theatres already completed throughout the Dominion. Odeon is the exhibition subsidiary of the J. Arthur Rank organization.

Industry in Turkey Is In A Bad Way

Istanbul, Sept. 29 (By Airmail).—Prospects for the new season, which begins Oct. 21, are not bright. Contrary to previous years, very few films are being promoted by importers. Turkey's industry has slowed down considerably. Cinema owners do not make half of what they made a year ago and that condition has frightened off important 16mm. productions to 16mm. as well.

Meanwhile the central government has relinquished the collection of cinema taxes to municipal governments.

16mm. Showings on Increase in Mexico

Washington, Oct. 7.—Exhibition of 16mm. entertainment films is spreading like wild-fire in Mexico, according to the U. S. Commerce Department. A report by film chief Nathan D. Golden declares that Mexican producers and exhibitors are showing more than 400 different 16mm. productions to 16mm. viewers in 160 Mexican cities.

U. S. companies supply about 70 per cent of all 16mm. films shown in Mexico, with 20 per cent Mexican and the rest from other countries. Mexican films, however, account for about 80 per cent of the 16mm. screen time.

$2.40 for ‘Red Shoes’

First New York showing of Eagle-Lion’s “The Red Shoes” has been set for Thursday, Oct. 21, at the Alvin Theatre where the picture will be shown twice daily with all seats reserved. Announced from $2.06 to $2.40, it was announced by Maurice Maurer, managing director of the Bijou, and William J. Heineman, E. L. S. & A. manager.

The premiere will be sponsored by the Soldiers’, Sailors’ and Airmen’s Clubs.

Lighting Ban Lifted

Ottawa, Oct. 7.—S. W. Canniff, manager of the Ottawa Hydro-Electric Commission, reports power-savings regulations banning lighting of outdoor electric signs and other lighting sections in Ontario will be applied here.

Myrick Urges Film Displays at Fairs

Elkada, Ind., Oct. 7.—Industries display film plays at local, county, district and state fairs held every summer and fall throughout the nation, according to a call by Al C. Myrick, president of Allied Independent Theatre Owners of Indiana, Nebraska.

Citing the success which has greeted radio industry displays at state fairs, Myrick proposes that film industry displays could contain similar features such as trick films, pictures, film projectors, air-conditioning units, display advertising, giveaways.

Transatlantic Will Make 6 in 3 Years

Transatlantic Pictures’ production schedule for the next three years includes six pictures, all in Technicolor, the company’s partners, Alfred Hitchcock and Victor Fleming, declared yesterday through spokesmen here. One of the films, “Under Capricorn,” is being completed in London and Hollywood. Directed by Hitchcock are Ingrid Bergman and Joseph Cotten.

Others to be directed by Hitchcock include “I Confess,” which will go before the cameras in December in Canada and possibly Mexico, and “The Spider and the Fly.” “Under Capricorn” and “I Confess” will be released by Warner. Transatlantic productions to be made during the period by directors other than Hitchcock are: Jack Sheppard and “Lorna Doone.”

Hitchcock is under long-term contract to Transatlantic and plans to give a free exhibition to the pictures with those of outside companies. At least four outside Hitchcock-directed pictures will be for release under a contract negotiated recently.

E-K Output Up 150% In U. K. in 10 Years

ROCHESTER, N. Y., Oct. 7.—Production increase of 150 per cent in the past 10 years, with an increase of 50 per cent in personnel, by Kodak, Ltd., Eastman Kodak’s English subsidiary, is reported by Illustrated News, Eastman of Eastman’s Harrow Works in England, through the company’s main office here.

Lopert Acquires Two

Jean-Paul Sartre’s “The Chips Are Down,” adapted by the French author from his novel, “Les Jeux Sont Faits,” and Robert Flaherty’s “The Louisiana Story” have been acquired by Lopert Pictures from their publishers.

The Sartre film is to open at the Bijou Theatre here next month.

Business by Barber

MEXICO CITY, Oct. 7.—Radio, too, is feeling the pinch of the local depression. Most small stations here are accepting merchandise instead of cash from their clients and are accumulating so much that they plan to stage major programs for the first time in Mexico.

Lockwood to Rank

(Continued from page 1)

the latter declared: "There can be no peace or understanding between them and our suppliers until our films receive reasonable playing time in the United States."

"The inference is rather obvious," Lockwood added. "The reason his product and that of British films in general has received unfair treatment in the United States lies in the inference, if they exist, did not originate here. His inferences, I trust, would be challenged.

Speaking at his first formal news conference since election to the top TOA post, Lockwood declared that Rank’s and other product from abroad will be exhibited here in accordance with its merit as entertainment. "There will be playing time, and ample playing time, for any foreign film which meets the American public’s standards," he insisted. He said he knows of no instance in which an exhibitor here has refused a British film simply because of its origin. The recently adopted resolution at the recent Chicago convention of the TOA, Lockwood said, made inquiries to film companies on whether they intend to sell 35mm. theatrical releases to foreign countries.

Commenting on United Artists’ announcement that it will distribute films for video, Lockwood said that "the idea is eminently satisfactory to United Artists, to V. U. A. and others with similar plans that they are “on the wrong track” which he described as a governmental exhibition to the televising of Alexander Korda reissues.

Levy and Sullivan At Tri-States Meet

MEMPHIS, Oct. 7.—Orris Collins, president of the Tri-States Theatre Owners of Indiana, will hold an Open Tri-State convention, to be held at the Hotel Chica, Memphis, on Oct. 25-26, speakers will include a representative of the TOA; Gail Sullivan, TOA executive director; Ted Gamble, chairman of the TOA’s executive council; W. R. Simon, Rank M-G-M, London; Robert Mochrie, RKO Radio; M. R. Richy, M-G-M; Sam Shain 20th-Fox; and J. Hudson, TOA public relations committeeman.

ATIO’s 22nd Annual Meet Opens Nov. 10

INDIANAPOLIS, Oct. 7.—Twenty-second annual full convention of the Associated Theatre Owners of Indiana will be held on Nov. 10-11 at the Hotel Antlers here.

Speakers will include Abram F. Myers, Allied States general counsel; Roy J. Lowry, president; and Charles Niles, Allied’s national secretary.

Pa. Unit Hits Taxes

(Continued from page 1)

Pennsylvania here today. A copy of the Pennsylvania law was given to each member of the Commonwealth.

Abram F. Myers, general counsel for the Allied’s Pennsylvania branch, was the speaker at the session, devoting two hours to national exhibition problems and relations with distributors and answering questions in an open forum.

Morris Finkel, president of the unit, announced that its annual convention was held this year at the William Penn Hotel here on Feb. 21-22.

Status of U. S. Firms In Holland Confused

By PHILIP DE SCHAP

AMSTERDAM, Sept. 29 (By Airmail).—The situation regarding the position of American film firms here is confused and somewhat embarrassing.

Some time ago, the majors decided to split up and to open their own offices. This effort, however, was thwarted by the Court of Appeals. The American trade organization of the Nederlands Biocoop Bond.

Paramount has announced that its Dutch subsidiary, Fox, operated by H. S. Boekman, manager of Filmmut, Amsterdam, an independent distributor, has associated itself with N. V. Filmedverhuurkantoor Nederland. Columbia has made a deal with the independent Europ-Film, N. V.

Until the question of Universal-International’s membership in the Biocoop Bond is settled, the other majors, operating through RKO Radio, will continue to release under the Motion Picture Export Association. United Artists has signed with N. V. Filmverhuurkantoor Nederland. Columbia has made a deal with the independent Europ-Film, N. V. Until the question of Universal-International’s membership in the Biocoop Bond is settled, the other majors, operating through RKO Radio, will continue to release under the Motion Picture Export Association. United Artists has signed with N. V. Filmverhuurkantoor Nederland.
About a year ago now your editor went out quite a distance in anticipatory enthusiasm about what he called “Golden Shadows,” consisting of an array of titles in one studio’s product announcement.

Happily enough the forecast was made good with the remarkable record of ten Boxoffice Champion ratings in the first six months of this year, and spread evenly over the period. That is the Twentieth Century-Fox record, as perhaps you will be knowing.

Now they come luring again, spreading before these interested eyes another array: “Walls Of Jericho,” “Lady In Ermine,” “The Luck Of The Irish,” “Cry Of The City,” “Apartment For Peggy,” “Road House,” “Yellow Sky,” “When My Baby Smiles At Me,” “Unfaithfully Yours” and “The Snake Pit.”

It is to be noted, the list runs the long gamut of diversified themes of dramatic entertainment, and no two alike. The sensation is like trickling the contents of a jewel box through exploring fingers. They are promises, now—jeweled promises.

TERRY RAMSAYE . . . Motion Picture Herald, July 24, 1948

P.S. Terry — The entire industry shares your enthusiasm for these Jeweled Promises—which the entire industry will be playing during the Spyros P. Skouras 35th Anniversary Celebration, September 26 to December 25, inclusive. We’ve taken the next 11 pages to present boxoffice facts about Jeweled Promises!
20th's Newest Boxoffice Champion!

Acclaimed M.P. Herald Boxoffice Champion for August... And a Variety Scoreboard Hit!

THE WALLS OF JERICHO

CORNEL WILDE
LINDA DARNELL
ANNE BAXTER
KIRK DOUGLAS

with
ANN DVORAK

Marjorie Rambeau • Henry Hull
Colleen Townsend • Barton MacLane • Griff Barnett • William Tracy • Art Baker

Directed by JOHN M. STAHL • Produced by LAMAR TROTTI • Screen Play by Lamar Trotti • Based on the Novel by Paul Wellman
Betty GRABLE · Douglas FAIRBANKS, Jr.

That LADY IN ERMINE

COLOR BY TECHNICOLOR

CESAR ROMERO · WALTER ABEL · REGINALD GARDINER

HARRY DAVENPORT · VIRGINIA CAMPBELL · WHIT BISSELL

Produced and Directed by

ERNST LUBITSCH

Screen Play by Samson Raphaelson
Lyrics and Music by Leo Robin and Frederick Hollander
Dances Staged by Hermes Pan

That “STAR MONTH” Sparkle...that “BIG LOOK” in Technicolor Musicals... that “BIG BUSINESS LOOK” for your boxoffice!
It's a great day for the Boxoffice! Showmen everywhere are saying, "You can't beat The Luck of The Irish!"

Tyrone Power

ANNE
BAXTER

Here's Happy-Go-Lucky Horace... He'll change your luck... and your life!

THE LUCK OF THE IRISH

with

CEcil KELLAWAY
LEE J. COBB

Directed by
HENRY KOSTER
Produced by
FRED KOHLMAR

James Todd · Jayne Meadows · J. M. Kerrigan · Phil Brown · Charles Irwin
Screen Play by Philip Dunne · Based on a Novel by Guy and Constance Jones
The sounds...the heartbeat...the cry of the city...every pulsating ingredient pointing to boxoffice championship!

CRY OF THE CITY

starring

VICTOR MATURE

with

Fred Clark • Shelley Winters • Betty Garde
Berry Kroeger • Tommy Cook • Debra Paget
Hope Emerson • Roland Winters • Walter Baldwin

Screen Play by Richard Murphy
From a Novel by Henry Edward Helseth

Directed by
ROBERT SIODMAK

Produced by
SOL C. SIEGEL
The man behind the “Miracle on 34th Street” meets the miracle that’s Peggy… in the picture that gives your heart a new lease on life!

JEANNE CRAIN • WILLIAM HOLDEN

and EDMUND GWENN

APARTMENT

for Peggy

COLOR BY TECHNICOLOR

with GENE LOCKHART • GRIFF BARNETT • RANDY STUART

Directed and Written for the Screen by GEORGE SEATON
Produced by WILLIAM PERLBERG
From a Story by Faith Baldwin
THERE IS NOTHING LIKE A WOMAN TO COME BETWEEN MEN! Nothing like these 4 stars in a story like "Road House" for outstanding boxoffice!

Ida Lupino
Cornel Wilde
Celeste Holm
Richard Widmark

with O. Z. WHITEHEAD • ROBERT KARNES • GEORGE BERANGER • IAN MacDONALD • GRANDON RHODES
Directed by
JEAN NEGULESCO
Produced by
EDWARD CHODOROV
Screen Play by Edward Chodorov
Story by Margaret Gruen and Oscar Saul
Mr. and Mrs. Show Business
in the hit that puts “Thanks”
in Thanksgiving!

When My Baby Smiles At Me

Directed by WALTER LANG * Produced by GEORGE JESSEL

Timed to bring you your happiest holiday season......made for holiday grosses at any time!

Unfaithfully Yours

with
KURT KREUGER
LIONEL STANDER
An Original Screen Play
Written, Directed and
Produced by
PRESTON STURGES

REX HARRISON
LINDA DARNELL
RUDY VALLEE
BARBARA LAWRENCE
1948’s Most Important Date!
WORLD PREMIERE, NOVEMBER 4th
New York City

Darryl F. Zanuck
presents

OLIVIA de HAVILLAND
the Snake Pit

also starring MARK STEVENS and LEO GENN

with CELESTE HOLM • GLENN LANGAN
and Helen Craig • Leif Erickson • Beulah Bondi • Lee Patrick • Howard Freeman
Natalie Schafer • Ruth Donnelly • Katherine Locke • Frank Conroy • Minna Gombell

Directed by ANATOLE LITVAK • Produced by ANATOLE LITVAK and ROBERT BASSLER
Screen Play by Frank Partos and Millen Brand • Based on the Novel by Mary Jane Ward
The record to date in '48!

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Proven champions and jeweled promises...outstanding achievements available for dating now for the

SPYROS P. SKOURAS 35th ANNIVERSARY CELEBRATION

SEPT. 26 to DEC. 25, INCLUSIVE!
Eagle-Lion division, district and branch managers will meet with office officials on a May round table conference at the Hotel Warwick here tomorrow.

Representing the home office will be William J. Heineman, distribution vice-president; Max E. Youngstein, advertising vice-president; L. V. Slater, assistant to Heineman; Frank Soule, manager of branch operations; Manny Goodman, manager of the players department; and Joe Segal, manager of the contract department.

Jack Bellman, New York City circuit consumer manager, Murray Kaplan, contract analyst, and Fred Stein, sales representative.

Present will be the following sales managers: Milton Cohen, Eastern division; Herman Beiersdorf, Southwestern; Tom Donaldson, New England; Edward Heuer, Chicago; Grover Parsons, Atlanta; Seymour Schussel, New York, and John Leo, San Francisco.

Branch managers attending will include Harry Berman, Philadelphia; Harris Boss, Detroit; Will Kravitz, Brooklyn; Mark Hendel, Pittsburgh; Harold Keeter, Charlotte; Robert Richardson, Cleveland; Fred Rohr, Washington; Harry Segal, Boston; Lou Weisler, New York.

Stars Committee Will Meet Today

First meeting of the producing committee for the 15th annual “Night of Stars” will be held in the Paramount Theatre board room and to be presided over by Robert M. Weitzman, committee chairman. The benefit for the United Jewish Appeal of Greater New York will be held on Nov. 15 at Madison Square Garden.

Among those expected at the meeting are co-chairmen Marvin H. Schenck, Ed Sullivan and Arthur Knorr, vice-chairmen; Max Wolff, and 20 committee members.

Para. Club Affair Is Set for Tonight

A half-hour television show built around the theme, “A Star Is Born” in five parts, will be held here tomorrow night at the Paramount Theatre, and Wanda Hendrix will highlight the dinner-dance of Paramount Pictures Club tonight in the Pavilion Ballroom.

A new buying and booking combination has been started here by Frank Moscatello to service independent theatres in the Mountain area with head quarters in the Film Center Building, Moscato resigned recently after a long association with Island Theatres.

New Portable Projector

Chicago, Oct. 7.— A new lightweight portable projector, to be known as the “Ampro Compact,” has been announced by Ampro Corp. here.

Roberta Louis Stevenson’s immortal novel, once again is adapted to the screen, this time as a Lindbergh-type production under the banner. All of the swashbuckling and lusty quality of the novel has been captured in the film, a picture of general appeal, and one that should enjoy a wide exhibition.

Roddy McDowall has the lead as David Balfor, the orphaned Scottish lad who went to Edinburgh in 1751 to claim his inheritance but is kidnapped and is put through a series of harrowing adventures. Episodes are under the direction of Robert Siodmak, who is interested in interfusing action and suspense with recurrent clashes of swords and thunder of blunderbusses. Sue England has the slight romantic role of the inn-keeper’s daughter who falls under the spell of his adventures, and eventually marries him. As the miscreant, convincing Uncle Ebenzer, who launches David on his rounds of hardships, Housley Stevenson gives a convincing characterization.

M. H. Bellman, president of the studio, in an O’Herily cuts a dazzling figure as the gentleman-rebel who befriends David.

The film has been given resourceful production treatment by Parsons. William Beaudine directed, from a screenplay by W. Scott Darlington. McDowall and Darlington are executive producers.


“Sinister Journey”

(United Artists)

HOPALONG CASSIDY’S legion of followers will find all that is desired in his type of performance, in “Sinister Journey,” aided and abetted by the amusing contribution of William (Hopalong) Boyd’s sidekick, California (Alex Boyd). The outdoor action is thrilling, giving marmin underlog in suspenseful twists, with the highly experienced Western-star Boyd moving swiftly to track down the culprit.

The story concerns a railroad owner who requests Boyd to help solve a problem, the owner suspecting his brother-in-law is giving the company financially by causing trains to wreck. The son-in-law, in turn, believes that the owner is trying to have him fired because the latter does not approve of his wife’s marriage to the railroad’s president. Boyd and Clyde take jobs on the railroad to study the situation, and Boyd finds that the son-in-law is innocent, bringing the real criminal to justice. Lewis J. Rachmil produced and George Archainbaud directed. The J. Banton Cheney, Bennett Cohen and Andrew L. Goulet are producers. Running time, 54 minutes. General audience classification. Release date, not set.

“Rogues’ Regiment”

(Universal-International)

The arresting feature about this otherwise routine adventure-drama is the presence of a fetching newcomer, Marta Toren, a sultry miss who acquits herself very nicely as an actress and who also puts a lot of meaning into her singing. Playing opposite Dick Powell, Miss Toren uses her seductive charm as a French spy disguised as a cafe vocalist in an Indo-China settlement. Powell, a U. S. intelligence agent, incognito, arrives at the settlement to join the French Legion whose ranks have been bloomed by POWs from the scene of fighting. Powell is looking for a Nazi big-wig, a former Elite Guard chief who was condemned to the gallows at Nuremberg in absence. The Nazi is there allright, himself a soldier in the Legion.

Producer-scripter Robert Buckner has taken a standard Western plot and merely switched settings, costumes, etc., substituting jeeps for horses to come up with an unspired piece wherein villains are villains and heroes are advertised and Marguerite Chapman as a French spy who turns her back on a lover. The latter’s brother is working for the Nazis. Powell functions rather automatically in his role, and so does Stephen McNally as his hunted Nazi. Vincent Price, who portrays the part of a guttural-Semite German merchant of evil designs, has been seen to better advantage. The rest of the cast includes Edgar Barrier, Henry Rowland, Carol Thurston, James Millican, Richard Loo, Kenny Washington, Richard Fraser, and several others. Robert Florey, who directed, collaborated with Buckner on the original story.

Running time, 86 minutes. General audience classification. For October release. Charles L. France

“Battle for Germany”

(March of Time-20th-Fox)

With critical manifestations in Berlin occupying the midnight, no more timelier subject than this could be made. Highlights of the crisis are shown in a series of exclusive pictures.

The subject provides a good overall appraisal of the situation as well as some helpful interpretations. It uses the technique of picking a particular German family and following them in the activities of a routine day. The film of a Nazi roadblock is done in the usual portentous manner. Running time, 18 minutes.

“Friend of the Family”

(13 This America—RKO Path)

The story of America’s pets is told in this appealing and informative subject which hereby to touch a responsive chord in millions of pet enthusiasts. As the subject points out, the industry which deals in dogs, cats, canaries, tropical fish, etc., is a $1,000,000,000 one.

Among the statistics is the fact that there are 50,000,000 pets in the country, 10,000 pet shops; that some multicolored minnows cost as much as $250 each, etc. Running time, 17 minutes.

“This Way to Nursing”

(Evermore Yorke)

An inspirational nurse recruitment subject, “This Way to Nursing” dramatically examines the duties and hardships of student nurses at an accredited school of nursing. A musical score by Sigmund Romberg is contributory by Milton Cross add to the effectiveness of the two-reel subject.

Available in 16 and 35mm., the film has the endorsement of the United States Public Health Service and several other organizations. It is available for free loan, with the idea of attracting the boards of health and local nursing groups. Running time, 20 minutes.

Sherman Westerns in English and Spanish

Hollywood, Oct. 7.—The projected moderate-budgeted Hashimi pictures of a western series featuring Harry Sherman’s production slate of action films will be shot simultaneously in English and Spanish. Sherman is inaugurating the move due to the popularity of Westerns in Mexico and the former exploitation of the Latin-American market.

M-G-M Buys RKO Script


Utah Theatre Destroyed

Salt Lake City, Oct. 7.—The Angels Theatre in Spanish Fork, Utah, was destroyed, in a four-hour fire that destroyed the town.

Omaha Film Row Change

Omaha, Oct. 7.—Nate Galbreath has resigned as Universal-International’s representative at Omaha, where he has been in charge of sales for the past two years. He has replaced Phil Eustis of United Artists; Paul Bacht is a new RKO Radio salesman, and Kenneth Weldon is a new Monogram salesman.
Key City Grosses

**MOTION PICTURE DAILY**

**Friday, October 8, 1948**

- **LOS ANGELES**
  - "Apartment for Peggy" and "One Touch of Venus" were newcomers beating house averages in a rather quiet weekend. "Holiday," "Good Night,STARS," and "Say It With Flowers" were altered im- ments in key cities as reported by Motion Picture Daily correspondents. Estimates omit admission tax.

- **PHILADELPHIA**
  - Five new bookings and strong holdovers provided the brightest grosses of the week. "One Touch of Venus" and "Holiday," at the Stanley, did a spectacular $42,000 and "Apartment for Peggy" was also warmly received, at the Fox. Estimates for the week ended Oct. 7:
    - **APARTMENT FOR PEGGY** (50c-60c-70c-80c-
      90c-
      95c-
    - **RACHEL AND THE STRANGER** (50c-60c-
      70c-
      80c-
      85c-
      90c-
      95c-
      98c): Gross: $22,900. (Average: $19,000.)
    - **ONE TOUCH OF VENUS** (50c-60c-
      70c-
      80c-
      85c-
      90c): Gross: $17,700. (Average: $14,000.)
    - **RED RIVER** (50c-60c-70c-80c-90c): Gross: $20,900. (Average: $16,000.)
    - **THE SEARCH** (50c-60c-70c-80c-90c): Gross: $14,000. (Average: $11,000.)
    - **TWO GUYS FROM TEXAS** (50c-60c-
      70c-
      80c-
      85c-
      90c): Gross: $16,400. (Average: $13,000.)

- **MINNEAPOLIS**
  - "Sorry, Wrong Number," a strong draw in a week of otherwise lightweight programs, provided the brightest grosses for the week ended Oct. 7:
    - **ABBOTT AND COSTELLO MEET THE BEASTS** (50c): Gross: $3,200. (Average: $2,000.)
    - **BAD SISTER (U-I—C) (1,000)**: Gross: $2,000. (Average: $1,800.)
    - **ONE TOUCH OF VENUS** (50c-60c-70c-
      80c-
      85c-
      90c): Gross: $15,000. (Average: $12,000.)
    - **ROPE (W-B)—STATE LAKE (2,700)**: Gross: $9,000. (Average: $10,000.)

- **BALTIMORE**
  - First-run theatre managers are further convinced this week that picture showmanship means more careful planning for their film fare. The important newcomers are doing substantial business; openings were strong and week estimates for the week ended Oct. 7:
    - **TWO GUYS FROM TEXAS** (50c-60c-
      70c-
      80c-
      85c-
      90c): Gross: $7,200. (Average: $5,500.)
    - **TWO TOUCHES** (50c-60c-70c-80c-90c): Gross: $12,100. (Average: $15,000.)

- **TORONTO**
  - "Life with Father" was held for a third week at the Tivoli and Eglinton theatres for its initial regular-price run in Toronto while the week saw the finish of the life of the Twit," first attraction at the new Odeon Toronto, where it was followed by "The Babe Ruth Story." There were only four holders. Estimated receipts for the week ended Oct. 7:
    - **BARE RUTH STORY (AV-Men.)—RKO—TOWN** (1,373): Gross: $4,000. (Average: $3,600.)

- **CLEVELAND**
  - "Rope" cashed in on a tremendous advertising campaign which preceded its release, rolling up a high $23,000 in its first week at Warner's Hippo- drome where it stays for a second week. Lower Mall patrons supported "Life and Loves of Tchakovsky" to the tune of $18,000, which is 20 per cent better than average. Other first-runners came through at about par, which was good considering the concentrated competition. Estimated receipts for the week ended Oct. 5-6:
    - **Glorious (Para)—LOEWS (1,390)**: Gross: $6,200. (Average: $5,000.)
    - **ONE TOUCH OF VENUS (Rep.)—PALACE (1,373)**: Gross: $16,000. (Average: $12,000.)
Motion Picture Daily

New Tests Planned On Fire Prevention

WASHINGTON, Oct. 7—Further experiments will be conducted here by the Government and industry fire prevention bureaus to explore the potential of cutting down film vault fire losses. The group, which includes John McCullough, the secretary of the nation's largest fire protection agency and the man credited with cutting down film vault fires. The group, which includes John McCullough, the secretary of the nation's largest fire protection agency and the man credited with cutting down film vault fire losses, will conduct experiments to determine the effectiveness of new fire protection methods. The experiments, which are scheduled to begin next month, will involve the use of new fire retardants and the design of new fire-resistant structures. The experiments will be conducted at the Library of Congress and at the National Museum of American History. The results of the experiments will be used to develop new fire protection standards and guidelines.

AA-Mono. Loss

(Continued from page 1)

of $374,906 for the previous fiscal year.

While gross income increased 11.5 percent to $23,576,000, the company's net earnings decreased 2.6 percent to $2,196,000.

"Macbeth"

(Continued from page 1)

Duncan, is caught in flaming drama, even though some of the more subtle glimmerings go fugitive. For the sake of clarity and fluidity, Welles has taken understandable liberties in adapting the play into a workable screenplay.

THERE was a great deal of interest in the Hamlet of the movie. In Macbeth, Welles is cast in the role of the great Scottish king, and this time he has the opportunity to bring his talents to bear on a character that is closer to his own nature. Macbeth is a complex figure, with a great deal of depth and nuance, and Welles is able to capture this complexity on screen.

Welles' direction combines with John L. Russell's camerawork to create an atmosphere of haunting pictorial beauty. Long shots sweep into closeups with vivid effect. The interior, rock-like settings of the castle and the mist-lung battlements are etched in striking frames of lights and shadows. Such a presentation is a fitting frame for the opening in which the three cackling witches make their dire prophecy.

The performance ranges from unexcelled to fair. In some of the minor roles, the feeling is that emotions are expressed in memorized quotations rather than feelings that stem genuinely. Dan O'Heron is excellent in the traditional interpretation of the Macbeth who returns to Scotland to slay Macbeth. The powerful clash of steel that marks the finest of the tragic. Roddy McDowall portrays Malcolm and Edgar Barrier is Banquo.

"No Minor Voices"

(Enterprise—M-G-M)

LEN DING his talents as producer and director to a fresh interpretation of sophisticated comedy, Lewis Milestone has delivered a film which is entirely different, and, therefore, one which is difficult to appraise from a commercial standpoint. True, it offers star names of recognized marquee stature, and it is strong on production values, but its familiar story about an emotional triangle involving a husband, his wife and "other man" is told with such simplicity that it fails to confuse and strain attention. In short, Arnold Manoff's subtly written screen-play aims its wit at the intellect rather than the funnybone. This reviewer would hesitate to classify it as a picture for average audiences.

"Leather Gloves"

(Columbia)

RICHARD ENGLISH'S Saturday Evening Post is basically a human story of a broken-down boxer and his struggle for both social and personal redemption. In a manner of speaking the story is reduced to a smaller-time fighting for "coffee money." In a small town he meets Jane Nigh, an innocent young thing engaged to the local boxing champion. She also meets Virginia Grey, a wealthy widow. Her romantic interests, divided between the two girls, bring about a crisis which he is forced to solve, and brings the plot to a conclusion.

The substitute won't be received as an ideal substitute for the original, but the film is well made, and is likely to be well received by the public.

Liprett Sets 16th

HOLLYWOOD, Oct. 7—Addition of "Branding Iron" to Liprett Productions' 1948-49 program as its 16th production for Screen Guild releases has been announced here by Robert Liprett, Screen Guild president.
<table>
<thead>
<tr>
<th>WEEK</th>
<th>COLUMBIA</th>
<th>EAGLE-LION</th>
<th>M-G-M</th>
<th>MONO.</th>
<th>PARA.</th>
<th>REPUBLIC</th>
<th>RKO RADIO</th>
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<tr>
<td>Sept. 19</td>
<td>BLACK EAGLE, THE (Color)</td>
<td>ONE NIGHT WITH A HARE (Color)</td>
<td>SHERIFF OF MEDICINE BOW</td>
<td>JOHNNO MUSK, KNOWS O</td>
<td>SORRY, WRONG NUMBER</td>
<td>HOOKS COUNTRY</td>
<td>GEORGE Ruff</td>
<td>WILLIAM BECKETT</td>
<td>D-70 min.</td>
<td>D-85 min.</td>
<td>J. L. M. (Sept. 26)</td>
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<td>Sept. 26</td>
<td>GENTLEMAN FROM NOWHERE</td>
<td>MYRED BUSTER</td>
<td>LUCAS BALDWIN</td>
<td>MONTPELIER</td>
<td>JOHNNO MUSK, KNOWS O</td>
<td>SORRY, WRONG NUMBER</td>
<td>HOOKS COUNTRY</td>
<td>GEORGE Ruff</td>
<td>WILLIAM BECKETT</td>
<td>D-70 min.</td>
<td>D-85 min.</td>
<td>J. L. M. (Sept. 26)</td>
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<td>Oct. 3</td>
<td>WALK A CROOKED MILE</td>
<td>RUSSELL STARR</td>
<td>LUCAS BALDWIN</td>
<td>RUSSELL STARR</td>
<td>MONTPELIER</td>
<td>JOHNNO MUSK, KNOWS O</td>
<td>SORRY, WRONG NUMBER</td>
<td>HOOKS COUNTRY</td>
<td>GEORGE Ruff</td>
<td>WILLIAM BECKETT</td>
<td>D-70 min.</td>
<td>D-85 min.</td>
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<td>Nov. 7</td>
<td>LEATHER GLOVES</td>
<td>INDIAN AGENT</td>
<td>TINO MARTINI</td>
<td>TINO MARTINI</td>
<td>MONTPELIER</td>
<td>JOHNNO MUSK, KNOWS O</td>
<td>SORRY, WRONG NUMBER</td>
<td>HOOKS COUNTRY</td>
<td>GEORGE Ruff</td>
<td>WILLIAM BECKETT</td>
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<td>Nov. 14</td>
<td>RACING LUCK</td>
<td>HOUSE EAGLE</td>
<td>BILL ABBOTT</td>
<td>BILL ABBOTT</td>
<td>MONTPELIER</td>
<td>JOHNNO MUSK, KNOWS O</td>
<td>SORRY, WRONG NUMBER</td>
<td>HOOKS COUNTRY</td>
<td>GEORGE Ruff</td>
<td>WILLIAM BECKETT</td>
<td>D-70 min.</td>
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<td>Nov. 21</td>
<td>THE RETURN OF OCTOBER</td>
<td>THE THREE MUSKETEERS</td>
<td>LARRY PARKS</td>
<td>LARRY PARKS</td>
<td>MONTPELIER</td>
<td>JOHNNO MUSK, KNOWS O</td>
<td>SORRY, WRONG NUMBER</td>
<td>HOOKS COUNTRY</td>
<td>GEORGE Ruff</td>
<td>WILLIAM BECKETT</td>
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<td>Nov. 28</td>
<td>THE CALLANT BLADES</td>
<td>KIDNAPPED</td>
<td>RAY McDOWELL</td>
<td>RAY McDOWELL</td>
<td>MONTPELIER</td>
<td>JOHNNO MUSK, KNOWS O</td>
<td>SORRY, WRONG NUMBER</td>
<td>HOOKS COUNTRY</td>
<td>GEORGE Ruff</td>
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WB Warns on Undue Penalty In Divestiture
Holds K-B Amusement’s Suit Is ‘Out of Order’
WASHINGTON, Oct. 10.—Stanley E. Warner subsidiary, continued its attacks at the weekend against suit by K-B Amusement Co. to force Stanley out of the jointly-owned J. Arthur Theatre, by warning in 3 S. District Court, to divest itself under the Paramount decision must not in any way unduly penalize Big Five defendants.

Warner attorney stated that one of the real reasons behind the K-B suit was to get an undeserved “windfall” by forcing Warners to sell at “book value” its interest in the theatre real estate and in vacant land as well as its interest in the theatre operation.

No court of equity should lend its hand to such an open effort to impose penalty and forfeiture upon the defendants,” a brief submitted by Warner attorney Philip W. Amram declared.
The brief repeated arguments made

Indiana Exhibitor Votes Trust Action

Chicago, Oct. 10.—Peter Poulos, owner of the Civic Theatre in Hammond, Ind., filed a Federal Court antitrust suit here on Friday in which he alleged 14 producers and distributing companies with conspiracy to monopolize exhibition in Hammond, suppressing competition and discriminating in rentals.

He is seeking an injunction to retain the alleged conspiracy and unfair contracts as well as an order tonull what he termed unfair clearances.

Gillis to Mono. as Eastern Sales Head

Maxwell Gillis, who resigned recently as Republic’s Eastern district manager, has been named Monogram-Allied Artists Eastern sales manager with headquarters in New York, it was reported here at the weekend by general sales manager Maurice Goldberg.

Before becoming a Republic district manager, Gillis was branch manager of that company in Philadelphia.

Igoe Eases ‘Loop’ Limit on 2 Films

CHICAGO, Oct. 10.—The outlook for distributors with high budget films that require “special” handling, and limited under the Jackson Park decree to a two-week Loop run in defendant theatres, took an optimistic turn on Friday when Judge Michael J. Igoe in U. S. District Court accorded an eight-week Loop run for 20th Century-Fox’s “The Snake Pit” at the B. and K. Garrick, and an unlimited two-a-day run for “Hamlet” released by Universal-International, at the B. and K. Apollo.

Miles Seeley, representing Universal, said the company will probably release the Apollo on a four-wall basis although the order was limited to the Loop.

The decision came after four hours of heated litigation argued by Jackson Park attorney Thomas Dodd Healy, representing

NY Projectionists Ask Higher Wages

Following a number of preliminary talks here during the past two weeks, intensified negotiations will get under way shortly, possibly this week, between film company representatives and a negotiating group from IATSE Motion Picture Projectionists Local No. 306 on a new union contract for home office projectionists.

Declining to give out specific details concerning new demands, a “300” spokesman did reveal, however, that wage increases are being sought.

The contract under which the 80 home office projectionists have been working expired on Sept. 1.

Stresses Illegality of Lobby Telecast Pickups

The practice of exhibiting television programs in motion picture theatres, and other public places without authorization can be legally stopped, according to an article in the current issue of the Columbia Law Review, David M. Solinger, New York attorney.

Concerned primarily here would be those theatres which have television receivers in foyers, mezzanines and lobbies. In such cases as the New Paramount where large-screen reproduction of video programs can be made, authorization of the telecasters and sponsors invariably is obtained.

Solinger believes the courts will decide in the near future whether the air is free or whether a telecaster may limit, restrict or control what he originates. Television broadcasters are already endeavoring to limit and restrict use of their programs to home consumption, he states, because they “obviously do not believe that the air is free and that strangers may capitalize on their efforts and investments.”

Television is protected by statutory and common law copyrights, he states, as well as by state and federal laws of property rights. “An owner of a television receiver,” he writes, “by performing a program in a theatre, tavern, hotel, restaurant or private auditorium has thereby infringed on the common law copyright.”

Michigan Allied Will Swap Buying Data

DETROIT, Oct. 10.—Under the direction of Charles W. McPherson, business manager of Allied Theatres of Michigan, a purchasing information service is being established here.

The service will screen product and information on such investigations, including comparative cost data on competitive products, and is to be made available to members. Another feature will be the exchange of information on the sale or lease of theatres available, as well as data on theatre equipment.

Seek 40-Hour Week For U. K. Workers

LONDON, Oct. 10.—Tom O’Brien, Member of Parliament and general secretary of the National Association of Theatrical and Kind Employees, will ask for across-the-board wage increases and a 40-hour week for his members when negotiations for a new agreement with the Exhibitors’ Association are opened in the near future.

A two-year agreement expired recently.

Details of the demands have not yet reached Exhibitors’ Association headquarters but bitter opposition to the new demands appears inevitable. The current agreement gave theatre employees $5,050,000 in annual wage increases and was halted in 1946 when it was signed as a signal example of generosity and industrial conciliation on the part of the theatre owners.

To Ask Delay In US vs. Para. Until Nov. 8

Distributors Will Seek Court Action Wednesday

The eight distributor defendants in the Paramount case will ask New York Federal Court Wednesday to defer new proceedings in the anti-trust suit until Nov. 8, it was learned here at the weekend. Wednesday was originally set for the hearings on the form of order to be entered in the case and was to be followed by hearings on phases of the action remanded by the U. S. Supreme Court to the New York court.

Efforts by defense attorneys to win Department of Justice concurrence in

Keith Named UA’s Mid-continent Head

William T. Keith, United Artists’ New Orleans branch manager, has been promoted to the newly-created post of Mid-continent district manager, it was announced at the weekend by Fred Jack, UA’s Western sales manager.

Keith will assume his new duties immediately, as district manager for the St. Louis, Kansas City, Omaha and Denver branches. His immediate agenda includes a trip to all exchanges

House Trade Probe In Oklahoma City

OKLAHOMA CITY, Oct. 10.—Recent U. S. court decisions against the distributors have improved trade practices by “a tremendous amount” but have failed to end discrimination, O. F. Sullivan, owner of drive-in theatres in Oklahoma City and Muskogee and of the Civic Theatre in Wichita, told a House Small Business Committee here on Friday.

Sullivan, who asserted that the

No Paper Tomorrow

Motion Picture Daily will not be published tomorrow, Columbus Day, a legal holiday.
Personal Mention

JOSEPH R. VOGLER, Loew's theatre operations vice-president, observed his 39th year with the company yesterday.

JACK ARTHUR, Famous Players Canadian district manager in Toronto, has been invited to London and will attend the annual convention of the Trades and Labor Congress of Canada.

FRISCILLA MORLEY, magazine cover model and wife of Henry A. Lintz, United International Eastern advertising manager, is hospitalized at the Brooklyn Thoralic Hospital.

RALPH WHEELWRIGHT, assistant to Howard Strickling, M-G-M studio publicity head, has delayed his return to New York until today.

JOHN MISKINS, Jr., operator of the Civic Theatre in Detroit, has withdrawn from the Allan Park Theatre leaving Nick Gideon as sole owner.

At LOWE, United Artists division manager for Australia, South Africa, and the Far East, left here at the weekend for Johannesburg.

MAURICE SILVERSTEIN, Loew's International regional director of Latin America, flew to Mexico City yesterday from New York.

HARRY KALMINE, general manager for Warner Theatres, returned to New York over the weekend from Hollywood.

CAROL BRANDET, head of M-G-M's eastern story department, will return here today from a vacation in England.

EDWIN W. AARON; M-G-M assistant general manager, has returned to New York from New York today from Hollywood.

ALFRED HITCHCOCK arrived here over the weekend from London on route to Hollywood.

HOWARD STRICKLING, M-G-M studio publicity head, has arrived here from the Coast.

FRED C. QUIMBY, M-G-M short subjects producer, is here from the Coast.

ANATOLE LIVAR, director, is in New York on his way to Hollywood.

JOSEPH MACK, head of Filmack's Los Angeles office, is in Chicago.

JULES LEVY, producer, is now in New York from the Coast.

Tradewise...

BY SHERWIN KANE

ATTORNEY General Tom Clark, that ole Texas horse-trader who met talk of a consent decree in the Paramount case last June with the remark that a big horse-trader would get a complete victory without a consent decree, won an almost immediate response to that transparent bid for talks. During the year he has proved that he can progress from his provocative position of last June by almost imperceptible degrees to the midsummer stand which found him ready to answer an invitation to open up negotiations.

We're always ready to listen, he said, if we really doubt if you boys have any horse flesh that would interest us.

The prospective "trade" then was on the basis of top asking price—defendants were invited to concede the ultimatum Clark could hope to win by continuing in court. That would be total defense, the complaint said.

With the arrival of autumn chill and its foreboding of November election returns, Clark let it be known that he is prepared to open the big battle of an offering, an offer of total divorce. Even though the immediate response from four defendant companies was termed "unadvisable" by the Government last week, it appears that the process of feeling each other out is moving steadily ahead. It could get serious by the time the election returns are in.

Eagle-Lion, that huffy youngsters, continues to make steady progress. If product to consumer lives up to expectations manifest around the home office these days, there will be more good news from that quarter shortly. Previous cost of approximating $500,000 last year. It reduced to $250,000 loss for the first half of this year. Several months of the current year have been good, the black and white pictures have been quite successful. They have added better pictures, foreign operation as of now are unprofitable nor the industry does not expect them to continue to be profitable. The few remaining heads made the statements referred to still are maintaining costs yet profitable foreign departments at home offices and in every corner of the industry. The problems are those of distribution today that they do not expect to go on maintaining them indefinitely and, if added, profitability. Foreign profits like domestic profits, are down from all-time peaks. They may stay down for years to come. But profits are still there and are being brought home.

Income from foreign markets this year has been reasonably good. Several companies expect revenue from foreign markets for 1948 equal to that of 1947. Blocked funds have been released by France, liquidated in Italy. Bulwark, formerly in the black and recent improvement has been steady.

One of the fundamentals of putting the industry's horse in order is continuing the determination of those in responsible positions to see that good pictures are produced at costs that can be met in the black and recent improvements have been steady.

There is no disputing either the wisdom of that objective or the need for attaining it. It is completely sound and the state of the world being what it is, the future of the industry may well depend upon its ability to live within domestic income. In the expectation that, which is addressed fundamentally to Hollywood production budgets and only incidentally to the state of the world market today, the parties to the agreement have stated publicly that the foreign market must be discounted as a revenue producer for several years to come. Don't let that confuse you. It is much more a corollary of a sound production cost policy than it is a reflection on the market of today.

Such statements as those do not mean that the industry is out of the world markets or is contemplating withdrawing from them. It means that too many foreign operations as of now are unprofitable nor the industry does not expect them to continue to be profitable.

Film Companies To Observe Holiday

Five of the New York home offices will be closed all day tomorrow, Columbus Day, with six scheduled open, including all of the Motion Picture Association of America. This year to close all day include Columbia, M-G-M, RKO Radio, 20th Century-Fox, and United Artists Corporation. Paramount and Monogram, Republic, Universal, Warner, Eagle-Lion and the MPA.

A.A.-Mono, Buys Up Dallas Franchise

Hollywood, Oct. 10.—Acquisition of the Dallas franchise from Lloyd Rust and E. Blumenthal has been announced by Steve Brody, president of Allied Artists. A.A.-Mono, of the Paramount, Monogram, Republic, Universal, Warner, Eagle-Lion and the MPA.

Newsmare Parade

THE World Series, a Coast Guards rescue, and the Berlin Crisis before the war headlines serve as highlights. Complete contents follow.

MOVIELAND NEWS, No. 81—Raiders of the Lost Ark. Hollywood, S.R.C., FAA, American Red Cross, U.S. Army, C.S. Army, S.R.C., B.R.C., and the American Legion are among the groups that are sending this month's edition of the Hollywood Weekly to individuals and organizations in the field.

NEWS OF THE DAY, No. 211—Wolf shows his teeth. Howies' S.S., C.R., S.S. Cripes has ERP. Truman reacts.ES. With a carefully guarded system, C spinal attack. At Grand Prix, Fox adds pressure. Beato's No. 14 Guard saves 2 from plane on Keys. Reopn. Notes: RKO, B.R.C., F.G., and the American Legion are among the groups that are sending this month's edition of the Hollywood Weekly to individuals and organizations in the field.

UNIVERSAL NEWS, No. 185— ترامواي, تاشع, جنوب, ولاية. Rodeo in Texas World Series.


Johnston May Fly Back on Wednesday

Eric Johnston, Motion Picture Association of America president, is expected to arrive back to New York today, either Madrid or London on Wednesday. Joyce O'Hara, Johnston's executive assistant, was due here from Madrid over the weekend.

Johnston Calls Off Scheduled Address to Engineers' Group

Fleishman, an assistant of the Motion Picture Association of America, now in Europe, has cancelled a scheduled address before the Society of Motion Picture Engineers on the Coast on Oct. 25, according to the MPAA offices here. Johnston is expected to be engaged in meetings of principal distribution and studio executives on the Coast later this month.

Brothers 'Love Happy'

Chico and Harpo Marx and writer Ben Hecht share a 50 per cent interest in a production called "Love Happy," due for release by United Artists in February. Chico directed the picture is in Technicolor, but not the percentage. "We paid him off," said Chico.
TWO BIG OPENINGS!

JULIA MISBEHAVES
AT RADIO CITY MUSIC HALL
(Now misbehaving)

METRO COLA
100% VITAMIN M-G-M

THE THREE MUSKETEERS
COLOR BY TECHNICOLOR
WORLD PREMIERE SOON!
LOEW'S STATE
Broadway's Newest DeLuxe Show-case

GREER GARSON • WALTER PIDGEON
in "JULIA MISBEHAVES" • PETER LAWFORD • ELIZABETH TAYLOR • CESAR ROMERO • Lucile Watson • Nigel Bruce
Mary Boland • Reginald Owen • Screen Play
by William Ludwig, Harry Ruskin and Arthur Wimperis • Adaptation by Gina Kaus and Monckton Hoff • Based Upon the Novel "The Nutmeg Tree" by Margery Sharp • Directed by JACK CONWAY • Produced by EVERETT RISKIN • A Metro-Goldwyn-Mayer Picture

M-G-M presents Alexandre Dumas' "THE THREE MUSKETEERS" starring LANA TURNER • GENE KELLY • JUNE ALLYSON
VAN HEFLIN • ANGELA Lansbury
FRANK MORGAN • VINCENT PRICE
KEenan Wynn • JOHN SUTTON
GIG YOUNG • Color by TECHNICOLOR
Screen Play by Robert Ardrey • Directed by GEORGE SIDNEY • Produced by PANDRO S. Berman

The Pep of the Industry!
PHONE For The PROOF That
"SORRY, WRONG"

Buzz C. S. Jensen.
Ask him what great
singing star's Blue
Ribon Award com-
edy "Sorry, Wrong
Number" outdrew
when it opened in
SEATTLE

Phone Harry French
for the name of the
sock melodrama that
"Sorry, Wrong Num-
ber" topped in its first
4 days in
MINNEAPOLIS

Get in touch with
Frank Pratt and get
the name of the
"road" show that
"Sorry, Wrong Num-
er's" opening topped
by 28% in
PORTLAND

Ring Tracy Barham
and ask him which
Wallis smash "Sorry,
Wrong Number" out-
grossed by 45% in its
first day in
SALT LAKE CITY

Call Dave Cockrill for
the name of the fam-
ous current comedy
whose first 3 days'
gross was topped by
22% by "Sorry,
Wrong Number" in
DENVER

Ask Harry Arthur to
identify the famed
hold-over hit that
"Sorry, Wrong Num-
ber" topped (in 1st 4
days of 2nd week)
by 60% in
LOS ANGELES

Find out from Harry
Nace the laugh hit
that "Sorry, Wrong
Number's" big open-
ing day topped by al-
most 100% in
PHOENIX

The Pace-Maker in
Paramount's Autumn Harvest of Hits
"Sorry, Wrong Number"•"Isn't It Romantic"•"Night Has A Thousand Eyes"
"Sealed Verdict"•"Miss Tatlock's Millions"•"The Paleface"
Get Jim Eshelman to tell you what Paramount Boxoffice Champion of '48 was outgrossed 27% by "Sorry, Wrong Number" in its ROCHESTER opening.

Call Harry Royster. Ask him what current leader’s opening day "Sorry, Wrong Number" doubled in MIDDLETOWN, N.Y.

Ask George Beattie what big-star Technicolor musical it topped by 18% in PHILADELPHIA.

**NUMBER**

**Is A COAST-TO-COAST Sensation!**

**EVERY NEW DATE’S AS GREAT AS THAT TERRIFIC N. Y. PARAMOUNT PREMIERE!**

Telephone Bob O’Donnell. He’ll tell you what Academy Award star’s best-picture of '48 it bettered by 31% opening day in DALLAS.

Barbara Stanwyck
Burt Lancaster

in

"SORRY, WRONG NUMBER"

with

ANN RICHARDS • WENDELL COREY • HAROLD VERMILYEA

Directed by

ANATOLE LITVAK • HAL WALLIS and ANATOLE LITVAK

Produced by

Screenplay by Lucille Fletcher • Based on her famous radio play

A HAL WALLIS PRODUCTIONS, INC., PICTURE

A Paramount Release
Ascap Rule National In Its Scope: Myers

WASHINGTON, Oct. 10.—Allied States' general counsel Abram F. Myers, after hearing his colleague Judge Leibell's statement that he doubted that he could devise Ascap of the world, has a 90-member Federal Court Judge Leibell's statement that he doubted that he could devise Ascap of the world, has a 90-member panel of the independents all over the United States, was among several Oklahoma and Kansas independents to appear before the court. He told the Wisconsin Republican, only member of the committee present.

Mr. Dierker, former U. S. attorney, in representing the Home Theatre of Oklahoma City, declared that the Home, although it could get enough product for its needs, charging that some distributors refuse to take bids and that others refuse to reveal why bids are unsuccessful or the amount of the successful bids, Dierker added there could be no competitive situation with such secrecy.

Harold Braucht, co-owner of the Home, who followed Dierker in giving testimony, said there is talk among theatre men that distributors are withholding films in order to promote scarcity, but Braucht denied it.

Myers pointed out that all along he has discounted the belief that Judge Leibell could bring an injunction against Ascap effective all over the United States. "I had never supposed," he said, "that any injunction in a private litigation case could affect any but the immediate parties. That does not mean, however, militate against the effect of the Norbey and Leibell opinions as precedents.

"Our causes can start bringing thousands of suits all over the U. S. against theatre owners just to have the lawyers for those exhibitors go into court, call the judge's attention to the Leibell and Norbey opinions, and have the case dismissed. Those two opinions still mean the end of Ascap."

On another tack, Myers said he thought his colleague's proposed findings and order in the Paramount case "very splendid, certainly adequate to protect independent theatre owners."

"I don't see what more they could have asked for," he declared. "Bob White never gets into trouble." Myers said there had been some 'sensible modifications' in the Department of Justice's proposal for a cross-licensing ban as "better calculated to impress the court as a reasonable proposal."

The Allied official stated that he couldn't see any consent decree being agreed on very quickly, indicating in general that he has not yet changed his earlier position that Allied is not 'unduly alarmed' over the impending case, but he pointed out that the Government had changed its position from 25 to 38 companies and the landlord's and the Attorney General.

Allied Executives To Meet Next Weekend

WASHINGTON, Oct. 10.—Allied States' executive committee will meet here next Saturday and Sunday, Allied general counsel Abram F. Myers announced. Myers said he had not had time yet to work up an agenda for the meeting, but that a large part of the discussion would deal with arrangements for Allied's convention in New Orleans.

WB Warns (Continued from page 1)

earlier that the suit was out of order because of the delay in the Leibell case in the Paramount case and because only the special New York District Court has jurisdiction over divestiture cases.

Argument is set for tomorrow on a Warner motion to dismiss the K-B suit. The motion is an answer to the cross-motion for summary judgment against Warner. Warner pointed out that delaying the case until the decision of the Martin Act, which he asked for, would only result in a hard and fast rule for playing time in the Loop on every contract. He said it was necessary to hold the court to the motion picture industry but only to dismiss the action. He asked for summary judgment of the evil of which, he added, has already been destroyed.

He continued, indicated that the producers are doing better financially than before the decree went into effect.

Schenck, US Laud Allied Vote Drive

WASHINGTON, Oct. 10.—Allied States Association has received a pledge of support from Loew's Nicholas Schenck and a "pat on the back" from U. S. Secretary of State Cordell Hull in furtherance of the Allied's drive to use the nation's theatres to "Get Out The Vote" on Nov. 2.

Mr. Schenck, the president of Loew's, called Abram F. Myers that the drive "strikes me as a useful public service," and said he would send a letter to the editor of M-G-M's News of the Day that the they include in all reels released during the two weeks ending Nov. 2, a clip urging audiences to go to the polls. Allied asked the reels to do this.

Frankel wrote Myers that "your board and your members will be sending a public service in urging voters to cast their ballots on Nov. 2. Department's advisory commission could challenge the view of your board that the voters of the U. S. should go to the polls every time they have the opportunity to exercise their franchise."

Paramount News to Issue Spain Campaign

WASHINGTON, Oct. 9.—Paramount will present new clips of the two major political candidates, with Thomas E. Dewey, Republican, and President Harry Truman next Monday, as a public service in helping "to assure the greatest possible vote in the coming Presidential election and to assist the citizen in deciding on their preferred candidate," it was announced here at the weekend. Each of the stories will run approximately 900 feet.

Defter Advice on U. S. Information Abroad

WASHINGTON, Oct. 10.—The State Department's advisory commission on information, created to advise the Department on its overseas information program, has deferred until a meeting next winter of its own board of review and recommendations. The commission wound up a two-day meeting on Friday with the approval of the State Department's own overseas information program. Herb Edwards, head of the Department's film activities, in a review of next year's work, said the commission's effectiveness and popularity of U. S. films abroad.

Keith Named (Continued from page 1)

in his orbit to conduct meetings explaining sales policy on current U. S. product to branch and field personnel.

Keith joined UA in 1946 as a sales manager and moved to the position of public relations director. He was appointed acting branch manager in New Orleans in 1947. In Sept., Keith was named assistant promotion manager of the New Orleans exchange and held that position until now.

Para. Case Delay (Continued from page 1)

a postponement of 30 days apparently failed, the Department having been prepared to go to 15 days. Meanwhile, further attempts on the part of the Department to sell the property to the out-of-court settlement through a consent decree were proceeding, according to officials of the Department.

Four companies for partial divestiture of theatre interests were rejected as unacceptable by last week by the Justice Department.

Stolen 16mm. Films Recovered by FBI

Based upon a Copyright Protection Bureau investigation resulting from a series of inquiries, the bureau's agents obtained the licenses of major companies with spurious titles were circulating out of Springfield, Ill., data was turned over to the Federal Bureau of Investigation for further action and the FBI has recovered prints of 20 features of major companies, most of which were furnished to the army for services during the war for entertainment purposes, according to the Copyright Protection Bureau.

The FBI has delivered the print to the Army Motion Picture Service at New York which turned them over to Sargoy and Stein, special counsel for the majors in copyright matters, for distribution to the owners.

Transamerica Holds Charges Not Clear

WASHINGTON, Oct. 9.—Transamerica Corp., parent of the Bank of America, on Friday promised to secure an order here to force the Federal Reserve Board to "clarify" anti-trust charges which the board is preparing against the giant bank holding company last week.

The move may be ordered by hearings scheduled by the board to begin Tuesday. Transamerica said the board's complaint was not specific enough to let it know what it was supposed to defend itself against. Bank of America is prominently identified with U. S. film production financing.

‘Life’ Cover Goes to Video’s Olive Stacey

Indication that television may be adding to the stage at which it is capable of establishing stars in its own right is seen by trade observers in Life magazine’s action in giving the cover of its current issue to Olive Stacey, the St. Louisian who has become exclusively through television performances. Miss Stacey appeared most recently on NBC television in the Tele-Guild’s production “Our Town.”

Announcing...deluxe all-sleeper service

NEW YORK TO PARIS every Friday 4:45 A.M.

Fly on world-proved TWA Constellations. Cocktails, champagne, delicious day-long meals. Filet mignon dinner. Bed-8’ 3” berths! Hot breakfast! Call TWA or your travel agent. The only Constellation Constellations

TWA TRANS WORLD AIRLINES U.S.A. • EUROPE • AFRICA • ASIA

* * *
Ascap to Seek Revenue from Telecasters

They Desire Licensing

Pacts, Fred Ahlert Says

American Society of Composers, Authors and Publishers' first active pursuit of revenue from the television industry, heretofore untapped, is expected immediately following ratification of extension of the society's agreement with its members on video licensing rights.

Fred E. Ahlert, president of Ascap, in letters to members asking approval of the extension of the agreement, was careful to stress that the society's right to license their music for video, notes the "leaps and bounds" progress made in the television industry in the past year. He asks members to vote on the new agreement, which has had unanimous board of directors approval, at the earliest, making it clear that the object in mind is to launch negotiations on rates with telecasters.

Ascap's present contract with its members covering video expires on Dec. 31, and the new pact would become effective on that date to run (Continued on page 5)

Ralph Cohn, Others Form Telespots, Inc.

Telespots, Inc., has been formed here by Ralph Cohn, industry pioneer and president, along with several others, its activities to embrace production, distribution and sales of both live and film products. Accident of the production schedule will, however, be placed on package commercials.

Associated with Cohn are leading representatives from motion pictures, radio, theatre and advertising, representing production, sales and distribution phases are Jules Bricken, former (Continued on page 5)

Wolfson Will Spur TOA Video Program

Arthur H. Lockwood, newly elected president of Theatre Owners of America, has named Mitchell Wolfson, of Miami, chairman of TOA's television committee, a post held last year by J. B. Jee.

The committee will swing into action immediately to give form and action to the recommendations it

(Continued on page 5)

Gross Income Up in Second Quarter: U. S.

WASHINGTON, Oct. 12.—Five motion picture companies had gross sales of $104,738,000 in the second quarter of 1948, $6,723,000 below the $111,101,000 reported for the like 1947 quarter, although $1,724,000 above the first quarter's sales of $102,394,000, thus F. S. Securities and Exchange Commission reported here today.

The five companies included in the total were Columbia, RKO, Republic, 20th Century-Fox and Universal.

Lowes' was not included because its figures covered different periods, while Paramount and Warner had not yet reported their sales when the release was issued.

Columbia, RKO and Fox showed small gains from the first quarter of 1948 to the second quarter, while Re- (Continued on page 4)

Eysell Testimonial in K. C. Tomorrow

Industry leaders from both coasts will converge on Kansas City tomorrow to attend a testimonial dinner honoring G. S. Eysell, executive manager of Rockefeller Center and president of Radio City Music Hall.

Eysell, a native of Kansas City, who rose from printer's devil to head the world's largest theatre and director (Continued on page 4)

Portugal Permits Same Remittances

WASHINGTON, Oct. 12.—The Commerce Department said here today Portuguese restrictions on dollars for U.S. films are "mild and must be considered very satisfactory." A report by film chief Nate Golden declared that film distributors have been allowed to remit in 1948 the same amount of dollars remitted in 1947, and pointed out that 1947 was "an excellent year for distributors of U.S. films." A total of $600,000 has been allocated, of which $200,000 is for remittance of rentals.

US Role Still High In Australian Mart

WASHINGTON, Oct. 12.—Hollywood is holding its share of Australia's film market despite British competition, but the British are making inroads there in U. S. sales of newsreels and short subjects, a U. S. Commerce Department report revealed here today. The report declares that the government will allow an estimated $830,000 to be remitted to the U. S. in the year ending Sept. 30, 1947 (Continued on page 4)

U.S. Doubts if 'Little 3' Are Still in Suit

D. of J. Admits Little More Wanted of Them

WASHINGTON, Oct. 12.—A Justice Department official confirmed today that the "Little Three" are practically out of the Paramount case.

(MOTION PICTURE DAILY last Friday quoted attorneys as saying that the Department's proposed order for entry in the case contained so little applicable to Columbia, United Artists and Universal that they hardly saw any need for their remaining in the suit.)

The Department spokesman said that the three would be affected only by the franchise and license discrimination modifications in the Department's proposed order and findings and that it "hardly seems worthwhile for them to send their lawyers to court to argue about those two provisions." He declared he knew of "no further relief" that the Government was seeking from Columbia, United Artists, and Universal.

The scheduled hearing on the proposed order in the suit will open in New York Federal Court tomorrow and publication for a postponement expected.

Dipson in Suit for Anticipated 'Loss'

BUFFALO, Oct. 12.—First known instance where an exhibitor is seeking anti-trust damages to cover the future has resulted in a clash of opinion and an adjournment to next Tuesday in the case of Dipson Theatres versus Buffalo Theatres, Inc., and eight distributors in U. S. District Court here.

Plaintiffs allege trebled damages in excess of $5,000,000 from 1939 to (Continued on page 5)

N. C. Allied Raps MGM ‘Judy’ Policy

SIOUX FALLS, Minn., Oct. 12.—Regional meeting of North Central Allied at the Carpenter Hotel here unexpectedly veered from taxation, Bob and similar industry matters to attack M-G-M's policy of taking "Easter Parade" and "Date with Judy" out of the sliding scale formula (Continued on page 4)
Personal Mention

DAVID BEZNOR, attorney for the Coliseum of Motion Picture Salesmen of America, was in New York yesterday from Milwaukee.

D. O. BRANTLY, formerly with L., M., & N. Co., Rome, Ga., and of the Willy-Kincey Theatre in Birmingham, Ala., has been named manager of the Martin Theatre, Dawson, Ga.

ST SALEER, M.G.M. advertising head, returned from Washington where his son underwent an appendectomy over the weekend.

CARROLL PUCIATO of Realart has arrived from New York for sales meetings in San Francisco, Portland, and Seattle.

MOST BLUMENSTEIN, Warner advertising-publicity vice-president, has returned to New York from Hollywood.

CARTER T. BARRON, Loew's district head in Washington, has returned to his home town after a visit here over the weekend.

JOHN LEO, Eagle-Lion San Francisco sales manager, is vacationing in New York.

JACK R. KEERAN of Northbro theatre, Cincinnati, and his wife are staying at the Warwick Hotel here.

A. J. O'KEEFE, Universal-International assistant general sales manager, is in Boston from New York.

VINCENT SHERMAN, Warner director, has arrived here from the Coast en route to England.

TOM ROGERS of M-G-M's publicity department returned to New York Monday from a visit in Paris.

LOUIS W. SCHINE, Schine Circuit vice-president, has returned to Gloversville, N. Y., from Cleveland.

Newsmen to Carry Dewey-Truman Story

As a public service, all five newsmen, in cooperation with the Democratic and Republican parties, will issue special newsmen stories on the two principal candidates. The fully-produced pictorial biographies on President Truman and Governor Dewey will be identical in length. They will cover the highlights of each candidate's career. The Dewey story will be in tomorrow's reels, while the Truman story will be in the issues of Oct. 18.

Altime on Dewey Train

Glen Alline is on the "Dewey Victory Special" handling television and newsmen for the Governor. He has completed laboratory and distribution arrangements for the "Dewey Story," nine-minute film biography.

ACLU Will Attack State Boardors Census

Various court rulings giving motion pictures the same constitutional rights as speech, press, and religious belief are with such views, "suits may hopefully be brought to end the seventh census cycle and the numerous municipal censuses," it was stated here yesterday in the annual report of the American Civil Liberties Union. Formerly, the ACLU added, the courts had held that motion pictures are solely entertainment and such could be censured.

Price Increases Set By Fabian, Warner

ALBANY, N. Y., Oct. 12.—Price increases in Albany, by Fabian Theatres, while Warner Theatres effected increases earlier, are to be effective here Saturday, P. M. Saturdays, Sundays and holidays. Weekday prices remain the same. New Warner Saturday matine price for Adult is $1.00, for Tuesday is 60 cents, an increase of five cents.

House Cuts Admissions

CINCINNATI, Oct. 12.—First price cut in the Cincinnati exchange territory in a long time is reported from Fairmount, W. Va., where the Eastgate Theatre has cut all admissions, approximately 30 cents. The reduced price is 35 cents for adults, 15 cents for children six to 12 years of age, and no admission for children under six when accompanied by an adult. Prices include all taxes.

Stanley in Phila. Ups Prices

PHILADELPHIA, Oct. 12.—Reversing the current trend of reducing prices in some places in the city, the Stanley Theatre here has raised its prices by five cents. Only figure not changed is the opening price of 50 cents.

U.A. Gets 3 Features To Be Made in Mexico

Hollywood, Oct. 12.—United Artists has closed a deal with Mexican producer Francisco De P. Cabrera for distribution of three Spanish features outside of Mexico, two to star Dolores Del Rio, all to be made in Mexico. UA will pay Cabrera 50 per cent of the gross revenue on the cost of the delivery of each film.

Clark Is Re-elected Carrier Group Head

WASHINGTON, Oct. 12.—James P. Clark of Philadelphia was re-elected president of the Federal Advisory Committee of the American Trucking Associations at a meeting here. John R. O'Hara of Charlotte was vice-chairman.

Mono. Board Up for Reelection Nov. 10

HOLLYWOOD, Oct. 12.—Monogram stockholders will meet here on Nov. 10 to elect a board of 10 directors for the coming year. Current chairman W. B. Brody and the other incumbent directors are up for re-election. A preliminary statement to the company lists the officer incumbents' re-munerations for the last fiscal year, and stock-ownership, as follows: W. B. Brody $40,316, 1,423 shares of common (12,000 options); Brody, $102,935, 14,903 common (2,000 options); William J. Ricketts, executive vice-president and treasurer, $37,100, 33 shares; Edward Mooney, vice-president, $26,500, 1,500 shares; Norton V. Ricketts, vice-president, $26,800, 3,954 shares.

Non-officer incumbents are listed as owners and salary of company directors: Edward Salko 2,563 shares; Howard Stubbins, 328; Charles Trampe, 5,533; William Hurlbut, 3,029; Arch. Bromberg, 1,263.

Remuneration paid company secretary Sam Wolf was listed as $37,785. Gross "sales commissions" received during the fiscal year were reported as follows: Johnston, $103,241; Stubbin, $25,867 plus $72,031; Trampe, $44,065; Hurlbut, $71,345; Ricketts, $13,298; Bromberg, $42,803.

Fees and salaries totaling $241,631 and bonuses totaling $57,243 were paid or set aside directly or indirectly by the company and its subsidiaries during the last fiscal year to all persons as a group who were directors or employees of the company at any time during the period, according to the meeting notice.

Executives' Party Awaits MPAA Head

WASHINGTON, Oct. 12.—Parley of company presidents scheduled to be held on the Coast is contingent upon the latter. The parley is to be held at the Johnston, Motion Picture Association of America president, from Europe, personally. It was expected back at the end of this week.

If he returns by Thursday or Friday, the meeting may be continued at the end of next week or during the week of Oct. 25, it is reported here. Joyce O'Hara, who accompanied the MPAA head on Monday, is expected to be back in Washington.

Maas Completes Report

Company foreign managers met at the Paramount Club here to hear Irving Maas, Motion Picture Export Association general manager, complete a report on his recent trip abroad.

E.L. Halloween' Party

The Eagle-Lion Family Club will hold its Halloween' party at the Hotel Diplomat here on Oct. 29th.

Newspaper-bordered newsprint with article headings and body text. The text includes various news items, personal mentions, and entertainment-related stories. The page contains a combination of typewriter text and handwritten notes. The page focuses on motion picture industry news, including price increases, new distribution deals, and personnel changes. The text is structured with headings and subheadings, indicating a report-style format.
MONOGRAM’S UNDERSEA COLOR SENSATION IS A BOXOFFICE SMASH ACROSS THE NATION!

ONE OF THE YEAR’S TOP GROSSERS IN 5-theatre Los Angeles First Run!

Held Over in Chicago! Garrick Theatre
Held Over in Boston! Modern Theatre

16 FATHOMS DEEP

Filmed in Ansco Color

A Monogram Picture
Starring
ARTHUR LAKE
LON CHANEY
LLOYD BRIDGES
ERIC FELDARY

with
TANIS CHANDLER • JOHN QUALAN
IAN MACDONALD

Produced by JAMES S. BURKETT and IRVING ALLEN
Directed by Irving Allen
Screenplay by Jack O’Sullivan • Story by Maurice Costello
From the American Mercury Story "SEVENTEEN FATHOMS DEEP" by David L. Adams

An Arthur Lake Production

Read this ray from a Florida exhibitor!

"The number of tickets sold was equal to our total population!"

"We have never run any picture on which we received so many good comments."

Chas. Richelieu
Richelieu Theatre
Tarpon Springs, Fla.
NY Business Spotty; $155,000 for 'Julia'

Business is spotty in the New York first-run area this week, a few situations doing well but most of the others being a little bare.

Head and shoulders out front of the field is "Julia Misbehaves" which figures to pay off a huge $155,000 in a first-week kill at the Loew's Astor, with a stage show. "Johnny Belinda," with Fredric March on stage is a good contender at the Strand where $70,000 is in view for a second week. Tony and Sally DeMarco head the stage bill at the Capitol, "Red River" is the picture and the second week's gross is estimated at a good $87,000; first week's take was $69,500.

Revenue was boosted all around to some extent by yesterday's extra holiday business and higher prices.

At the Roxy, "Cry of the City" with Marie McDonald, Danny Thomas and an ice revue on stage probably will do a substantial $90,000 in a second and final week with bookings commencing said to be responsible for the short run; the Roxy's next will be "Apartment 3."

"Hamlet" is still playing capacity at the Park where the second week should gross over $16,000. "Isn't It Romantic?" with Fredric March of stage had a short and unpropitious run at the Paramount, having played only six weeks to the tune of $60,000.

"Rope" is likely to wind up a seventh week at the Globe with a good $28,000. An unimportant $16,500 is seen for the second week of "An Innocent Affair" at the Rivoli. "Rachel and the Stranger" will complete a fourth and final week at the May with a fair $17,000, with "Mourning Becomes Electra" following on Saturday.

"Babe Ruth" is turning at the Astor, its 11th week gross being figured at $9,000.

Eysell Testimonial (Continued from page 1)

A multi-million dollar real estate development, will be honored on the occasion of the 30th anniversary of his residence, at 2:30 p.m. on Nov. 15 in the Astor theater, at 315 West 42nd Street.

Expected to represent Hollywood will be Walter Pidgeon, Ed Sullivan, newspaper columnist, will be master of ceremonies. Other exectives expected include: Fredric March, Sydney Skouras, William F. Rodgers, Lewis McElroy, Charles MacArthur, George A. Smith, R. J. O'Donnell, Frank Newman, Maurice Bergman, who are all representatives of Allied Artists.

Kansas City film leaders are sponsoring the dinner, which will be given at the Hotel Muehlebach. Chairman of the committee is Elmer C. Rhode, Co-chairmen are Ben Shlyen, Arthur Cole and Sam Lavel.

Eysell will be accompanied by Kansas City local Fred L. Lynch, Music Hall director of advertising publicity.

Mrs. Wilhelmina Pellen

Funeral services will be conducted here today for P. M. Pellen, 3735 East 33rd Street Cooke Funeral Home for Mrs. Wilhelmina Pellen, 67, mother of Hannah Pellen of Quigley Publishing Co. She passed from the scene suddenly Sunday at her home from a heart attack. Ferrand, the husband, also survives.

MacGregor with Schwyn

BOWLING GREEN, O., Oct. 13.—Don McGregor, former RKO Radio executive, a native of Cleveland, has been appointed assistant to Alfred J. Schwyn, general manager of the Carl Schwyn Theatres, operating here and in Toledo. McGregor has had a long career in exploitation and public relations on the West Coast.
TOA Video Program
(Continued from page 1)

brought before the recent TOA con-
vention in Chicago, when a four-point
program was outlined. At that time it
was suggested that the TOA initia-
tive was not within the purview of
Council of self-distribution in a world
where television broadcasting ope-
rates through a television broadcast
in Chicago, to be rented by theatre
operators and shown on television, and
that all producing and distributing companies
be requested by TOA to halt release
of video of films made for theatrical
exhibition.

Insists Film Industry Must
Aid in Developing Television

The motion picture industry, already
affected in some major markets by
the impact of television entertainment,
must take active participation in
the development of the new medium to fulfill its potentialities to its
stockholders. Frederick A. Kugel, pub-
lisher of Television Magazine, told the New York
Society of Security Analysts here yesterday.

Recent surveys have shown that
television "definitely affects the mov-
ing-going habits of the set owner;
and is evident that when television
medium reaches full maturity the
competitive threat to movie box offices will be
more far-reaching," Kugel said.

Form Telespots, Inc.
(Continued from page 1)

production executive; Lewis Reid, former
program manager of WOR; David Elman, creator of "Hobby
Lobby"; Sam Denbow, jr., member of the board of directors of United
Artists and former vice-president of Paramount; Arthur L. Mayer, for-
er owner of the New York Rialto and president of Mayer and
Brothers, importers of foreign films; Robert
Gruen, industrial and theatrical de-
signer; Allan Robbins of National Screen Service, and Samuel
Spring, of the firm of Spring and Eastman, television and motion pic-
ture producers.

Telespots has already produced five
series of 60-second films, which have been
constructed on the same basis as radio open-end transcriptions.

Telespots maintains offices in New
York, and through arrangement with Samuel Goldwyn, Hal Rouch and
General Service Studios in Hollywood
produces on the Coast. New York facilities are available through
Fox and West Coast Sound Studios.

Ascap, Telecasters
(Continued from page 1)
two years. An 80 per cent vote of ap-
proval would constitute ratification.
Ascap has licensed telecasts on a
gratuitous basis but always reserving
the right to cancel on 30 days notice.
Letters to the telecasters say that
they are now desirous of entering into license
agreements for a fixed period.

AAA Receives First
"Voluntary" Case

First instance since the Supreme
Court's ruling in the industry antitrust
suit where all parties to motion picture
arbitration have voluntarily consented to the procedure were
disclosed on Monday. Of the three ap-
lications for clearance arbitration which have been received since the
high court ruled, two—Boston and New
Haven filings, are now being prepared for proceeding following rec-
er by the American Arbitration
Association of the voluntary consent
of all parties to each case.

Cases are: all five distributor-de-
fendants named, against the Sherry
Theatre, New Britain, Conn., and
the Amuse Theatre, Groveton, N. H.
The third, docketed with the Salt
Lake City tribunal, is awaiting the
voluntary consent by all parties
necessary since the Supreme Court
decision. It is approximately four
months since the three cases were
filed.

Dipson Suit
(Continued from page 1)

1949, basing their claim involving the future date on the allegation that
because of the monopolistic practices of
the defendants they lost two theatres in
the midwest, otherwise they would have been
operating on lease to next year.

Defendants have taken issue on the
total period, holding that New York
statutes limit the period during which
such damages could have been in-
curred to six years prior to the date of filing suit, and asserting that in no
case can damages for a future period
be allowed.

Both sides were given to next
Tuesday to prepare briefs.

Hearing in K-B Suit
Delayed to Oct. 25

WASHINGTON, Oct. 12.—Judge
James W. Morris on Monday post-
poned until Oct. 25 argument on
the attempt by the K-B Amusement
Co. to force the Stanley Co., Warner sub-
sidary, out of the jointly-owned Mac-
kinzie Theatre.

Stanley has moved to dismiss the
suit, while K-B has asked for sum-
mary judgment. Morris said his cal-
endar was too crowded Monday to
permit the lengthy argument the film
suit case would require.

In a brief filed with the court, how-
ever, K-B contended that the fact
that the Paramount case was pending
in the New York District Court was not a bar to action on its suit here, as
Warner maintained.

There is a fundamental distinction
between a law suit by the Government
for the public interest and a private
law suit, K-B argued.

In answer to a Warner contention
that no time limit had been set by the
New York court for divestiture, K-B
argued that such a time limit would
merely be a final deadline for divest-
ture in the public interest, and need
not be the bar to earlier divestiture
sought by a private litigant.

Rooney Aids Phila.
Variety Club Drive

PHILADELPHIA, Oct. 12.—Mickey
Rooney flew here from the Coast yest-
day to be guest of honor, along
with his father, Joe Yule, who is cur-
rently appearing here in "Finian's
Rainbow," at a reception which pre-
ceded the opening of the drive for
Variety Club's camp for handicapped
children. Also among the guests were
Jean Parker and Lon Chaney.

BING CROSBY
says:
"How funny can you get? It should
have happened to Hope!"

And PARAMOUNT Preview Audiences
Everywhere Have Elected It
"The Funniest Hit In Years"
NY Business Spotty; $155,000 for 'Julia'

(Continued from page 1)

Business is spotty in the new York first-run area this week, a few situations doing well but most of the others being out of the big money.

Head and shoulders out front of the field is "The Three Musketeers" which figures to pay off a huge $155,000 in a first week at the Music Hall, with a stage show. "Johnny Belinda" with Fredric March on stage at the good contender on the Strand where $70,000 is in view for a second week. Tony and Sally DeMarco head the stage bill at the Capitol, "Red River" is the picture and the second week's gross is estimated at a good $87,000; first week's take was $69,500.

Revenue was boosted all around to some extent by yesterday's extra holiday business and higher prices.

At the Roxy, "Cry of the City" with Marie McDonald, Danny Thomas and an ice revue on stage yesterday, will do a substantial $90,000 in a second and final week with booking commitments said to be responsible for the short run; the show is "An Apartment for Peggy," opening on Friday.

"Hamlet" is still playing capacity at the Astor; the average appears to be $1,500 per week, which should gross over $16,000. "Isn't It Romantic?" with Erskine Hawkins on stage had a short and unprosperous run at the Paramount, having played only one week at the tune of $60,000. "Night Has a Thousand Eyes," with Tony Martin on the stage line in person will open at the Paramount today. "Walk a Crooked Mile" bowed in at the Copley yesterday; "Sweet and Sour," "Charm" gave the house a measer $15,000 in its final six days, one short of a full second week. The sixth week of "Loves of Carmen" should provide the State with a fair $25,000.

"Rope" is likely to wind up in a seventh week at the Globe with a good $28,000. An unimportant $16,500 is seen for the second week of "An Innocent Affair" at the Palace. "Rachel and the Stranger" will complete a fourth and final week at the Mayfair with a fair $17,000, with "Mourning Becomes Electra" following on Saturday.

"Babe Ruth Story" is limping at the Astor, its 17th week gross being figured at $9,000.

Eysell Testimonial

(Continued from page 1)

A multi-million dollar real estate development, will be inaugurated on the occasion of the 30th anniversary of his entrance into show business.

Expected to represent Hollywood will be William Pidgeon, Ed Sullivan, newspaper columnist, will be master-of-ceremonies. Film and theatre executives expected include: Neil DeGrasse, Charles Reagon, William F. Rodgers, Harry J. Michaelson, E. T. Gomersall, Ed Smeth, from England, Frank Newman, Maurice Bergman, who will represent Nate Blumberg, U-I president, and others.

Kanada City film leaders are sponsoring a screening, which will be given at the Hotel Muehlebach. Chairman of the committee is Elmer C. Riden, Co-chairmen are Hishen, Arthur Cole and Senn Lawler.

Eysell will be accompanied to Kansas City by Fred L. Lynch, Music Hall director of advertising publicity.

MRS. WILHELMINA PELLEN

Funeral services will be held here at one P. M. today at the 72nd Street Cokey Funeral Home for Mrs. Wilhelmina M. Pellen, 67, a native of the Netherlands, recently of California, who died suddenly on Sunday at her home from a heart attack. Fer- dinand, the husband, also survives.

MacGregor with Schwob

BOWLING GREEN, O., Oct. 13.—Don McGregor, once a Chicago newspaperman, who is now associated with Colonel Robert P. Severn, who operates a hotel in the city, is here with Radio- City, President Cyril E. Scher. McGregor has had a long career in exploitation and public relations on the West Coast.

Coast Group to Aid Israelis on Studio

HOLLYWOOD, Oct. 12—Appointment of three committees of Coast artists, producers, directors, writers and technicians to assist in the establishment of the first regular studio in Israel has been announced by Henry Brandt, manager, who is here with the endorsement of the Israel government.

The studio, which will be set up with a capital of $800,000 to come from the Jewish National Fund in Herzylia, six miles from Tel Aviv, will produce newsreels, shorts, soundies, it is expected to provide jobs for the unemployed, and will be used for the production of films.

Allied Raps MGM

(Continued from page 1)

and putting them in the 40 per cent bracket.

NCA president Ben Berger again made his annual importance submitting complaints to the NCA, that the board of any practices by both-Fox or any other company for that matter which do not comply with the consent decree. He also asked for evidence of forced sales and declared a number of forced selling suits will be in court before the end of the year.

The studio, which will be set up with a capital of $800,000 to come from the Jewish National Fund in Herzylia, six miles from Tel Aviv, will produce newsreels, shorts, soundies, it is expected to provide jobs for the unemployed, and will be used for the production of films.

NCA executive Stanley Kane outlined the Fourth Liberty Loan drive which he said involved a $20,000,000 decision and warned of the growing dangers from tax-minded municipalities.

Gross Income Up

(Continued from page 1)

public and Universal had small drops. Metro-Goldwyn-Mayer, however, showed a gain in the second quarter of 1948 compared with the first quarter of 1948.

Here are the company-by-company figures in thousands of dollars: Warner: $1,594,000 for the first quarter and $9,080,000 for the second quarter, 1947. RKO: $312,000 for the first quarter and $31,257,000 for the second quarter, 1947. Republic: $633,000 ($6,838,000, last quarter; $7,569,000 second quarter. Paramount: $101,000 ($44,008,000 first quarter; $46,387,000 second quarter, 1947. Universal: $14,899,000 ($15,225,000 first quarter; $16,080,000 second quarter, 1947).

Columbia reported that the gross of its foreign subsidiaries amounted to $3,732,000 in the first quarter of 1948 and $4,889,000 in the second quarter of 1947. The 1948 sec-

ond quarter was not yet been received by the SEC. RKO's figures included net amounts of film earnings of subsidiaries not consolidated operating in foreign territories amounting to $4,856,000 in the second quarter of 1948, compared with $4,772,000 in the second quarter of 1947.

Universal reported that "generally the accounts of foreign subsidiaries are included as a group within the report to the New York closing dates, and their operations with minor exceptions, cover a full quarter." Inside and wholly owned subsidiaries consolidated reported sales of $38,249,000 in the 12 weeks ending Oct. 12 compared with $52,521,000 for a 16-week period ending March 11. No 1947 figures were given.

Theatre circuits reporting included: Consolidated Amusement Co., Ltd., $1,186,000 ($1,221,000, first quarter; $1,194,000 second quarter, 1947). Milestone: $176,000 for 12 weeks ending June 3, compared with $527,000 for the like 1947 period, for 16 weeks ending March 11, 1948.

Lack Heads Westrex, Stevenson Resigns

Directors of Westrex Corp., a subsidiary of Western Electric, have received the resignation of T. K. Stev-

en son as president and director. F. R. Lack, a member of the board, was elected president succeeding Steveson. C. L. Best was elected a director to fill the vacancy on the board caused by Stevenson's resigna-

tion. Westrex serves motion picture theatres and studios in all countries of the world, except the United States, Canada and Newfoundland.

4th WB Stockholder Suit

Marking the fourth such action to be filed against the same plaintiffs, Warner minority stockholder Kate Levine has filed in U. S. District against United States Pictures, Warner Brothers, Joseph Bernhard, Robert W. Per-

son, Milon S. Strauss, Harry M. Woi-

**Video Stimulus to Theatre: Raibourn**

The television set in the home will be an instrument for making motion pictures, said Raibourn, vice-president of Paramount, said in a pre-lecture show with Arthur Wellesley, the "Town Meeting of the Air" program over the ABC network. Speaking over the general topic of "How Realism Affects Film Producers," Raibourn said that "through a broadcast we will come into your home to show you just enough of a show to make you hungry for the rest of it."

He declared that television and the motion picture theatre will grow together as sound radio, records, and motion pictures have done in the past.

Tracing Paramount's role in television, he pointed out that the company has been helping develop television since 1937. Turning to statistics, he said that "it costs the average family about $135 a year for its television entertainment." The same family, he declared, can buy a television set, a complete recording for its motion picture entertainment.

Others invited to speak on the program were Roschen Manoelian, Warner Bros.; Samuel Goldwyn, and James H. Cearns, executive vice-president of Philco Corp.

*$2,000,000 Video Film Deal for Grant*

Hollywood, Oct. 12—A contract calling for the production of 156 motion pictures for television by Marshall & Anticipations was signed with American Tobacco Co. over the weekend. Deal involves an outlay of $2,000,000 over a three-year period for the series which will be half-hour programs. Based on classic short stories, the films will feature Hollywood personalities, the announcement said.

**Larry Gordon Heads Television Features**

Television Features, Inc., has been formed here to produce motion pictures for television. Named president was Larry Gordon, long active in the photographic field. Mrs. Ann Grieffen was elected treasurer and Nancy Gould, secretary. Chairman of the board is Irving Bonnell, and board members also include Henry Hobart and H. Lionel Miller. Television Features has already begun production.

**Browne and Biff to Challenge Subpoenas**

CHICAGO, Oct. 12.—George Browne and William Biff prepared yesterday to go before the Federal District Court here to ask that subpoenas for their appearance at the Paul Reica hearings next Monday be quashed. Marion Walsh, their attorney, said he would contend they were in protective custody of Treasury officials when the subpoenas were served.

**'Musketmen's' Premiere**

M-G-M's "The Three Musketeers" will have its world premiere at Low's State here Oct. 20.

**TOA Video Program (Continued from page 1)**

brought before the recent TOA convention in Chicago, when a four-point program was unveiled. TOA has suggested that the TOA investigate the possibility of the establishment of a theatre-television distribution system to make available to theatres exclusively special events of wide interest; that theatre operators give consideration to the possibility of getting contracts with the television broadcasting station business; that producers experiment with the use of trailers on the radio to publicize motion pictures; and that exhibitors cooperate in the selling of the "Town Meeting of the Air" program.

**Dipson Suit (Continued from page 1)**

1949, basing their claim involving the future date on the allegation that because of the monopolistic practices of the American Film Institute, they lost 25 theatre dates which they otherwise would have been operating on lease to next year.

**Form Telespots, Inc. (Continued from page 1)**

production executive; Lewis Reid, formerly program manager of WOR; David Elman, creator of "Hobby Lobby"; Sam Dembow, jr., member of the board of directors of United Artists and former vice-president of Paramount; Arthur L. Mayer, former owner of the New York Rialto, and president of Mayer and Burstyn, importers of foreign films; Robert Green, industrial and theatrical designer of "The Great Train Robbery"; and Robert H. Griffin, publisher of "Television and Radio News".

Telespots has already produced five series of 60-second films, which have been constructed on the same basis as radio open-end transcriptions. Telespots maintains offices in New York, and through arrangement with Goldwyn, Hal Roach, and General Service Studios in Hollywood produces on the Coast. New York facilities are available through Fox and West Coast Sound Studios.

**Aascap, Telespots**

(Continued from page 1)

**Hearing in K-B Suit**


Stanley has moved to dismiss the case, while K-B has asked for summary judgment. Morris said his calendar would be too crowded Monday to permit the lengthy argument the film case would require.

In a brief filed with the court, however, K-B contended that the fact that the Paramount case was pending in the New York District Court was not a bar to action on its suit here, as Warner maintained.

There is a fundamental distinction between a law suit by the Government for the public interest and a private law suit, K-B argued.

In answer to a Warner contention that no time limit had been set by the New York court for divestiture, K-B argued that such a time limit would merely be a final deadline for divestiture of public interest, and need not bar earlier divestiture brought by a private litigant.

**Rooney Aids Phila. Variety Club Drive**

PHILADELPHIA, Oct. 12.—Mickey Rooney flew here from the Coast yesterday to be a guest of honor, along with his father, Joe Yule, who is currently appearing here in "Finian's Rainbow," as a reception which preceded the opening of the drive for Variety Club's camp for handicapped children. Also among the guests were Jean Parker and Lon Chaney.

**Fun Experts Acclaim Miss Park's Millions**

**BING CROSBY says:**

"How funny can you get? It should have happened to hope!"

And PARAMOUNT Preview Audiences Everywhere Have Elected It "The Funniest Hit In Years"
THE BRILLIANT white light from the crater of a "National" high-intensity, positive projector carbon is just about the best box-office insurance you can get.

Why?
Because it is the brightest and most perfectly color-balanced man-made light in the world and insures that your moving pictures will be clearly seen and enjoyed by every person in the house. No matter how exciting the film plot, your patrons won’t be satisfied unless they catch the full detail and color of the picture on the screen.

Use "National" high-intensity projector carbons in your lamp houses. There’s no premium to pay for this top-flight, box-office insurance.

The term "National" is a registered trade-mark of NATIONAL CARBON COMPANY, INC.
Unit of Union Carbide and Carbon Corporation

30 East 42nd Street, New York 17, N.Y.
Division Sales Offices: Atlanta, Chicago, Dallas, Kansas City, New York, Pittsburgh, San Francisco
CEA Wins New Rank Terms Of 33 to 50%
In Turn, Group Pledges Support of Quota Act

LONDON, Oct. 13.—J. Arthur Rank's General Film Distributors and the Cinematograph Exhibitors Association's General Council have reached an accord on rental terms, subject to formal ratification by both sides, and calling for a sliding scale of from 33 per cent to 50 per cent for a complete program with intermediate terms at 40 and 45 per cent. Flat rates will continue for Sunday bookings.
Both sides are confident that the new agreement will be formally ratified at a meeting here next Wednesday, this activity being one originally scheduled for today but postponed when the terms were divulged before formal adoption of them. B. T. Davis, former CEA president and now one of its delegates, used the terms as a

Pay for Video Films: S.A.G.

Screen Actors Guild will ask for additional payments from television broadcasters every time after the first that new films are used on television programs, Walter Abel disclosed on the "Town Meeting of the Air" program over the ABC network Tuesday night.
Appearing on the program, which had as its subject: "How Will Television Affect Motion Pictures?" Abel read a letter from SAG setting forth its position and indicating that other actors' unions are taking the same stand. Details were not disclosed but

Johnston in London, Due Here Saturday

LONDON, Oct. 13.—Eric A. Johnston, president of the Motion Picture Association of America, accompanied by Merrie Smith, his secretary, arrived here today from Ealing and is expected to leave New York by air on Friday. His plans include an early trip to Hollywood for the meet-

British Producers' Ire at French Film Quota Rising

LONDON, Oct. 13.—The British Film Producers Association, author of the 45 per cent film quota here, grows increasingly vexed with France over the latter's new quota restricting the import of British films to a minimum of 20 for the ensuing year.
The BPPA's protests earlier to the Foreign Office and British Board of Trade resulted in the latter sending its film division head, Andrew White, to Paris for official negotiations. Dis- satisfied with the results of White's mission, J. Arthur Rank, president of the BPPA and champion of the British quota, has written to Harold Wilson, Board of Trade president, urging him to reopen negotiations with the French government.
The BPPA feels that French playing time allotted British films

ITO of Wis.-Mich. Confab Opens Today

Main speaker of the convention, to be held at the Schroeder Hotel here,

Republic Regional Meeting Here Today

Republic will hold a regional sales meeting at the New York Athletic Club, today and tomorrow. Branch managers attending will include Frank Dervin, Boston; I. T. Sweeney, Pittsburgh; Merrill Davis, Atlanta; J. H. Dillon, Charlotte; Harold Laird, Tampa; George H. Kirby, Cincinnati; Irwin H. Pollard, Cleveland; Jake Flax, Washington; Arthur Newman, Albany; Jerome Lewis, New Haven; Leon A. Herman, Buffalo; William Murphy, New York.
J. R. Grainger, distribution vice-president, will preside, assisted by

Divorce Talks Renewed in Britain

London, Oct. 13.—Advocates of the complete divorce of exhibition, distribution and production are again airing their views and a showdown on the subject appears likely soon after Parliament reassembles on Oct. 25.
Harold Wilson, president of the Board of Trade, is likely to be questioned at that time on his threatened inquiry into distribution and exhibition, with production inevitably becoming involved. J. Arthur Rank's organization would be largely concerned.

SCTOA Names Film Conciliation Unit

LOS ANGELES, Oct. 13.—The board of the Southern California Theatre Owners Association has approved the decision taken at a membership meet-
ing last week to withhold Ascap fees until the question of what should get the money has been cleared by the courts.
The board further approved the conciliation plan outlined at the TOA Chicago convention and appoint-
ed a local committee to hear grievances.
Under the chairmanship of Paul Williams, SCTOA general counsel, the board named George Bowser, B.

Companies Facing New Chicago Suit

Chicago, Oct. 13.—Contending that a number of distributors in this area which do not sell on a bidding basis gave priority runs to competing drive-in theatres on films coming off the Loop, thus forcing it to close six weeks ahead of the normal closing date, is the basis for a suit now being prepared, according to the North Avenue outdoor theatre, operated by Fink and Gandel.
North Avenue claims it closed on Oct. 5 because the only product it could get was from three distributors which sell here under the bidding sys-

Vexed Court Agrees to New U.S. Case Delay

Hearings Off to Nov. 8; Loew's Hits Gov't. Order

Postponement to Nov. 8 of the new proceedings in the case of U. S. vs. Paramount, et al., applied for by the defendants and uncontested by the Government, was granted reluctantly by the three-judge Fed-
eral Court as a hearing here yesterday.
At the same time special counsel John W. Davis for Loew's submitted a memorandum attacking the Gov-
ernment's proposed order in the case as "putting the cart before the horse." In the document and in a brief oral address before the court, Davis contended that the U. S. Supreme Court had directed an extensive inquiry into all alleged illegally-held theatres and that, instead, without such an exploration of this phase of the case, and without furnishing proof, the Department of

US Likes RKO Decree Plan

RKO has submitted its individual proposals for a consent decree which wholly lacks the Paramount case to the Department of Justice, it was confirmed here yester-
day.
Reaction of the Department of Justice to the proposals was described as favorable and there were indications that the RKO plan probably will be accepted.
Pending definite action company offi-
cials and attorneys declined to re-
veal details of the proposals. Trade speculation, however, centered upon a possible 10-page RKO intent to dispose of

Little 3' Waiting End of Para. Case

Columbia, United Artists and Uni-
versal, considering themselves little concerned with the remainder of the Government anti-trust suit against the industry, which has to do almost wholly with theatre divestiture, are planning to remain on the sidelines and await the ending of the case,
Personal Mention

ARTHUR B. KRIM, Eagle-Lion president, will leave the Coast for New York at the weekend.

BERT SANFORD, Allied home office executive here, and Mrs. Sanford, because of the second time on Columbus Day when a son was born to radio actor ANDY DONNELLY and PATRICIA SANFORD DONNELLY.

WILLIAM WARD, assistant general manager of RKO Theatres, arrived in Cincinnati yesterday on a tour of the circuit's house in Ohio.

Andy W. Smith, Jr., 20th-Fox general sales manager, and SAM SHAIN, exhibitor relations director, left here last night for Milwaukee.

GAEL SULLIVAN, executive director of the Theatre Owners of America, returned to New York yesterday from Washington.

GEORGE WELTNER, Paramount International general sales manager, leave New York at the weekend for a tour of Britain and the Continent.

G. S. EYSSSELL, president of Radio City Music Hall in New York, arrived in Kansas City yesterday.

ARTHUR HORNIBLOW, Jr., left Hollywood yesterday for London and Rome.

SAM MARX, M-G-M executive, was in Ottawa yesterday from the Coast.

SCTOA Names Unit

(Continued from page 1)

J. Leavitt, Gus Metzger, Russell Roger and Harry Vintimillia, committee to hear grievances from any one, Williams is ex-officio.

A complainant must write a statement which will be screened. If found valid, the committee will act. Committeemen will not buy or negotiate contracts. SCTOA has about 350 member theatres.

New Ascap Plea May Be Valid: Williams

Los Angeles, Oct. 13.—Paul Williams, general counsel of the Southern California Theatre Owners Association, expressed the belief here that Ascap's arguments against the New York Federal Court to limit the action against it to relief only on the first copyright, may be valid and may spare prior notions. Williams said he believes the court does not have power to order any individual under any decree. Meanwhile the SCTOA has voted to continue payments to Ascap.

FCC Will Rule on Para-Dumont Issue

WASHINGTON, Oct. 13.—The Federal Communications Commission has reversed a previous decision and pronounced Para-Dumont Laboratories' claim on whether it believes Paramount controls Allen B. Dumont Laboratories.

The ruling will affect applications by DuMont and Paramount for six new television stations. DuMont is applying for stations in Cincinnati and Cleveland, while Paramount is seeking license for stations in Boston, Detroit, and Tampa. If the FCC finds Paramount does control DuMont, all of these applications will be handled by Los Angeles. Paramount already has licenses for stations in New York, Washington, and Pittsburgh; Paramount has stations in Chicago and Los Angeles. Paramount officials have indicated that they might take the FCC's five-station limit rule to the Supreme Court if they can get it applied in a specific case.

The commission has also granted Balaban and Katz a license for a new experimental television station in Chicago, and DuMont Laboratories a license for a similar station in the area between New Haven and Princeton, N. J.

FCC Gets 20th-Fox Bid for 12 Other Stations in West

WASHINGTON, Oct. 13.—Twenty-First Century-Fox today asked the Federal Communications Commission to earmark 12 radio channels for the use of television pictures and in our location work. The request is similar to one made by the Motion Picture Research Corporation which 20th Fox is a member, though the specific frequencies requested differ. Commission has also granted FCC hearings by attorney Harold E. Mott.

First Meeting of New Video Officers

First meeting of the newly-elected officers and board members of the National Film Council, will be held here this morning, to be preceded over by Melvin L. Gold, president.

On the agenda are: election of chairman of the board, new schedule of dues and finance arrangements for 1949, and general policies of the organization.

Video Films Pay

(Continued from page 1)

The SAG reference appeared to cover Actors' Equity, American Federation of Radio Artists and other talent unions as well.

According, president of the ABC, said he was "delighted" to hear of SAG's interest, but cautioned that television today needs the help of all talent, especially, and "that it's enough dollars yet to go around."

AFM Ban on Records Is On Indefinitely

American Federation of Musicians ban on making records will continue in effect indefinitely as a result of the total collapse of negotiations over the ban, between AFM president James C. Petriello and representatives of the record industry.

"American Federation of Musicians and industry representatives who have not reached a definite agreement have agreed to continue the ban," it was said in a joint statement.

Two Presidential Reels from Warner

Two special features on the coming Presidential elections will be presented "as a public service" by Warner Pathé News as part of its regular issues during the next week. It was announced that Oct. 17, 1938, is the story. "The Truman Story" will be released Monday, while "The Truman Story" will be released next Tuesday.

The Dewey story will be in today's issues of the four other newscasts, and thehuman story will appear in Monday's.

Producers Frown on Detroit Trip

DETROIT, Oct. 13.—Because they are actively engaged in Hollywood production, independent producers Walt Disney, Samuel Goldwyn and the other producer plaintiffs in the Society of Independent Motion Picture Producers' suit against United Detroit Theatres and Cooperative Theatres of Detroit declared they cannot join with other producers in a request that they appear here for pre-trial examination on Oct. 18. The court later this week will rule on the defendants' motion for the producers' appearance, however.

Hearings On in CSU Suit for $43,000,000

HOLLYWOOD, Oct. 13.—Federal Judge William Mathies has begun preliminary hearings in U. S. District Court here on the Conference of Studio Unions' $43,000,000 suit against the I.T.S.E. and major producers. Action charges the "IA" and studios with a conspiracy to expel CSU members and employ independent contractors. Hearsings began on employment dispute which occurred before 1945 studio jurisdictional dispute.

Jackson Pk. Hearings Extended to Nov. 9

CHICAGO, Oct. 13.—Hearings in connection with the Jackson Park Loop bridge damage suit on the Loop decree which was issued in its favor here have been extended until Nov. 9, Judge Michael Iggo of U. S. District Court for Northern Circuit.

Eight Pledge $4,000 In Tri-State's Drive

Hollywood, Oct. 13.—Eight distributors of the Tri-State Theatre Corp. to establish prices in the circuit's "Managers' Showmanship" drive, having contributed $4,000 so far. The drive was started Oct. 1st and will run 13 weeks. Ralph Branton of Tri-State will arrange the awards with the help of advertising mediums.

Kussell To Preside At Southern Meet

NEW ORLEANS, Oct. 13.—Milton S. Kussell, distribution vice-president of New York's Columbia Organization, is due here from New York to preside at a Southern divisional sales meeting in the Jung Hotel tomorrow and Friday.

Henry G. Krumm, Southern division manager, Alfred Delcambre, Southern division sales manager, are in Iowa, Nebraska and Illinois.

New Chicago Suit

(Continued from page 1)

Tito of Wis.-Mich.

(Continued from page 1)

Republic People

(Continued from page 1)

Edward L. Walton, assistant general sales manager, and Walter L. Titus, Jr., division manager, who are co-heads of the "Jimmy Grainer 10th Anniversary Drive!" Herbert J. Yates, Republic president, will address the meeting tomorrow.

Truman Honors Ryder

HOLLYWOOD, Oct. 13. —Loren L. Ryder, head of the Paramount sound department, has been presented a Presidential citation "for outstanding contribution to the war effort." A Government technical consultant during World War II, who is president of the Society of Motion Picture Engineers, received the award from President Harry S. Truman.
'JOHNNY BELINDA' BRILLIANT: WHEREVER MOTION PICTURES ARE REVIEWED YOU'LL BE READING A RAVE FOR WARNER BROS:

Johnny Belinda

JANE WYMAN - LEW AYRES

"Johnny Belinda"

CHARLES BICKFORD

AGNES MOOREHEAD - STEPHEN McNALLY

Producer Jerry Wald
Direction Jean Negulesco
Screenplay ....... Irmgard von Cube and Allen Vincent
Based on the stage play by Elmer Harris
Photography ........... Ted McCord
Art direction ........... Robert Haas
Musical score ......... Max Steiner
Musical direction ... Leo F. Forstein
Edited by ............... David Weisbart


(Running time—101 minutes)

Great is a word to be used cautiously in motion picture reviews, but great is the only word applicable to "Johnny Belinda"—a film that will take a place high in the roster of memorable screen dramas. Its poignant story has the dual advantages of being unique and compelling. It fascinates the spectator with its audacious originality and grips him with its stark realistic situations. There is nothing phoney or contrived about "Johnny Belinda"—rather, it is a sincerely moving example of celluloid craftsmanship reflecting the integrity of producer Jerry Wald. He allows no detail of supervision to obscure the beauty of the story. The Nova Scotia background complements its simplicity and a superb cast makes real, vivid characters of the rural types.

As a boxoffice attraction "Johnny Belinda" is bound to be the substantial hit its magnificent entertainment values warrant. The film, clearly, will benefit as much from word of mouth advertising as by critical acclaim. Interest in the superlative performance of Jane Wyman will be a decided factor in getting the show across. For feminine audiences it is a natural.

Jean Negulesco's direction combines dramatic emphasis and pace with the required sensitivity. His artistry, and that of Jane Wyman who undertakes the difficult acting task of portraying a deaf mute, give the picture some rare moments which linger long in the memory. It is a hard man, indeed, who does not hold back a tear as the girl says the Lord's Prayer in sign language.

"Johnny Belinda" is the story of a young doctor who comes to a Nova Scotia fishing village after a short practice in the city. Among the people he meets is Belinda, the deaf and dumb daughter of plain-spoken but warm-hearted Charles Bickford, the village Miller. He recognizes her intelligence and begins to teach her sign language. With her education comes the enhancing of her beauty. Stephen McNally seduces her in a drink moment and the girl becomes pregnant. A scandal inevitably arises and Lew Ayres, the doctor, figures prominently in the gossip. He is forced to leave.
Korda Drops Name From His Film Titles

LONDON, Oct. 13.—Sir Alexander Korda announced that he will drop his own name from all London Films credits. He said:

"Korda; I am not a producer now. I am an administrator. My name will no longer appear on the films and each will carry the name of the producer."

New Rank Terms

(Continued from page 1)

bargaining point in dealings with British Lion. The latter protested that Korda's name has been omitted to all distributors to his terms. CEA and Rank mutually ignored the incident and set the meeting for next Wednesday.

Rank agrees that nothing in the new pact will prohibit an exhibitor from making better deals. Additionally, he will abandon his booking tribunal and CEA has agreed to refer to two arbitrators, one representing exhibition and the other distribution, and where necessary, a third when independent arbitrators express the belief that arbitration normally will not be required under the new terms.

Rank will endeavor to persuade the Kinematograph Renters Society to agree to special terms for small exhibitors.

In view of the new terms, regarded as a CEA triumph, CEA has pledged itself to the best to fulfill the 45 per cent exhibitor quota which went into effect Oct. 1. Rank looks upon the agreement as a test of good faith. To that end he was prepared to go the limit in the appeasement of the smaller exhibitors. It is understood that Walter Reginald Fuller, secretary of CEA, prior to the negotiations had told Rank that the latter's distribution company created considerable ill will during the last eight months and this is at least one reason Rank in making the new deal.

UK Producers' Ire

(Continued from page 1)

should be "more in keeping with the present level of British production." BPFA fears that the minimum 20 pictures may prove to be the maximum.

The French government, on the other hand, holds to the position that it cannot go further than that until it has discussed the matter with other countries concerned.

Apart from the 120 American films which French exhibitors are interested in, France also has established a second category of 65 "foreign" films from all other countries, Britain among them, to be imported in the ensuing year.

The BPFA complains bitterly that the French estimate of Britain's production is limited to the quota which is based on the unrealistic British film exports to France in 1947, which were 17 pictures. This country's present production, the BPFA claims, demands more favorable treatment than that now accorded by the French.

U.S. Suit Delay

(Continued from page 1)

Justice has proposed a sweeping pro-
specification.

Circuit Court Judge Augustus Hand, senior member of the three-judge court, obviously annoyed at the new delay, commented, "If only we could send this to a master or something like that." To that he added: "We are not going to spend our lives on this type of case."

James F. Byrne, special attorney for 20th Century-Fox, assured the court that no further postponement is in view at the present time.

D. of J. Agreed to Date

Byrnes made the oral bid for the Nov. 8 hearing date. Prosecuting attorney Robert Wright thereupon informed the court that the Department had no objections, adding that Attorney General Tom Clark had agreed to the new date in discussions with film company representatives and that currently is conducting negotiations for a consent decree with the defendants.

Although yesterday's session was limited by the two pending formal proposals and judgment, formal briefs were not filed by any of the defendant companies on the grounds that they have had insufficient time to analyze the Government's voluminous document on a proposed order.

"The standard had the effect of indicating a lengthy court content over the procedure to be followed in testing divestiture, especially in the event the present decrees demand finality. "There is no basis for relief in the proof furnished by the Government, in my view," he charged. He made it clear that he was speaking only for his client, Loew's. "Dismissal and not divestiture should be the relief," he said.

Under attack by Davis, in his memorandum, the Government's recommendation that hearings on the legality of origin of theatre interests be held in Los Angeles. "Only by the consideration of specific facts and figures in the record, can the Court be apprised of the effect of the acquisitions by the Government and the defendants may the issues be fully at this point in the present case, the Department had said.

Record 'Barren of Proof'

Davis countered with this: "The record in U. S. vs. Paramount as it stands today is barren of proof reestablishing the circuits as Loew's acquisition of its theatres or that the strategic position of any Loew theatre in a particular locality has been maintained by reason of illegal restraints on trade and not by reason of the merits of the theatre.

"That the record does lack such proof was clearly recognized by the Supreme Court when it said, 'What findings would be warranted after such a record in the present case, we do not know.'""Loew's memorandum continued.

"The defendant Loew's has no desire to have its theatre interests tried in a court of the United States. The court is called upon to render finding of receiving further proof, but at the same time, if the proof directed to be the two cases is not now offered by the Government, it would not divestiture should be the relief."

In conclusion: Loew's insisted that the Government's suggested process of splitting joint interests, complete divestiture, and cease and desist orders are all subject to the defect, namely, lack of proof to warrant such relief.

Yesterday's session marked the official debut in the case of District Court Judge Henry W. Goddard. Cope replaced the late John Childs.

Judge Hand expressed regret he had overlooked the fact that he was previously conflicting with the observation of Yom Kippur.

US Likes RKO Plan

(Continued from page 1)

its entire theatre holdings with the exception of a few key showcases. A plan of this kind has been reported is work in progress from almost the day that Howard Hughes acquired stock control of RKO from Atlas Corp.

Traditionally inclined to give credence to the reported intention of disposing of the RKO theatres, insiders as it is known that little less than that could be regarded as "acceptable" by the Government, which would favor the RKO offer as "much better than nothing." so proposed by the other four theatre-owning defendants.

Loew, Paramount, 20th Century-Fox and Warner, are conducting their own decree negotiations, at the request of Justice.

It is generally believed that Attorney General Tom Clark's agreement to the postponement of Federal Court hearings on the case to Nov. 8, was designed primarily to provide time to push the negotiations with the four to a conclusion.

Little 3 Waiting

(Continued from page 1)

either by consent decree or lengthy trial, it was evident yesterday, that the last three of the majors were not represented at yesterday's hearing before the three-judge Federal Court in the suit. Artists sent only one observer. Even more than usual, this is about what if the case continues for a long time.

The Department of Justice early this week agreed that "it hardly seems worthwhile for the Little Three to send their lawyers to court" hereafter.

The Little Three cannot be severed from the case, but they have virtually nothing at stake in the continuing context between the Government and the theatre-owning companies.

Johnston in London

(Continued from page 1)

ning of production and distribution execu-
tives of major companies, following his arrival in New York on Thursday.

Johnston had a "friendly" conference today with J. Arthur Rank and is endeavoring to see Harold Wilson, BOT president, tomorrow.

Washington, Oct. 13.—It now appears that a week later than that earlier that meeting of top in-
He keeps the action in character...

THE STAR makes his getaway. In his wake "confusion" reigns...

This background action, however, is far from helter-skelter; the assistant director has controlled it carefully to keep it characteristic of the scene.

But handling supporting actors is only one of many ways the assistant director daily demonstrates his sense of the dramatic and his organizing skill. He is liaison man between his director and the cast and crews. He prepares shooting schedules... assigns calls... anticipates every need that might arise.

Thus the difference between efficient picture making and a film that goes beyond its schedule and budget often rests with him. Yet heavy as his responsibility is, it's lightened not a little by the faithful performance of a "partner" in efficiency—the famous Eastman family of motion picture films.

EASTMAN KODAK COMPANY
ROCHESTER 4, N. Y.

J. E. BRULATOUR, INC., DISTRIBUTORS
FORT LEE • CHICAGO • HOLLYWOOD
RKO Showmanship Sets Up Spectacular Openings for Chicago - Milwaukee Oct. 19-20!

RKO's big new first-run Western launched with blazing campaigns at Palace, Chicago, and Riverside, Milwaukee! . . . City-wide parades . . . Front-page newspaper sponsorship . . . Stars, functions, fetes... Top radio, exploitation coverage! . . . Red-hot hooray for the kind of openings that "The Showmanship Company" made famous!

Dick Powell · Jane Greer in Station West

with Agnes Moorehead · Burl Ives

Produced by Robert Sparks
Directed by Sidney Lanfield
Screen Play by Frank Tashlin and Winston Biggar

Hear Burl Ives as the troubadour of Rock Pass!
Others to Hit Gov't Order in Para. Case

To Join Loew's, Holding U. S. Offers No Proof

Government's proposed order of divestiture for entry in the Paramount case is expected to be subject to more vigorous lashing by theatre-owning defendants in memorandum to the New York Federal Court either today or early next week.

Twentieth Century-Fox and probably others will join with Loew's, which filed earlier, in the charge that the Department of Justice has failed to supply new proof adequate to warrant its sweeping proposals on divestiture, it is understood. Special counsel John W. Davis for Loew's has asked dismissal of the suit unless the Government can come up with concrete evidence of trade restraints or other illegal practices involving theatre acquisitions and leases.

Meanwhile, it is learned that the

Conciliation Will Spread Fast: Smith

Milwaukee, Oct. 14.—Praising the manner in which the 20th Century-Fox conciliation plan devised with Ben Berger, North Central Allied president, has been operating, particularly in Minneapolis, Andy W. Smith, Jr., 20th-Fox general sales manager, predicted today that the plan would be functioning in every territory in six months. He spoke at the opening session of the Independent Theatre Owners of Wisconsin and Upper Michigan convention which is being held at the Schroeder Hotel here.

Beppo L. Smith followed with an explanation of the plan, endorsed the 20th-Fox executive's views and

Complaint Unit Set Up by K-MTA Board

Kansas City, Oct. 14.—Setting up of a committee to receive complaints and assist in making differences between distributors and exhibitors on complaints from exhibitors in the Kansas City area was the first business acted upon by the new officers and directors of Kansas-Missouri Theatre Association. (Continued on page 4)

Gus Eysell Denounces 'Prophets of Gloom'

Kansas City, Oct. 14.—The film industry of this city tonight gave a testimonial dinner to Gus Eysell, president of Radio City Music Hall, New York, and executive manager of the Roxy-Loew's theatre.

Eysell, who spoke at the Hotel Mueller here on the occasion of his 30th anniversary in show business, Eysell started as an usher at the Hotel Truste here in 1918.

Eysell paid tribute to Frank Newman who gave him his first important position as treasurer of the Newman Theatre. (Continued on page 5)

Bids to E.C.A. For $1-Million From Industry

Washington, Oct. 14.—The Economic Cooperation Administration is processing applications from the motion picture industry for guarantees of the convertibility between now and next April 1 of close to $1,000,000 of the costs of distributing films in Marshall Plan countries.

ECA officials said about half a dozen applications are involved. They will not specify countries or companies. Some Asiatic areas are involved, as well as European.

ECA officials have been promising for several weeks to announce "within a few days" approval of the first guarantee, some $250,000 for Motion Picture Export Association operations in

Cowdin Absolved in Stockholder's Suit

Federal Judge Harold Medina yesterday dismissed in U. S. District Court here the suit brought by Universal-International minority stockholder Stephen Trumbull against U-I board chairman J. Cheever Cowdin together with four other company executives, all charged with improper stock transactions. Cowdin, (Continued on page 5)

Rank's 'Concessions' to Small Houses Hit by KRS

Chicago, Oct. 14.—Some 75 film salesmen delegates from all over the U. S. will convene here on Saturday for the first national convention of the Chicago Board of Motion Picture Salesmen of America, which will be presided over by Colosseum president A. W. Van Dyke.

Principal business of the board will be consideration of the terms of the union contract agreement reached recently by Colosseum and distributor negotiators. Convention will run through Sunday.

MOTION PICTURE NEWS

First in Film News

NEW YORK, U. S. A., FRIDAY, OCTOBER 15, 1948

TEN CENTS

Decision In A Week on TOA Appeals Board

Theatre Owners of America's executive board will meet here late next week to decide whether or not a central appeal board should be established to complement exhibitor distributor conciliation machinery set up by TOA member units, Saul Sullivan, TOA executive director, disclosed here yesterday. It was decided at the recent TOA convention that the organization would embrace conciliation only on the local level, although meanwhile consideration should be given to the proposal that an appeal board made up of exhibitor and distributor representatives be formed.

Another proposal due for examination by the TOA executive board at next week's meeting concerns the possibility of including the American Artists

Report Rank in Bid To Pickford on UA

Hollywood, Oct. 14.—Mary Pickford has reportedly rejected a bid by J. Arthur Rank for United Artists' British holdings, amounting to 25 per cent of Odell stock, and Rank, according to sources in London, to have scouted Miss Pickford on acquiring a controlling interest in UA here.

Miss Pickford was said to be firm on not selling any of her UA stock at any price and at any time, but is said to have left the door open for Rank to join UA as a partner.

Miss Pickford is also reported to

Deneau Will Preside At Pittsburgh Meet

Eastern division sales meeting of Selznick Releasing Organization will be held tomorrow and Sunday at the William Penn Hotel, Pittsburgh, with Sidney Deneau, assistant general sales manager, presiding.

Among those attending are: J. E. Fontaine, Eastern division manager; Saul J. Krugman, Atlantic district manager; Tom Dune, New England district manager; J. J. Oulahan, Central district manager, and all sales representatives of the Eastern division.
Insider's Outlook

By RED KANN

HERE and there British official policy regarding Israel has brought about delays in getting British films. The move is not widespread, never has been, meets no encouragement from the industry and is not connected by responsible agencies supporting the new state.

To attempt to deny the decided displeasure of the American exhibitors over the alleged quota law and the booking policies pursued by the J. Arthur Rank companies would prove a rather large enterprise. This state of affairs has cut into the diminishing interest in American films, whatever it may have been when Rank officially was on record in opposition to any quota. Consequently, there is neither the idle scramble nor headlong rush toward plays on British product, despite the fact that such revenue would augment the $17-50 million industry is permitted to withdraw from England.

However, the determining factor is something else. Rank talks about failure at peace or the always understanding between both industries until British films "receive reasonable playing time in the U.S.A." It depends entirely upon how he thinks "reasonable playing time" is to be developed and whether he would be satisfied by getting it through competition or by having it underwritten by major British players to help preserve their position in Britain.

Since he has stated several times that he is preparing to take his chances, which presumably is his position currently, he should understand that he must succeed, or continue to fail, in the American market in direct ratio to the product he supplies it. The American showman has no need to turn to other sources than Hollywood for mediocrity. Hollywood would handsomely by him on that score.

When Rank gets to know what evidently he is yet to learn about the men of exhibition in this country, he will appreciate that they are in the business of running theatres for profit. They have been profiting the most and the longest by way of Hollywood product. A question to a surface knowledge of this industry has the slightest doubt of how rapidly allegiances can switch if there is a reason.

It is Up to the exhibitor again to observe that the exhibitor will play any producer’s film whether made in California, England or the Gobi desert if he can buy it at a price he calculates to be right and believes he can make a dollar in the doing.

There is no widespread opposition to British films beyond the discussion above. The British producers themselves. When Arthur H. Lockwood, TOA president, pointed out the other day he was reflecting with unerring accuracy the thinking of the general body of American theatremen.

"There will be playing time, and ample playing time, for any foreign film which meets the American public’s standard," he said.

Rank did well here with "Henry" nationally and is doing well now with "Hamlet" in London and New York. The simple truth is audiences were waiting. The entire situation, clearly, once again reverts to its incapable conclusion: When England, or France, or X, Y and Z send to this country merchandise audiences want to see, the result will never be in doubt.

Unbelievable, yet true, is the incident of the producer who telephoned the sales manager to inquire how his Broadway run was doing. Opening week was $60.50 per foot. Second week was down to $30.00. "I’m disappointed, but it’s nice that we took in all that money," said the producer.

"We took it in all right, but what with the theatre rental and the very heavy newspaper and radio campaign, we aren’t doing so well," replied the sales manager.

"You understand, of course, that the $53,000 I'm talking about is gross, not profit."

"Is there a difference?" asked the producer.

Hollywood, including David O. Selznick, has been after Roberto Rossellini, director of "Open City" and "Paisan.” Negotiations reached a stage, at one point, where a long and intricate contract was forwarded to him in Rome. He got as far as the first seven pages, then gave it up. But before calling it quits, he thought that the $53,000 take was a bargain.

"What would you like to be the director of my next picture?"

Silverman Named Republic Manager

Appointment of Norman Silverman as Republic Pictures’ Philadelphia branch manager, effective Nov. 1, was disclosed here yesterday by James R. Craig, executive-vice president in charge of distribution.

$1.06 Columbia Dividend

Columbia Pictures’ board of directors, at a meeting held here yesterday, declared a quarterly dividend of $1.06 per share on the company’s cumulative preferred stock, payable on Nov. 15, to stockholders of record on Nov. 1.
... on its way to
Radio City Music Hall

UNIVERSAL-INTERNATIONAL presents

JOAN FONTAINE • JAMES STEWART
in
"YOU GOTTA STAY HAPPY"

EDDIE ALBERT

ROLAND YOUNG • WILLARD PARKER
PERCY KILBRIDE
Produced and written for the screen by
KARL TUNBERG
From the Sat. Eve. Post serial by ROBERT CARSON
Directed by H. C. POTTER
A WILLIAM DOZIER PRESENTATION
A RAMPART PRODUCTION

A WONDERFUL COMEDY FROM U-I
to take its place
with the great comedy hits
of all time!
Mochrie Sees ‘Joan’ As Industry Boon

Sierra Pictures’ “Joan of Arc” will be an ambassador of prestige and goodwill for the industry, answering and silencing many of its critics, Robert Mochrie, RKO Radio Pictures manager, predicted here yesterday.

Speaking at a Juneeon at the 21 Club which preceded a screening of the picture for trade press editors, Mochrie said the picture merits the support of the entire industry because in itself it is a substantial contribution to better public relations.

Mochrie asserted the film would be among the industry’s all-time top-grossers, not excepting “Gone With the Wind.”

He said the Victoria Theatre on Broadway, where the picture will open on Nov. 2, is being almost entirely rebuilt, with appropriate decorative motifs, to house “Joan of Arc.”

“It is a rare instance of a theatre being built around a picture,” Mochrie said.

Walter Wanger, producer of the $4,000,000 picture, told the gathering that when fiscal problems were encountered during its production he went to Alex Ardey, of Bankers Trust Co., the largest investor, with $3,000,000 in the production, and suggested that $1,000,000 could be saved by making the picture in black and white.

Ardey rejected the idea and urged Wanger to go ahead with Technicolor. Not only that, but after seeing the picture Ardey told Wanger Bankers Trust was so proud to be associated with it he wanted a “Joan of Arc” banner to display in the bank. He got it.

Schlaifer Efforts Reviewed by ‘Tide’

Charles Schlaifer, advertising-publicity director of 20th Century-Fox, comes in for special recognition in the current issue of “Tide.” Citing the job he has done in putting the company’s advertising machinery to work for the local exhibitor, the magazine points out that since promoted to his present post three years ago, he has concentrated on “building and cementing solid relations between 20th Century Fox and 14,000 exhibitors who ultimately decide what pictures will show in what theatres.” The article observes that Schlaifer’s nurturing of “grass-roots” should mean more and more at the box-office.

Methods used by Schlaifer in gearing the company’s “entire exploitation machine for maximum effect” are reviewed.

Films’ ECA Bids (Continued from page 1)

occupied Germany, Wayne C. Taylor, special assistant to ECA administrator Paul Hoffman, today repeated the promise. He explained that MPEA guarantee has been placed as the “guinea pig” for all information media contracts, and that work on the contract has accordingly proceeded with care. Future guarantees will move more quickly, he declared.

It is indicated that 19 information media guarantees, covering the total $10,000,000 allotted by Congress for this work through April 1, are in various stages of progress. He refused to say how much of this is for films, but other ECA officials revealed the rough estimate of “close to $1,000,000.” The rest will go to newspaper, magazine, and book publishers.

Rank, KRS (Continued from page 1)

refered “Red Kans” recent article in “Motion Picture Daily” to illustrate his points. He concluded by de- nouncing the situation. “In this situation, situation be eliminated completely.”

Outlining that greater cooperation in the industry would “increase box office receipts,” Leon J. Bamberger, President Radio sales promotion manager, commented upon the interest taken in “second rate” pictures and insisted that these were very big as good as the big attractions, but that they lacked the exploitation. Proper exploitation of these films, he added, would make them cost prohibitive.

Truman Rembusch, president of Associated Theatre Owners of Indiana, in discussing distribution, maintained that how it operates and the costs involved made it too expensive and offers too many problems at this time to risk its use in theatres.

Also among the speakers was Dave Plumlee, manager of the Theatre Picture Association of America’s theatre service division, who discussed the role of public relations and the illusion.

K - MTA Board (Continued from page 1)

meeting today. Personnel of the committee has not been selected.

Frank Plumlee, one of the new directors, announced his resignation be- cause of a long illness. Frank Plumlee is joining Tom Edwards as a partner in the Edwards-Harris circuit, having resigned as district manager of Theatre Enterprises after an association of 13 years.

French, Italian Ads Swamp US in Brazil

French, Italian and other films are capturing playing time normally going to American films in Brazil and other South American countries. Because distributors of such films advertise them extensively in newspapers and trade publications, exhibitors in Brazil have been retrenching. So finds Liebeskind, exhibitor and distributor just back from six months in Argentina and Brazil.

Booking combines are springing up in the United States. What distributors are running in Argentina and Brazil is, “American distributors, however, are encouraging their taste, but the practice is being stopped in the bud if the industry attacks the problem intelligenty,” he declares.

Liebeskind believes the American industry is in a position to defeat the Brazilian Control Commission now seeking to fix film rentals and admission prices provided forced action is taken.

Film prices in Brazil, where the cost of living is higher than in the United States, are the cheapest in Latin America. Nevertheless, the Brazilian Commission, committing itself to a peak of 40 per cent on rentals and a ticket high of about 30 cents, first-run, depending upon the theatre, structure has been forcibly to the growing box office resentment. It is understood that Rank’s rival British producers, notably Sir Alex- ander Korda, could be responsible for the whole question before the British Film Producers Association.

Smith on Conciliation (Continued from page 1)

Only the best in sound is a sound investment today. The best is "Voice of the Theatre"—proved superior to all other speaker systems by impartial acoustical measurement tests—witnessed by the leading scientists of the motion picture industry.

There is a "Voice of the Theatre" speaker system for every size theatre. Ask your supply dealer for information about modernizing your present system with "Voice of the Theatre." "Voice of the Theatre" speaker systems are supplied as standard equipment by most leading theatre sound system manufacturers.

Woodham-Smith Here On "Routine" Visit

G. I. Woodham-Smith, board member and chief counsel for the world-wide "Routine" interests, arrived here yesterday on the SS Queen Mary "on a routine visit to look into legal matters." While here he will be joined by Robert A. Smith, president of the American Rank Organization. He will remain until about Nov. 6.

Other arrivals on the same ship were Robert Larry, Universal-International representative, and Edward Far East and Elsa Saxton, newspaper columnist, who declared that "U. S. pictures did not get fair trial in the Venice Film Festival." She urged that U. S. producers have their own festivals abroad.

Italian Picture To Aid Runyon Fund

Proceeds of the Oct. 20 premiere of Lux Productions’ "Tragic Hunt," which received an award at the International Film Exposition in Venice, will be donated to the Damon Runyon Memorial Fund by Films International of America, distributor, and the Cine Association.”

Rank Bid on UA (Continued from page 1)

be considering plans for a large dollar pool for secondary financing of independent producers through UA. Efforts to obtain confirmation of these reports were unsuccessful.

more than 3,000 major U. S. theatres use "Voice of the Theatre" SPEAKER SYSTEMS

161 Sixth Ave.,
New York 13, N. Y.
1161 N. Vine St.,
Hollywood 38, Calif.
SMPE Will Stress Television

Eyssell Denounces

(Continued from page 1)

and in a concluding note took issue with those “prophets of gloom” who predict that the future is grim.

The future belongs to those who know their business, who have courage, who do not expect to get something for nothing, who realize that they must serve their community and their country,” he declared.

Survived Other Crises: Eyssell

We are facing a crisis,” he solemnly added, “but it is a crisis that we have faced before. We once had to cope with the transition from silent films to sound. We have had to meet the competition of radio. In their time, there were great challenges and they were accompanied by the same predictions of gloom and pessimism that we keep hearing. I only ask you to remember that we not only survived them but made great economies in the process.

“We are fighting for our lives,” he continued. “The fact is that under normal conditions, our business every day is fighting for its life. It is that competition which gives boldness and pluck to the industry that cannot be found in the controlled and planned economies of totalitarianism.”

Chairman of the drier committee was Elmer C. Rhoden, Ben Shlyen, Arthur H. Cole and Senlaw Lawler were co-chairmen. Committee members included: George Baker, R. R. Biechele, Nathaniel Cohen, M. A. Cohn, James Custer, Bernie Evans, Sy Friedman, Carl Gebert, Barney Joffe, Finton Jones, Landon Laird, James Lewis, Frank Plumlee, Roy Roberts, Clarence Scholl, Pelo R. Willi, Willard Truog, Don Walker and Robert Withers.

Some 250 Reservations Made

Approximately 250 reservations had been made by Sullivan’s full-columnist and radio commentator, was master-of-ceremonies. Walter Pidgeon, M-G-M star, represented the studios.

Among those on the reservation list were the following from New York: New Enterprise's Harry Richardson; William F. Rodgers, Spyrus P. Skouras, Henry Robbins, George P. Deming, John O’Comber. John Gomersall, Maurice Bergman, Charles M. Reagan, and from other points: Charles P. Skouras, Frank Newman, Seattle; George A. Smith, Los Angeles; George P. Giouros, Hollywood; H. B. Steiner, Chicago; Pat McGee, Denver; W. H. John Meardi and Jim Castle, St. Louis; Ralph Ayers and E. L. Roberts, Lincoln, Neb.; R. J. Donnell, Dallas; Tom Edwards, Farmington, Mo., and R. R. Winship, Phillips, Kans.

Also present were Paramount representatives from Fox Midwest and Durwood and Commonwealth Theatres; and branch managers of film companies, including City Manager Kelvin of the Kans. personal friends of Eyssell, and civic officials.

Kaye Film Premiere

Samuel Goldwyn’s “A Star Is Born,” starring Danny Kaye and Virginia Mayo, will have its world premiere at the Astor here on Tuesday, with a contingent of stars, headed by Hugh Herbert, on hand.

Six Films Rated ‘B’

As Legion Reviews II

Eleven more pictures have been rated by the National Legion of Decency, with six receiving “B” ratings.

In A-I are Columbia’s “Rusty Leads the Way,” and Republic’s “Son of Rusty.” In A-II are 20th Century-Fox’s “Bungalows 13,” Universal’s “Rogues’ Regiment” and 20th Century-Fox’s “Unusual Suspects.”


Hit Gov’t Order

(Continued from page 1)

New York three-judge expediting court’s approval of postponement to Nov. 8 of the new hearings in the case actually constituted a reversal of a decision by a senior jurist. The precedent for the postponement was rejected on Oct. 7 when they addressed themselves to Circuit Court Judge, in accordance with judicial procedure.

Industry opinion is that the switch might be advantageous to the Department of Justice for more time to explore consent decree proposals. It is said that Attorney General Tom Clark sanctioned the new date for the hearing after Judge Learned Hand had declined against the request.

New WB-Woody Pact

BOSTON, Oct. 14—Janie Wyman has been signed to a 10-year contract by Warner. The actress was here on a personal appearance tour.

Five Are Started

And Five Finished

Hollywood, Oct. 14.—There was no change in the production index, which still remains at 27. Five new films were started while an equal number were completed.


Shooting finished on “Make Believe Ballroom” and “Blondie’s Big Deal,” Columbia; “Reign of Terror” (Warner), and “An Old Fashioned Girl” (Equity). Eagle-Lion: “Renegades of Sonora,” Republic.

TOA To Decide

(Continued from page 1)

arbitration Association in the scheme of things. Arbitration was suggested as a final resort if exhibitor-distributor differences could not be settled by an appeal board. Sullivan indicated, however, that feeling among TOA leaders is that the expense that goes with arbitration could be prohibitive; hence, it is regarded as unlikely that the TOA board will probe very deeply into the arbitration angle.

Sullivan said that some TOA leaders have expressed skepticism over the workability of an appeal board largely on the ground that it could be difficult to find exhibitor and distributor appeal board representatives who would be sufficiently free of bias in favor of their own factions. He said a final decision on that score, however, would have to be worked out by the TOA executive board.

Youngstein Names 9

To AMPA Committees

Max E. Youngstein, president of the Associated Motion Picture Advertisers, here, has appointed chairmen and co-chairmen of six committees for AMPA, as follows: Charles Alicote, Jack Kostagi, Ray Gallagher, Abe Bache; Robert S. Goldberg; Gordon White, delinquents and dues committee; Harry Blair, publicity; Chet Price, ticket sales; Lige Hough, special events, and Herman Scheller, entertain-

ment.

60-Day Extension in SIMPP Detroit Suit

DETROIT, Oct. 14.—Time for filing answers to the anti-trust action filed some months ago by the Society of Independent Motion Picture Producers against United Detroit Theatres and Cooperative Theatres has been extended 60 days in Federal District Court here. Defense lawyers need that much additional time, they told the court.

And PARAMOUNT Preview Audiences

Everywhere Have Elected It

“The Funniest Hit In Years”
Mr. Exhibitor: Here's your Box-Office Score Card from Republic!

1. Jane Doe
   Starring Ruth Hussey, John Carroll, Vera Ralston
   Directed by Frank Borzage

2. Moonrise
   Starring Dane Clark, Cail Russell, Ethel Barrymore
   Directed by John Steinbeck

3. The Red Pony
   Starring Myrna Loy, Robert Mitchum
   Directed by Charles K. Feldman
   Produced by Lewis Milestone
   Color by Technicolor

4. Macbeth
   Starring Orson Welles and Great Cast!
   Directed by Charles K. Feldman
   Produced by Mercury

5. Drums Along the Amazon
   Starring George Brent, Vera Ralston, Brian Aherne, Constance Bennett

6. Angel in Exile
   Starring John Carroll, Adele Mara with Thomas Gomez

7. The Plunderers
   Starring Rod Cameron, Ilona Massey, Adrian Booth, Forrest Tucker
   In Trucolor

8. The Last Bandit
   Starring William Elliott, Adrian Booth, Forrest Tucker
   In Trucolor

9. Roy Rogers Westerns
   4 Super Serials, 20 Variety Features, 14 Action Westerns

Box-Office Guarantee: ✓
Mass Appeal: ✓
Proven Titles: ✓
Exploitation: ✓

Total: 100% 100% 100% 10

Join us in honoring Jimmy Grainger's 10th Anniversary Drive!
Sept. 27th to Dec. 31st
Vengeance Is Ascended, ITOA Battles High Cost of Film Shipping

Society's 'Simple Decree Bid Cited in Allegation

Issue before the New York Federal Court in the case of ITOA members versus Ascap has been narrowed down to the question of how broad an injunction may be ordered by the court in accordance with its jurisdiction, with the exhibitors arguing that Ascap's bid for a simple decree seeks to "break up the organization." According to a directive of Federal Judge Vincent L. Birtle, both sides on Friday exchanged briefs exploring the court's jurisdiction. Ascap attorney, arguing that only a simple decree affording relief to the immediate plaintiffs is within the court's limit. Both are permitted to bolster their arguments with a number of cases offered as precedents.

Ascap would have the decree reversed (Continued on page 7)

Delay Anglo, US Meeting

London, Oct. 17.—The meeting of the Anglo-American Film Council, originally announced for this year in London by Eric Johnston and J. Arthur Rank, for November, was set back Friday until "shortly after New Year's," probably in New York, during a conference held by Rank and the Motion Picture Association of America president, Johnston left North by plane for New York at the weekend.

British members of the Film Council are Rank, Sir Alexander Korda and Sir Henry French; American (Continued on page 3)

Rodgers Promotes 4 of Sales Force

With the completion here at the weekend of the first M-G-M executive training course, William F. Rodgers, vice-president and general sales manager, announced the promotional movement of four of the six who participated in the four-week indoctrination. During their stay in New York, the men-
Personal Mention

JOSEPH HAZEN, president of Hal Wallis Prod., left New York last night for the Coast. He is due back here next week.

ELLEN CHARLIN of Columbia's publicity office here was married to Samuel J. Skykovitch, Or., Brooklyn, on Saturday. They will reside in Cleveland.

A. W. SMITH, Jr., 20th Century-Fox distribution chief, will return to New York today from Chicago. Sam Skillin, the company's western district director, returned from Milwaukee on Friday.

MRY HELEN PERRY, daughter of A. W. Perry, general manager of Empire-Universal Films, was married recently to Arthur G. Guay in Toronto.

W. Ray Johnston, chairman of the Monogram board, has been named to the board of trustees of West Coast University.

NORMAN H. PARER, member of Republic's exploitation staff at the home office here, and Pat Parer are parents of a son, Douglas Ian.

Margie McCarthy has been promoted to manager of the Rialto Theatre of New York, from assistant manager.

Leon J. Ramsberger, RKO Radio sales promotion manager, is due back in New York today from Milwaukee.

Carroll Pucilato, Realert general manager, has returned to New York from the Coast.

A. A. Ward, vice-president of Altec Service, is in New York from the Coast.

Gus Lamp, of the Schine Circuit, is touring the company's Maryland houses.

Mor Silver, Warner Pittsburgh zone manager, and Harry Feinstein, his assistant, are New York visitors.

Lawrence Kulick of Bell Pictures is in Los Angeles from New York.

U.A. Board Will Hear Kelly on Wednesday

Board of directors of United Artists will meet at the home office on Wednesday to hear a report on conditions abroad by Arthur W. Kelly, executive vice-president, who has concluded a two-month tour of England and the Continent.

Kelly is due in New York from London at the weekend following his longest stay abroad in several years. UA product deals with J. Arthur Rank, London Circuit in London, in which the film company holds interests of about 25 per cent, were one of his chief concerns in England.

Tradewise...

By SHERWIN KANE

CURRENTLY there is being studied a program for vitally expanding the industry arbitration system in matters both of trade problems which may be submitted to arbitration and the number of companies participating.

Hereetofore, only the five theatre-owning companies, Loew's, United Artists, RKO, Century-Fox and Warners, agreed to submit to arbitration of trade complaints by exhibitors.

The former consent decree under which the arbitration system was established limited, for all practical purposes, the type of problem which could be satisfactorily arbitrated. The result was that complaints of unreasonable clearance far outnumbered any other type of complaint brought by exhibitors and in the latter period of the arbitration program it was evident that even that type of complaint became less numerous.

The comprehensive and efficient industry arbitration machinery was there but it was not being used.

Exhibitors have been free to state their dissatisfaction. They felt that arbitration had been so restricted by its own rules that no vital problem could be brought to it for hearing and decision and, as covering it did only a part of the industry, it was deemed not only by the number of complaints which could be submitted to arbitration but also by the number of non-participating companies.

The arbitration program now being studied contemplates the inclusion of Columbia, Universal, 20th, National, Monograph, Monogram and Eagle-Lion, in addition to the original five.

It also proposes to include among matters which may be arbitrated such such as price,sic run, forcing of pictures, extended runs and other subjects not heretofore arbitrable but of vital concern to numerous exhibitors. Arbitration would also be extended to cover additional specific matters concerning which some injunctive relief is sought of defendants in the Government's anti-trust suit.

The principal objection of companies not now consenting to arbitration appears to be the cost. They feel that the arbitration system is primarily of concern to theatre-owning companies and that their own interest is too minor to justify the cost of arbitration.

maintenance costs of the boards, including the appeal board.

It would seem that against that the "Little Six," might weigh the value of having a result method of settling customer complaints and of furthering industrial harmony. There is, too, the consideration that many companies have in their industry tribunal in which to be aired and adjudicated must inevitably become cases in the public courts. They can be resolved in far less time and more cheaply in the industry arbitration boards.

As for the cost of the system to the "Little Six," there already has been proposed an eminently fair and reasonable basis of assessments.

Hereetofore, arbitration costs have been met by apportioning them, according to gross sales, between the companies involved on the basis of a small percentage of the distribution revenue of each for the preceding year. It is now suggested that the arbitration committee calculate the theatre income to distribution revenue and pay on the basis of the combined sums.

Non-theatre owning companies, paying on the basis of distribution revenue alone, there would share a very small, yet equitable, proportion of the cost.

If you listened to that Town Meeting of the Air program over the ABC network last week on the subject "How Will Television Affect Motion Pictures?" it was difficult to escape the impression that the television industry, producers, film exhibitors, Mark Woods and James Carmine, had little to contribute after they both had made their "pitches" for having film-made available to the public.

We thought Paul Raabourn of Paramount answered them quite neatly. He said that spending $400 with an electrical equipment dealer (for a television set), buying a pound of coffee and a bar of soap didn't entice anyone to see a company's multi-million dollar film productions in his home for free.

Laguiappe: United Artists contributed $10,000 recently to the litigation fund of the Society of Independent Motion Picture Producers, currently anti-trust suits threatening to buy combine, Co-Operative Theatres of Michigan, and the Paramount subsidiary, United Artists Theatres.

Newsreel Parade

THE DEWEY STORY and the installation of Gen. Eisenhower are highlights of all current newsreels. Other items include a new jet helicopter and football. Complete contents follow:

MOTION PICTURE NEWS, No. 80 — The Dewey Story, Eisenhower installed at Columbia University.

NEW YORK TIMES, No. 213 — Dewey installer as Columbia president, Steve boat, other United States football, Dewey Story.

PARAMOUNT NEWS, No. 16 — "Little Henry's first in jet helicopter, Sport boat racing, Weirdest water arena, The Dewey Story.


WARNER PICTURES NEWS, No. 18 — Columbia installs Eisenhower, Dewey Story, Football.

5 Films, Stage Play

For Jennifer Jones

After having been seen in only one picture in the last three years, Jennifer Jones now has five pictures in prospect of release in 1949 and will be starred on the stage in the Theatre Guild's production of "Romeo and Juliet."


Magazine Executives Promote Kaye Film

Promotion and advertising managers of some 50 mass-circulation magazines have been writing letters to exhibitors all over the country urging them to book Samuel Goldwyn's "A Star Is Born," starring Danny Kaye. Promotion is to be the theme of the end of the month magazine ads which will reach a combined circulation of 60,000,000, among such publications as "Time," "The American Weekly," "Puck," this Week, "Parade" and The American Girl.

Loyal Legion Dinner

The Military Order of the Loyal Legion of the United States, organized and immediately following the assassination of President Lincoln in 1865, will hold its annual meeting of the Commandery-in-Chief, at a banquet at the Waldorf-Astoria, tomorrow evening, to be presided over by Commandery President in Chief Commander, Captain Messmore Kendall, president of the Capitol Theatre here.

Moskowitz Honored

Charles C. Moskowitz, vice-president and treasurer of Loew's Inc., was sworn in as honorary deputy police commissioner by Mayor William O'Dwyer at the 32nd annual meeting of the Commandery-in-Chief, at a banquet at the Waldorf-Astoria, tomorrow evening, to be presided over by Commandery President in Chief Commander, Captain Messmore Kendall, president of the Capitol Theatre here.

MOTION PICTURE DAILY, Martin Quigley, Editor-in-Chief and Publisher; Sherwin Kane, Editor; Martin Quigley, Jr., Associate Editor; and Frank H. O'Cain, Advertising Manager. Except Saturdays, Sundays and holidays, by Quigley Publishing Company, Inc., 1270 Sixth Avenue, Rockefeller Center, New York 20, N. Y. Telephone: G-E 5-7100. Cable address: "Quigpubco, New York." Martin Quigley, President; Red Kenn, Vice-President; Martin Quigley, Jr., Vice-President; Theo J. Sullivan, Vice-President and Treasurer; Leo J. Brady, Secretary; Louise A. Quigley, Treasurer. Copyright 1948 by Quigley Publishing Company, Inc. Designed by G. E. H. Circulation manager: Michael Gable. Advertising rates: 1 cent per word, minimum $5. Entered as second class matter, Sept. 23, 1958, at the post office at New York, N. Y., under the act of March 3, 1879. Subscription rates per year, $6 in the Americas and $12 foreign; single copies, 10c.
Truman and Barkley Endorsed by Walsh

Richard F. Walsh, IATSE international president, has announced his support of the Democratic candidates for the forthcoming Presidential election.

In a statement on behalf of the labor leader, Mr. Walsh said: "On every issue, President Truman and Mr. Barkley stand forthright and specific in line with the policies of organized labor. His brilliant analysis of the dangers of the third force, his staunch support of low-cost housing, for greater Social Security benefits, for a higher minimum wage, all point to his ability to lead Americans into a better future."

Paging Mr. Rank!

"Live magazine this week gives J. Arthur Rank's British-made "Hamlet" its third major "break," devoting nine pages to Playfair's version. "Value of the cover and 21 pages which Life has devoted to "Hamlet" would run past $200,000, according to estimates in the entertainment industry."

"Hamlet," at the Peachtree Art Theatre in Atlanta, has rolled up a record advance sale, according to an international stated here at the weekend, disclosing also that at another New York theatre, where "Hamlet" is not yet on view, the advance sale is now over $10,000.

L. Bryer Heads New Distribution Firm

Boston, Oct. 17—Lew Bryer has formed a new distribution company, to be known as Universal Enterprises, Inc., to head Madison Pictures Corp. of New England, a new distribution organization which has been established in Boston. Bryer is president and treasurer of the new company, controlling 75 per cent of the stock. Dorothy M. Bryer is vice-president, and Robert Lasher and Harold Rickless are other members of the corporation. They have secured franchise rights to 40 re-releases from Madison Pictures, Inc., New York.

Bryer is also affiliated with the newly-formed Ruby Film Productions, which will begin production in New York after the first of the year.

Model Western Town Acquired by Krasne

Exclusive arrangements to utilize the community of Pioneertown, Cal., for the making of Westerns have been made by Philip N. Krasne, producer under the firm name of Film Westco, Inc., who has been established here at the weekend. The group was conducted to give underprivileged boys a free summer vacation at the Club Camp Thacher. Tentative date of the drive would be on or about Thanksgiving. He appointed Charles A. Sminkwitz, Warner Bros. Western division manager, to go in with him to serve with him as general co-chairman of the drive. The following other co-chairmen were also named: Mrs. Ira Rosen, treasurer; Big Brother Drive, Nat Winge; distribution, Jack Bullwinkle; theatres, Saul J. Uliam; special events, Gene Teper; publicity, Gerry Akles.

Albany Club Extends Its Charities Program

ALBANY, N.Y., Oct. 17—The Variety Club of Albany will broaden its charity program this year under the auspices of the general chairman at its first autumn meeting, presided over by Harry LaMont, chief banker. A major feature of the program will be the club's forthcoming Denial Day campaign.

This drive, held annually through the month of November, will be conducted to give underprivileged boys a free summer vacation at the Club Camp Thacher. Tentative date of the drive would be on or about Thanksgiving. He appointed Charles A. Sminkwitz, Warner Bros. Western division manager, to go in with him to serve with him as general co-chairman of the drive. The following other co-chairmen were also named: Mrs. Ira Rosen, treasurer; Big Brother Drive, Nat Winge; distribution, Jack Bullwinkle; theatres, Saul J. Uliam; special events, Gene Teper; publicity, Gerry Akles.

Rally for Jilled Unions

Film division of the New York Council of Arts, Sciences and Professions will hold a rally Thursday evening at the Hotel Woodstock here to protest the refusal of virtually all distributors to re-negotiate union contracts with the Screen Publicists and Allied Workers guilds because the unions have failed to comply with the non-Communist affidavit provisions of the Taft-Hartley Law.

RKO Board Meeting

Radio-Kitch-Orpheum board of directors met here on Friday to continue discussions begun at a prior meeting. No statement was made on any subject, a board spokesman said following the meeting.

Anglo-U.S. Meeting

(Continued from page 1)

members are Johnston, Nicholas Screen Betts, and Brian Pursell. Agenda for the Council meeting has not yet been fixed, but improvement in Anglo-American film relations will probably be top item when it is set.

Talents with Harold Wilson, president of the Board of Trade, and R. G. K. Ogilvy, chairman of the BOTA preview commission were described by Johnston as routine. Repeating that he had not discussed the Anglo-American film, the MPA president added that it would be axiomatic to point out that the more successful the British quota proves, the more American measures will be found acceptable by other countries. He cited the British protest against the French quota as an example.

Johnston said he hopes to return here in a few months when the quota situation becomes clearer.

He also disclosed that at a meeting of American managers here at the weekend he reviewed his negotiations with 15 European countries. Shipments of films to Moscow under the deal set up during his visit there will probably start in a month, Johnston added.

Says Boycotts of UK Not Zionist-Sponsored

ERIC A. Johnstop, Motion Picture Association of America president, released in London at the weekend before his departure by plane for New York, a statement by Dr. Abba Hillel Silver, chairman of the American Zionist Emergency Council, that the official Zionist organizations in America were not in support of U. S. boycotts of British films.

Silver's statement was contained in a reply to an inquiry from New York's N. J. Blumberg, president of Universal-International, Blumberg had earlier written the Silver reply to Johnston for release.

Glenn Heads Board

(Continued from page 1)

vice-president; Robert H. Work- houdt, secretary, and directors Gus Ober, Irwin Shane, Rosalind Kossof, Myron Mills, Irving Leos and Glenn. They are all ex-delegates of the RCA Victor Co. discussed plans at the weekend for television on theatre screens, including telecasts of commercial films in BBC's television program.

It was agreed that in order to determine reactions of the public BBC would proceed experimentally.

'Scott' Chosen for Royal Performance

London, Oct. 17.—"Scott of the Antarctic" has been selected by the British Film Producers Association as its presentation for this year's Royal Command Performance on Nov. 29.

15-Hr. TV Day for WABD

The DuMont Television Network has announced plans for a full schedule of daytime programming for WABD. The station will soon begin telecasting on a daytime schedule from seven A.M. to six P.M. WABD will also continue its full evening service.

The new schedule calls for 15 hours of programs a day.

Create Heads Legal Dept.

CAMDEN, N. J., Oct. 17.—Daniel R. Creato was appointed general counsel of RCA Victor since 1935, has been appointed vice-president and general counsel of the RCA Victor Co., which is responsible for the installation and servicing of television receivers and electronic equipment for television.

Five Italian Films Set

Five new Italian pictures will be distributed in this country by Continental Motion Picture Corp. of New York, George Margolin, president, announced. They are: "Musica di Sogno," "O Sole Mio," "Capri Elepa," "Gli Amici di Casa," and "Non Mi Muovo."
GREAT BOXOFFICE FILMS....

to help exhibitors at the boxoffice!...

"HOLLOW TRIUMPH"

PAUL HENREID and JOAN BENNETT co-star in this shocking, suspenseful story of a supreme scoundrel, based on Murray Forbes' sensational best-selling novel. One of the great audience attractions of this or any other year!

"RED STALLION IN THE ROCKIES"

All the smashing entertainment value which made "Red Stallion" one of the top box-office grossers of last year—PLUS—added production values and top-popularity star names!

"THE BIG CAT"

PEGGY ANN GARNER, LON MCALLIS, PRESTON FOSTER and SKIP HOMEIER head cast of this great human story of a stimuli- coward who finds his re-birth in the dangers and terrors of the wild outdoors!

"THE RED SHOES"

LIFE Magazine rates this enchanting and deeply thrilling picture so highly that it has already devoted a full-color insert to scenes from the film—and dozens of other tremendously important national magazine and syndicated features are now being set!

"THE WORLD AND LITTLE WILLIE"

JUNE LOCKHART, fresh from her prize-winning performance on Broadway, is co-starred with ROBERT YOUNG in this great human story—tender and with universal appeal—of a beautiful schoolma'am, a crusading newspaperman and a precocious schoolboy. Will be produced as a top-budget special.

"MIRANDA"

A really great comedy-romance of the whacky complications that develop when an innocent husband comes home with a beautiful mermaid! In the same class as "It Happened One Night" and "The More the Merrier" as one of the most zany comedies the screen has ever presented!

"MICKEY"

Gay and lovable, light-hearted and completely adorable—"Mickey" is America's New Sweetheart! Everyone who ever dated for a high school prom will thrill to this tender story of a 'teen-age tomboy and her first romance! Introducing lovely LOIS BUTLER, sensational singing discovery!

"THESE WERE MY ORDERS"

First film story of the methods employed by Army Counter Intelligence to guard and report the Atom Bomb, told by former Intelligence Agent Norbert Gagen and filmed at Ridge, Tenn., home of the Atomic Energy Commission's nuclear fission project.
THE HEADLINE STORY OF THE TWELVE DESPERATE KILLERS WHO BROKE OUT OF COLORADO STATE PENITENTIARY IN CANON CITY, CAL., ON THE NIGHT OF DECEMBER 30, 1947, TO TERRORIZE THE ENTIRE COUNTRYSIDE!

SHOT ON ACTUAL LOCATION!

THE SPIRITUALIST

Turner Bey, Lynn Bari, Cathy O'Donnell head the fine cast of this great romantic drama of phoney spiritualists who prey on their gullible dupes! Timely and thrilling exploitation hit!

THE BORDER PATROL

The producer, director and writer of "T-Men" again join forces to make "Border Patrol," in the same great box-office tradition! The film will be a tremendous screen tribute to the Treasury Department operatives who guard our border against international slavers!

THE OLYMPIC GAMES OF 1948

Color by Technicolor

The exclusive full-feature-length record of the greatest sports event the world has ever seen! Presenting the 1948 Olympic Games, with special emphasis on American victories. The thrill-filled "on-the-spot" commentary is by Ted Husing and Bill Stern.

THE BLANK WALL

Walter Wanger's proved box-office know-how; brilliant, fast-paced direction which Anthony Mann demonstrated in "T-Men" and "Raw Deal"; star value of lovely Joan Bennett, and the unforgettable story, based on Elizabeth Sanxay Holding's greatest novel - and you've got a picture which is tops!

THE SPIRITUALIST

Turhan Bey, Lynn Bari, Cathy O'Donnell head the fine cast of this great romantic drama of phoney spiritualists who prey on their gullible dupes! Timely and thrilling exploitation hit!

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Turhan Bey, Lynn Bari, Cathy O’Donnell head the fine cast of this great romantic drama of phoney spiritualists who prey on their gullible dupes! Timely and thrilling exploitation hit!
US-Schne

(Continued from page 1)

Syracuse as houses which Schine would be allowed to keep.

All sales would have to be approved by the court, with Schine and other interested parties having a chance to object and be heard.

Admitting that its proposed order is a sweeping one, the Justice Department said: “The breadth of Schine’s illegal acquisitions has enabled it for many years to be the largest independent circuit in the country, and an increase since 1928 of 36 closed towns. That breadth is necessarily the measure of its undoing.”

No time line for the divestiture was set, but the Government asked the court to order appointment of a trustee within 30 days of judgment, and that the theatre interests be sold “as rapidly as possible, up to a term of one year, and to such purchasers as this court may approve, to the end that the theatre [be] disposed of in the same manner as operated in competition with theatres retained by the defendants.”

Other points asked by the Government included:

All unimproved lands, available for theatre purposes, held by Schine in Cortland, had to be disposed of by the court before it could be divested “as rapidly as possible.” Schine would be required to furnish a list of all unimproved lands.

Would Halt Acquisitions

No additional theatres shall be acquired by Schine except with court approval after a showing that such acquisition is “unreasonably re-

Straining competition.”

Schine would be restrained from licensing for five years from any feature films released by major distribution companies in any season for a first-run showing in a town schine has competition, and from securing for five years the highest portion of all of the better pictures for exhibition in such towns during any six months period.

Schine would be restrained from licensing any feature films in any town where competitors have not been deprived of a chance to negotiate for the picture on the same terms. Compliance with this shall be satisfied by a statement to Schine to the effect that the competition has been given a chance to negotiate. A similar injunction would be applied to second films on a selective basis in any town where Schine has competition.

The last listing which the Department filed—of May 1, 1942—showed Schine operating only 148 theatres. The Government said its listing totaled more than this. Justice officials said that Schine had promised an up-to-date list, but had never provided it, and that Schine probably should be required to order the circuit to supply one eventually. Meanwhile, they said, there is reason to work with the list applied in 1942, out-of-date film licensing agreements, and other “inadequate” data.

Schine would be barred from buying or booking films for any theatres other than those in which they have a financial interest, the Government suggests. The Department gave eight different reasons why different theatres should be divested, and then listed the theatres to be divorced for each reason. Many theatres appeared on more than one list. When duplication was eliminated, the total was 173.

Eight Divesture Reasons

The eight list-headings are: Theatres acquired by Schine with the intent of requiring all films to be shown in one locality; theatres acquired from an owner or operator unable to procure adequate product or competitive terms from distributors because of the exercise of Schine’s buying power and its conspiracy with distributors; theatres acquired or owned by Schine, whereby the former owner agreed not to compete with Schine; theatres acquired from the competitors through the expenditure of monies in their acquisition derived from the operation of Schine’s subsidiaries in pursuance of the conspiracy; theatres used to create or maintain a pool; theatres having existing or potential competitor other than theatres pooled; theatres which were combined in master agreements or franchises, and theatres which the record shows were used in competitive and unnecessarily restrictive competition of competitors.

Government proposes other sweeping restrictions on Schine’s future operations, en-
jointing it to divestiture of non-

sensible clearance privileges or competition restraints with the burden of proving that Schine, and from enjoying special concessions from any distributor.

The Department modified its injunction against franchisees. It now would bar Schine from conditioning the licensing of films in any situation other than in Arizona upon licensing of films elsewhere. The injunction against a master agreement or franchise, Schine must license for any theatre from the extent of serving in that theatre’s territory, wherever this is the established method of licensing for other theatres.

Could File New Plan

The proposed order provides that within 30 days of judgment the Government could submit a new divestiture plan, “to disbar defendants’ monopoly power if it deems the entry of the judgment does not divest such power.” Specifically provided that the court shall require Schine to dispose of concessions to all Schine books and properties.

For the purpose of securing complete divestiture with this court’s approval, the proposed judgment also includes a provision that Justice Department accept Schine’s properties and employ of the Schine Circuit.

The Government’s proposed order and findings, prepared by Philip Marcus, ran to 318 pages, 139 of them devoted to town-by-town findings.

The Government said that Schine had destroyed competition and established monopoly by: arbitrarily promoting the second-run circuits, requiring second-run pictures; securing unreasonable clearances over independent circuits; requiring all theatres, open or closed theatres to prevent independents from building or operating or operating on admission prices; obtaining rental prices of restrictions; compelling independents who sold to them as to periods and places of theatre operations; making master agreements and long-time franchises for the circuit; exerting pressure on distributors to control theatres which they charge independent exhibitors.

The brief in support of the findings declared that the Government “is of the opinion that next to divestiture re-

lief the prevention of monopoly buying practices by Schine is the most impor-

tant relief which could be afforded competitors and the public.” As for closures, the brief said that “the Schine saga is marked by an unprecedented use of clearance as a weap-

on of restraint and monopoly. Only Theatres Exempt

The divestiture provisions, the brief said, “would require divestiture of Schine’s theatre holdings except in Buffalo, Rochester, and Syracuse, where this has been first. First-run exhibitors affiliated with the distributors. If it be said that this procedure emerged from divestiture of most of Schine’s theatres, we think the answer must be that this provision is within the broad scope of Schine’s illegal acquisitions.”

Although the brief says Schine could keep theatres in Buffalo, Syracuse, and Rochester, the proposed judgment would have the circuit dis-

pose of 10 theatres in Rochester and two each in Buffalo and Syracuse. Justice officials could not name any theatres which the chain which could keep other than the two already mentioned in Syracuse.

Real estate sites suitable for thea-

res, which the Government would have Schine dispose of include loca-

tions in Cortland, Perry, Rochester, and Sandy Springs, Md. Justice said it did not have an complete list of Schine-owned real estate.

N.T. Hearing Today

Jacob Demov, referee in the settle-

ment proceedings, will adjourn divorce proceedings in a war of dealers stockholders against officers and directors of 20th Century-Fox, will resume hearings this morning at the Bar Association's headquarters. Several more hearing sessions are ex-
pected to be held over the next seven days before he will render a decision.
2 New Theatres for Ted Gamble Circuit

Portland, Ore., Oct. 17.—Two new additions are announced by Ted Gamble Theatre, one in Baker, Ore., to seat 860 and scheduled for completion in 30 days, and the second a 500 seater in Lebanon, Ore., now being erected and set for opening in March.

Nasser Fixes Deal For Second Money

Hollywood, Oct. 17.—A $1,000,000 deal with a New York investment house to provide secondary financing and completion bonds for independent producers has been concluded by James Nasser, president of General Service Studios, who described himself as the “middle-man” between the producers and the banking house. What was produced must be made on the General Service lot but can have any release, he said.

In addition, Nasser has been conferred with Sam Bischoff, Tay Garnett and Robert Riskin about the $600,000 deal which Howard Hughes is financing three pictures for United Artists release to replace three that went to RKO Radio after he took over.

Rodgers Promotes 4

(Continued from page 1)

Rodgers and Hammerstein have tentatively set a date that city that at that time. Testimony will also be taken from independent producers to be held in Los Angeles in January or February.

Allied has already urged that the committee recommend setting up a special federal court and that the Robinson-Patman Act's bar on price discrimination be broadened to include rentals as well as sales.

Exhibitor representatives appeared at practically every hearing, and committee members were “extremely impressed with the testimony presented by the motion picture industry,” one committee staff member said. It was added “all added up to a very dark picture,” and that “the situation turned up...we were right in looking into it.”

Chief complaints of exhibitor witnesses at the various hearings, he declared, were a film shortage resulting from a producer conspiracy to suppress films and build up a backlog, all the while forcing theatre owners to bid up rentals; 2) the Supreme Court ban on block booking is being ignored—“a theatre owner can buy individual films but has to pay as much as he had to pay for a block of five before”; 3) clearances are completely unnecessary under the monopoly of the Big Five on first-run theatres, works all sorts of discrimination against independents.

Guilty, Fined, Closed

Detroit, Oct. 17.—Archie Rose of Detroit paid $80 fine and costs in court today for showing an obscene film, “Strip Poker,” at the Fox Theatre in Grand Rapids. The theatre was ordered padlocked for 30 days.

‘Amber’ Ban Seen Lifted

Boston, Oct. 17—Ban on 20th Century-Fox’s “Forever Amber” is expected to be lifted soon by Bay State towns following the Massachusetts Supreme Court’s ruling in a split decision that the book of the same title is not obscene.

TOA Battles

(Continued from page 1)

lower and uniform rates on film shipments over these carriers; (4) a request to the U. S. Postmaster General for special handling of film shipments by way of railroad postal hand; and (5) a complete and exhaustive survey of the entire rate structure with the possibility of intervening in the present anti-trust suit against certain restrictive conditions in the Railway Express agreements.

Meanwhile, Gail Sullivan, executive director of the TOA, who has been negotiating with L. O. Head, president of Railway Express, for the last six months to reduce the present express charges on film shipments, reports that responses have been received that he is still holding out on a voluntary reduction on the part of the express agency.

“We cannot afford to wait much longer,” Sullivan said. “The rising costs of living have reduced the volume of enterprize for dollars and the only way to continue to provide the lowest cost entertainment available, we must find means of reducing the excessive rates which are created by exorbitant film shipment charges and other operating costs without in any manner lowering the quality of the product or the services rendered to millions of patrons.”

Sullivan pointed out that in July he had called Head’s attention to the shrinkage of film handling on the part of Railway Express and attributed it to the ruling which states that on Oct. 15, 1946, he eliminated the half-rate tariff charges on the return of film to distributors or film exchanges. Had exhibitors been apprised of this decision, it would have made a vigorous protest to the Interstate Commerce Commission and state regulatory authorities, Sullivan said.

Ascap, ITOA

(Continued from page 1)

Straining it and its “members’ acting as a concert” from collecting performing rights fees from the plaintiffs. This would allow Ascap members, as individuals, the right to license music for public performance, the ITOA group counters. Thus, after licensing a picture from Warner, they would still face the “peril” of having to deal with individuals to clear music rights, the plaintiffs continue.

This represents a “gaping defect in the right of the producer to issue a license authorizing the exhibition of his film,” the plaintiffs claim.

To this Ascap answers that the record the plaintiff’s sufficient protection, that a more stringent judgment against Ascap members is not within the purview of the court because it would cause them, the members, unnecessary injury.

Answers to each other’s briefs are to be prepared by next Friday.

Republic Exppects

(Continued from page 1)

and Southern group of branch managers present at the meetings. All reported that small towns in their areas particularly are showing a healthy increase in business, and stated that there was optimism for continued good business on the part of the showmen in general.

You can’t stay happy...
NSS Tackles a Timely Job

For reasons that are understandable, no company in the motion picture field today is more attuned to showmanship and the box office miracles it can work than National Screen Service. So it is not surprising that the company so ably headed by Herman Robbins in formulating its plans for the George Demo tribute drive, (which incidentally gets underway today), has keyed it to the premise that showmanship is just as necessary to better business as it was originally to build show business. Nor is it surprising that, in line with that approach, NSS has instructed its salesmen in calling upon exhibitors, not to confine their showmanship talks to the use of the company's materials. Increased newspaper space, spot radio announcements, and other media will be propagated as well. Yet the fact that it is not surprising that NSS has so elected, detracts not one iota from its uniqueness. If there's a precedent for it, indeed, Phil M doesn't recollect it as these lines take shape on the trusty Underwood.

That the policy thus adopted is sagacious, constructive and most sensible goes without saying. And if there could be a wider adoption of the same, from time to time, the industry would be the healthier for it. Sure, this is a highly competitive business, always will be. But by the same token there's also a strong underlying "one-for-all-and-all-for-one" strain. Every good picture makes a general industry as well as a specific company contribution. Every good campaign ditto. And when NSS goes out to "talk up" not only its own wares but the effective employment of all showmanship agencies, it is doing a magnificent-and-timely-job in kind. For that, a dollop of showmanship to the company's vice-president in charge of sales, George F. Demo, honored by the drive.

If trends interest you, by the way, you might give a thought to this: From the NSS standpoint, in the current Demo tribute, concentration is on away-from-theater type of advertising to "bring 'em back alive" to the old box office. Posting of 24 sheets, six sheets and three sheets, to take advantage of renewed motoring will get heavy attention. Ditto the use of window cards, heralds and other away-from-theater items.
Three to Hit US Proposal on Clearances

AAA Files to Block St. Louis Clearance Suit

Washington, Oct. 18.—The American Arbitration Association and its St. Louis agent, Harold D. Comer, today added their voices to those of four major distributors and asked the U. S. Supreme Court to reject an attempt by independent St. Louis exhibitors to upset clearances set by the AAA.

The exhibitors, headed by Harry C. Arthur, claim that Paramount, RKO, 20th-Fox and Warner are violating the anti-trust laws by obtaining clearances set by the AAA under the 1940 consent decree. They ask for $365,000 damages and injunctive relief.

About 10 days ago, the four distributors asked the high court to turn down an appeal from a decision of the (Continued on page 4)

May Call Parley of Executives in East

Washington, Oct. 18.—It is no longer definite that the top-level industry meeting, slated for around Nov. 10, will be held on the Coliseum, Motion Picture Association of America officials indicated today upon hearing Johnstone’s return from Europe. Difficulty in assembling the personnel for the panel is raising the question of holding the meeting in the East.

Meanwhile, Johnston, exhausted and nursing a bad cold, spent part of the day resting and part conferring with his MPAA aides. A full-dress conference with his top assistants is scheduled for tomorrow. All indications are there will be no statements to the press before Wednesday or Thursday.

British Lion to Get First U. K. Loan

London, Oct. 18.—First advance of government money in aid of film production here is expected to be a $300,000 loan to British Lion Film Corp., Ltd., before the end of the month. Sir Alexander Korda’s London Films is the production affiliate of British Lion.

James H. Lawrie, chairman of the government’s Film Finance Corp., has indicated that he will advance only 25 per cent of a suggested production

Coast AFL Council Asks Reissue Limit

Hollywood, Oct. 18.—Charging that the “abuse and overuse of reissues” is unfair to the public, detrimental to the box-office and is creating unemployment, the Hollywood American Federation of Labor Film Council, today called upon producers and distributors to limit the number of reissues in any one year to a small percentage of new pictures released during that year. The council, which represents almost every AFL union and guild in the studios, also urged that reissues be limited only to “recognized masterpieces of motion picture art.”

John Adler Heads TTO of Wisconsin


Concluding sessions of the organization’s meeting were held here at the Palmer Hotel with unity as its keynote, and William L. Ainsworth, national Allied States president, asking for continued support.

Dues were raised from 15 cents to 20 cents per page, annually, and following national officers were elected:

Vice-president, F. J. McWilliam, Madison; secretary, Arnold Brumm, Milwaukee; treasurer, Edward Johnson, Milwaukee. A business manager

(Continued on page 3)

Discipline Erring Stars, Allied Asks

Washington, Oct. 18.—Allied States Association today criticized the “misbehavior of Hollywood stars” as a chief cause of the industry’s bad public relations, and called on the industry to devise “some method for disciplining erring stars, instead of condoning their misdeeds.”

Called by Allied counsel Abram F. Myers, reporting on the results of an executive committee meeting here at the weekend, the executive committee considered a solution proposed by Joseph P. Finneran of Indiana. Allied would use the “practical machinery for carrying the proposal into effect,” and to report the results to the Allied board meeting in New Orleans, Nov. 27.

(Continued on page 3)

$150,000 in Back Pay for Film Salesmen

$70 Week Minimum Set Under Colosseum Pact

Film salesmen of 11 distributors will shortly receive a total of about $150,000 in retroactive pay increases won by the Colosseum of Motion Picture Salesmen in negotiations with the companies.

It is estimated here yesterday that the Colosseum and distributors jointly announced mutual acceptance of union contract terms following weekend convention of the Colosseum in Chicago.

The $10 per week salary increase which will go to each of the approximately 1,000 salesmen involved under the 11 contracts will be retroactive to July 21 last, the date on which the National Labor Relations Board certified the Colosseum.

Contracts signed by Colosseum executives yesterday and expected to be signed by company representatives here this week, provide for the following additional benefits: $70 per week minimum salaries after one year employment; one-week vacations after six months employment, and

(Continued on page 5)

$62,577 Republic Profit in 39 Weeks

Net profit of $62,577 for the 39 weeks ended last July 24 was reported here yesterday by Republic Pictures, after providing $40,000 for federal taxes. The net is equal to 15 cents each on 400,000 preferred shares. No comparison with the similar period of the previous year is available.

For the 26 weeks to April 26, this year, the company had a net profit of $263,832, equal, after preferred dividend requirements, to two cents each on 1,617,860 common shares.

Services Today for David A. O’Malley

Notwood, Mass., Oct. 18.—Funeral services will be held here today at Gilroyo Funeral Home for David A. O’Malley, advertising and publicity director for Columbia Pictures International Corp., who died in St. Clare’s Hospital, New York, at the (Continued on page 4)
Personal Mention

HERBERT J. YATES, Republic president, is here from the Coast.

Charles Schlaifer, 20th-Century-Fox advertising-publicity director, was in Omaha yesterday from New York to be at the bedside of his mother who is critically ill.

Leonard Levy, Associated Press reporter, has been sent on an assignment to Russia.

J. Robert Harris, son of Realart board chairman Joseph Harris, and his wife have become parents of a son, John William, born at Lying In Hospital, New York.

Arthur Pritchett, Paramount's Latin America supervisor, flew last night to his Mexico City headquarters from New York.

Howard Dietz, M-G-M advertising-publicity vice-president, will fly to the Coast tomorrow from New York.

B. G. Kranze, Film Classics worldwide sales head, left here yesterday en route to New England and Midwest exchanges.

Arthur Horow, Jr., M-G-M producer, flew to London over the weekend from New York en route to Italy.

William C. Gehring, 20th Century-Fox assistant general sales manager, left here yesterday for Boston.

N. Peter Rathvon was due to arrive in New York last night from Hollywood.

David W. Siegel, Eagle-Lion producer, will return to Hollywood tomorrow from New York.

Bryan Foy, Eagle-Lion producer, arrived here over the weekend from Washington.

David Horne, Film Classics foreign sales manager, has left New York for Havana.


Russ Jackson, Columbia assistant general sales manager, will leave here today for Canada.

William Wright, M-G-M producer, left the Coast yesterday for Cincinnati.

Maurice B. (Bucky) Harris, ex-photographer, has rejoined Universal-International.

Harold Mirisch, Allied Artists vice-president, has returned to Hollywood from Dallas.

Variety Convention Committees Named

San Francisco, Oct. 18.—Plans are underway for the Eighth Annual Variety International convention to be held here May 2-7. Rotus Harvey, general manager of the convention, will entertain over 1,500 delegates and guests. The convention theme will be closely in harmony with the state center temporarily closed here yesterday by the Department of the Interior under the presentation of the "Humanitarian Award" for 1948.

Other convention executive committee are: A. Blumenfeld, Homer Tegtmeyer, Jack Marpole, Roy Cooper, Fred Steiner, Robert L. Ripper, SGP president, upon his arrival from the Coast.

J. Robert Harris, who also heads the 61-theatrical Lippert Circuit of Northern California and Southern Oregon and, according to reports, is planning for arrangements for SGP release, said the company has already employed two of the greatest advertising specialists as quickly as they can be found. Company expects to begin its new program early next month, and will keep "long range" results in mind.

Lippert Productions, he said, has completed seven of the 16 pictures it is under contract for, arranged for advertising in radio, in fact, has four now in production and will complete the remaining five by March. "Not only," he added, "will increase his output to 26, he said. In addition to Lippert productions, SGP releases reissues and foreign pictures.

Speaking as a circuit owner, Lippert said he believes only one-fifth of the patronage-potential advantage could be realized regularly. He holds that if a picture succeeds in New York City the chances are it will fail in the " hinterlands." With companies like Republic and Monogram embarking on television for themselves in a more "A" product, SGP will be able to replace the vacancy in "B" picture production, Lippert said.

Leserman Weighing New Industry Post

Carl Leserman, veteran distribution executive, indicated upon arrival in New York from the Coast yesterday that he anticipates a new industry post shortly after declining to deflect details. Here for two to three weeks, Leserman said he has "a few things" in the way of a new position, and declared he might have an announcement to make by the end of October. For months, he has been in determining association with independent producer Benedict Bogues, Leserman handled top sales posts with Warner and United Artists.

Ascap Files Form of Nordbye Finding

Minneapolis, Oct. 18.—Federal Judge Guinan Nordbye's action today under consideration of the form of findings in the Bennett interview suit, was filed by Thomas Vennum of Ascap counsel. The report of the findings, which Ascap wants Nordbye to include in his decision handed down in the case on Sept. 10, will be filed today by Louis Schwartz, Berger counsel.

In opposing the new Ascap move, subscribers content, was also filed by Ascap are improper and have no bearing either on the case or the Nordbye decision.

SGP to Expand Its Field Sales Forces

Screen Guild Productions Board of Directors today authorized Friday to finalize arrangements for the employment of 11 special salesmen who will handle the national promotion of selling SGP product to untouched rural locations—at salaries and expenses totaling $10,000 a year, it was announced by Robert L. Ripper, SGP president, upon his arrival from the Coast.

Goldman Named E-Branch Manager

Chicago, Oct. 18.—Harry Goldman, Warner salesman since 1946, has been appointed Eagle-Lion branch manager here, succeeding Clarence Phillips who resigned last week. Goldman started with FBO in 1924, was with the radio, was Theatre Circle from 1930 to 1940, and joined Warner in 1946 when he returned from service, having been with the company from 1940 to 1945.

Wilson Buys Into N.W. Screen Guild

Portland, Ore., Oct. 18.—Purchase of an interest in the Portland and Washington franchises of Screen Guild Productions is announced by R. O. Wilson, long identified with distribution in the Portland area, with Mort Bramson, Wilson will operate the Portland and Seattle Screen Guild offices.

Leonard Levy Honored

New Haven, Oct. 18.—Leonard L. Levy, associated with the law firm of Herman M. Levy, general counsel for the Theatre Owners of America, has been awarded the Nathan Burkan Award for 1948, for his past work in securing a "Copyright and the Motion Picture."
Republic N.L.R.B. Election on Nov. 3
National Labor Relations Board ex-
ing John C. Crommelin yesterday de-
3, for an election among Repub-
's home office "white collarites" to
etermine whether the employees want
be represented for collective bar-
in purposes by IATSE Motion
ure Home Office Employees Loca-
B-63. A "decided majority" of
employees, H-63 claims, has re-
membership in the Screen
Warner Club was dismissed by the Employ-
build and now seeks H-63 representa-
Election date was set at a hearing
the NLRB here. Among those at-
were James Rogers, IATSE inter-
ation organizer; Joseph Con-
, H-63 organizer, and J. E. McMa-
, Republic secretary.

h-63, UA Will Begin Pact
Negotiations on Thursday
IATSE Motion Picture Home Of-
Employees Local No. H-63 negoti-
ators will meet here on Thursday
with UA's secretary Harry
Buckley to open negotiations on
contract for the newly-certified H-63
unit of Warren's UA. It was
announced here yesterday by
Joseph Conlon, H-63 organizer.

Aarons Is Reelected
Warner Club Head
Annual meeting of the national
Warner Club was held over the week-
end at the Warner home office here.
Delegates re-elected Stuart H. Aarons
president. Other officers named in-
clude: Robert McClure, vice-president;
Bernard Rosenzweig, vice-president in
charge of John Houghtaling; Harry
Mayer, vice-president in charge of social ac-
tivities; Ruth Weisberg, vice-president in
charge of welfare; Fred Stengl,
vice-president in charge of claims;
Robert Salomon, treasurer; Sam
Wolowitz, assistant treasurer; Joseph
D. Kary, secretary.

New Reelart Branch
ATLANTA, Oct. 18—Reelart of the
South will have a branch in Jackson-
ville, Fla., in the near future, Ralph
Peckham, general manager, discloses here.

Film Salesmen
(Continued from page 1)
two weeks after a year; automobile
expenses of seven-and-one-half cents
per mile or "creamy" salesmen
are. While a $3.50 flat per day for "city" salesmen,
with no reductions to be effected in
cases where higher rates are re-
ceived; hotel and meal expense of $8
per day, retroactive to Sept. 19.
Contracts are to go into effect on
first day of 1949, but provide for reopening of negotia-
tions at the end of the first year on
wages and/or expenses. "It is the opinion of membership"
shop organization that the companies has been
concluded by the companies
and "intends to maintain" the rates and con-
tains. NLRB will be petitioned for
such an election. If included, that
would mean the
members could not resign from the union until
the end of the two-year contract
period.

Representing the Colosseum in the
negotiations were Mel Keller (com-
mittee chairman), Frank Flaherty, N.
Provencher and Morris B. Bregn-
or. Companies' negotiating group
included C. J. (Pat) Scollard (chair-
man), Harry Geiman, Joseph Mc-
Menely, Charles O'Brien and attor-
ney Burton A. Zorn.

Keller Succeeds VanDyke
As Colosseum President
CHICAGO, Oct. 18—Mel Keller,
Warner salesman at Portland, Ore.,
has been elected the second president
of the Colosseum of Motion Picture
Salesmen, succeeding A. M. VanDyke,
20th-Fox, Chicago. Other officers named
elected by the 250 Colosseum delega-
tes to the organizations' first national
convention here were: N. Prov-
encer, secretary; H. B. Wynn, Jr., Pa-
Halloran and George Tice, executive
vice-presidents; Bill Warner, West-
ern regional vice-president; Milton
Simons, Midwest regional vice-
president; Tom Meehan, Southern vice-
president; Charles Dorton, Eastern
vice-president.

6 US Companies Face
Italian Strike Threat
Some 1,800 Italian employees of six
U.S. distributors in Italy have been
preparing for a strike on an unspeci-
dated day this week over refusal by
some companies to grant workers the
right to organize a union that would
discuss a contract on a national
basis, according to press dispatches re-
aching here from Rome.
Meanwhile, operations were called
out strike on Friday, but union
orders were widely disregarded, the
press reports said.

Truman Story Told
In Special Reel
A special press screening of "The
Truman Story," a 12-reel reel that
will be shown in the nation's theatres
beginning tomorrow, was held here
yesterday at Universal-International's
home office projection room. The reel
was made by Universal News in co-
operation with the Democratic Party,
and is being used under a nat-
arrangement by all five newsreels as a
public service. "The Dewey Story"
was shown in theatres last week.

New CBS Video Outlet
WNHC-TV, New Haven, has been
added to Columbia Broadcasting's
television network.

W. Virginia Owners Will Meet Nov. 12-13
Cincinnavi, Oct. 18—The West Virginia Theatre
Managers Association, with a
membership of 200, will hold its
15th annual convention
the Netherland Plaza Hotel
here, Nov. 12-13, instead of at
White Sulphur Springs on
another date, as originally
planned, it was announced by
Wendell H. Holt, Richmond,
president.

The organization is an affi-
late of Allied States.

John Adler Elected
(Continued from page 1)
is to be named at the next meeting
of board of directors are: Zone 1A:
Milwaukee area, Edward Johnson;
Mrs. Helen Hanke, Arnold Brumm;
zone 1B, Charles Trampe, Milwaukee;
zone 2, Floyd Albert, Mt. Horeb;
zone 3, George Pank, Prairie
Chien; zone 4, L. V. Bergold, West-
by; zone 5, Russell Loyd, Green
Bay; zone 6, Eric Brown, Plymouth;
zone 7, John Hanus, Antigo; zone 8, Sig
Goldberg, Wausau; zone 9, John E.
Adler, Marshfield, Director at large;
J. J. McWilliams. Over 300 at-
tended the sessions.
"A number of members remain to be
solved," said Charles Niles, direc-
tor of Allied Independent Theatre
Owners of Iowa-Nebraska, "but the
new list is impressive. I look to a brillia
future for it."

Two Are Elected to
Mich. Allied Board
DEtroIT, Oct. 18—Continuing with the
progress in the field election of
members of the board as provided
for in recently adopted changes in
the constitution and by-laws, two more
meetings have been held by members
of Allied of Michigan. At a meet-
ing held at Packard Town Hall,
Ray Branch was elected a member of
the board from the fourth district
and Mort Dennis was named alter-
native. At Grand Rapids, members
were elected Herb Boshoven from
the Franklin Theatre, Grand Rapids,
a member of the board, and John S.
Oatley of Rochester as alternate.

Allied Asks
(Continued from page 1)
28. If the board approves, the pro-
posal will then go to the Allied con-
vention, there.

Attending the executive committee
meeting were Myers, Allied president
William Ainsworth, Benjamin Berger,
Ray Branch, H. A. Cole, M. A.
Rosenberg, Martin G. Smith, Nathan
Yamins, convention committee chair-
man Abe Berenson, and reservations
committee head Maurice J. Artigue.

To Promote 'Stay Happy'
Joan Fontaine, co-starred with
James Stewart in "You Gotta Stay
Happy," Rampart production being
released by Universal-International,
will sponsor a 10-city flying tour of
Mrs. America and her husband for
advance promotion of the film. Mrs.
Ray Strohmender of Philadelphia
was chosen Mrs. America last month.

Now...de luxe
all-sleeper
service
New York to Paris
every Friday 4 P. M. EST
Fly on world-proved TWA Constellations. Cocktails,
elegant dining, air conditioning, choice wines.
File mignon dinner. Bed-size berths! Hot breakfast! Call
two or your travel agent.
The only Coast-to-Coast Constellation.

FUN EXPERTS
ACCLAIM
"Miss Tatlock's Millions"

EDDIE CANTOR
says:
"You'll be holding your sides when you see this
blue ribbon cast romp through the funniest
picture in years!"

And PARAMOUNT Preview Audiences
Everywhere Have Elected It
"The Funniest Hit in Years"
RKO Officials' Aid May Save a Life

LONDON, Oct. 18.—The life of Mrs. Reginald Nash, wife of RKO Radio's manager at Sheffield, Yorkshire, may have been saved by the good deed of Robert Wolff, RKO managing director here, and Phil Reisman, RKO foreign manager.

Dangerously ill, Mrs. Nash could be helped only by streptomycin, doctors said. The drug is not available here. Wolfe phoned Reisman in New York and the latter had the doctor's prescription on a plane in a few hours. It worked, and Miss Nash now stands every chance of recovery.

British Lion

(Continued from page 1)

financing program, leaving it to distribute in Great Britain. His interests will be handled here by Wolff, who also handles London Lion and California Lion services. The new firm will be called London Lion Ltd., with an office at 6 Cavendish Street, London W.1, and an American branch to be set up in New York.

Services for O'Malley

(Continued from page 1)

weekend after a short illness. He is survived by the widow, Pauline Killen O'Malley, and a brother Thomas.

Born in Boston and educated at Boston University, he originally started with C.B.C. Film Sales Corp., and was subsequently associated with Equity Pictures and F.B.O. He joined Columbia in 1931.

O'Malley was a member of AMPA, serving as treasurer in 1942, and as vice-president in 1945.

S. S. Goodlett, 53

DENVER, Oct. 18.—Sebe S. Goodlett, 53, for 18 years a National Screen Service employee, died here after an illness of a month. He is survived by his mother, Mrs. Alice Goodlett, and a sister, Mrs. Aimee Denver, both of Denver, with burial in Our Lady of Peace Cemetery.

Mrs. Edythe C. Neill

HOLLYWOOD, Oct. 18.—Edythe Chapman Neill, 85, screen and stage, died here after a brief illness. The widow of James Neill, actor, she came to Hollywood nearly 40 years ago and began in pictures for Cecil B. DeMille.

Frank Salley, Salesman

ATLANTA, Oct. 18.—Frank W. Salley, 53, was the last salesman for RKO Radio Atlanta, died on Saturday of a heart attack in Chicago while attending the meeting of the Colosseum of Motion Picture Salesmen of America.

William Evans, 55

PORTLAND, Ore., Oct. 18.—William Leonard Evans, 55, pioneer exhibitor, who for many years operated the Post Street Theatre, 881 Park Ave., died at Seaside, Ore., today.

Clinton Payne, Exhibitor

Pawtucket, R. I., Oct. 18.—Funeral services were held today for Clinton Payne, owner of the Leroy Theatre here, who died Saturday night.

3 to Hit Proposal

(Continued from page 1)

ment's proposed findings and conclusions are, in this case, essential to the distribution and exhibition of motion pictures. Wherever possible, the available supply of prints is inadequate to satisfy the demand for simultaneous exhibition.

Moreover, lawyers for the theatre-owning defendants are preparing briefs answering the one submitted by the Department which asks only for the denial of any relief or ultimatum. There is a shift of burden of proof upon the distributors, demanding that the companies show why theatres should not be divested, instead of the Government showing why they should, it is believed.

Lawyers are moving ahead on the possibility, if not probability, that a consent decree will not be entered on the subject of divestiture before the end of this September term. A divorce between the two sides could be the order of the day. Several company lawyers quizzed here yesterday portrayed knowledge of the progress being made in the direction of a settlement.

AAA Files

(Continued from page 1)

St. Louis Circuit Court of Appeals, throwing out the case, and today the AAA and Conner filed their briefs.

The AAA argued that the distributors could not be held guilty for mere dealings with a syndicated consent decree. The decree was a valid exercise of the New York Court's power, however, it declared, and a question of its validity is now foreclosed by the Supreme Court's Paramount decision. "If the full purport of the Paramount decision is to be realized," it said, "then it follows that the actions of the distributors within the framework of the consent decree constitute no actionable wrong under the Sherman Act.

"The distributors had acted any differently, the brief pointed out, they would have exposed themselves to penalties in contempt proceedings. The AAA also claimed that the U. S. was a vital party to the case since it agreed to the consent decree.

$840,000 Trust Suit

(Continued from page 1)

with violations of the Sherman and Clayton anti-trust acts.

Similar to anti-trust suits filed in other sections of the country, the charges date from Jan. 1, 1941 to May 1, 1945 when the Tiffin played in other theatres in the "City Circle case." Defendants are: Bahan and Katz, Public Stations, Warner, Loew's, RKO Radio, 20th Century-Fox, Paramount, Columbia, Universal and United Artists, Seymour Simon is plaintiff's attorney.

M-G-M Drops 'Mountie'

OTTAWA, Oct. 18.—Sam Marx, producer, Metro-Goldwyn-Mayer studios, Hollywood, said here today the studio has dropped its plan to make a feature film about the Royal Canadian Mounted Police. Marx, who left for New York later, said his company was leaving the subject to 20th Century-Fox because "we know that Fox has already made a considerable investment in a picture dealing with the RCMP."

'Joan' Benefit for Hospital Charity

The United Hospital Fund here will be the beneficiary next month of a special pre-premiere performance of "Joan of Arc," starring Ingrid Bergman. The event, to be attended by state and city officials and leaders of New York society as well as stars of stage and screen, will take place Wednesday evening Nov. 10, in the Victoria Theatre here.

The performance is being made possible by Sierra Pictures, comprising Bergman, Victor Fleming, director, and Walter, Wagner producer. The Victoria is being donated for the performance by Robert W. Dowling, president of City Investing Co.

Warner Bros. Can Sue Joan Leslie

WASHINGTON, Oct. 18.—The U. S. Supreme Court here today refused to review a California Supreme Court decision that Warner Brothers can go ahead with a breach of contract suit against Joan Leslie, who, on reaching 21, broke a contract made when she was 17. She claimed she was a minor and could not be held responsible. Warner then sued to keep her from working for any other studio and on the ground the contract was binding. Lower California courts found for Miss Leslie, and Warner could not sue but the California Supreme Court said it could.

Telecasters To Meet Dec. 8

Annual meeting and television clinic of the Television Broadcasters Association will be held Dec. 8 at the Waldorf-Astoria Hotel here.

Griffith Case

(Continued from page 1)

terprises is substantially nothing more than a new name for the original defendant firms in the nine-year-old anti-trust action, Wex-Tex Theatres and R. E. Griffith Theatres.

"Cochrane said, however, that with the death several years ago of R. I. Griffith, the two Texas circuits unwaveringly change in ownership."

J. Griffith, of the three original defendants in the case, is president of the other Enterprises. Of the three Griffith brothers originally involved in the action, "H. J." is now the only remaining active.

L. C. Griffith, president of Oklahoma Griffith Amusement Co., suffered a stroke two years ago and has since retired.

J. The U. S. Supreme Court's mandate in the Griffith case reversed lower court decisions and held the circuit guilty of Sherman Act violations.

Rooney and Steifel

In New Company

Hollywood, Oct. 18.—Rooney Steifel, Inc., new production company for pictures, television films and radio packages, was announced here, Oct. 17, by Mickey Rooney, president, and Mort Briskin, vice-president; Sam Steifel, secretary-treasurer.

Critics Hear Seadler

Silas F. Seadler, M-G-M director of advertising, addressed the Critics' Circle of the Foreign Language Press here at the weekend. He discussed pictures in general and their relation to the foreign speaking population of New York.

Clarence Kaimann, president,
Kaimann Theatres, Inc.,
St. Louis, Mo., says:

"WE THINK OF ALTEC AS A FRIEND OF OUR BOX OFFICE"

"Not one out of a thousand of our patrons even remotely realizes the investment we have made to give them high quality sound and complete listening enjoyment. To safeguard that investment, the Altec engineer's regular visits to our theatres are a good investment in themselves, and we are aware that we are getting even more than his personal know-how. We know the value to us of the constant Altec research work in improving methods to make our equipment do a better job of entertainment, and operate economically.

We think of Altec as a friend of our box office."

Altec Service, known for its "service over and above the contract," is a vital ingredient of your theatres' ability to meet successfully the competition of other forms of entertainment. An Altec Service contract is the soundest long-term investment an exhibitor can make today.

THE SERVICE ORGANIZATION OF THE MOTION PICTURE INDUSTRY
"Joan of Arc"

[ RKO-Sierra Pictures ] — Screen reaches new heights

HOLLYWOOD in its time has turned out many good pictures and not a few were exceptionally fine. But you can count on the fingers of one hand those which have so nearly attained the image of truth in depicting significant human experience that they stand as landmarks in the art and history of the screen.

To those few there must be added now "Joan of Arc." It is singular because of many things, most of them expertness in all phases of film picture making. But its greatness derives from its story, from subject matter that permits it to rise to new heights. It is the story of human faith, not bound by earth.

It needed to be attempted only by the inspired.

INGRID BERGMAN’S portrayal of Joan of Arc in this Wanger production is a remarkable accomplishment. She makes real the historic, yet nonetheless incredible feats of the 19-year-old French peasant girl who, through divine faith, rallied the beaten armies and of France, led them to victory over the invading English, gave a throne specially designed for it, and by her martyrdom fired the people of France with a patriotic fervor that united them and won them freedom from the invader.

That is a role that less capable or less inspired talents than Miss Bergman bring to it would have made of it just another fairy tale, even though the role follows faithfully the things that Joan of Arc actually did. They are documented and as much a part of history as the feats of William the Conqueror, George Washington and Napoleon Bonaparte.

Yet, however documented, Joan’s were feats that the practical mind can barely fathom. Miss Bergman’s performance, fervent and restrained

(Continued on page 2)

I A’ Lists Assets

At $896,697 Peak

Assets totaling $896,697 for the last fiscal year were reported here yesterday by the IATSE in a financial statement published in accordance with the Taft-Hartley Law. It was the largest amount ever recorded in the entire history of the organization, according to William P. Ronat, general secretary-treasurer.

Total liabilities were listed at only $14,534. The total cash receipts for the year amounted to $817,250, including initiation and charter fees, interest, fines, dividends, etc. Expenditure during the year totaled $537,454, including expenses in connection with the Hollywood strike, salaries of officers and personnel, legal fees, convention expenses, etc.

Ex-Gov. Hoffman at ATOI Convention

INDIANAPOLIS, Oct. 19—Former Governor Harold Hoffman of New Jersey will be the principal speaker at the annual banquet of the Associated Theatre Owners of Indiana to be held at Antlers Hotel here Nov. 10-11.

Among exhibitor leaders on the program will be Abram F. Myers, general counsel of national Allied; William Ainsworth, Allied president, and Charles Niles, secretary of national Allied, and Ray Branch, president, and Charles Snyder, secretary of Michigan Allied.

A feature of the convention will be a forum to discuss trade practices.

UMPTO Open for Conciliation Talks

PHILADELPHIA, Oct. 19—Having adopted the Andy Smith plan for conciliation differences with distributors at yesterday’s RKO Carlson meeting of members here, the United Motion Picture Theatre Owners of Pennsylvania (TOA) has decided to seek similar arrangements with other film companies, Lewen Pizor, UMPTO president, discloses.

A meeting with 20th Century-Fox general manager Smith will be held here shortly to apply the plan to this company. Meanwhile, a UMPTO conciliation committee has been named,

(Continued on page 2)

Frisch Heads Unit For Palestine Aid

Emanuel Frisch, treasurer of Randford Amusements, yesterday was selected by a group of New York circuit executives at a meeting at the office of William Kuegelberg, president of RKO Theatres, to head the film industry’s participation in the American Red Mogen Dovid (Jewish Red Cross) campaign to raise $200,000 for medical aid to Palestine. The drive will be climaxcd by a $100-per-place dinner at the Waldorf-Astoria Hotel here on Nov. 22.

Rank Pushing Plans For Video Shows

LONDON, Oct. 19—J. Arthur Rank Organization’s plans for popular television exhibitions are proceeding. Within a week a short experimental film will be in production at Rank’s Elstree Gate studio. The film will be put on the air under the supervision of A. G. D. West, Rank’s Cinema Television visionist, from his Crystal Palace station and will be sent to the screens of the theatre in Bromley Kent.

Mayer Optimistic of Brazil Settlement

Rio De Janeiro, Oct. 14 (By Airmail) — Gerald Mayer, managing director of the international division of the Motion Picture Association of America, who flew here last week from New York to confer with government officials on lifting prohibitive film restrictions and price controls, is quoted in the local press as being optimistic that the Central Price Commission will provide a satisfactory solution so as to permit the motion picture business here to return to normal.
Cincinnati Tops AA-Mono. Bookings

Hollywood, Oct. 19. — Cincinnati exchange is the winner of the first prize of $1,500 in Allied Artists-Monogram book offer, which ran from April 2 to July 30, and the second prize, $1,000, went to Milwaukee. Omaha, San Francisco and Atlanta won the following three prizes. Nate Levin of Boston was active in first of three special prizes for outstanding individual performance, with Ben Graham of Dallas and Hall Jordan of Atlanta in runner-up positions.

French Film Given ‘C’ Rating by Legion

Lopert Films’ “The Room Upstairs” (French) has been rated class “C” by the Legion of Decency. “Blanche Fury,” J. Arthur Rank-Eagle-Lion, was given a ”B” rating. Classified as A-II were Film Classics “Appointment with Murder” and Universal-International’s “Kiss the Blood Off My Hands.” Columbia’s “The Big Sombrero” was classified A-I.

IRA May Pass Up

(Continued from page 1)


SWG Weighs Answer To CEA's Hecht Ban

Hollywood, Oct. 19. — Action to offset the move by the general council of the Cinematograph Exhibitors Association to exclude him from the United Kingdom by voting to support a “no-british” activity.

To Advance Albany TOA

Albany, N. Y., Oct. 19. — Harry Lamont, temporary chairman of the local Theatre Owners of America, will confer in New York on Friday with Gael S. Thomas, national executive director, following which it is expected an Albany organization meeting will be called here to elect additional directors and officers and launch an organization drive.

TOA Exec. Meet Oct. 29

Boston, Oct. 19. — Arthur Lockwood, president of the Theatre Owners of America, will arrive in New York on Friday with Gale Thomas and his executive committee to address the regional organization’s headquarters. He will also be in New York on Friday, Oct. 29, for an executive committee meeting.

Johnston

(Continued from page 1)

results of his eight-week trip to nine European countries before 40 reporters at MPAA headquarters here declared how much would be remitted under the European deals. Many of the film sales reports were between 20 or 25 pictures, he said, and revenue would depend upon the number of films involved.

He reached an agreement “in principle” with the Italian government for unloading freezing, very desiring that specific details of how much and when and how still have to be worked out.

No Problem from Independents

In the countries on his itinerary, Johnston reported the following accomplishments:

England: Policy of playing U. S. films only with other U. S. films was initiated. Sales by independent announced as the policy to be pursued by the Society of Independent Motion Picture Producers, and MPEA’s dual programs policy, he said, pointing out that if, for instance, a United Artists release is booked for a first run, an MPEA films will be shown as a second feature.

Soviet Union: Agreement to sell U. S. films in Russia is subject to both payment made in dollars in New York. Films will be for showing in the U.S. Union and cannot be used for re-export.

Yugoslavia and Czechoslovakia: Deal for the purchase of 25 pictures on a week to week payment basis per a percentage basis, Johnston said he had assurances earnings of from the deal will be increased.

Spain: Franco reversed an earlier decision to bar “Gentlemen’s Agreement” pictures from the country, although all pictures are still considered as “any established government.”

Work on List for Soviet

With approval of the Soviet and Yugoslav deals by the MPEA, work was begun on a list of films. This would be done by the MPEA selection committee, followed by a review by each company president and foreign sales manager for their respective companies. Johnston said, and added that a list will be submitted to the Russian government “immediately.”

In addition to Johnston, those present at the MPEA meeting in New York were:


Newsreel Parade

The TRUMAN STORY is a feature in all current newsreels, will football training for prominent cover be at National football fields.

MOVIEVENT NEWS, No. 84. — "Truman Story" Pigskin parade: Penn beats Ohio State, 21-14.


Charles Schlaifer’s Mother, 76, Is Dead

OMAHA, Oct. 19. — Mrs. Zirl Schlaifer, 76, mother of Charles Schlaifer, director of advertising-publicity for 20th Century-Fox, died here early today of a heart attack. Schlaifer left New York at the weekend to be with her in Omaha. He will take place tomorrow at the Golden Hill Cemetery.

The producer disclosed that he and Arthur B. Krim, E-L president, expect to reach a decision shortly on a new vehicle for Lois Butler, star of “Mickey.”

News for New Talent Cited by D. W. Siegel

Independent producer David W. Siegel has a step-up in the development of new Hollywood talent can help stimulate theatre business. Siegel, who produced “Mickey” for Eagle-Lion, will return to Hollywood today after a week in New York. The producer disclosed that he and Arthur B. Krim, E-L president, are going to the studio and a film producer, to be announced, will be a member and a regular and an alternate. The committee has been authorized to seek an appointment with Smith.

Phillips Leaving E-L

CHICAGO, Oct. 19. — Clarence Phillips, Eagle-Lion branch manager, here, has resigned, effective Friday. No replacement has been announced. In the same time, Lipton Astrachan, former Warner salesman in Buffalo, has joined the E-L sales staff here.

New York Representative, 44 Wall St.
Foreign Branches:
London, Manila, and Tokyo

The Bank of America

Banco de Mexico

California's Statewide Bank

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Radio City Music Haul!

"Julia Misbehaves" sets new all-time M-G-M record for 1st week and continues misbehaving beautifully!

M-G-M presents GREER GARSON • WALTER PIDGEON in "JULIA MISBEHAVES" • PETER LAWFORD
ELIZABETH TAYLOR • CESAR ROMERO • Lucille Watson • Nigel Bruce • Mary Boland • Reginald Owen
Screen Play by William Ludwig, Harry Ruskin and Arthur Wimperis • Adaptation by Gina Kaus and
Monckton Hoffe • Based Upon the Novel "The Nutree Tree" by Margery Sharp • Directed by JACK
CONWAY • Produced by EVERETT RISKIN • A Metro-Goldwyn-Mayer Picture

TO CUS EYSSELL:
Congratulations on your 30 Years in Show Business! Again, you've picked a record-breaker!
N. Y. Grosses

(Continued from page 1)

features dancers Tony and Sally DeMarco.

"Apartment for Peggy," with a stage show, got off to a good start at the Roxy, where a first week looks like $118,000. At the Park, "Hamlet" continues to do capacity business in its third week, with over $16,000 grossed; second week resulted in more than $17,000, a Columbus Day matinee accounting for the additional take.

"Night Has a Thousand Eyes," and singer Vic Damone on stage, opened to substantial business at the Paramount, where the initial week is expected to top $50,000. Another brisk starter is "Walk a Crooked Mile," whose first week's business at the Criterion looks like a good $32,000. At the Mayfair, $30,000 for the first week of the previously roadshown "Mourning Becomes Electra" is described as being very good. First week of "Gallant Blade" at the Rivoli is unimpressive with $16,500 expected. "Rope" is rather mild in its eighth week at the Globe, with $18,000 in sight.

Seventh and final week of "Leaves of Carmen" brought a fair, $22,500 at Loew's State, where "The Three Musketeers" takes over today. "A Song Is Born" opened yesterday at the Astor, where the 12th and final week of "The Babe Ruth Story" brought a very low $7,500. The Danny Kaye film opened heavily, running ahead of the big "Best Years of Our Lives" opening, by a gross of $2,160 against the $2,200 grossed by "Lives," both up to the mid-week show for respective opening days. Two new pictures will open here on Friday; "The Red Shoes," at the Bijou, under an advanced admission policy, and "Blanche Fury," at the Sutton.

20th Club Dinner

Some 500 members and guests attended the Century-Fox Family Club annual dinner-dance held at the Iceland Restaurant here last night. March of Time was represented by a contingent headed by Frank Shen and Marjorie Harker. Lew Lehr, club president, was master of ceremonies.

Have YOU tried a SKYBERTH on American's famous DC-6 "MERCURY" flight to LOS ANGELES?

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AMERICAN AIRLINES

'Joan's' Producer, Star, Director

Walter Wanger Ingrid Bergman Victor Fleming

“Joan of Arc”

(Continued from page 1)

as it is, recreates them and makes both Maid and miracle believable. Historical facts may be forgotten when Miss Bergman takes over. She brings to the screen a characterization which makes faith real and martyrdom understandable. This reviewer can think of no other living actress who could fill the role as well.

VICTOR FLEMING'S direction is of equal importance. The story offers endless opportunities to employ common theatrics, any one of which if succumbed to, would have been fatal to the picture. Fleming's discernment, historic fidelity, good taste and disciplined imagination spurred them all.

Whether in the simple scenes of a 15th Century peasant cottage, or in the courts and castles of French royalty; whether in the sweep of medieval battle scenes or the concise view of a painted maid put to inquisition, imprisonment and death at the stake, there is an air of reality in the director's handiwork that carries its own conviction. The audience can well say: "This is the way it was."

The sure touch of the director is laid upon every member of an enormous and vital cast. Supporting players throughout the two-hours and 25 minutes of running time are in precise perspective always. Individual roles take on character and emerge as distinct and rounded personalities but the lesser never intrude upon the more significant. Casting in all respects is excellent.

Jose Ferrer's performance as the weak, vacillating, money- and pleasure-loving Dauphin of France and, later, its unformed king, is a distinguished piece of acting, having many revealing touches to make and keep it human and very understandable.

So, too, is Francis L. Sullivan's depiction of Cauchon, envious and scheming Bishop of Beauvais, persecutor of Joan as a heretic and sorceress, who sits in judgment upon her and succeeds in getting her condemned to the stake.

ESSEK roles are filled with polished performances that blend like well-matched jewels. There is J. Carrol Naish as the Duke of Luxembourg, who sells Joan to the English after his soldiers have taken her prisoner; Shepherd Strudwick, as the cleric bailiff who remains at Joan's side during her trial and imprisonment; Cecil Kellaway as the false but inquisitor and lone friendly judge at Joan's trial; Hurd Hatfield as a monk who travels with Joan's army; Ward Bond as a general of the French army; Gene Lockhart as a court financier; Selena Royle as Joan's mother; Irene Rich, a family friend; Roman Bohnen, uncle of Joan's; John Emery as a French general, loyal to Joan, and George Coulouris, as a royal official.

The screen story of Joan is sustained, unrelenting drama, fundamentally that of a dramatization of the spiritual in contrast to the material and worldly. For many it will be a taxing emotional experience, viewing it. To others it cannot escape being, at the very least, a memorable cinema experience, evoking sympathy and adding to our understanding.

It has moments of quiet beauty and lengthy sequences of noisy violence. Battle scenes are vividly portrayed and teem with action seldom equaled on the screen. Technicolor adds its vitality to all, greatly appreciating medieval sets of courts and countryside, battlegrounds, forts and street scenes, as well as costumes, armor plate and the banners and trappings of armies.

"Joan of Arc" can well be a source of pride to the industry and a refutation of the army of its critics.

THE screen play is by Maxwell Anderson and Andrew Solt, with much of the dialogue taken from historical records.

All technical work is of a kind with the distinguished production. Joe Valentine was director of photography; Richard Day, art director; Herschel McCoy and Dorothy Jenkins, costumers; Frank Sullivan, film editor; William Randall, sound engineer, and Eddie Salven, assistant director.

"Joan of Arc" may well be expected to be an outstanding grosser around the world. It is as timeless as the story of Joan itself and can be issued and re-issued endlessly.

Rank Frowns On US Filming In UK: Kelly

'Wants to Do the Quota Production Job Himself'

J. Arthur Rank has taken steps to discourage American production in England, despite the fact that films made there by U. S. interests would help British exhibitors to fulfill the 45 per cent quota requirements, it was reported here yesterday by Arthur W. Kelly, executive vice-president of United Artists.

Rank, who controls the large Odeon and Gaumont circuits, and several studios, has served notice on UA, and presumably on others, that he would (Continued on page 4)

Say UA-Hughes Deal For 3 Still Pending

Variety of complications have obstructed finalization of the Howard Hughes-United Artists exchange of three pictures since announcement of the pending transaction was made two months ago, Gradwell Sears, UA president, reportedly told the board at a meeting here yesterday. Consequently, UA has yet to relinquish the rights to the made by Hughes for RKO release, and which are to revert back to Hughes when the new deal is completed. Under the proposed plans, Hughes will guarantee the second money financing for independent (Continued on page 4)

Walsh Warns Canada On Anti-Labor Laws

VICTORIA, B. C., Oct. 20.—Richard F. Walsh, IATSE president, here as fraternal delegate from the American Federation of Labor to the Canadian Trades and Labor Congress, denounced America's Taft-Hartley Law before the convention and urged the representatives of 400,000 Dominion workers not to let Canada pass "such anti-labor legislation."

Brylawski Head of Washington MPTO

WASHINGTON, Oct. 20.—Julian Brylawski has been elected president of the Motion Picture Theatre Owners of Metropolitan Washington for the next six months, Sidney Lust was named as national Theatre Owners of America director.

Other MPTO officers elected include vice-president, Fred S. Kogod; treasurer, Roland Robbins; secretary, Harry Buchman.

Report Soviet Pays $50,000 For Each Film

Russia will pay approximately $50,000 per picture for the initial group of 20 features it agreed to buy in negotiations with Eric A. Johnston, president of the Motion Picture Association of America, it is understood.

At a meeting held here earlier this week company presidents ratified the deal.

The total of approximately $1,000,-

Five, in Salt Lake File $6-Million Suit

SALT LAKE CITY, Oct. 20.—Five Salt Lake City theatre operators have filed an antitrust suit in San Francisco's U. S. District Court for an injunction and $6,000,000 damages against distributors and circuits.

Plaintiffs Joseph L. Lawrence, Gerrit B. Lawrence, D. K. Edwards, Harry H. Hall and James W. Lattimer alleged that prior to 1941 all theatres in the Salt Lake area were owned or controlled by Paramount. Plaintiffs further charge that Paramount has refused to supply their Up-town and Rialto in Salt Lake and Academy in Provo, Utah, with product since their acquisition of the houses, and that Paramount has put (Continued on page 4)

Hays To Arbitrate French Pact Issue

Will H. Hays, former president of the Motion Picture Association of America, and an adviser to the organization, has been asked to arbitrate the dispute among the eight major companies on the method of allocating remittable dollars from France under the agreement effected with that country last August.

Hays has called upon at the suggestion of Eric A. Johnston, MPAA's present head, to devise the formula for splitting the initial payment of $1,572,138 from France.

Adapt Polacolor to Feature Films Soon

Hollywood, Oct. 20.—Polacolor, three-color process developed by Pola-roid Corp., will be adapted to feature film work soon. So far only cartoon work has been done by Polacolor.

Processing will be done by Cinema Research Corp, and will cost from 13 cents a foot for first prints to five and three-quarter cents a foot for 100,000 feet.

Polacolor is a dye-coupling processing system. Company claims it can handle 3,000,000 feet monthly and plans to start with low-budget Westerns.

FP-C Orders Equipment

For Theatre Television

NIAGARA FALLS, Oct., Oct. 20.—"The motion picture industry must be a part of television," declared J. J. Fitzgibbon, president of Famous Players Canadian Corp., before a meeting of its president's partners and associates of the Eastern division in conference at the General Brock Hotel here, as he revealed that Canada's largest circuit and Paramount affiliated had filed an application for a license to operate a television studio in Toronto.

"Large-screen television will definitely play a part in Famous Players' plans in the immediate future," he stated.

Fitzgibbon told the meeting that the company already had placed an order for equipment similar to that used in the Paramount Theatre, New York, and that it would be installed in the Imperial Theatre, Toronto, Canada's largest house, as soon as the company can get clearance.

At present there are no television stations in Canada but for the past few weeks Famous Players has been obtaining receivers in the lobbies of several of its theatres in Toronto, picking up programs beamed from Buffalo.

Similar meetings of partners and associates will be held in the West at the Royal Alexandra Hotel, Winnipeg, Nov. 2; in the MacDonald Hotel, Edmonton, on Nov. 11 and 12 and the Hotel Vancouver, Van-
couver, on Nov. 16 and 17.
Personal Mention

JOSEPH H. SEIDELMAN, Universal-International foreign sales vice-president, is due back in New York today from Europe on the SS Queen Elizabeth.


U. B. Ross, Westrex regional manager for Latin America, and E. W. McClellan, Jr., theatre engineering manager, are in Mexico City from New York.

SHIRLEY FRANKEL, secretary to Warner vice-president Samuel Schmid, has entered French Hospital here for a major operation.

J. O'KEEFE, Universal-International Southern and Canadian sales manager, has returned to New York from a tour of the South.

I. E. LOPERT, Lopert Films president, will return to New York today on the SS America from France and Italy.

CHARLES SIMONELLI, Universal-International Eastern exploitation manager, left here yesterday for Cincinnati.

A. J. O'KEEFE, Universal-International assistant general sales manager, will leave New York today for Milwaukee, Minneapolis and Chicago.

WALTER E. BRANSON, RKO Western sales manager, is in Hollywood from New York.

MOE KERMAN, Favorite Films president, will leave here tomorrow for the Coast.

ROBERT L. LIPPETT, Screen Guild president, was in Boston yesterday from New York.

JACQUES KOPFSTEIN, Astor Pictures executive vice-president, has returned to New York from Cleveland.

JAY EISENBERG, liaison between M-G-M's sales and legal departments, is in Detroit this week from New York.

SAM MAX, M-G-M production executive, returned here from Iceland and the Coast.

SINDEY FRANKLIN, M-G-M producer, has returned to Hollywood from a vacation in Rio de Janeiro.

E. Z. WALTERS, Acetacomptor, has returned to the Coast from New York.

MAX WEINBERG, M-G-M Eastern shorts representative, has left New York for the Coast.

LEON GOLDBERG, RKO studio manager, is in New York from Hollywood.

E-L Slates 18-Week 'Mystery Sales Drive'

Eagle-Lion will hold an 18-week "Mystery Sales Drive," starting Dec. 3, William J. Heineman, distribution manager, received orders for the first three days from local distributors and "Mystery Drive," he said, stems from the company's decision to keep secret for the time being the identity of the person to be honored during the period.

Milton E. Cohen, Eastern division manager, and Excelsior Theatres, Inc., manager, presided at the luncheon. Prizes will be offered and a special force of advertising, publicity and sales department personnel will cover exchanges and cooperate with sales department members, Heineman said.

Finkelstein & Ruben Names Linked Again

Minneapolis, Oct. 20.—The names of Finkelstein and Ruben have again arisen in the theatre operation, here after a lapse of 20 years, with the association of Harold Finkelstein and Eddie Ruben in the Austin, Minn. drive-in project of Chicago. Finkelstein and Ruben combination of the theatre gold rush days of 1915-28 were M. (Moe) Finkelstein and I. H. (Ike) Ruben, and their respective sons, Harold and Eugene, have held their money "alone" in building formidable circuits until teaming up in the Austin venture.

See Court Decision Affecting CSU Suits

LOS ANGELES, Oct. 20.—Seeking speedy court determination of a possible civil rights violation, Andrew Herrell, counsel for the American Federation of Musicians Local No. 946 of the Conference of Studio Unions, today filed suit in the Federal Courts in Los Angeles to set aside the orders of his rights in his dispute with M-G-M. A court decision is seen as setting a precedent for many thousands of CSU members who would be affected by many pending cases.

Mackay, a carpenter with M-G-M from Nov. 1926 to Sept. 1946, charges he did not leave work voluntarily, but was ordered to leave the lot. He charges this is a violation of the union-closed shop contract, an unfair labor practice, and a violation of civil rights.

FWC Operators Seek An Arbitration Order

Hollywood, Oct. 20.—ITATSE Projectionists Local 1505 went to court seeking an order compelling Fox West Coast to use American Federation of Musicians to arbitrate disputes in settling the "Amber" dispute. Early this year the projectionists threatened the studio with a walkout at 25 FWC houses when the film had a"bogus" termination, but second-run scales prevailed over first-run for projectionists. 

Motel General manager, has rejected AAA notification of readiness to hear both sides. Bowser claims the dispute is not covered by the circuit contract with the local which provides for arbitration.

Protest Meet Tonight

Louis Untermyer, poet and chairman of the executive board of the New York Council of Arts, Sciences and Professions, will address a meeting to be held here this evening at the Hotel Woodstock to protest the refusal of film distributors to negotiate new labor contracts with the Screen Publicists and Screen Office and foremen's employers guilds, it is announced by the union. The film companies rejected the guilds for their failure to comply with the non-Communist and anti-extortion provisions of the Taft-Hartley Law.

To Ask Longer Loop Run for 'Belinda'

CHICAGO, Oct. 20.—Warner's "Johnny Belinda" will be up for discussion on Friday morning in Judge M. Miller's Circuit Court of Cook County when attorney Vincent O'Brien will ask for a two-week Loop extension for the film. It will open at the Balaban and Katz State Theatre on Oct. 28.

In view of Judge Igoe's recent relaxation of the Jackson Park decree on a number of "Hamlet" and "The Snake Pit," it is understood, will present similar arguments. Mayor Daley, Jackson Park attorney Thomas McConnell is vacationing on the West Coast and attorney Norma Kofaf of the city office will oppose the Warner motion.

Feuerlicht Becomes Aide to L. A. Mayor

Maurice Feuerlicht, formerly head of the Lassen department of Paramount International, here, has been appointed executive assistant to Mayor Fletcher Bowron, mayor of Los Angeles.

Prior to the war Feuerlicht held legal and administrative positions in the Federal Government in Washington, D.C. He now acts as director of the motion picture division of the Coordinator of Inter-American Affairs and later held a similar post with the U. S. State Department.

Shoes' Opens Tonight In Refurbished Bijou

Leading military, naval and air force figures as well as society leaders, industry heads and stage personages have been invited to the premiere of Eagle-Lion's "The Red Shoes" which opens tonight at the Bijou Theatre here tonight.

The Bijou, owned by City Investing Co., has been completely refurbished for the occasion, according to Maurice Maurer, manager of the house. The Soldiers', Sailors' and Airmen's Club will benefit from the opening.

Essaness Operation Is Headed by Smith

CHICAGO, Oct. 20.—Ralph G. Smith, has been appointed general manager of Essaness Theatres and Standard Theatres and Clarence E. Miller has been named treasurer in charge of real estate, labor and public relations. Harry E. Berry is secretary in charge of accounting and finance. Charles Silverman and Emil Stern, Essaness agents, will continue as advisors.

Annual California ITV Meet on Oct. 26

LOS ANGELES, Oct. 20.—Annual meeting of the Independent Theatre Owners of Southern California and Arizona has been set for 8 o'clock tomorrow night at the Knickerbocker Cafe here on Oct. 26, according to Edward H. Haggard, executive director. Committee reports, the Paramount trust suit, Ascap, televi- sion programs for theatres are on the agenda.

Budget for Nov.

MOTION PICTURE DAILY

Thursday, October 21, 1946

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REPORT FROM THE NEW YORK EVENING POST:

“There are few pictures that receive the spontaneous audience applause that is being received at the Strand by Johnny Belinda.”

‘BELINDA’ BOX-OFFICE BULLETIN NO. 3
Every New Opening Tremendous! See Los Angeles, See Newark, See Worcester, See Pittsburgh! Fourth Week for N.Y.!

WARNER BROS. Present JANE WYMAN • LEW AYRES in ‘JOHNNY BELINDA’

Directed by JEAN NEGULESCO • JERRY WALD
Produced by
Screen Play by IRMAGARD VON CURIE and ALLEN VINCENT • From the Stage Play by Elmer Harris
Produced by Harry Rapf • Music by MAX STEINER

with CHARLES BICKFORD • AGNES MOOREHEAD • STEPHEN McNALLY
**Italian Production Picking Up: Burdyn**

Native production in Italy is picking up, Joseph Burdyn of Mayer-Burdyn, who just returned from a 10-week trip abroad, observed here yesterday. Burdyn said that production costs in Italy are expected to be down as a result of the recent influx of American companies.

He has acquired U. S. distribution rights to the new Robert Rossellini film, “The Miracle.”

**Soviet To Pay** *(Continued from page 1)*

points at the meeting, which was attended by 400 people here. It was said that the best pact ever entered into with the Soviet heretofore was one by which Walt Disney collected $17,000 for a single cartoon feature. Other purchases by that government have involved payments of considerably less than the $50,000 average for the block of 20.

Company heads are expected to consider shortly a list of 100 titles from which the Russians will be given their choice of 20. Films will be listed solely on the basis of their merit for showing in Russia and will be drawn from the inventories of all companies. Johnston’s agreement with the Soviet also permits sale of subsequent blocks of 20 pictures each.

See US Films as ‘Bait’ for Propaganda-fed Russians

WASHINGTON, Oct. — Some top State Department officials today were explaining that Eric Johnston’s success in selling films to the Soviet Union may be accounted for by the fact that Soviet cultural censors have rejected so many Russian-made pictures that their theaters are short of product. Furthermore, these same Department sources aver, American films may be used as bait to lure the Russian industry in order to get them to sit through Russian propagandist films.

These officials said their explanation was meant to detract from the success of the Motion Picture Association of America president as a film salesman. Johnston is shown in Soviet theatres except heavy propaganda films, mostly reissues, they point out, and Soviet audiences are demanding more entertainment.

**Canadian Exports Drop**

OTTAWA, Oct. 20 — The Canadian government reports that exports of films from Canada dropped to $179,000 in August, compared with $229,500 last August. This is the first drop in the last half of 1948 totaling $2,735,000, against $2,206,000 a year ago in the same period.

**Reviews**

*“The Paleface”* *(Paramount)*

A band with a luxury of gags, Paramount has Bob Hope venturing into an Indian-and-badman satire that hits the top of the laugh-meter. Smartly, they made Jane Russell his leading lady and dressed the settings in the finery of Technicolor. It should be pointed out that the plot is the slenderest threads of logic, but its mood of hilarity has the contagion that keeps audiences howling. The shenanigans seem more imaginative, and the mirth more fluid than in most prides of pictures.

Probably Hope could have continued to practice dentistry in his own disastrous way were it not for the fact that some white men were smuggling guns and ammunition to hostile Indians. A Federal official hits upon the idiotic notion of mailing Miss Jane, to ferret out the villains, and to better carry out her mission, she marries Hope. Hero Hope is an unadulterated coward, but a series of accidental occurrences create in him the delusion that he is a cold-blooded killer. And thus, after presumably knocking off a swarm of attacking Indians, he goes out for even more daring game. A series of foiblesome exploits follow until Hope is helped by a small many-looking Indians who have some uncharitable plans for him and Miss Russell.

The merriment is kept on a broad, earthy level, punctuated by a running drumfire of quips and gags. As authors of the original screenplay Edmund Grainger and Philip K. Decker should be proud of their offspring. Robert L. Welch produced, Norman Z. McLeod directed.


Mandel Herstman

*“June Bride”* *(Womans Brothers)*

Hollywood, Oct. 20

The picture is not often given a chance to see the talents of Bette Davis displayed in comedies. If judged by “June Bride,” this is too bad, for Miss Davis, paired here with the always dependable Robert Montgomery and supported by an excellent cast, is just as apt at rousing laughter as at drawing tears. “June Bride” is a good, clean comedy, marked with occasional touches of sophistication, and with unquesionable appeal to most everyone. It is well written, well acted and, while it may not go down as one of the great comedies of the year, it is good all-around entertainment.

Based on a simple yarn which most of the time stays within the realm of the believable, it answers, undoubtedly to the satisfaction of everyone but the most hardeasted cynic, the question of what happens when a slick magazine journalist marries a girl who has simply turned out and is the home of an average Midwestern family to do a story on marriage.

The results are sometimes hilarious and mostly romantic as career woman Davis finds out to her dismay that love’s course in a small Indiana town runs no smoother there than in busy New York even though that means upsetting her plans to the extent where her romance with Montgomery is almost wrecked. Montgomery, a furred correspondent reduced to writing for a woman’s magazine, regains some of his beliefs in humanity, and the rest of the hardboiled crew softens perceptibly.

Directed by Raftem Portnoff and composed of the witty script provided by Robert MacDougall, also knows the value of occasional dash and situation comedy. The scene where Montgomery gets drunk on iced “cider” is a riot. Audiences young and old will love and remember Betty Lynn, a charming girl, who manages to steal scene after scene. Fay Bainter, Jerald Shearer, Cowan and Tom Tully all contribute materially to the fun. Henry Blanke was producer.


*“Kiss the Blood Off My Hands”* *(Hecht-Norma—Universal International)*

In its initial offering, the new Harold Hecht-Norma production unit makes a notable bow. For behind the attention-seeking title of “Kiss the Blood Off My Hands” there rests an absorbing melodrama that appears to be headed for a good box-office showing. Joan Fontaine and Burt Lancaster head the cast of a series of balet events that beset a young couple.

Taken from Gerald Butler’s popular novel, the film has Lancaster acciden tally kill a man in a bar brawl. In a frantic flight from the police, he takes refuge in Miss Fontaine’s room, from this beginning a love eventually develops between the two. Miss Fontaine, a nurse, goes a long way toward rehabilitating Lancaster. She gets him a job and helps him over come an emotional disturbance that resulted from war-time experience. But a gang of ruthless criminals play a role considerable ill and Lancaster, once again, gets the pair in his clutches. Haying witnessed the fatal bar brawl, New ton begins making blackmailing demands upon Lancaster. The situation finally culminates with Miss Fontaine stabbing Newton following an at tempt to strangle him.

After laboring over whether to escape another country the lovers decide that if they are ever to have permanent happiness they must throw themselves upon the mercy of the law. From this position beginning a love eventually develops between the two. Miss Fontaine, a nurse, goes a long way toward rehabilitating Lancaster. She gets him a job and helps him overcome an emotional disturbance that resulted from war-time experience. But a gang of ruthless criminals play a role considerable ill and Lancaster, once again, gets the pair in his clutches. Haying witnessed the fatal bar brawl, Newton begins making blackmailing demands upon Lancaster. The situation finally culminates with Miss Fontaine stabbing Newton following an attempt to strangle him.

**Rank Frowns**

(Continued from page 1)

consider only the most important of such negotiations and adopt a hands-off policy on all others, Kelly disclosed, adding: “Rank has decided to give its British quota production job himself.”

Kelly visited England, France, Switzerland, Italy, Belgium, Holland, and Scandinavian countries in the past seven weeks, returning to New York last Monday with forebodings of continued American production from abroad.

Even the recent agreement with France, which is to free $11,000,000 in quota production in the next five years, is imperiled by the floundering economy of that country, he observed.

**Fourth Circuit** in England

The quota in England has resulted in a lower turnover for every U. S. company, Kelly reported. American product is at a peak volume and consequently some exhibitors are endeavoring to reduce rental terms, he said.

One effect of the large volume of available U. S. pictures has been the lowering of the “quota” (A. U. C. is the third) which comprises independent producers, who, up to the limits of the Quota Act, are taking American films. This has resulted in the sale of U. S. films which has thrallaway plans to extend runs in the provinces, according to Mr. Streng.

With all the product available, the streem in the provinces are refusing to show a picture beyond one week, Kelly explained.

**Knotty Problem in France**

UA is faced with a particularly knotty problem in France, Kelly de clared. All companies which have UA producers are now selling inde pendently in France are being marked down in distribution fees for shipment to that country annually.

The French government, he said, within the past few days has charged two pictures sold separately by Sam Bischoff and Charles Rogers against UA’s allotment. If this continues, UA producers, he stated, is determined to go to Paris, France, Kelly concluded. He said that such deals by individual producers and independents raise the independents’ separate quota of 11 films.

He said that UA expects to draw about 30 per cent of its profits in Holland in dollars, the result of a straight distribution deal for five years made with that country’s Fritz L. D. Stronghold.

**UA - Hughes Deal**

(Continued from page 1)

ent production of three to be made for UA distribution. He in turn would get back “Vendetta,” “The Counterfeit Traitor,” and “Mad Wednesday.”

Sears had disclosed that he intended to close the deal during a stay on the West Coast last August. The Nasser brothers subsequently came on the scene with a bid to provide their studio’s backing. Sears closed out of the picture. Tentative arrangements thereupon were made with independent producers but approval of the studios still had not reached Sears.

Yesterday’s board meeting was highlighted by a report by Arthur McEwen, assistant vice-president, who returned to New York last Monday after an extensive tour of England, France, and Italy. He closed an agreement with French producer Leopold Schlossberg to distribute “A Man Can’t past,” which he will make in Canada.
Seattle Bans ‘Rope’

Seattle, Oct. 20—The censor board today banned the Alfred Hitchcock production of “Rope,” Warner film, from further showings here. Bernard Reiter, chairman of the board, said that Hambrick Evergreen Theatres had been notified that further showings would be forbidden following the film’s run at the Orpheum, which ended last night.

 Isaacs With Ohio Co-op

Cleveland, Oct. 20 — Tony Stern and Lou Ratner, head of Ohio Theatres Service Corp., bought and booking policy. They have appointed Arthur Isaacs as second broker and assistant to Marvin Samelson. Ohio Theatre Service has been formed six months ago and is the second booking-buying “co-op” in the city. Isaacs resigned as Republican salesman to join the organization.

 Sack Gets Video Rights

Dallas, Oct. 20 — Sack Television Enterprise has acquired exclusive world television and all non-theatrical rights to the “This is Texas” series of one-reel topical films produced by Nationwide Pictures, Inc., of Dallas, in a deal closed between H. K. Carrington, president of Nationwide, and Alfred N. Sack. It covers one-reelers for five years.

Video Shipments Rising

Washington, Oct. 20 — Television receiver shipments rose to 153,455 sets during the second quarter of 1948, compared with 106,136 in the first quarter. The Radio Manufacturers Association reports. Total postwar shipments increased to more than 425,000 sets by June 30.

 Production Total Increases 1, to 31

Hollywood, Oct. 20 — The production index stood at 31, gaining one from last week. Eight new films were launched, while seven were finished.


Shooting finished on “Ride, Ryder, Ride” (Equity), Eagle-Lion; “Alaska Patrol” (Burwood), Film Classics; “Zamba” (Fortune Films), Independant; “The Feathered Serpent,” Monogram; “Son of Billy the Kid” (Western Adventure), Screen Guild; “Two Guys and a Gal” and “Somewhere in the City,” Warners.

Salt Lake Suit

(Continued from page 1)

pressure on other companies to keep them from supplying films.

In addition, the exhibitors claim that Leonard H. Goldenson, Paramount vice-president, came here from New York in 1941 and attempted to force them to give up their leases.

In addition to Paramount and Goldenson, defendants are Warners, 20th Century-Fox, Columbia and Universal. Intermountain Theatres, Paramount circuit operator in this area, has four first-run theatres in downtown Salt Lake in opposition to Lawrence.

“Miss Tatlock’s Millions” is good to the last drop!”

And PARAMOUNT Preview Audiences Everywhere Have Elected It “The Funniest Hit In Years”
A Showman's Special—Geared for Big Time
Box-Office Returns!

**HARPOON**

Actually filmed in the Arctic Wilds!
With the new sensational star JOHN BROMFIELD
A Danches Bros. Production • Produced and Directed by Ewing Scott

**THE RETURN of WILD FIRE**

RICHARD ARLEN • PATRICIA MORRISON
MARY BETH HUGHES • DOUGLAS FAIRBANKS
REED HACKEY • JAMES MILLICAN
WILLIAM HADLEY • CHAS. P. MARTIN
Produced by R. E. Pfeiffer • Directed by Robert I. Lipsett

**THUNDER at the PINES**

GEORGE REEVES • RALPH BYRD • GREG McGUIRE
LIL TALBOT • MICHAEL WHALEN
VINCE BARNETT • DORIS DANCHEL • HARRIET MARTIN

**GRINGO**

Exciting action set against the background
greateur, color and mystic spectacle of
one of the Seven Wonders of the World!

**THE Last of the WILD Horses**

Based on the thrilling South Sea story by
Herman Melville, author of "Moby Dick"

**SKY LINER**

"GRINGO"... The breath-taking that started
a wave of thrills and action across the border!

**THE BLACKMAILERS**

"GRINGO"... The breath-taking that started
a wave of thrills and action across the border!

**EMERGENCY WARD**

"GRINGO"... The breath-taking that started
a wave of thrills and action across the border!

**POLICE WOMAN**

"GRINGO"... The breath-taking that started
a wave of thrills and action across the border!

**TRAiLS END**

THRILLER!

Based on a story read by millions in American Weekly.
A THRILLING DRAMA of AMERICA’S
MOST COLORFUL OUTLAW!

**JUNGLE GODDESS**

Based on a story read by millions in American Weekly.
A THRILLING DRAMA of AMERICA’S
MOST COLORFUL OUTLAW!

**SHEP COMES HOME**

Based on a story read by millions in American Weekly.
A THRILLING DRAMA of AMERICA’S
MOST COLORFUL OUTLAW!

**POLICE FORcE**

Based on a story read by millions in American Weekly.
A THRILLING DRAMA of AMERICA’S
MOST COLORFUL OUTLAW!

Based on a story read by millions in American Weekly.
A THRILLING DRAMA of AMERICA’S
MOST COLORFUL OUTLAW!

Based on a story read by millions in American Weekly.
A THRILLING DRAMA of AMERICA’S
MOST COLORFUL OUTLAW!

**BOY**

Based on a story read by millions in American Weekly.
A THRILLING DRAMA of AMERICA’S
MOST COLORFUL OUTLAW!

Based on a story read by millions in American Weekly.
A THRILLING DRAMA of AMERICA’S
MOST COLORFUL OUTLAW!

Based on a story read by millions in American Weekly.
A THRILLING DRAMA of AMERICA’S
MOST COLORFUL OUTLAW!
RCA Develops New Theatre Video System

WASHINGTON, Oct. 21.—Synchronous transmission of a full-length motion picture to the screens of thousands of theatres throughout the country was predicted here today by David Sarnoff, president and board chairman of RCA, at a public demonstration of a new developed system of television relay communications.

The new system, called Ultrasync, has been described as being capable of transmitting or receiving messages at the rate of a million words a minute. Combining elements of television with the latest techniques in radio-relay and high-speed photography, Ultrasync was developed by RCA, Eastern Kodak and National Broadcasting. Engineers stated here that the radio-televisio-photography combination forms the basis for a system of graphic communication which can be extended from city to city across the nation.

18% Drop in Dividends

WASHINGTON, Oct. 21.—Dividends paid by motion picture companies during the first nine months of this year were 18.1 per cent below payments in the same 1947 period, U. S. Commerce Department figures reveal.

Film companies publicly-reported cash dividends—which Commerce figures are about 60 per cent of all dividends—totaled $34,290,000 for January through September, 1948, compared with the $41,894,000 reported in 1947.

National Screen Gets Tooker Lithograph

Deal whereby National Screen Service will assume physical and operational control of the Tooker Lithograph Co. plant in New York will be consummated today by Herman Robbins, NSS president, and Paul Cook, vice-president of Tooker. The group will permit NSS to inject a knowledge of an exhibitor’s needs into physical preparation of accessories through operation of its own plant, said a National Screen statement.

Tooker has been one of the leading lithographers of motion picture accessories for many years, and has here-tofore filled “litho requirements of M-G-M, United Artists and 20th Century-Fox.

NSS, acquiring all Tooker equipment and its leasehold, has also purchased additional plant equipment to increase capacity. It will assume operation of the plant at once.

$10 Weekly Raise to Sound Servicemen

A weekly pay increase of $10.40 for motion picture sound servicemen throughout the country has been obtained from Altec and RCA, it was announced here yesterday by Richard F. Walsh, IAMSE international president.

In addition, the soundmen will receive increased automobile allowances ranging from 10 to 88 per cent. In principle, these allowances follow the wartime Plan, recommended by the American Automobile Association, providing for a weekly sum of $7.80, to which is added three and one-half cents per mile. The companies guarantee that on an annual basis, the allowances will equal at least seven cents per mile.

The salary and auto increases are provided under the terms of new, two-year labor agreement, signed last year.

Both Sides Firm in N. Y. Ascap Action

In answers to briefs to be exchanged today, both sides in the action brought by a group of New York exhibitors against Ascap will hold fast to their respective positions on the scope of a judgment to be entered in the case. Plaintiffs are expected to insist that the New York Federal Court is empowered to order divesture of Ascap’s and its members’ public performance music rights, setting forth that such an extensive order is necessary to protect the plaintiffs.

We Mean Business; Steve Brody Asserts

Hollywood, Oct. 21.—“Our schedule of 61 pictures for the season should convince exhibitors we mean business,” Steve Brody, president of Allied Artists-Monogram, declared here today in announcing new sales department top personnel.

He said the acquisition of three new executives is further “proof that we mean business.”

Top Brazil Rental, 42%

The Brazilian Central Price Control Committee has amended its regulations to provide that the average film rental shall not exceed 2% per cent of net box-office receipts of the year, according to a cablegram received here from Gerald M. Mayer, managing director of the international division of the Motion Picture Association of America.

Mr. Mayer flew to Brazil on Oct. 1 to confer with officials of the Brazilian government on the lifting of some of the regulations on which Motion Picture Export Association directors felt were unfair to the American motion picture industry.

Until the new text of article 13 of order No. 58—original terms of which were considered prohibitively restrictive—the Price Control Commission now provides that the sum of all percentage and flat rentals paid during one year by an exhibitor to each distributor for features exhibited in theatres subject to ceilings on admission prices shall not exceed, on an average, 21 per cent of net box-office receipts of the year.

Mayer left Rio de Janeiro by plane last night for New York.

Goldhammer, Pritchard, Gills Get New Posts

Hollywood, Oct. 21.—Realignment of the Monogram and Allied Artists sales departments and the appointment of three new sales executives to newly-created posts were announced here today by Steve Brody, president.

New setup calls for the expenditure of more than $100,000 for additional sales offices, it was said.

Three named to function under M. Goldhammer, sole sales manager, include L. E. Goldhammer, as Western sales manager, supervising Chicago, Milwaukee, Minneapolis and Indianapolis. Goldhammer also will have supervision over the Denver, Kansas City, Salt Lake City, Omaha, Des Moines and St. Louis exchanges handled by Sol Francis.

Jim Pritchard has been named Southern district manager, heading Dallas and Oklahoma City. He will

U.K. Renters Will Produce

Non-producing British distributors will enter production almost en masse under the dual circumstance of the 45 cent British films quota law and British Board of Trade president Harold Wilson’s new Government Film Bank. It is believed by Alfred A. Andrews, head of Monarch Film Corp., Ltd., who will return to London from New York today by plane following two weeks in the U. S.

Andrews indicated that Monarch in this connection will be one of the first non-producing distributors to take up

UK Exhibitor Rental Formula Due Shortly

London, Oct. 21.—An acceptable formula is expected to be devised within a few days by the Kinematograph Retailers Society committee and J. Arthur Rank on rental terms for exhibitors, it was indicated here today following a five-hour dinner discussion among KRS members and Rank,
Personal Mention

Sir Alexander Korda left London by plane last night for a 48-hour visit in New York to discuss his American releases.

Murray Silverstone, 20th Century-Fox International president; Arthur Males, Warner British managing director; Timo Taylor, film star, are among passengers sailing for Europe tonight on the SS Queen Elizabeth.

Jack L. Warner, who entered Cedars of Lebanon hospital several days ago with appendicitis, underwent surgery yesterday for gallstones. He is expected to be discharged in a week or 10 days.

Leon Bamberger, RKO Radio sales promotion manager, will leave here on Tuesday to attend the convention of the Kentucky Association of Theatre Owners in Louisville on Wednesday and Thursday.

Marcello Gossi, Superfilm president, and Mrs. Gossi, his wife, arrived Monday from Minerva Studios in Rome, due here Monday from Italy on the SS Mauretania.

Steve Strasser, Republic publicist, and Mrs. Strasser, his wife, have come parents of a son, Richard Eric, born at Jewish Memorial Hospital here.

W. C. Gehring, 20th-Fox assistant general sales manager, and Harold Minsky, Eastern division sales manager, will return here today from Boston.

Charles Schlaifer, 20th-Fox advertising-publicity director, left here yesterday for Chicago.

Writers' Unit Loses Tax-Free Status

Washington, Oct. 21.—The Bureau of Internal Revenue has ended the tax-free status of the Writers Mobilization and some other groups listed as "subversive" on recent Justice Department lists. Not only will income of these organizations no longer be tax-free, but contributions to them may no longer be deducted as gifts to tax-return contributors.

Philia, MPA Meet Set

Philadelphia, Oct. 21.—Election of officers will be held Monday evening when the Philadelphia Motion Picture Associates holds its annual meeting at the Hotel Woodland.

MOTION PICTURE DAILY, Martin Quigley, Editor-in-Chief and Publisher; Berwin Kans, Editor; Martin Quigley, Jr., Associate Editor. Published daily, except Saturdays, Sundays and holidays, by Quigley Publishing Company, Inc., 1270 Sixth Avenue, Rockefeller Center, New York 20, N. Y. Telephone Circle 7-6100. Cable address: Quigphoto, New York. Telegram address: Motion Picture Daily, New York, N. Y.

INSIDER'S OUTLOOK

By Red Kall

These are the steps by which Will H. Hayes emerges from inactive to active status of the Motion Picture Association in the impasse over allocation of $11,900,000 remittable from France under the recently implemented U. L.

Methods of cutting up the money were several, but the standoff became nearly Mexican with four companies in favor and four against any of the plans broached. Company presidents were unable to breach the deadlock and neither could their foreign managers. It was agreed to submit the matter to arbitration in keeping with a decision of the president, made on August 17, to resolve any dispute amicably.

The issue involving the eight majors arises out of an agreement, which the MPA officially describes as "alleged," the way to use gross billings in France during the period ending June 30, 1947, as the basis for a division of dollar remittances in the face of resistance by the French government that payments be made to the companies in proportion to cash on hand as of that date. MPA further explains that the matter is dormant because of a result of failure of the French to send dollar remittances under the Blum-Bynes accord which the recently-effected agreement supercedes.

Since the initial payment of $1,572,138 is at hand, the necessity for a scheme of allocating it is imperative. It is understood Hays' name entered the situation at a meeting of the Motion Picture Export Association, which finally decided on the plan.

This decision thereafter went up the line to the company presidents, who ratified it.

Each company is expected to file a brief outlining its solution. While Hays will make the decision that binds, there is not much indication that everyone will be pleased.

Question: Where is Eric Johnston in all this?

Answer: On the deliberate sideline, removed from the middle where he did not want to be.

An English appraisal of Johnston's travels abroad, from The London Financial Times:

"The recent journey of Hollywood's agent behind the Iron Curtain returns to the United States, Mr. Johnston is now qualifying for the post of secretary of the United Nations in succession to Mr. Trygve Lie. When Mr. Johnston recently left London, Mr. Will Wilson, his faithful left-hand man, left, paid his next call on the grim Mr. Molotov, whom he has persuaded to buy Hollywood's wares. No man could have a greater gift for gregarious acquaintance than Mr. Johnston. Now that the latter had left, the awesome portals of Marshal Stalin's headquarters than set off to pay his respects to that 'Fascist hyena,' Marshal Tito, who has also agreed to buy Hollywood's pictures. Now he has found an 'intelligent' friend in General Franco."

"There was a time when Hollywood was not knowing to the production. A year and a half ago a movie mogul was paying his respects to Mr. J. Arthur Rank and making him many promises. Mr. Rank now confesses his disillusion and I honor him for doing so."

But Rank need not lose complete heart nor suffer complete disillusion. His "Henry," now in its third year, today shows a net profit of $1,650,000, a 30-70 basis with United Artists. To Rank: $1,155,000. To U. A.: $495,000.

Last week's Life Magazine devoted nine pages to Laurence Olivier, with copious photographs in text and photo on "Hamlet." Rank's "American office, aware of rate schedules, calculates the cost of the cover and 21 pages which Life has given "Hamlet" thus far would have cost more than $350,000 in the form of paid advertising.

In Atlanta, advance sale is $10,000 in New York over $40,000. Moreover, New York's critics united in launching "Hamlet" with reviews ecstatic enough to make any producer, American, in awe of his tracks.

We have no misconceptions about the inherent fairness of the American critic or of the American public. The measure by which they evaluate quality and appeal and the reactions to which is offered them.

In that sense, Mr. Arthur Rank could be Joe Schmoeh for all the difference a name would make.

"Industry, in Turkey Is In a Bad Way," reads a Motion Picture Daily headline.

"Too many turkeys in Turkey. They ponders a cunning film man who knew they could have been raised in Southern California."

Premiere for AYC

The motion picture chapter of the American Veterans' Committee will sponsor a special premiere here of Paramount's "Sealed Verdict" Monday, Nov. 1, at the Paramount Theatre. Regular run of the film begins Nov. 2. Taking over the entire theatre for the showing, the group will also present a special stage show. The chapter has arranged for attendance at the premiere of hospitalized veterans of neighboring Army, Navy and hospitals.

Youngstein To Speak

Max E. Youngstein, Eagle-Lion vice-president in charge of advertising publicity, will deliver an opening-day address at the Tri-State Motion Picture Theatre Owners meeting Monday, Nov. 1, on the exhibitor's part in improving public relations.

NEW YORK THEATRES

RADIO CITY MUSIC HALL

ROCKEFELLER CENTER

Greer Garson, Walter Pidgeon in "JULIA MISBEHAVES" by Peter Elizabeth Cesar

LAWFORD - TAYLOR - ROMERO

A Metro-Goldwyn-Mayer Picture

SPECTACULAR STAGE PRESENTATION

EDWARD G. ROBINSON GAIL RUSSELL

JOHN LUND

"My Heart Has A Thousand Eyes"

New Pictures

HAWKINS' "RED RIVER"

"APARTMENT FOR PEGGY"

ROYAL PICTURE_facebook

"MOURNING BECOMES ELECTRA"

First Time at Popular Prices!

RKO PRESENTS

"First Time at Popular Prices!

"MOURNING BECOMES ELECTRA"

Jeanne Crain, William Holden, Edmund Gwenn

"APARTMENT FOR PEGGY"

Tenth Century-Fox Picture

On Variety Stage — Kay Thompson and Williams Bros. — Molly Rolls on "Staged in Plain View"

By ned Kall

Herald Theatre Sales; International Motion Picture Almanac, Inc. Entered as second-class matter, Sept. 22, 1939, at the post office at New York, N. Y., under the act of March 3, 1879. Subscription rates per year, $6 in the Americas and $12 foreign; single copies, 10c.
Why say more about...

HOWARD HAWKS' GREAT PRODUCTION

"RED RIVER"
Motion Picture Daily

Friday, October 22, 1948

Elissa Landi, 43, Dies
A Victim of Cancer

KINGSTON, N. Y., Oct. 21—Elissa Landi, 43, who starred in such pictures as "The Sign of the Cross" and "Warrior's Husband," died today at Kingston Hospital after a lingering cancer affliction. She retired from motion pictures in 1932 and subsequently went into nursing. Before her illness she was a nurse at the Maimonides Hospital of Brooklyn and a hanger-on of Charlie Chaplin. She was born in Venice, Italy.

Miss Landis is survived by a brother, Capt. Charles Zanardi-Landi, Kingston, and a brother, Anthony, Hollywood.

Brylawski To Lead
Pageant for U.N. Day

WASHINGTON, Oct. 21—The Motion Picture Theater Owners of Metropolitan Washington is spearheading local observance of United Nations Day, on Sunday, with a pageant at the Constitution Hall.

The pageant, under the direction of A. Julian Brylawski, will feature majorette corps, Army Air Forces bands and the Central High School choir, and will have entertainment by radio and stage personalities. Secretary Frank and wielder, by a daughter, Carol. Madame Landi Thomas, 4; her father, Count Charles Zanardi-Landi, Kingston, and a brother, Anthony, Hollywood.

Mono. Sales Cabinet

(U.S. News and World Report) — also collaborate with Arthur C. Bromberg, supervising Atlanta, Mem. ph., New Orleans and Charlotte.

Maxwell Gills has been appointed eastern district head, to supervise New York, Albany, Buffalo, Washington and N. J. He will continue to supervise the companies West Coast offices at Los Angeles, San Francisco, Portland and Seattle. Harold Mischas, AA vice-president, will continue at the studio as Broyds' liaison with the sales department.

U.S. Renters

(Continued from page 1)

production activities. The company has no plans to expect to distribute any films, a result of the 25 percent quota example of Sir Alexander Korda's British-Lion Films, which already has established a bid for a large loan by the British government, and Monarch will use funds so acquired to establish what may be known as Monarch Production Corporation.

If Britain's thetare is to fulfill the requirements of the 45 percent quota, they will have to be provided with a greater supply of British films, Andrews reasoned, adding that J. Arthur Rank and other British producers cannot be depended upon to meet quota demands. Hence, he said, non-producing distributors such as Pan Am and have an opportunity to do so now that financing is being made available by the government.

Purpose of Andrews' trip to the U. S. was twofold; he attended his daughter's wedding in Denver on Oct. 21, and conferred with U. S. distributors since then to contract for American product, which Monarch distributes in Britain. Next year, Monarch will announce the same number of U. S. films it handled this year, 30, Andrews said.

Mrs. Marchand Heads U.A. in Switzerland

Mrs. Pia Marchand has succeeded Paul Rappaport as United Artists general sales manager in Switzerland, Rappaport having resigned recently to represent David O. Selznick in that country, according to Arthur W. Kelly, UA executive vice-president and foreign operations chief. Mrs. Marchand has been employed by UA there since 1943. Georges Neuffeuf has been promoted to assistant to the sales manager of the Swiss office.

20th-Fox Counter-Suit

A breach-of-contract suit for $800,000 damages and a counter action of similar damages have been filed in New York Supreme Court here by 20th-Fox against the American-European Films Inc., and()?>

20th Century-Fox has settled in the United States Supreme Court here by 20th-Fox against the American-European Films Inc., and it is in the 20th Century-Fox International. The former has charged that the latter has not been paid for 20th-Fox's contract claim, and it is a seven-picture pact between American-European and 20th-Fox for distribution in Italy. Twentieth-Fox's counter-claim alleges, American-European has already distributed the U. S. company in Italy.

$10 Weekly Raise

(Continued from page 1)

year contracts, retroactive to Aug. 22. These pacts contain an anti-union clause and recognize the "IA" as exclusive bargaining agent for all sound men in the film and theatrical fields, including television.

Signing of the contracts here yesterday followed negotiations started last June and June negotiations, started last June and July. Negotiations included the period of the "IA" convention at Cleveland in August. The union was represented by its general counsel, treasurer William P. Raoul, assistant international president Thomas J. Shea and international representatives Joseph D. Basson. A tte was represented by G. L. Carrington, and RCA by E. C. Cahill.

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Drop in Dividends

(Continued from page 1)

ported in the first nine months of reporting 1948.

The September, 1948, figure, also announced today, was $7,476,000, compared with $8,559,000 last September. A lower 20th-Fox dividend and Columbia's skipping its usual September dividend accounted for the drop, Company officials said.

Payments reported for the third quarter totaled $11,038,000 this year, compared with $12,798,000 for the same quarter last year.

'360' To Celebrate Sunday

IATSE Motion Picture Projectionists Local No. 306 will celebrate its 35th anniversary with a dinner-dance at the Hotel Astor here Sunday evening, it was announced yesterday by Herman Gelber, "'360" president. '1A,' Richard F. Walsh will be a speaker.

'U' Preferred Dividend

Board of directors of Universal Pictures yesterday declared a dividend of $1.00 per share on the 4th cent cumulative preferred stock payable on Dec. 1, to stockholders of record on Nov. 15.
Ascap Extends Proposed Rule To Its Members

Offers to Enjoin Them, Too, in N. Y. Action

American Society of Composers, Authors and Publishers has conceded that the New York Federal court injunction against it should be extended to enjoin its members as "individuals" from asserting public performance rights of their music in motion pictures against the New York exhibitor plaintiffs in the anti-trust action here.

Following Judge Vincent Lefebre's conclusion in the case, which now await conversion to an actual decree, Ascap had maintained that its members should be ordered to refrain from collecting from the plaintiffs only when the members were "acting in concert." To this the plaintiffs, all of them members of the Independent Theatre Owners Association, answered that if such an order prevailed, the theateermen would be subjected to (Continued on page 4)

BFPB to Examine Rank's Film Terms

LONDON, Oct. 24—An emergency meeting of the British Film Producers Association has been called for tomorrow following protests by a number of British distributors against the proposed booking terms developed by J. Arthur Rank with the Cinematograph Exhibitors Association.

The BFPB meeting proposes to review the whole situation. However, it is understood that Rank, appreciating the necessity of appeasing his exhibitor customers, is determined to maintain his right to negotiate booking—(Continued on page 4)

NY Group Will Not Tie to Conciliation

Although exhibitor organizations in increasing numbers are setting up conciliation machinery, one such organization which is unlikely to find it necessary to adopt any official plan for ironing out certain exhibitor-discontent is the Metropolitan Motion Picture Theatre Owners Association of New York.

This was disclosed by an MMPA official—(Continued on page 4)

Sponable Will Be SMPE President

WASHINGTON, Oct. 24—Earl J. Sponable, technical director of 20th Century-Fox, will be the next president of the Society of Motion Picture Engineers. SMPE's 64th semi-annual convention will open at the Hotel Statler here tomorrow.

Sponable, sound-on-film pioneer, will take office at the beginning of January for a two-year term, succeeding Loren Ryder. He was unopposed for the post.

The convention, which will run through Friday, will reach its climax Wednesday night with a dinner at which Sponable and other new officers will be announced at SMPE's annual banquet. Crowded business and social programs are scheduled for all four days.

Eric Johnston, president of Motion Picture Association of America, will provide the first high-spot of the convention with an address at a luncheon—(Continued on page 2)

French Set Rules For Co-production

By EUGEN MEBER

PARIS, Oct. 20 (By Airmail) Regulations for the use by American distributors of their blocked movies in France, under the agreement signed Sept. 16, have been divulged, the balances remaining in France accounts to be used for co-production in France.

Main points regulating their use provide that American interests must not exceed 50 per cent of the total investment; the French associate must be an established society; only technical employees, working in France may be employed; all responsibilities and rights connected with the production—(Continued on page 4)

36 Weeks Yearly for US Films in Netherlands

WASHINGTON, Oct. 24—It is now expected that U. S. films will be shown in the Netherlands between 36 and 38 weeks each year. The Nederlandsch Bioscoop Bond, with the present 32 weeks and the hope for 40 weeks, U. S. Commerce Department film chief Nathan D. Golden's report.

In August Golden reported that the Netherlands government had requested the domestic film industry—the Bioscoop Bond—to agree to show U. S. films 40 weeks a year. The Bond agreed to show U. S. films 18 of the first 26 weeks after Aug. 26, and 20 weeks of the next 26—a total of 38. But then, with the opening of a Netherlands studio to produce features, the Bond insisted on some allowances for the showing of the domestic films, with the time coming off proportionally both from the U. S. quota and the quota for films from other countries.

The result of this will be that U. S. films will have less than 38 weeks playing time, with the extent of the reduction depending on how many Netherlands features are produced, Golden reported—(Continued on page 2)

U. S. Rejected Latest Decree Plan of Four

RKO Parleys, However, Move Nearer Agreement

Consent decree discussions of Loew's, Paramount, 20th Century-Fox and Warner with the Department of Justice have reached an impasse following the rejection by the Department last week of new decree proposals by the four, it was learned on Friday.

Concurrently, it was learned that the Justice Department and RKO, in separate decree negotiations, moved closer to an agreement. RKO is prepared to divest itself of all but showcase houses and only a few details of the means by which this is to be accomplished remain to be agreed upon.

There are indications that a settlement could be reached in the very near future.

Proposals of the other four companies, liberalized since earlier and equally fruitless discussions, were pre—(Continued on page 4)

Cohen Hits Century, RKO in Trust Suit

Century Circuit, RKO and Rugoff and Becker circuits here are charged with conspiracy in a $1,200,000 action filed in U. S. District Court in New York on Friday by Cinema Circuit, headed by Max A. Cohen.

Cohen alleges that Rugoff and Becker, in behalf of their Granada Theatre in Brooklyn, demanded to bid for runs over his Albermarle house in the same neighborhood, and acquired prior runs through bids which the circuit could not afford.

Cohen further states that R. and G.—(Continued on page 4)

Court to Tighten Extended Loop Runs

CHICAGO, Oct. 24—Warner's "Johnny Belinda" was granted a four-week Loop run at the Balaban and Katz State Lake Theatre by Judge Michael J. Igoe in U. S. District Court on Friday. Under the court's decree in the Jackson Park Film case, such extensions ordinarily are limited to two weeks.

In his decision, Judge Igoe expressed the probability of each defense—(Continued on page 2)
**Personal Mention**

**Barney Balaban,** president of Paramount; **Edwin Witze,** board member, and **Russo,** production executive, left New York over the weekend for coast conferences.

**Joseph H. Selderman,** Universal-International foreign sales head, was due here at the weekend from London on the SS Queen Elizabeth, has delayed his return for three weeks.

**Herman M. Levy,** Theatre Owners of America general counsel, has been reelected secretary of the New Haven County Bar Association.

**Leonard Laufer,** formerly of the Hollywood Theatre here, has been appointed house manager of the Astor Theatre.

**Sam Rosen,** Fabian Circuit executive, was feted at Toots Shor's here on Friday on his 50th birthday, by fellow officers of the company.

**William A. Scully,** Universal-International distribution head, has returned to New York over the weekend from the Coast.

**A. Arthur Price,** film publicist, has become a grandfather, his daughter having been born to Capt. and Mrs. Nat Liberth, his daughter.

**Sam Marx,** M-G-M production executive, is due back in New York today from Boston.

**Spyros P. Skouras,** 20th Century-Fox president, will arrive in New York today from Hollywood.

**James R. Grainger,** Republic distribution vice-president, left here last night for St. Louis and New Orleans.

**Jay Eisenberg,** M-G-M home office attorney, is due back here today from Detroit.

**Bob Goodrich,** Eagle-Lion West Coast exploitation representative, is here from Hollywood.

**Ben Hill,** United Artists special secretary, has returned to Atlanta from Texas.

**Eastman Named SRO N. E. Representative**

Clayton Eastman, formerly New England district manager for United Artists, and **Albany, N. Y.**, branch manager for Paramount, has been named special Selznick Releasing Organization sales representative in New England with headquarters in Boston by Milton Kussel, SRO distribution vice-president.

**Named to Loew Post**

Sylvia Scharfman, Loew Theatres assistant regional manager, has been appointed assistant manager of Loew's Post Road, Bronx. Her recent assignment was as assistant at Loew's Paradise.

**Motion Picture Daily**

**Review**

**"The Red Shoes"**

(J. Arthur Rank—Arthur—Eagle-Lion)

The indefatigable producer-director-writer team of Michael Powell and Emeric Pressburger have created a motion picture of largely dreamlike quality, a production both artistic and "arty," one which stands as a tribute to that art form known as ballet. It should be accepted by devotees of the ballet as a jewel.

Served up in beautifully keyed Technicolor, which does full justice to the mood and milieu of the several interpretive dancing scenes and sequences, "The Red Shoes" is a story of a beautiful ballerina torn between love for a composer-conductor and devotion to her art. A great ballerina impresario, his mentor, forces her to choose, and her indecision leads her to a tragic, violent death. The pattern of the dance story is established by the "Red Shoes" ballet, the film's "piece de resistance," a choreographic pantomime of Hans Christian Anderson's fairy tale of the same title. In the ballet, as in the tale, the beloved Red Shoes are a symbol of this woman's love for dance and for death. Powell and Pressburger have proven with a point this film: the motion picture in all its flexibility is indeed the superior medium for presentation of ballet. Grace, beauty, color, are blended here with consummate diligence and taste.

It should be obvious from the foregoing that this is a picture mostly for select audiences. Eagle-Lion has wisely timed its first marketing to the coast here. The picture has opened in New York at the Bijou Theatre on a "four-wall" deal and will be exhibited on the same basis elsewhere in the U. S. Admission prices are advanced.

In the role of the ballerina, Moira Shearer is loveliness and grace personified. The tasks of the music are beyond the scope of any one composer, and the tasks of the dance are beyond the scope of any one choreographer. Anton Wallbrook and Marius Goring are very effective in the roles of the impresario and composer, respectively, and Leonide Massine shines as the maitre-de-ballet. Over-all, "The Red Shoes" is an achievement that appears to be in keeping with the character of the ballet and hence could be termed acceptable. Rounding out the large cast are Robert Helpmann, Albert Basserman, Ljudmilla Tcherina, Esmond Knight, Pauline Joran, Shorty Sherson and Anne Heywood. Initaling the screening, used an original by the latter as a blueprint. Keith Winter contributed additional dialogue. The Royal Philharmonic Orchestra, under the baton of Sir Thomas Beecham, provides the music—and the music is good.

Running time, 133 minutes. General audience classification: "A".

**SMP President**

**Lippert Holds 2-Day SGP Board Meeting**

Screen Guild Productions' board of directors held a two-day meeting at the Hotel Gotham here at the weekend, with discussions revolving around plans for expanding the company's activities and business with the attachment of Selznick. Attending were SGP president Robert L. Lippert, who presided, Arthur Lockwood, John Short, Franklin Ferguson, Bert M. Steiner, F. White, Jr., Albert Dezel and F. A. Bateman, and Arthur Greenblatt, general sales manager.

Before coming to New York for the meeting, Lippert was host to visitors from Springfield, who had returned to Boston. The SGP president, urging greater studio economies, told the gathering that producers must stop adding the cost of maintaining the studio space to the cost of pictures being produced. He said that when business came out of T.C. Robinson's has brought havoc in Hollywood because the large producers own theaters which help out with operating studios. Hollywood salaries, he held, are far too high.

**SPG, Majors To Meet**

**To Aid Pioneer Affair**

In addition to supplementing the special decoration of the Sert Room of the Waldorf-Astoria Hotel here for the Motion Picture Pioneers' ninth annual dinner on Nov. 17, Leon Leonidoff, senior producer of Radio City Music Hall, will stage the show and direct special ceremonies in conjunction with the affair, according to Jack Cohn, the organization's president.

**U-1 Sets 70 Premiers**

"Kiss the Blood Off My Hands," in pre-production stage for production, will be launched at the U-1 International with a series of 70 territorial premierses starting Saturday.

**Newsreel Parade**

**PERSONALITIES in the spotlight of the current newsreels include President Truman, Gov. Dewey, Gen. Clay, George Marshall and Ev. Roosevelt.**

**MOVIE TONE NEWS, No. 215—Rome, Nov. 28—** (Lion.) President Harry S. Truman attended American Legion conventions in San Antonio and St. Louis. Army and Navy Movies include those for the American Legion convention in Miami, sports, and floods in Japan.


**PARAMOUNT NEWS, No. 18—Foot.**

**Selznick, Korda Meet Here on Product**

David O. Selznick and Sir Alexander Korda will arrive in London, respectively, began a series of conferences at the weekend on their forthcoming productions.

High on the agenda is a discussion of "The Third Man," slated to go into production in Vienna about Nov. 15, and a third production, "The Western," being arranged for Helmshore and Korda's organization will release it in the Eastern. Selznick set the basis for the arrangements for the production of four films, of which "Third Man" is the most important, will include "Tess of the "D'Urbervilles" and "A Tale of Two Cities."

Paul MacNamara, public relations vice-president of Selznick Releasing Organization, has arrived here from Hollywood to set up publicity, advertising and exploitation plans for David O. Selznick's forthcoming "Portrait of Jennie."

**Extended Loop Runs**

(Continued from page 1)

**distributor having an "unusual" volume of business would pet areas for extended Loop playing time, but concluded that "from here in, the exceptions are going to be very few and far between."

Attorney Vincent O'Brien represented Warner, and Norman Korot, counsel for Columbia, Thomas M. Connell, represented the Jackson Park Theatre.
HOW'D YOU LIKE TO BE IN THE POSITION

TO CASH IN ON
"A wacky, zany film... whose sequences bring down the house."

HOLLYWOOD REPORTER

"Plenty of humor throughout. Name draw boxoffice appeal. Wynn takes honors in laugh division."

THE EXHIBITOR

"Quality production has right materials. Fashioned for laughs."

FILM DAILY

"One of the zaniest bounciest laugh-evokers of year. An almost unbelievably fast pace to finish in romp."

INDEPENDENT

"Should do business everywhere. 95 minutes of entertainment."

SHOWMEN'S

"Full of lively laughs. Handsomely staged. A sure-fire attraction for 'A' playing time."

BOXOFFICE

"Should pay off well at the boxoffice. Audience continually delighted. Told at a furious speed, performed smartly."

MP HERALD

"Should keep coin rolling into UA tills. Wonderful cast. Rare comedy."

DAILY VARIETY

"A wacky, zany film... whose sequences bring down the house."

HOLLYWOOD REPORTER

"High-speed comedy full of mirthful complications. Preview audience rollicked with continuous laughter."

MP DAILY

"Welcome batch of slapstick should score nicely. A load of laughs."

VARIETY

Harry M. Popkin presents

LARaine Day • Kirk Douglas
Keenan Wynn • Helen Walker

in

"My Dear Secretary"

Rudy Vallee • Florence Bates • Alan Mowbray
Gale Robbins • Irene Ryan • Grady Sutton

Produced by Leo C. Popkin • Written and
Directed by Charles Martin • A Harry M. Popkin Production

Released thru UA

It's the biggest parade of sec's since the typewriter was invented!
U. S. Rejected
(Continued from page 1)

sent to Assistant U. S. Attorney General Herbert Bergson last week by a legal delegation headed by James F. Byrnes and Samuel Rosenman. Justice officials, however, viewed the new proposals as still inadequate and remained adamant on a minimum of divestiture of all but showcase theatres in cities over 100,000 population. The companies feel they could do as well or better by continuing in court, even if they were to lose the forthcoming final rounds. They take the position that unless the Department is willing to concede some ground in its divestiture demands they are without any inducement to discuss a decree further.

Attorneys for the four companies are reported to have conferences slated with company heads early this week to decide whether to continue negotiations or forget them and concentrate on preparing for trial Nov. 8.

Stanley Hearing Is Postponed to Nov. 8

WASHINGTON, Oct. 24—Date for argument in the suit by K-B Amusement Co. to force Stanley Co. out of the jointly-owned MacArthur Theatre has again been set back, this time to Nov. 8.

French Set Rules
(Continued from page 1)

motion must rest with the French; at least one French version of the production must be made and registered; the French alone have the right to arrange distribution in France and Western Europe; income, both in France and abroad, will be divided on a pro rata basis.

M. Fourre-Cornery, director general of the Centre National de la Cinematographie, whose approval is necessary for such enterprises, has stated the conditions on which approval will be granted in a letter to Frank McCarthy, of the MPAA.

BFPA To Examine
(Continued from page 1)

ing terms for his product irrespective of the opinions of rival distributors. Nevertheless, the present situation has its ironical aspects in view of the fact that Rank is president of the BFPA.

Rank originally considered sliding scale terms rising to a maximum of 60 per cent, later shaving the maximum to 50 per cent for a complete program. After continued exhibitor protests, he reached a tentative agreement with the CEA general counsel 10 days ago calling for a sliding scale from 33 1/3 to 50 per cent, with intermediate breaks at 40 and 45 per cent. The agreement reportedly called for an exemption ceiling for theatres grossing $600 weekly instead of the former $500 ceiling.

Other distributors, through the Kine-
motograph Renters Society, were critical of the proposals and indicated they would refuse to go along.

Ascap Extends
(Continued from page 1)

the "peril" of clearing music rights through Ascap members singly. Any new stand will be on Friday in answering a brief sub-
mitted by the plaintiffs. Ascap now assures that "no one could clear the picture performing rights be asserted or enforced against them (the plain-
tiffs)."

This new development is said to have industry-wide significance because final judgment in the case will be used as a precedent by exhibitors, other than the immediate plaintiffs, in legal action against Ascap. Ascap does not concede, however, that the copyright proprietors should sell public performance rights to film producers simultaneously with the clearance of the producing rights. Plaintiffs insist that should be the procedure.

Cohen Trust Suit
(Continued from page 1)

joined with Century in the maneuver, charging that Century compensated R. and G. for its losses in over-bidding because Century's Farragut Theatre stood to profit. Cohen states that R. and G.'s Granada won clearance over both Cohen's Albermarle and Cent-
ury's Farragut, but waived the clearance over the latter.

The plaintiff charges that he took over the Albermarle on a 15-year lease on June 1, 1948, and that previ-
ously it was operated by Century. When Century had the Albermarle the house had clearance, Cohen continues. He states that the loss of clearance has impaired the value of the Alber-
marle to the extent of $400,000 damages, which would be reduced under the anti-trust law. Although RKO is the only distributor named, Cohen asserts that the other defendants at-
tempted to coerce other film companies to give the Granada clearance also.

Conciliation Tie
(Continued from page 1)

TOA spokesman who explained that the two sets of circuits to distribution headquarters makes it relatively easy for circuit heads and distribution executives to meet for discussion of those problems which arise from time to time. MMP/TOA conciliation machinery would therefore be superfluous, he said.

'Baby' Premiere Set
SAN FRANCISCO, Oct. 24.—Third world premiere by 20th Century-Fox during the Spyros P. Skouras 45th anniversary celebration will be staged at the Fox Theatre here on Nov. 3 when 'My Baby Smiles at Me' starring Rodney Bush, 20th-Fox exploitation manager, is here from New York to set up advance arrangements. The other premiers in the 13-week cele-
bration are "Apartment for Peggy," which opened in Detroit on Sept. 30, 'The Snake Pit' which will start at the Rivoli in New York on Nov. 4.

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Booker for distribution. Shorthand and typing. Apply,
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Bob Hope is on the Road to Ruin with Jane Russell and loves it—in "The Paleface"

Produced by ROBERT L. WELCH
Directed by NORMAN Z. McLEOD
Original Screenplay by Edmund Hartmann and Frank Tashlin • Additional Dialogue by Jack Rose

For Your CHRISTMAS!

COLOR BY TECHNICOLOR
The BEST in SOUND was none too good for JOAN OF ARC

Recording Joan of Arc on Western Electric’s new deluxe “400” type sound equipment was in accordance with the producers’ conviction that only the best would do for Ingrid Bergman’s newest starring film.

Because it gives unexcelled sound quality...because it is extremely versatile and adaptable...and because of its automatic operation...the Western Electric “400” is now setting the pace in motion picture sound recording.

Sierra Pictures Presents
JOAN OF ARC
Starring Ingrid Bergman
A Victor Fleming Production

Producer ........................................ Walter Wanger
Director ......................................... Victor Fleming
Recorded by .................................... Hal Roach Studios
Recordist ....................................... William Randall
Released by .................................... RKO Radio Pictures
Sound by ........................................ Western Electric

Recording and re-recording equipment at Hal Roach Studios used for Joan of Arc
HIS SCAR...
marked them both!

EAGLE LION FILMS presents
PAUL HENREID • JOAN BENNETT
“HOLLOW TRIUMPH”

“I’m sick and tired of being wise, and rotten and dirty!...”

with EDUARD FRANZ • LESLIE BROOKS • JOHN QUALEN • MABEL PAIGE • HERBERT RUDLY
Produced by PAUL HENREID • Directed by STEVE SEKELY • Screenplay by DANIEL FUCHS • Based Upon a Novel by MURRAY FOR

BOX-OFFICE TRIUMPH!...Broke 6-year record at Astor Theatre, Reading Pa.,—tops at Hollywood, Atlantic City; Senate, Harrisburg; Warner, Memphis; Roxy, Oakland; United Artists, Chicago; United Artists, San Francisco!
Supreme Court Will Not Rule On Clearances
Frees Distributors of Liability of Damages
WASHINGTON, Oct. 25.—The U. S. Supreme Court today refused to review a decision of the Eighth Circuit Court of Appeals upholding the legality of film clearances set up by the American Arbitration Association under the 1944 antitrust decree and freeing distributors of any liability for damages resulting from their observance of the clearances.

The high court said it would not hear an appeal by a group of independent St. Louis exhibitors, headed by H. C. Austin, who filed suit in the AAA, in a case started in Oct., 1944, held that the New York District Court’s jurisdiction was proper in setting up the AAA, and asked injunctive relief and $385,000 damages for alleged injuries resulting from clearances set by the association and observed by the distributors.

The Supreme Court never gives reasons for declining or accepting cases.

N. Y. Grosses Satisfactory
Business in New York’s first run is generally satisfactory this week. However, at one location, Loew’s State, grossing records were smashed in the opening of “The Three Musketeers,” with $97,000 taken in.

Two other films also opened big here, “A Song Is Born” at the Astor, expecting to produce a bright $41,000, and “The Red Shoes” heading for $75,000, capacity business, in its first week at the Bijou. Also continuing to gross capacity is “Hamlet,” with $97,000 taken in.

Move for Dismissal Of Dipson’s Action
BUFFALO, Oct. 25.—In order to consider separate motions for dismissals made by the defendants, Buffalo Federal Judge C. E. T. Smith has adjourned to March 4 the trial in the $5,000,000 suit action brought by Dipson Theatres against eight distributors, Buffalo Theatres and individuals.

The defendants in their bid for dismisal, (Continued on page 7)

Paramount Clearance Cut in Indianapolis
Continuing its program of clearance adjustments throughout the country in accordance with new marketing conditions and other factors, Paramount has reduced from 42 to 30 days Indianapolis first-run availability over subsequent-run houses. That city’s first run includes four Monarch theatres and two operated by Loew’s.

Paramount recently effected similar reductions in Minneapolis but these involved subsequent runs only.

UA Will Insist Upon Television Rights
All new United Artists film distribution contracts coming up for approval by its board of directors will include a television clause guaranteeing the company video distribution rights, upon completion of theatrical distribution.

The company plans to take such action in the next field with the creation of a television sales department, United Artists will hereafter provide full releasing and sales service for its independent producers. The company’s film sales set-up, including 33 exchange centers in the United States and Canada has been geared into the first nationwide video sales and service network.

John H. Mitchell, heading the new U. A. television sales department, has (Continued on page 8)

Johnston Raises ‘Iron Curtain’ at SMPE Meet
WASHINGTON, Oct. 25.—So important does the Soviet government now consider motion pictures that it has named a chief cinematographer, Eric A. Johnston, president of the Motion Picture Association of America, reported at the luncheon-meeting here today launching the 64th semi-annual convention of the Society of Motion Picture Engineers, other “Iron Curtain” countries are following the Soviet lead and creating similar posts, he added.

Johnston told reporters following the session that the first list of American films to be offered the Russians under his recently announced deal with that country will be ready in “three or four days” and from that list the new Will Rule Nov. 30 in Oklahoma Case Bid
OKLAHOMA CITY, Oct. 25.—Judge Edgar S. Vaughn of the U. S. District Court will rule on Nov. 30 on the Government’s request that Theatre Enterprises, Inc., be made a defendant in the Griffith anti-trust case in place of Western and R. E. Griffith Theatres. The Government’s motion was argued today with Justice Department attorney George W. Wise contending that Theatre Enterprises is substantially the same ownership which existed when the suit was filed nine years ago.

Vaught will also begin hearings on Nov. 30 on the Supreme Court’s review of the (Continued on page 8)

RKO Board to Meet on New Theatre Firm
TEN CENTS

Texasos Bid for Houses Under Divorce Plan
Howard Hughes and the board of directors are scheduled to meet on the Court this week to finalize a proposed settlement with the Department of Justice in the Paramount, et al., case under which RKO would separate production and exhibition with a new company to be formed to operate the theatres, it is reported in top industry circles here. That an early accord with the Department is in view was reported yesterday by Motion Picture Daily.

RKO is also planning a long-range divestiture program in mind, the first step being sale of its fractional holdings in 300 theatres with a $10 million interest in the Buttefield Circuit.

The approximately 100 theatres which the company controls subsequently would become the property of the new exhibition company with stock sold to the public, it was also predicted that current public holders would surrender shares in RKO in return for securities of...
**Personal Mention**

DANIEL T. O'SHEA, president of Vanguard Films, is here from Hollywood.

EDWARD M. SCHNEITZER, United Artists Eastern and Canadian sales manager, arrived from Havana for the fourth time with the birth of a son, Robert Ian, to his daughter, Mrs. Lawrence Parley, at Doctor's Hospital, New York.

ALFRED JACOB and Mrs. Jacob, the former Rosalie Ross, have become parents of a daughter born last Saturday in Johannesburg, South Africa. The baby will be named a publicist for RKO here.

M. L. SIMMONS, assistant to M-G-M exhibitor relations head H. M. Richey, will attend the Kentucky Theatre Owners convention in Louisville tomorrow and Thursday.

E. T. GOMERBERG, assistant to Uni-

**Gov't Scores Lawson In Bid for Review**

WASHINGTON, Oct. 25.—The Go-

**Rules Against Scully, Work in Stock Suit**

Federal Judge Harold R. Medina yesterday ruled in U. S. District court here in favor of Universal-Interna-

**Refuse to Review Picket Convictions**

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**Radio Writers 'Strike' Is Effective Today**

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**Midwest Prod. New Company, Slates 3**

HOLLYWOOD, Oct. 25.—Three prop-

**Variety Dinner for O'Donnell on Dec. 4**

DALLAS, Oct. 25.—Robert J.

**Frozen Money for 'Rapture’ in Rome**

Frozo dollars accredited to non-

**New York Theatres**

**Radio City Music Hall**

ROCKEFELLER CENTER

Greer Garson, Walter Pidgeon in "ILULIA MISBEHAVING" Peter Edward LAWFORD - TAYLOR - ROMERO LEWIS S. BAXTER - DIANA DORS THE PENN MUSEUM - SPECTACULAR STAGE PRESENTATION

**FIRST TIME AT REGULAR PRICES!**

RKO PRESENTS

"MOURNING BECOMES ELECTRA"

MAYFAIR

57th Ave. & 47th St.

**THE RED SHOES**

color by Technicolor

BIJOU THEATER

All seats reserved

Mail orders now

**Motion Picture Daily**

Tuesday, October 26, 1948

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**MOTION PICTURE DAILY**

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THE NAMES YOU SEE IN LIGHTS BELONG TO PEOPLE!

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“When My Baby Smiles At Me” tells you. They get it from their own lives. It is distilled out of their own experiences in what they proudly call “the profession.” They get it from the heart because they are real people.

Although I have seen many back-stage stories on the screen, none, in my opinion, has presented show people to the public with such realness, human-ness, tenderness and warmth as “When My Baby Smiles At Me.”

Naturally, I am prejudiced. But I know show business. I also know audiences. You, too, have a heart. It will be touched by this picture.

George Jessel
Gov't Scores Lawson
In Bid for Review

WASHINGTON, Oct. 25.—The Government today opposed a Superintendent of Banks—at this time—of the contempt of Congress conviction of motion picture writer John Howard Lawson. It was argued that the District of Columbia should act first.

The Justice Department said that while the case "may present important issues concerning civil liberties," the matter will not preclude a resident "public importance and interest" as to require the immediate attention of the Supreme Court, before the Court of Appeals has a chance to act on the case.

In asking immediate high court review, however, the Government has declared the case was so important that it warranted skipping the normal procedure of a trial in the appellate court first, and then for a Supreme Court review.

The Government said that Lawson's attorneys claim the brief is ready to be filed in the Court of Appeals here, and that nothing more remains than to grant immediate consideration of the case except for the Government's brief to be filed.

Refuse to Review Picket Convictions

WASHINGTON, Oct. 25.—The U. S. Supreme Court yesterday refused to review the conviction of 35 film workers found guilty of having violated an order restraining picketing around Columbia's Hollywood studios in November, 1946.

Members of various unions in the Conference of Studio Unions, they claimed the restraining order was vague and broad to be constitutional, and that there were many improper aspects of their trial. Now that the high court has denied their appeal, they face sentences ranging from one year in jail to two years' summary probation, and fines aggregating $9,650.

June Invades Sopeg

(Continued from page 1)

refusal to "do business" with SOPEG and its affiliate, Screen Publicists Guild, because those unions have signed a pledge to renounce picketing as a communist affiant eviction of the Taft-Hartley Law. First SOPEG unit to fall was United Artists which has since joined the H-62 rank and file. There are two SOPEG shops at RKO here: RKO Radio, which has been ruled inadmissible by the Service Corp, which H-62 spokes- men said is slated for invasion in the near future.

Walsh Aids Truman

WASHINGTON, Oct. 25.—Richard P. Walsh, IATSE international president, has been elected a member of the executive committee of the American Federation of Labor's Committee of Five.

Variety Dinner for O'Donnell on Dec. 4

Dallas, Oct. 25.—Robert J. O'Donnell of Texas Interstate Theatres and chief executive of the International Variety Club, will be honored at a test- modesty Friday by the Variety Club of Texas on Saturday, Dec. 4 at the Hotel Baker here, Raymond Wilkie is general chairman.

Rules Against Scully, Work in Stock Suit

Federal Judge Harold R. Medina yesterday ruled in U. S. District court here in favor of Universal-International mop, the company who declared that vice-president William A. Scully, in the past, unreasonedly passed on bid work, both charged with improper stock transactions in violation of Sec. 16-B of the Securities and Exchange Act of 1934.

In granting Truncal's motion for summary judgment, Medina indicated that that there is no evidence that the defendants were able to make money under stock transactions cited by the plaintiff, and that further proceedings will be in a 450 stock purchase warrants involved in Truncal's charges against Scully as revealed in evidence that held that charges regarding them could not be brought against Scully since the defendant had presented them as a gift to his wife.

Radio Writers 'Strike' Is Effective Today

All members of the Authors League of America have been notified that the order to withhold writing radio and television material will be effective as of midnight of the League Council last Wednesday, becomes effective today. Until further notice, members are to withhold material covered by collective agreements. Basic contracts are in force with the four major networks and their program merchants or agents who are now供电 to letters adhering to the network agreements.

Ad Material for 'Song

Samuel Goldwyn Productions and RKO Radio are making available to exhibitors specially prepared radio transcription advertising material in support of "A Song Is Born," including recorded sound tracts. The interviews will be conducted by studio staff, formerly ads exempted are those independent producers or advertising agencies who are now供电 to letters adhering to the network agreements.

Frozen Money for 'Rapture' in Rome

Frozen dollars accredited to non-film interests are being used in the financing of an American-made film now being produced in Italy in what is believed to be one of the first such arrangements of its kind since the international dollar exchange became virtually disrupted by faltering economic programs abroad, it is disclosed here.

The picture is "Rapture" and it is being financed by the firm of Robert Goedt, Sr., prominent American real estate operator who is said to be using money tied up in Italy for the production. Glenn Langdon, Else Albin, Lorraine Miller, Eduardo Ciannelli and Douglas Dumbrille are the top performers in the film which is being made at the Scala Studios in Rome. Goffredo Alessandri is directing.

Midwest Prod. New Company, Slates 3

Hollywood, Oct. 25—Three properties have been scheduled by Midwest Productions, new company headed by Wolfgang Reinhardt and Daniel McClelland, Midwestern exhibitors. Reinhart has just finished production of "Caught" for Enterprise release. First of the three slates is a film set for shooting in Cuba, the second is a football story and the third will be "Owens' Valley," a farm opera featuring Henry Fonda. Production start on the film will be hoped for before the end of the calendar year.
You may have wondered where your favorite stars get the deep feeling and warmth to put over a song or a dance or a love scene so that it remains your fondest memory for years.

“When My Baby Smiles At Me” tells you. They get it from their own lives. It is distilled out of their own experiences in what they proudly call “the profession.” They get it from the heart because they are real people.

Although I have seen many back-stage stories on the screen, none, in my opinion, has presented show people to the public with such realness, human-ness, tenderness and warmth as “When My Baby Smiles At Me.”

Naturally, I am prejudiced. But I know show business. I also know audiences. You, too, have a heart. It will be touched by this picture.

George Jessel
is putting smiles on the faces of showmen everywhere with...

The Walls Of Jericho
That Lady In Ermine
TECHNICOLOR
The Luck Of The Irish
First Time At Regular Prices
Forever Amber
TECHNICOLOR
Apartment For Peggy
TECHNICOLOR
Cry Of The City
and coming!
Road House
Yellow Sky
Unfaithfully Yours
The Snake Pit
N. Y. Grosses

"Belle Starr's Daughter"
(Alson-20th Century-Fox)

WITH standard hero-and-villain ingredients, Edward L. Alperson produces an outdoor action drama which stands up pretty well in its category. The hero is the hero and the villain, and Ruth Roman is the girl thrown between the two. The film has been given production values, but a basically routine story removes it from the "epic" classification. parade with Belle Starr, notorious lady bandit of the Old West, being slain by one of her disgruntled henchmen, Cameron. Belle Starr's daughter, Miss Roman, believing that Montgomery, a marshal, did the killing, tracks him where he is doing his dirty work. A long line of evasive dramatic conflicts and chase between Cameron and Montgomery follow, with Miss Roman finally seeing the light. Miss Roman, thus in danger from Cameron, is not seen in the narrative with an added measure of suspense.

Ample quantities of gunplay and rousing pursuits fill the lance. Lesley Selander, in his direction, stressed action. The finale of W. R. Burnett's original screenplay has gunman and marshal shooting it out, with victory going to the latter because Wallace Ford gives an impressive characterization of an ex-gumman alcoholic. Jack Jungmeyer, Jr., was associate producer.

Review

Supreme Court

(Continued from page 1)

and the Arthur case was no exception.

The St. Louis group contended that the limitation on the power of the distributors was an illegal conspiracy in restraint of trade. When the distributors said that their action was properly conditioned by "overriding considerations," the independents answered that any part of the decree that could be construed as one of anti-trust law violation must be void.

Both the St. Louis District Court and the Circuit Court of Appeals ruled, however, that the New York court had not exceeded its authority, and it was these rulings which the high court's action apparently put an end to the attempt to upset the AAA and its restraint of trade. As a hearing petition by the St. Louis group is possible, but such petitions have practically never granted, and the high court's action apparently put an end to the attempt to upset the AAA and its restraint of trade. As a hearing petition by the St. Louis group is possible, but such petitions have practically never granted, and the high court's action apparently put an end to the attempt to upset the AAA and its restraint of trade.

Defendants in the suit were Paramount, RKO, 20th Century-Fox, Warner, the AAA, and Harold D. Dana, AAA St. Louis representative.

There still is pending in the AAA's St. Louis office a case to reduce the AAA and the Supreme Court against the Arthur theatres.

Oklahoma Case Bid

(Continued from page 1)

versal in the case. Wise hinted that the Government might ask for de

Faycgood Naturally

$4,500 from U-I for Campaigns for Drive

Universal-International will distribute $4,500 to theatre managers and publicity men for the most effective and original campaigns on its pictures during the "U-I Unity Sales Drive," starting Oct. 31 and continuing April 30. A sales contest, with sales vicepresident, announces.

KRO Board to Meet

(Continued from page 1)

equal value in both RKO and the new company, it is said.

After the split, the shares in the new company, which is a consequence of the RKO management, will be sold to outside interests and a report on this phase of the program has it that a syndicate of Texas businessmen, with no other links to the industry, has been dickering with Hughes for these holdings.

With production and exhibit in this period, the relationship between RKO and the new firm would be strictly that of buyer and seller.

The entire program is subject to approval by the stockholders of RKO second on new corporation, another agreement is reached with the Department of Justice.

French Film Rated "C"

As Legion Reviews 12

Discisa International's "Rag Blas" (French) has been given a "C" classification by the Legion of Decency in its review of 12 pictures, Warner's "Bird of Paradise" was given the same rating. Rated A-I were: Columbia's "The Gallant Blade", Sierra-RKO's "Joan of Arc", 20th Century-Fox's "Jungle Patrol".

Challenger "Rope" Ban

Seattle, Oct. 25.—The local Board of Theatre Supervisors has been ordered by Superior Court Judge Donald A. McDonald to appear in his court on Nov. 1 and show cause why it should not be temporarily restrained from banning the motion picture "Rope". The order was obtained after Frank P. Helsell, attorney for Warner Brothers, filed an action seeking a permanent restraining order against the board. Helsell charged the board acted arbitrarily and illegally in banning the film after it had been shown at the Orpheum for nine days.

Miss Hohne Leaves MOT

Sophie Hohne has resigned as sales and distribution manager of the March of Time Forum for the upcoming "Every Four P.M. EST" service. Fly on world-wide TWA Constellations. Cocktails, champagne, vintage wines. Filet mignon dinner. Bed-size service, and all the amenities of all TWA or your travel agent.

The only Coast-to-Coast Constellations

Now... de luxe all-sleeper service

New York to Paris every Friday 4 P.M. EST

Fly on world-wide TWA Constellations. Cocktails, champagne, vintage wines. Filet mignon dinner. Bed-size service, and all the amenities of all TWA or your travel agent.

The only Coast-to-Coast Constellations

Sky engineered inc.

CALL BRYANT 9-3707

Now... de luxe all-sleeper service

New York to Paris every Friday 4 P.M. EST

Fly on world-wide TWA Constellations. Cocktails, champagne, vintage wines. Filet mignon dinner. Bed-size service, and all the amenities of all TWA or your travel agent. World-wide TWA Constellations. Cocktails, champagne, vintage wines. Filet mignon dinner. Bed-size service, and all the amenities of all TWA or your travel agent.
Personal Mention

ARTHUR B. KRIM, Eagle-Lion president, is here from Hollywood.

Ben Wirth, head of Warner Theaters concessions, and Harold Rooker, his assistant, are in Albany from New York. They will be accompanied to Boston by Mrs. George Arliss, Warner zone manager in Albany, and Irving Frawn, president of Tri-State Automatic Candy Corp.

ANDY W. SMITH, Jr., general sales manager of the Broadway Corp. in New Orleans, today from Memphis. Accompanying Smith are SAM SHAIN, director of exhibitor relations, and HARRY G. BALLANCE, Southern division manager.


F. J. A. McCARTHY, Universal-International Southern and Canada sales manager, will leave New York today for Canada.

IRVIN PICKEL, producer, and FERNANDI, French screen star, are among passengers sailing for Europe today on the SS America.

SAM MARK, M-G-M production executive, is back here today from Boston and will leave for Washington tomorrow.

A. PAM BLUMENTHAL, chairman of the Cinecolor board, will return to the Coast today from New York.

L. J. KAUFMAN, Warner executive, left here last night for Pittsburgh.

GEORGE CUKOR, M-G-M director, is due here tonight by plane from London.

NFS Units Take Over E-I, SRO Accounts

PHILADELPHIA, Oct. 26.—Bonded Film Storage Co., New York representative of National Film Service, has taken over all sales and service functions of films of Eagle-Lion, while Film Service Inc., of Milwaukee, has taken over the Selnick Releasing Organization account there, according to WIL- liam J. Clark, NFS vice-president.

Publicists on MBS Net

Publicists from both major and independent studios will talk about current and forthcoming product on the Mutual Broadcasting film quiz program, "Red Benson’s Movie Matinee," over approximately 400 stations on the network, Mondays through Saturdays.

MOT Shows 'Air Power'

March of Time was host to the press here yesterday at a reception and-preview of its latest release, "America’s New Air Power," held at the Time and Life Building.

Motion Picture Daily

Wednesday, October 27, 19...

POPPELE SEES 355 VIDEO OUTLETS BY '51

J. R. Popple, president of the Television Association, predicted yesterday that there will be 354 television stations operating in the U. S. by the end of 1949; 235 by the end of 1950; and 355 by the end of 1951. Speaking before the Association of National Advertisers convention here, Mr. Popple said television "has been a costly venture, but the pay-off for all concerns is coming sooner than most expect." He said the 39 television stations now active represent a $750,000 investment per broadcast.

$160,000 Fox Claim Settled in Court Here

Federal Judge John C. Knox yesterday signed in U. S. District Court here a show-cause order fixing settlement of a $160,000 claim made of the old Fox Theatre Corp. against Loew and subsidiaries.

FBO Theatre Corp. went bank-rupt in 1932 and the claim arose out of transactions between Loew and FBO interests. At a later time John F. Sherman and William E. Loew, involved in sale to Loew subsidiaries for $355,000, a $255,000 debt due the bank-rupt FBO. The order of an Arizona court for the amount of the Fox claim, and the fee for legal fees accruing to Robert Aronstein. Knox has set Nov. 5 as a deadline to show cause why an order should not be made allowing Aronstein his fee.

Pittsburgh Variety Elects 11 Directors

PITTSBURGH, Oct. 26.—The newly-constituted board of directors of the Variety Club Tent No. 1 will meet in the William Penn Hotel tomorrow Friday to name a chief Barker.

The board is composed of Bill Zierol, Norman Mervis, Tom Troy, John D. Walsh, Al Weisberger, George Eby, Carl Doetsch, John D. Shearer, Bill Steerman, Sam Speranza and Pete Dana. Zierol and Mike Shapiro, executive committee delegates and Mer- vis and Dana alternates were elected at the annual convention at San Francisco next year.

135 at K.C. Luncheon For Frank Plumlee

KANSAS CITY, Oct. 26.—Luncheon honor of Frank Plumlee, who is resigning from Theatre Enterprises to join Tom Edwards in the Edwards-Hecht circuit in Los Angeles, was held at the Mishechach Hotel yesterday with 135 present. R. I. Payne, general manager of Theatre Enterprises, and Harold Hecht, as host, presided. The guests, Ed Kidwell, who succeeds Plumlee as district manager of Theatre Enterprises was introduced.

Richard Dix Is Ill

LOS ANGELES, Oct. 26.—Richard Dix, star of "The Whistler" series, is in bed at his Hollywood home in recovery following a heart attack some 53 years old.

Union Forum (Continued from page 1)

GUILD, chairman of the agenda commit- tee for the proposed forum, said he was not aware of reluctance on the part of exhibitors. He added that any indications of apprehension would be unfounded since the proposed forum would not be an "organization," and would not impinge on the unions and crafts with opportuni- ties to exchange views and "crystallize ideas for the advantage of the commercial film field."

Representatives of the 11 organiza- tions will meet here in about three weeks. Martel said, indicating that that time it will be possible to tell whether there is full agreement on setting up a forum. The respective governing bodies of the 11 will meet individually in the interim to determine their positions.

Legion to Report

(Continued from page 1)

Legion Constitution and By-Laws committee also, because in Hollywood, instead of ascribing the box- office decline to an increased interest in television and the fact there is not enough money around to con- tend with its problems, some believe they can "pop up" pictures by including objec- tions to the Barrymores and the like.

Mrs. Looram pleaded with every supporter of the Legion of Decency to put money into the campaign that per- haps it is the greatest money-maker ever made. She said it has universal appeal for Catholics, Protestants, Jews, and those of other religions. "If this picture fails at the box-office we cannot expect Hollywood or any other producer in center to do another of the type," she commented.

Rank's Terms

(Continued from page 1)

but in view of British Board of Trade president Harold Wilson’s threatened inquiry into the production of box-office and exploitation of pictures.

Following today’s BPFA meeting the organization set up a committee to decide the interpretation of Rank’s terms. Rank threaten to withdraw if it is decided that he will be unable to resume dis- cussions with the committee’s deliberations. The advisory committee of the CEA, holding the initiative, regards itself free to withdraw its previous recommendation on the provision of Rank’s conceding terms. More important, Rank is well aware that exhibitors will de- fault their contracts if new, acceptable terms are not obtained.

Squeeze on Imports

(Continued from page 1)

Spanish producer, and Productiones Grovas of Mexico also are reported to have concluded an agreement on ex- cluding several favorable terms.

Though the percentage of U. S. films shown in the top 10 first-run houses dropped slightly in August, Hollywood offerings held up well at the box-office. They accounted for 36 features shown by the 10 theatres, which took in 67% per cent of the gross receipts.

Newsreel Parade

THE Presidential campaign was up and the Press rode the parade with the current highlight of the wide range of interest round and the enter. Complete contents follow:

MOVIE NEWS, No. 86—French Newsmen give high marks to Elia Kazan’s "A Streetcar Named Desire." They declare it a "magnificent production" and predict that it will take Delon and the Berlin press.

NEWS OF THE DAY, No. 216—French film votes to return to America. Baraka S. B. went to the Paris premiere of "The English Patient." The British and American eastman films were well received with the English royal family attending the showing.


WARNER PATHE NEWS, No. 21—Diplomat is the new film about the chief U. S. diplomat.

US Concluding Enters Radio Writers’ Tilt

J. R. Mandelbaum, assistant re- gional director of the Federal Con- ciliation and Mediation Service, has been named to the Radio Writers Guild of the Authors League of America and advertising agencies to avert possible disruption of radio programs which had been set for yesterday.

The order of the Authors League calls for its members that they not place any train from supplying material to shows the producers of which have not reached agreement with the guild stands. All of them have a backlog of scripts, and the guild counseled on picketing to prevent these shows from appearing. The guild agreed not to picket during mediation.

Lopert and Rossellini Form a Partnership

I. E. Lopert, president of Lopert Films, recently back from a two-month trip to Italy, has formed an association with Roberto Rossellini, Italian director, to produce and distribute films under the su- pervision of Rossellini.

Lopert Films will distribute all pic- tures made by Rossellini not released by him. Lopert has previously formed Rossellini Films of Rome and Rossellini Films of New York.

New B’nai Brith Film

New York’s Cinema League of B’nai Brith will hold a special screening of the new "B’nai Brith" vocational guidance film, “Dealing in Pic- tures,” at the Hotel Astor here to morrow night, S. Arthur Gilson, head of the League, will introduce the film. It was produced by Gilson and di- rected by Robert Staub.

Village Tax Continues

PLYMOUTH, Oct. 26. The village council has approved an ordinance to renew the local three cents per $100 of assessed value which was originally enacted for a limited period.

Village Tax Continues

PLYMOUTH, Oct. 26. The village council has approved an ordinance to renew the local three cents per $100 of assessed value which was originally enacted for a limited period.
EVERY MONTH IS M-G-M MONTH!

Electrifying the industry is the record-breaking business of "Three Musketeers" at Broadway's new showcase of top pictures, Loew's State. After a terrific run of hits, M-G-M continues to be the hottest company in the business. Jot down these titles for the big money: "JULIA MISBEHAVES" (New M-G-M Music Hall record!), "3 GODFATHERS" (Technicolor), "COMMAND DECISION," "LITTLE WOMEN" (Technicolor), "HILLS OF HOME" (Technicolor), "WORDS AND MUSIC" (Technicolor), "EDWARD, MY SON," "NO MINOR VICES," "SUN IN THE MORNING" (Technicolor), "FORCE OF EVIL," "BARKLEYS OF BROADWAY" (Technicolor), "THE BRIBE," "ACT OF VIOLENCE," "TAKE ME OUT TO THE BALL GAME" (Technicolor) and many more!
Paramount, Keough
(Continued from page 1)
reached, Keough observed, not, of course, in the number of theatres each would relinquish, but in the classification of the theatre's ownership which would be barred. Numerically, Paramount would be the greatest loser for the obvious reason that the company has the greatest holdings, he continued.
Keough made it clear that it is not Paramount's intention to sever all partnership connections in offering to stay only in “very substantial competi-
tion situations”.
“We will make efforts to settle on court,” he said, “offering what we think is right. We would give up oper-
ings on past–but not all of them—by any means.”

'Will Not Destroy Properties'
In the course of a criticism of the Government's proposed early divestiture of approximately 1,400 of the majore's theaters as a complete divestiture, Keough also asserted that "Paramount will not destroy its properties.”
He charged that the Government has asserted itself on divestiture without presenting the necessary facts or allowing the company to present acquisitions and subsequent operations which were called for, he said, by the U. S. Su-
preme Court in its opinion on appeals in the case.
Keough said that he recognized the existence of numerous conflicting re-
ports and opinions regarding the Government's action versus the eight dis-
tributors.
He added that there are, in general, no facts on which the method of li-
censing was not objected to by the four distributors on appeal.
May Seek to Defer Hearing
Keough characterized as a possibility a request by the companies for a further postponement of the newly-
scheduled hearing on appeals for Nov. 8, provided that the Government would accede to the request.
He expressed the belief that the court would grant such a postponement only with the assur-
ance of both sides that they are “very near” to an accord on a decree. One suggested time that was looked to was that indicated by Judge Augustus N. Hand's intimation at the last hearing on Oct. 13 that he might appoint a master to hear the remain-
der of the case. Keough indicated he be-
lieved that such a development would not come as a surprise if the new pro-
ceedings promised to be placed on the calendars.
He said that judicial procedure is such that a master could be appointed to hear the arbitration testimony and then report to the court.

RKO Meet Friday
(Continued from page 1)
be created to take title to and oper-
ate the approximately 100 theatres owned or controlled by RKO, with the possibility of in-
creased public ownership or control.
All or a majority of the shares in the new company would go to Howard J. Hughes, General Manager. The remainder of the shares, which would be disposed of by him to prevent interlocking interest.
A newly-formed group of Texas businessmen are forming a syndicate to bid for the shares and there are reports, also, that a similar group may be formed in New York headed by a head executive to bid for the shares, which probably would represent a controlling interest in the new company.
Consummation of a divestiture plan is expected to result in a complete de-
creasing RKO from further phases of the Government's New York anti-trust suit.

SMIPP, Ascap
(Continued from page 1)
and RKO ask that Ascap be re-
strained from bringing infringement action against exhibitors showing the films of producers who have not ob-
tained the performing rights, or in any way impeding the exhibition of films produced by or on behalf of RKO, presumably for any showings on the ASCAP board or among ASCAP's mem-

New Protestant Film
Hollywood, Oct. 25—With Edward Nastas as producer, "Many Are Called, None Alone,” next feature for the Protest-
ent Film Commission, will go before the cameras early in December.
Para's Decree Plan Given to Government

Goldenson in Three-Day Meet; Us Non-committal

Theatre diestive proposals concerned with problems peculiar to Paramount were presented to the Department of Justice by Leonard Goldenson, Paramount vice-president in charge of theatre operations, who returned here from Washington last night after three days of meetings.

No comment on the results of the meetings was forthcoming but indications in Washington, where it was said that no further meetings are scheduled at this time between Paramount and the Department, were that the Paramount proposals looking to a consent decree in the New York case were not found to be acceptable by the Government.

Goldenson's appearance for the first time in the decree negotiations with the Government and the last that he has made in the last year is a matter of considerable significance.

(Continued on page 4)

See O'Donnell Bidding for RKO Theatres

HOUSTON, Oct. 27.—Robert J. O'Donnell is understood to be the head of a group being formed by Texas businessmen to bid for the approximately 100 theatres owned or controlled by RKO, with the exception of designated Showcase houses in key cities, and which Howard Hughes is reportedly desirous of divorcing from RKO.

Jesse Jones, former Texas theatre builder and financier and former head of the Reconstruction Finance Corp., is also looking prominently with the syndicate in the reports, as are a number of others.

(Continued on page 4)

KATO Heals Plea For Industry Action

LOUISVILLE, Oct. 27.—Challenge to the industry of television, censorship, the decline of the foreign market, high production costs and costly litigation that is making the industry a lawyers' paradise were discussed by G. A. Sullivan, executive director of Theatre Owners of America, in a speech opening the convention of the Kentucky Association of Theatre Owners here today.

Decrying the "bad press" the industry has been receiving lately, Sullivan emphasized that a positive and aggressive, not merely defensive, public relations policy is needed. "There is always a good audience for a good show," he said.

With approximately 100 exhibitors on hand, the session opened this afternoon with an open meeting presided over by T. A. Hunter, executive secretary of the American Letterman Association, which has its headquarters in New York.

"You Gotta Stay Happy"

[Alliance-Universal-International]—Wins by a majority

THE audience that will not be amused by this pleasure probably will be hard to find. For "You Gotta Stay Happy" has the merit of dealing with situations and circumstances lending themselves to the kind of attraction which has long and successful history behind it.

This one reminds of the story line in "It Happened One Night." It is not the same, of course, but in general characteristics it brings its famous predecessor to mind. Joan Fontaine, one of the world's richest girls, marries Willard Parker principally because there appears to be no reason against him. No sooner is the ceremony over, however, than she decides it was a mistake and turns to James Stewart, ex-Air Force pilot now struggling with a "one-lung" cargo service, for help. The story obliges out of pure gallantry in a gawky sort of way to agree to get her out of the city without

(Continued on page 4)

ASCAP Can't Levy On Issued Films

U. S. Admission Tax Collections Are Off

WASHINGTON, Oct. 27.—General admission tax collections, up so sharply over 1947 in August, were off slightly from 1947 levels in September, the Bureau of Internal Revenue reported today. September collections reflect August box-office business.

Since 1948, collections totaled $35,933,211, compared with $37,068,543 in Sept. 1947, Aug., 1948, collections of $34,141,294 were close to $35,000,000 ahead of Aug., 1947. In only three months—August, June and March—have 1948 collections exceeded 1947 totals.

The general admission tax figures include collections at sports events, legitimate theatres, and other public exhibition places in addition to motion picture theatres, but do not include roof garden and cabaret taxes or taxes on various brokers sales, leases, and overcharges.

Mono. Stockholders To Meet on Nov. 10

Hollywood, Oct. 27.—Monogram stockholders will meet on Nov. 10, to be followed by separate meetings of the board of directors and then franchise holders on Nov. 11-12, Steve Brody, president, announced today.

Principal matter on the agenda of the stockholders meeting is the election of a board of directors. M. R. Goldberg, general sales manager, will report to franchise holders on the company's expanded sales policy.

Court Grants Producers Protection; Also Bars Suits Against Exhibitors

New York Federal Court Judge Vincent L. Leibell yesterday revealed he will enjoin Ascap and its members, as individuals, from collecting music public performance- right fees from producers on all films already made.

While still insisting that these rights as well as the synchronization licenses should be cleared by the producer at the same time, Judge Leibell further restrained the Society and its members from copyright infringement action against exhibitors where showings of films already produced are involved.

In amending his findings and conclusions of law of July 19 in the suit instituted by a group of over 160 New York theatres, Judge Leibell took note of a memorandum submitted on Tuesday by RKO Radio and the Society of Independent Motion Picture Producers in which both asked for protection against any possible liability insofar as

(Continued on page 4)

SMPE Citations to Levinson and Mole

WASHINGTON, Oct. 27.—Nathan Levinson, technical director of the Warner radio; Peter Mole, head of Mole-Richardson Co., and J. S. Chandler, D. F. Lyman and L. R. Martin, all of Eastman-Kodak, were recipients this evening of achievement awards from the Society of Motion Picture Engineers at the banquet marking the organization's 44th semi-annual convention, being held at the

(Continued on page 2)

$1,276,905 9-Month Net for Technicolor

Net consolidated profit of Technicolor, Inc., for the nine months ended Sept. 30, is estimated to be $1,276,905, equivalent to $1.39 per share, compared to $1,146,553, equivalent to $1.25 per share for the corresponding nine months of 1947.

Dr. Herbert T. Kahn, president

(Continued on page 4)
**Personal Mention**

H WILLIAM AUTEN, Eagle-Lion foreign department representative, has returned to New York from Paris after a five-month trip through Europe and the Near East.

Ed Zito, account executive of Lambert and Feasley, advertising agency here, and Mrs. Zito, sister of James Cunningham of Motion Picture Daily, became the parents of a son on Monday.

**Jack Ellis, New York district manager for United Artists, and James Wex, Buffalo branch manager, are back in town from a business trip to the Oneida Circuit in Upper New York State.

Mike Tomasinio, New Haven theatre owner, has worn more than 35 years in the industry. His plans include a visit to Rome, where his son, Angelo, is a film executive.

John P. Collins, manager of M. and P’s Paramount Theatre in Newton, Mass., was married last Saturday to Mabel Carie Mather in Cambridge.

Rudy Berger, M-G-M’s Southern sales head, is due to visit his Washington headquarters from today.

 Oscar E. New, president of Neumann Products, and L. F. Jones, sales manager, are in Washington, D. C., from New York to attend the SMPE convention.

W. W. Simons, Alter Service staff engineer, is attending the Kentucky Theatre Owners’ convention in Louisville, from New York.

Montague Salmon, managing director of the River Theatre, has returned to New York from the Coast.

R. M. Savin, president of Astor Pictures, is in Dallas from New York on a tour of Southern exchanges.

Gerald Mayer, MPAA international department chief, will return to New York today from Washington.


Dorf Schary, M-G-M production vice-president, left yesterday for the Coast on Nov. 11 for New York.

Jimmy Ascher of Quigley Publications’ Chicago bureau, is in New York.

Tom Loy, publicist for IATSE here, is on vacation this week.

Rufus King, Paramount executive, is here from the Coast.

Anthony Mann, Eagle-Lion director, is here from Hollywood.

**SMPE Cites (Continued from page 1)**

Hotel Statler here. Awards were presented by retiring SMPE president Loren L. Ryder.

Levinson was awarded the Samuel L. H. Memorial Award in recognition of his long career in motion picture technology and, in particular, his “passion to develop a new color system.” John Levinson accepted for his father.

MT received the organization’s 1949 Progress Medal for his “pioneering development of lightening techniques through the past 20 years.

Robert B.拿出, Editor of RCA Victor; Paul Arnold, Anson; George W. Coburn, Coburn Labor.

Richard Crossen, General Manager, Ansco, Ansco; Glenn L. Dimmick, RCA Victor; Prof. William Hurst, George Eastman House; Harry Goldsmith, Dunton; Harold C. Harsh, General Manager, New T. D. P. Corporation; Donald F. Lynum, Eastman; Pierre Metz, Bell Laboratories; Oscar F. Neug, Neug Made Products; Ray R. Seville, Western Electric Co.; A. C. O’Shea, Ansco; C. O. Stone, Walt Disney Studios; H. Edward White, Eastman.

**Cohen Names 4 Aides For E-L Sales Drive**

Four “lieutenants” have been named by “captain” Milton E. Cohen for Eagle-Lion’s forthcoming “Mystery Sales Days.” They are: Sidney W. Simmons, recently-adopted Eastern sales manager, reported here yesterday. Named were: Herbert Bordiner, branch manager; Edward Heber, Chicago district manager; Grover Parsons, Atlanta district man.

Edward, Donaldson, England. The 18-week drive will begin next week.

**Selznick and Korda Complete Talks Here**

David O. Selznick and Sir Alexander Korda, the British producer, concluded last night the series of product talks which they have been holding daily here since last weekend when they were here from Hollywood and London, respectively. The two have joined forces for the production of four pictures.

Korda is expected to return to London today by plane. Selznick will remain in New York for another week at least.

**Video Film Series Launched by ABT**

First of a series of 13 half-hour musical productions for television was started here yesterday by ABT Productions, Inc., at Movietone News Studios.

ABT, which will produce solely for telephone, is headed by J. Louis Gel-

pel, president; Ira H. Simmons, vice-president and general manager in charge of Art Directors, and Charles L. O’Reilly, chairman of the board.

**N. J. Griefmann of Eagle-Lion Resigns**

Allied Theatre Owners of New Jersey, committee on grievances in connection with its recently-adopted plan of exhibitor-distributor concilia-

tion, is expected to get the report at a meeting which will be held later in the month. Committee consists of Irving Dollinger, Lou Gold and Willbur Snaper.

**New Coast Filigline**

Aiming especially at business from the motion picture industry, Sky-

cruses, Inc, will on Monday begin a new round of the Hudson, which will layoffs for economic reasons, are necessary it will call a 114-month, meeting, to be held on Friday, which will give four-weeks notice and double severance pay to those persons who are to be laid-off. New York officials agree that when such layoffs occur the equivalent of 37½ hours work will be

occur. Among the various clauses, as of the expiration of the old contract, although no immediate general increase in the rate of SPG re-

port. Company granted three weeks’ vacation with pay to employees who establish 10 years service.

**Poole Resigns**

(Continued from page 1)

Poole, a veteran leader in exhibitor association affairs and has been particularly active in the correction of trade practices.

His long service was the subject of a laudatory resolution passed by the annual meeting of the Union meeting in which Leroj A. Pauley was elected president by the newly-chosen board of directors of George C. Diamos were elected vice-presidents and C. T. Perrin as secretary-treas-

The board will meet next week to appoint a successor to Poole.

**Best Years’ Back in L.A.**

Los Angeles, Oct. 27 — Samuel Goldwyn has closed a deal with Sher-

rill Conlin for “The Best Years” to start a new run in Los An-

gles at the Four Music Halls and the Pan Pacific Theatre, to open either Christmas or New Year’s Eve. It will be the first Los Angeles showing at the opening at the Beverly Theatre on Christmas, 1946.

**‘Rural America’ to Ballot**

Sixth annual rural motion picture poll, to determine what rural America regards as the best picture entertainment, will begin Nov. 1 when Country Gentleman distributes its 15,000,000 ballots a week on which to list their favorite stars and female stars and their selections of the 10 best pictures of 1948.
THEY LOVE HONOR AND

OH BOY!

STRAND, N.Y.
FRIDAY!

BETTE DAVIS

ROBERT MONTGOMERY

in the WARNERIOT

JUNE BRIDE

Screen Play by Ronald MacDougall - Based on a Play by Clarence V. Watkins and Vincent J. Miller

DIRECTED BY BRETAIGNE WINDUST • HENRY BLANKE
"You Gotta Stay Happy"

(Continued from page 1)

knowing why. Somewhere between New York and Burbank, interrupted by a forced landing on Percy Kilbride's farm in Oklahoma, love is born. It hits Joan first and Stewart latterly, but in both instances it is like a three-point landing after the first marriage is cancelled.

EdITH A. MITCHELL is on the general scene as Stewart's partner and co-pilot. Also, there is a minor secondary plot about an abscending bookkeeper and his blonde girlfriend, which seems to suggest that the friend is Miss Fontaine until Stewart turns to long distance for the correct dope. In the finale, the two snitten ones resolve their spot, Miss Fontaine gets the man of her dreams and Stewart a brand-new Constellation as well as the girl he loves. Joe, the chimpanzee who smokes cigars, is responsible for considerable of the air-borne fun.

There is an ingratiating and generally whacky air about "You Gotta Stay Happy" which gives it lift and a substance which should help it to sell little to support. This tall tale might have happened in real life, but it is not advised that any one bother locating a parallel, if that were all to the point. Performances in the hands of the principals are very good and so are those of such supporting players as Roland Young and Kilbride. Incidental pieces of business introduced into his original screenplay by Karl Tunberg, who also produced, from a story by Robert Carson, are effective. H. C. Potter's direction reflects the spirit of the yarn, although he would have sharpened his tempo by holding down his footage.

Running time, 100 minutes. General audience classification. Release date, not set.

Ascap

(Continued from page 1)

completed product is concerned. This means films made down through the years.

SIMP, RKO Radio and others in the theatre field have expressly secured that they might be forced to obtain public performance rights to music in all such films unless there was filled what they considered to be a void in Judge Leibell's original opinion. Judge Leibell further held that a member of Ascap by the expedient of resigning from the Society would still "not be entitled to collect on his past illegal contracts in splitting the public performance and synchronization rights."

"No Court Would Aid Illegality"

"It is not likely that any court would lend its process to enable either Ascap or its members to profit from what they have already done in furtherance of their illegal conspiracy," Judge Leibell maintained.

The court devoted most of its 13-page commentary of yesterday to an amendment to its controversial controversial conclusion of page 27 which originally held that Ascap should divest itself of motion picture performance licenses and assign them back to the copyright owners. This was strenuously objected to by Ascap.

Provision A of that conclusion has been amended to read: "Restraining Ascap from attempting directly or indirectly to enforce the motion picture performance rights of any musical composition against anyone as long as Ascap continues as an illegal combination and monopoly."

"And restraining Ascap members from attempting directly or indirectly to enforce against anyone the motion picture performance rights of any musical composition against anyone as long as Ascap continues as an illegal combination and monopoly."

Seek to Avert Disputes

Judge Leibell said his changes were made in an effort to avert the "probability" of disputes and litigations in the future. The right ownerships it Ascap were to be divested of licensing rights. He said, too, that there is "doubt" that the New York court is empowered to order such divestiture in the private suit. He noted in this regard that the Government now has two suits before the same court against Ascap, the others recently filed under a decree of 1941 under which Ascap now is operating and a Department of Justice action now pending attacking Ascap's affiliations with counterparts in foreign countries.

He said at this point that the plaintiffs' evidence in the Government actions would be desirous of pressing for divestiture. Plaintiffs are thereupon told to submit a proposed decree, one that would be "clear and concise and adjudicating only the basic questions on jurisdiction of relief." Defendants were told that they might submit a memorandum in the form of a proposed decree.

While reversing itself on the divestiture issue, the court left intact the remaining provisions of Conclusion 27 which prevent the splitting of public performance and synchronization licensing, directing one ownership of the producer's rights of both rights, and the assignment of both rights to the producer at the same time.

O'Donnell Bidding

(Continued from page 1)

of the local business men, some of whom close to Hughes. The record could not be verified locally.

O'Donnell is vice-president and general manager of Interstate Theatres and one of the nation's top shownmen. Principal financing for the transaction is described as being "Houston money," which would support O'Donnell as active operator of the theatres. He is also understood that he would head a new company which would be formed to take title to the properties. Mr. O'Donnell's divestiture of which is expected to result in a consent decree eliminating the latter from further phases of the Government's action.

Shortly after Hughes acquired control of the KODA from the O'Donnell-Astral interests, early last March, O'Donnell was mentioned as being under consideration by Hughes as head of the RKO studio. O'Donnell was quoted as saying that Hughes is not, at the time the report was made, in a position to buy the studio.

Hughes and O'Donnell were scheduled to meet on the Coast on Friday to consider a proposed settlement between the Department of Justice in the New York case by theatre divestiture.
He keeps the action in character...

THE STAR makes his getaway. In his wake "confusion" reigns...

This background action, however, is far from helter-skelter; the assistant director has controlled it carefully to keep it characteristic of the scene.

But handling supporting actors is only one of many ways the assistant director daily demonstrates his sense of the dramatic and his organizing skill. He is liaison man between his director and the cast and crews. He prepares shooting schedules... assigns calls... anticipates every need that might arise.

Thus the difference between efficient picture making and a film that goes beyond its schedule and budget often rests with him. Yet heavy as his responsibility is, it's lightened not a little by the faithful performance of a "partner" in efficiency—the famous Eastman family of motion picture films.

EASTMAN KODAK COMPANY
ROCHESTER 4, N.Y.

J. E. BRULATOUR, INC., DISTRIBUTORS
FORT LEE • CHICAGO • HOLLYWOOD
Quality Color at the Lowest Cost in the Motion Picture Industry

Cinecolor

presents

HIGH QUALITY COLOR
30 DAY PRINT DELIVERIES
LOWEST PRINT COSTS
COST SAVING PRODUCTION TECHNIQUES

...all give Star Performances in "The Cinecolor Story"
Says NY Case Not Usable Now In Private Suit

WASHINGTON, Oct. 28.—The Supreme Court Paramount anti-trust case decision cannot be used as prima facie evidence against the “Theatre Owners of America” in the “Theatre” case brought against those defendants, Warner Brothers contended in District Court here today.

Executive committee of Theatre Owners of America will examine at its meeting here today specific proposals for increasing the organization’s operating budget, a TOA spokesman disclosed here yesterday.

The meeting agenda includes point-by-point action on the dictates of the recent TOA convention in Chicago. Additionally, Mitchell Wolfson, chairman of the organization’s television committee, will report on an intensive study which his group has made on the possibilities for TOA in video activities. Among other subjects to be taken up are the industry public relations program, the industry-wide conciliation plan for dealing with trade practice disputes, the use of films in promoting exhibitor prestige plans for expanding TOA through in (Continued on page 8)

Brazil Sets Ceiling Of 30c on Tickets

Sao Paulo, Brazil, Oct. 24 (By Airmail).—Six cruzeiros (30 cents) has been set as the maximum admission price for Brazilian film theatres under the amended regulations of the Central Price Control Committee. Half price is stipulated for students and minors under 12.

The regulations provide for the classification of theatres according to the facilities offered patrons. Admission ceilings according to the regulations, shall be set up in such fashion that the admission price of one category of theatres shall be 20 per cent lower than the price of the theatre of the next higher category which is immediately higher.

Uruguay Asks for Film Reciprocation

By PAUL BODO

Montevideo, Oct. 24 (By Airmail).—Only those countries where Uruguayan films would be permitted to exhibit in Uruguay under a plan proposed by a governmentally-appointed committee instructed to draw up plans for a government-sponsored motion picture industry. The plan, which has been presented to the Minister of Industry, Fernando Farina, additionally calls for the creation of the Instituto Cinematografico Nacional (National Film Institute): financing of production by the official Banco de la Republica, and the building by the state of modern studio and laboratories.

Columbia Features for New Season

Columbia Pictures has scheduled about 45 features for 1948-49, compared to 40 in the season just passed. The 45 will come from 30 to be produced, a few of which have already been released.

These will include 21 top features, two “Jungle Jim” films starring Johnny Weismuller, and 27 others to be available in blocks with a 20 cent discount privilege, the latter representing a practice applied in the first days of the original consent decree in the Government’s anti-trust suit.

Already in release are “The Loves of Carmen,” Technicolor Beckworth production starring Rita Hayworth and Glenn Ford; “The Fuller Brush Man,” Edward Small production star (Continued on page 7)

Schwartz Chairman Of Federation Drive

Fred Schwartz, vice-president of Century Circuit, has been named chairman of the amusement division of the Federation of Jewish Philanthropies, succeeding Si Fabian, circuit executive, it was announced here yesterday at an organizational luncheon at the Hotel Astor. At the same time, Schwartz disclosed that the division’s quota for this year’s drive would be $400,000, compared to the $275,000 raised last year.

The Federation’s total quota for the year was set at $16,500,000, against (Continued on page 8)

Gulf States Allied Approves Smith Plan

New Orleans, Oct. 28.—The Smith-Berger conciliation plan was approved by the board of directors of Allied Theatre Owners of the Gulf States at a meeting here today. Recommendations for the acceptance of the plan by the membership will be mailed by the organization immediately.

Approval of the plan was voted by the board following an explanation of its operation by A. W. Smith, Jr., 20th Century-Fox distribution chief. Also attending the meeting were Harry G. Ballance, 20th-Fox Southeast (Continued on page 8)

Mayor Cites Films At KATO Meeting

Louisville, Oct. 28.—Motion pictures and the industry were warmly commended by Mayor Charles Farml ey in an address today at the closing session of the meeting of the Kentucky Association of Theatre Owners.

“You are doing a good job in giving people what they want and enjoy,” Farney told the exhibitors. He said motion pictures have broadened education considerably and cited the film’s advantages over the legitimate stage.

The meeting also heard an address (Continued on page 8)
Mexico's Depression Hits Its Producers

MEXICO CITY, Oct. 28—Mexican producers are feeling the pinch of this country's severe depression as evidenced by the fact that out of 35 pictures produced in the first six months of this year only six have been shown on Mexican screens. For the most part exhibitors, looking at the big business of the industry to almost half of what it was at this time last year, have been booking U. S. product, a policy dictated by the economic climate.

While there is some ray of hope for exhibitors in the prospect that vaudeville business may pick up, it is true also that the economic full, it appears that domestic producers can find solace nowhere. Producers and other interests are no longer pressing the campaign started some time ago for legislation requiring 50 per cent of Mexican theatres' playing time for domestic product, but they are beginning to ask why the law of Oct. 16, 1939, which was supposed to promote Mexican theatres to show a Mexican film at for at least a week every two months, is not being enforced.

Group to File 'Amicus' Brief on 'Cited Ten'

In an amicus curiae to be submitted to the court of appeals on behalf of half of the 10 screen writers and directors, the National Council of Arts, Sciences and Professions will ask the court to reverse the lower court's conviction of John Howard Lawson and Dalton Trumbo, it is announced by Dr. William B. Dear, chairman of the Council. Lawson and Trumbo were found guilty of contempt in refusing to testify before them by the House Un-American Activities Committee. The brief will challenge the constitutionality of the House group.

Eight More Stars for 'Night of Stars'

John Garfield, Boris Karloff, Bela Lugosi, Peter Lorre, Pat O'Brien, John Payne, Jane Powell and Mickey Rooney have consented to appear in the RKO Radio Pictures production of "Night of Stars," slated for November 15. Robert J. Taylor, president, has arranged to have them by the House-america's Un-American Activities Committee. The brief will challenge the constitutionality of the House group.

Services for Wolfe, Sr.

JERSEY CITY, Oct. 28—High mass was offered this morning at St. John's Roman Catholic Church here for Dominick Wolfe, Sr., father of Joseph A. Wolfe, National Screen Service treasurer. He died Aug. 22 at the age of 65 after a long illness. Surviving besides Joseph is another son, Dominick, Jr., and two daughters, Mrs. Ely A. Tilton and Mrs. Catherine R. O'Toole.

Equity Raises 1948 E-L Total to Nine

HOLLYWOOD, Oct. 28.—Equity Pictures and associated production unit owners have raised the season's E-L total to nine. The raises end of the year for Eagle-Lion release, making Equity's E-L total nine for 1948. Three are in current release, two are in cutting rooms and one was just turned over to E-L.

First of the three, in Color, will be a Counsellor for Gun Law, second in the Red Ryder series, is to start soon, the second, Enchanted, is a Vitagraph production and the third, "Alimony," will be an Orbit production, all in purchases from producer, Thomas Gold. Jack Schwartz is vice-president of Equity.

Luncheon for Kurtz

Maurice Kurtz, former head of the theatre section of UNESCO, who was appointed secretary general of the International Theatre Institute at its congress in Prague last summer, will be the guest today at a luncheon sponsored by the American National Theatre and Academy and Algonquin Hotel. Kurtz will visit Canada and Mexico as well as several points in the U. S.

Mrs. Elma Albrecht, 48

CLEVELAND, Oct. 28.—Mrs. Elma H. Albrecht, 48, who has been a member of the Clermont County Fire service serving in Ashbydale since the death of her husband last spring, died suddenly early this morning. Elma and two daughters survive.

Teddiford Is Promoted

PORTLAND, Ore., Oct. 28—William Teddiford of Evergreen Theatres in Oregon has been promoted to assistant manager of Frank Newman, Jr., Evergreen general manager. Teddiford is succeeded in Oregon by Mose Mesher, who returns to a position he held formerly after a sojourn in Southern California.

TREASURY

[Image 0x0 to 627x860]

MOTION PICTURE DAILY, Friday, October 29, 1948

[Image 0x0 to 627x860]
The INSIDE STORY of how A HIT IS BORN

HOLLYWOOD is saying that Producer Charles Brackett’s “Lost Weekend” Oscar is going to crack his bronze laughing at the top-Brackett comedy, “MISS TATLOCK’S MILLIONS.” Even before release, Paramount knows Hollywood’s excitement is shared by the rest of the country, for we’ve put “MISS TATLOCK’S MILLIONS” thru more tests than a new king-size cigarette and all this exhaustive testing proves that everybody laughs to exhaustion.....
The men who know the boxoffice best—the exhibitors who attended the trade show—set the gale going. The first coast preview audience all but wrecked the electronic graph-fader with 365 roars registered in 100 minutes. But instead of limiting the proof to one theatre preview, we held 32, right across the nation in every key spot, and the comment cards stacked up 98.4% praise which we believe comes pretty close to a record.

There isn’t space here to detail every report—but the projectionist in Cleveland increased sound-volume to maximum to make the dialogue audible. The house staff in New Orleans asked to have the picture run again after closing so they could sit down and enjoy it—and the management obliged. In Memphis the raves hit 100% in the most amazing reaction since “Dear Ruth.” Everywhere from Boston to San Francisco audience comments like “Best picture I’ve seen in years”—“Wonderful entertainment”—“Best of ’48” poured in, confirming Variety’s sage observation that “slapstick is having its day” with a laugh-hungry public.

The trade-press got a first look at “MISS TATLOCK’S MILLIONS” and William Wilkerson, publisher of the Hollywood Reporter, wired: “I don’t remember ever having seen a comedy that hit with such laughs.” Magazine critics saw it and Modern Screen went immediately on record that it’s “the comedy that’s got everything.”
It's the story of a stream-lined Cinderella whose grandfather banks more gold-dust than is buried at Fort Knox—and wills it all to her nit-wit brother who's been shipped off to Hawaii with Barry Fitzgerald, hired as his guardian-angel so he won't embarrass his swanky relatives.

When Barry hears all the pennies from heaven that are falling back home, he planes in from Waikiki and hires a Hollywood stunt-man to pose as the Tatlock heir and Cinderella's brother. You guessed it—Cindie and the imposter hit it off like something hotter than a brother-and-sister act.

The Great Impersonation is pulled by John Lund in the big, juicy role that takes him to the very top after that romantic performance in "A Foreign Affair." The gal of his dreams—and yours—is Wanda Hendrix who from now on gets that first-row marquee spot you recognized she earned when she "rode the pink horse."
Pre-tested by Paramount’s Bureau of Boxoffice Standards, it all comes out 100% unadulterated ENTERTAINMENT... not a molecule of “message”... not a thing but the laughter the public is after.

JOHN LUND
WANDA HENDRIX
BARRY FITZGERALD
MONTY WOOLLEY

"Miss Tatlock's Millions"

with
ILKA CHASE
ROBERT STACK
DOROTHY STICKNEY
ELIZABETH PATTERSON

Produced by
CHARLES BRACKETT
Directed by
RICHARD HAYDN

Screenplay by Charles Brackett and Richard L. Breen - Suggested by a play by Jacques Deval

The Thanksgiving Fun-Feast in

Paramount's Autumn
Harvest of Hits

"Sorry, Wrong Number"
"Night Has A Thousand Eyes"
"Isn't It Romantic"—"Sealed Verdict"
"Miss Tatlock's Millions"—"The Paleface"
Key City Grosses

Following are estimated picture grosses for current engagements in key cities as reported by former employes and/or management. Estimates omit admission tax.

45 from Columbia

(Continued from page 1)

ring Red Skelton and Janet Blair, and "Walk A Upright Man," starring Howard Keel. Although Edward Small production, starring Miss Ford and Dennis O'Keefe.


Four New in Release

Included in the already released group are: "The Untamed Breed," Cinicolor Western starring Sonny Tufts, "Superman," starring George Reeves (Gabby) Hayes; "Coroner Creek," another Cinicolor Western, starring Randolph Scott and Marguerite Chapman, "Black Arrow," starring Howard Keel, Louise Hayward and Janet Blair, and "Lulu Belle," Benedikt Bogezae production starring Dorothy Lamour and George Montgomery.

Also in the Columbia picture are "Superman," currently in release: two Gene Autry productions; two Roy Acuff Westerns; eight "Duran- go Kid" Westerns with Charles Starrett and Andy Devine; and the four serials; 60 single reels, 24 color cartoons and 28 two-reel comedies.

Another Pal Feature

Hollywood, Oct. 28—While along with his forthcoming Technicolor feature for United Artists release, "The Adventures of Tom Thumb," producer George Pal has assigned staffers to begin development of a live-action version of another fairy tale, "Rumpelstiltskin," to be developed from the public domain plot. It will probably be titled "Tom Thumb" or "Puff the Magic Lamp."
6 Films Finished
And 6 Are Started

Hollywood, Oct. 28.—The production tally remained at last week’s figure of 26, with six launched, with an equal number wound up.

Shooting started on "The Devil's Henchmen," Columbia; "The Great Western Adventure," Screen Guild; "Too Late for Tears" (Stromberg), United Artists.

NY Case Not Usable

(Continued from page 1)

ly. Then he attacked the argument that the action was an equity action to dissolve a joint venture which the Supreme Court had found unlawful. In arguing that the suit is brought under the Clayton Act to prevent threatened damage from a violation of a restraint on trade.

The Clayton Act provides, Amram argued, that a final judgment in an antitrust suit brought by the Government can be cited as prima facie evidence against a defendant in an antitrust suit brought by private complainants. "Plaintiffs cannot claim any comfort from this section," he continued, "because the judge, in his own words, has said there is no final judgment in the Paramout case." Judge Leffell’s ruling in the Fifth and Western case was cited in support of this argument.

If this is true, the brief said, K-B must not only prove injury to itself but must prove that Warner violated the anti-trust laws.

Amram pointed out that K-B cited the Goldman and Bigelow cases to support its position. "This is not a Goldman or Bigelow case," he said. "In those cases, plaintiffs independently pleaded and proved antitrust violations by the defendants themselves, while in the Paramount case they stood on our own." Amram has moved to dismiss the suit, and K-B has countered with a motion for summary judgment. Argument on the motions has been postponed twice now, and is now set tentatively for next Thursday.

Majors Huddle

(Continued from page 1)

ahead on strategy to be followed in pressing the case through the courts, this being their primary concern at this time, so as to be in readiness when and if total and final collapse of the Hearst organized operation of the Times becomes evident. The hearings are scheduled to resume in New York Federal court on Nov. 8. None of the testimony presented to the Justice Department has been approved, although RKO’s is farthest advanced.

Yesterday’s meeting was held in the office of John W. Logan, special counsel for Paramount, which has the top-ranking attorneys for Paramount, Loew’s, 20th Century-Fox and Warners.

KATO Meeting

(Continued from page 1)

by KATO general counsel Henry S. Stites who discussed clearance problems. Another speaker was William Gamble, Theatre Owners of America board chairman, who presented the program and activities of TOA with its new filing system for the code program, Ascap, and "Youth Month." Cincinnati executive Willis Vance originated the motion-picture numbering code system which the State Tax Commission has accepted but which the Federal Government says is contrary to regulations. L. L. S. F. board passed a resolution endorsing Cryptox, and the document, along with others submitted by Vance to Washington.

Gael Sullivan, TOA executive director, told the gathering that "industry can bear the brunt of the battle of ideas" gripping the world today and "become an eternal government for mankind, but it means thinking anew and acting anew." Sullivan said the "dog eat dog philosophy of profits must go." Guthrie Croteau, chairman of the meeting, presented a strong plea in "William Mortimer Hospital campaign. Neil Dalton, public relations director of the Louisville Courier-Journal, spoke of the influence of a man of the Kentucky National Foundation for Infantile Paralysis, spoke in behalf of the March of Dimes drive.

TOA Meets Today

(Continued from page 1)

creased membership, and other matters.


Gulf States Allied

(Continued from page 1)

division sales manager; Paul Wilson, division general manager; Martin Sheridan, New Orleans branch manager, and Sam Shaim, director of trade relations.

A. Previtt, Jr, Gulf States Allied president, said following the meeting, "The plan in general has many more points than I anticipated consideration of all exhibitors in our area."

All States Allied members named to the consolidation board are: Abe Benenson, Previtt and Nick Lamania Alternates are: S. G. Rat, Jr., Doyle Bayard and Lyle Sherwood. Sherwood was given full authority by Smith to act in accordance with the wishes of the consolidation board.

Philadelphia, MPA Elects

Philadelphia, Oct. 28.—William D. D. Atwood, chairman of the board, was elected president of the local Motion Picture Association, with Jack Bergin, Paramount, re-elected first vice president. Irving Hutchion, Warners, as treasurer, and Moses Leo Koppelman, National Screen Service, secretary.

Schwartz Chairman

(Continued from page 1)

$12,250,000 for the previous year. The Federal case is being handled by some 11 attorneys. Others who appear at the luncheon, stressing the urgency of the drive, were Schwartz, Fabian, Malcolm Kingsberg and Raphael Cohn, president of the Screen Guild; "Too Late for Tears" (Stromberg), United Artists.

Short Subjects

"America's New A Power"

(March of Time-20th Century-Fox)

Coming up with subjects of timeliness and urgency is again a advertised virtue of the March of Time. In the most informative fashion, it reveals with the air force is doing to keep the U. S. secure. Many questions about airmen and air force who fly them are answered. The subject also includes the officers who direct the airmen, the specialized training of men who pilot the new jets. This is one of the most wide appeal. Running time, 17 min.

"Who's Delinquent?"

(THA America-RKO Path)

With technicolor urgency one America’s disturbing problems, TI Is America comes up with a timed and constructive subject in "Who’s Delinquent?" The subject uses a technique of having a small-town town as a focal point, to an investigation of delinquency. They find to the problem usually begins at home but that society bears a responsibility for its social and educational systems. Theweek’s story is told using crowded schools and insufficient playgrounds. The subject ends with the home meeting and taking steps to solve the problem, running the 16 minutes.

Deadline in PRC Suit

Federal Judge Murray Hulbert ye-terday ordered Adrian Polacco, presi- dent of Producers Releasing Corp., to appear in U. S. District Court here on Nov. 8 for examination before trial in connection with breach of contract suit brought against PRC, former distributors. Polacco, who failed to appear previously when examination dates were set, does not appear on Nov. 8, the Cuban company’s complaint against PRC will be dismissed, Hulbert ruled. Damages本案 has been alleged in an effort to deliver product. Trial will start Dec. 6 if Pecchio appears Nov. 8 as ordered.

To Discuss Amusement

Washington, Oct. 28.—Arthur D. Ora, Motion Picture Association of America’s community relations direc- tor, and Roger Albright, education services director, will represent the association of the General Federation of Women’s Clubs on amusement for children. Motion pictures, radio, books and comics will be discussed.

Circuit Sets Convention

Toledo, Oct. 26.—Annual convention of 20th Century Theatres, an affiliate of Famous Players Canadian Corp., has been called for Nov. 3, at which time Taylor, new national vice president, will assume the post of chief, presiding. The session will be attended by managers of more than 55 theaters in Ontario.

New Post for Mokin

Arthur Mokin, formerly associated executive with the Bergman-Jarrett Co., has been appointed director of advertising-publicity of S.O.S. Cinema Supply Corp., New York.
TOA to Test Conciliation
For 60 Days

Non-Members Invited to Join Three-Step Program

Theatre Owners of America will try exhibitor-distributor conciliation on a 60-day experimental basis as it was announced here jointly on Friday by TOA president Arthur H. Lockwood and TOA executive committee chairman S. H. Fabian, following a closed meeting of the TOA executive committee.

The TOA heads explained that all state and regional units will receive at once from the national organization a recommendation that conciliation committees be formed in their respective areas, "in the hope of making a single, firm effort to check the ever-mounting number of suits that are strangling the industry."

The plan is for a local committee to have as members a TOA member, a member of any other local exhibitor association and, if possible, an unaffiliated exhibitor.

(Continued on page 6)

2 Australia Quotas
Loom, 1 to Aid UK

Two film quota statutes are due to be adopted by the Australian government before next spring, according to reports reaching here at the weekend from Sydney. One will require that Australian theaters devote three per cent of their playing time to Australian-made product, and the other will guarantee 15 per cent of the playing time for British product.

Thackrey-WB Deal Is Upheld by FCC

Washington, Oct. 31.—Federal Communications Commission ruled on Friday that New York publisher Dorothy Thackrey may sell her Los Angeles television station, KLAC-TV, and radio stations KCLA, Los Angeles, and KYA, San Francisco, to Warners in a single package. Ed Pauley, seeking to compete for the video station, had challenged her right to sell the three for $1,645,000 without stating individual prices for the three properties.

Schine Will Attack US Proposals Today

BUFFALO, Oct. 31.—First formal objections to the Government’s proposed order stripping the Schine circuit of all but two of its theatres are expected to be presented in U. S. District Court here tomorrow by Schine counsel at a court hearing on a Government motion for more information from Schine.

Willard S. McKay, special attorney for the circuit, is understood to be ready to deliver a strong oral attack upon the Government’s sweeping proposals in the course of argument against the motion. Schine has yet to file a brief answering the Government’s recommendation.

3 Warner Brothers
In WB Stock Deals

WASHINGTON, Oct. 31.—Changes in the holding of Warner Brothers common by Jack and Harry Warner headed the list of stock trading by company officers and directors in motion picture stocks, a Securities and Exchange Commission report reveals. The report covers the period from Sept. 11 to Oct. 10.

Albert Warner bought 1,000 shares of his firm’s common, bringing his holdings to 436,200, in addition to trust holdings of 21,000 shares. Harry M. Warner gave away 1,200 shares, dropping his personal holdings to 283,150 shares. There are 16,000 shares in his trust account. Jack Warner bought 10,000 shares, but gave 1,500 shares to the United Jewish Welfare Fund, marking a net increase of 8,500 in his personal holdings, which now total 426,500 shares. His trust owns 21,500 shares.

UB.O. N. Peter Katinov continued to dispose of his stock, selling another 400 shares and dropping his holdings to 10,500 shares.

(Continued on page 6)

FP-C in Move for Television

OTTAWA, Oct. 31.—Applying to Canadian Broadcasting for permission to establish a television station, which would be the first in Canada, is J. Fitzgibbon, president of Famous Players-Canadian Corp., said his company would hook up its television outfit with the Imperial Theatre in Toronto, and show telecasts on its screen with the Victoria Theatre being used to stage "live" talent shows for television.

He estimated the company will spend an initial $200,000 before its tele-

(Continued on page 6)

R-K-O APPROVES DIVESTING PLAN

Odlum Off, Hughes
On RK0 Board

Hollywood, Oct. 31.—The Radio-Keith-Orpheum board of directors at its meeting here yesterday accepted the resignation of chairman Floyd B., Odlum, Harry M. Dancing and L. Roy Booth, each of whom is a director of Atlas Corp.

To fill two of the vacancies made by the resignations, Howard Hughes and Thomas N. Hatch, both of whom are connected to the board. The membership of the board, made vacant by Odlum’s resignation, was not filled at the weekend meeting.

The resigning directors stated the reason for their resignations was to avoid any possible conflict between their duties to Atlas and their desire (Continued on page 3)

Nine More Hearings
In FTC Ad-film Case

WASHINGTON, Oct. 31.—The Federal Trade Commission has scheduled hearings in nine more cities on complaints against four advertising film companies alleging “unfair methods of competition tending to restrain trade and create monopoly in the sale of commercial advertising films.” The FTC has been taking testimony in the case intermittently for more than a year. Defendants are: Bay-Bell Films, St. Paul; Alexander Film Co., Colorado Springs; United Film Ad Service, Kansas City; Motion Picture Advertising Service, New Orleans.

The newly-scheduled hearings are:

Nov. 8, Minneapolis;
Nov. 10, Des Moines;
Nov. 12, Omaha;
Nov. 15, Kansas City;
Nov. 16, Chicago;
Nov. 22, Dallas;
Nov. 24, Houston;
Nov. 29, New Orleans;
Dec. 2, Atlanta.

Ascap Calls Bid for Payments An Error

A report by Allied Theatre Owners of Indiana in its organization bulletin that Ascap is pressing for music fees from exhibitors by way of suggesting possible infringement action is substantially denied by the society. "Ascap is now sending out 'pink slips' notifying exhibitors who have not paid their license fees in accordance with their contracts that they may be used for infringement," the theatre organization reported.

An Ascap spokesman declared here Monday that the society is not forcing the issue of collection with exhibitors who withdraw payments although it conceded that a local Ascap branch might have done so by "error."

Beatty To Manage for E-L; Lee Is Shifted

William J. Heineman, Eagle-Lion distribution vice-president, has appointed J. M. Beatty manager of Des Moines branch, to succeed F. J. Lee. Will manage the Eagle-Lion exchange in St. Louis.

Kans.-Missouri Allied
Sets Dec. 7 Meeting

KANSAS CITY, Oct. 31.—Discussion of industry problems will be on the agenda of a general membership meeting of Allied Independent Theatre Owners of Kansas and Missouri on Dec. 7, it was decided at a board meeting late last week. A delegation of 15, headed by O. F. Sullivan, president of the Kansas-Missouri unit, was named to attend the Allied States national convention in New Orleans.

No Paper Tomorrow

Motion Picture Daily will not be published tomorrow, Election Day, a legal holiday.
**Personal Mention**

JOSEPH H. HAZEN, president of the Wallis Productions, has returned to New York from Hollywood.

Ed Fay, will celebrate the 30th anniversary of the Fay Theatre in Providence, R. I., as a combination vaudeville-motion picture theatre, starting Nov. 19.

Maurice A. Bergman, International Eastern advertising publicity director, has returned to New York from Chicago. He was accompanied by Robert Ungerfeld.

E. K. (Ted) O'Shea, Paramount executive, will leave here tomorrow for Cleveland, Detroit, Cincinnati and Pittsburgh.

Herman Riffs, field assistant to M-G-M's Eastern sales manager John P. Byrne, has returned to Albany from here.

George Cukor, M-G-M director, left here yesterday for New York.

Fred Zinneman, M-G-M director, left New York by plane at the weekend for Palestine.

Bryan Foy, Eagle-Lion production executive, left here at the weekend for the Coast.

Al Horwitz, U-4 Eastern publicity manager, returned to New York at the weekend from Cincinnati.

JOHN K. HILLIARD, chief engineer of Altec Lansing, is here from Hollywood.

REVE O. STROCK, Westrex recording manager, has returned here from five months in Europe.

SAMUEL BISCHOFF, producer, is due here today from the Coast.

**Joints Canadian Circuit**

OTTAWA, Oct. 31.—Barney Simmons, formerly of the Marx Theatre in Oshawa, has been appointed manager of that theatre, according to report, by Don Watts who has been transferred to the Nelson, 20th Century Theatres' newest theatre here. Gilbert White has been promoted to assistant manager of the Nelson after several years on the Elgin staff.

**Marcus to Start 3rd**

MILWAUKEE, Oct. 31.—Construction of a third drive-in, estimated to cost $1,500,000, got under way here last week, according to Ben Marcus, general manager of Marcus Theatres Management Co.

**Issue Stamp Club Paper**

Cinema Stamp Collectors News Reel has made its bow, a club publication, members to be issued monthly. Its editor is Allen H. Wright.

REGARDLESS of what emphasis Atlas Corp. may place on its interest in bidding for the RKO portion of the Odeon, it is not expected that loose will be thrown under Howard Hughes's divestiture plan, it is established that Floyd Odlum has an option to hold the controlling interest in two theatre properties which Hughes will hold when the new company is established. The story behind the option sounds like Odeon to the right, the front door turned and the block to reenter by the rear door.

Some 18 months ago when Hughes first evinced interest in the Odeon, the firm of RKO control from Hughes, it is said that Odlum, a separate theatre company which would be retained by Odeon, and the production-distribution company then be sold to Hughes.

For some reason, Odlum did not take the suggestion, but when he closed his deal for RKO last spring, he obtained an option simultaneously to purchase the Hughes controlling interest in the new theatre company when it was established. Had he separated the theatres and sold Hughes the production-distribution company, Odlum now would have the theatre company which, by the evidence of his present option, he wants. Now, however, he has a certainty of getting the theatres.

If Odlum's option price is better by other bidders, and he fails to meet the higher price, the RKO theatre company will not be his.

Incidentally, insiders characterize it as "absurd" those recently published reports of $89,000,000 and $40,000,000 bids for control of the new RKO theatre company.

The first place, there is no company yet in existence for which bids could be made. Bids are not being accepted, nor made, until all the approvals for formation of the company have been given. That would indicate the RKO stockholders' and the Government's approvals.

Secondly, the probable approximate value of the new theatre company will be in the neighborhood of $40,000,000, which will be reflected in the number of new shares to be issued. RKO stockholders will receive one share of stock in the new production-distribution company and one in the new theatre company for each of their RKO stock. Thus, the stock in the new theatre company will have the same distribution as RKO stock has presently.

This means that for all practical purposes the shares in the new theatre company to be issued to Hughes will represent two potential companies, as well as in the new production-distribution company. They will be about 23 per cent of the total shares outstanding.

According to the bidding of the Hughes' holdings in the theatre company and bids are expected to range from $8,000,000 to $10,000,000.

As for more and more exhibitor organizations give approval to the plan of conciliation of local trade grievances and disputes which was developed by Andy Smith of 20th Century-Fox and Bernie Berger of North Central Allied, it becomes apparent that across the country there is a genuine exhibitor desire for machinery with which to deal quickly and fairly and in a spot with local grievances and misunderstandings.

It becomes apparent, too, that many exhibitors now believe the Smith-Berger plan can furnish what is wanted.

Yet, however widely the plan is adopted, as it now stands, it is an instrument for dealing with the trade problems of but one company—20th-Fox. Its increasing popularity commends it to serious study and consideration by other companies. The Smith-Berger plan of conciliation has not been hindered by petty considerations.

If its label is a deterrent, then change the label. Call it the industry Local Conciliation Plan, or what you will. Broadened to an industry-wide base, it is certain that neither Smith nor Berger would stand to gain much by any change in the wording.

**Sears to Coast to Swap 3 with Hughes**

United Artists president Gradwel Sears will leave here for the Coast to work out arrangements on the long-pending three-picture exchange deal with Howard Hughes. Distribution rights to "Duck Soup," "The Red Circle," and "Vendetta" will be reverted to Hughes when an agreement is reached on the three titles, which he is to acquire for the late, by a reversion of the contract. Although there is a limit to the amount of financing Hughes is to provide in securing cash, it is possible that the transaction may yield more than three pictures, depending on the "quality" of the product provided.

**Harkness Heads WB**

Canadian Affiliate

MOSTREAL, Oct. 31.—At a meeting of the board of directors of Northern Electric Theatre Company,subsidiary of Western Electric, held here Paul F. Sise resigned as president and H. D. Davis, general manager, was elected president, effective Dec. 1.

Sise, who has held the position of president for 29 years, will be chairman of the N. E. board.

**To Pete Westrex Aides**

Members of all phases of the motion picture business have been invited by Westrex vice-president E. S. Gregg to participate in a reception at the Hargrove Restaurant here on Wednesday evening, 47, for 18 foreign managers who have been called in from the field for a series of meetings on the foreign outlook.

**Sunday Shows Lose**

HARRISON, TENN., Oct. 31.—A city newspaper article has resulted in a majority voting "no" despite the fact that a majority of the city council favored it.

**Newsreal Parade**

THE French labor crisis and U. S. Armed Forces in combined operations are newsworthy in current home movie producers' items which include the story of Ilse Koch, new dress for D Rosset's Waves and sports.

**MOVIE GUIDE, NO. 87—Ko**


**NEWS OF THE DAY, NO. 21—Up**


**PARAMOUNT NEWS, NO. 29—Fren**


**UNIVERSAL NEWS, No. 191—Fren**


"Enjoy This Show." This is the last word in the"Religious Education" series which began September 1st. The first two numbers have been sold out. Write for a copy today.
Coming Events

A. P. Issues Story on Quigley’s Code Authorship

A SOCIA\'TIES PRESS Newsfeatures release for publication yesterday is another excerpt from the following story concerning Martin Quigley’s authorship of the industry’s Production Code and its subsequent adoption and implementation:

By CYNTHIA LOWRY
AP Newsfeatures Writer

New York, Oct. 30—(AP)—Eighteen years after the movie industry adopted it, the Production Code is still a controversial subject. This is the recent official announcement of Martin Quigley’s authorship of the code.

I asked Quigley what he meant by "radio, television and even the comic industry" having their codes on film. He said, "The radio code is not specifically mentioned, but the comics industry has its own code, as well as the motion picture industry."

Today Quigley is happy to talk about the code. He was a member of the group that drew up the code, and he has been active in its enforcement ever since.

The code is still in use today, as is the Motion Picture Production Code. The code has been used to ban or limit the release of certain films that are considered to be objectionable.

"Free-wheeling Attitude" on Taste

Quigley started in the picture business in 1917 as a "birth of a nation," and in 1922 was already concerned with the free-wheeling attitude of film producers in the matter of good taste.

Criticism of movies mounted steadily through the 1920s, heightened by occasional episodes in the private lives of film notables. Quigley, who had been "revving" heads of publicity departments about some of the more objectionable pictures, sat down in the summer of 1929 and drafted a document. In it, he outlined specific rules for the handling of certain subjects which he felt could, if portrayed, lower moral standards, offend good taste, or encourage sympathy for wrongdoers.

A few months later he worked over his draft with Father Daniel A. Lord, the Jesuit of St. Louis, who had been interested in the theater.

He worried Will Hays enthusiastically adopted the document and it was immediately accepted by the industry. However, there were no teeth in the code. It was only four years later, after many violations.

Bishops Organized by D. Roman Catholic Bishops organized the Legion of Decency to effect a change in the character of movie fare. Among other things, the bishops pledged to keep out of movie theaters the films they felt were objectionable.

Mexico Expands 16mm.

Mexico City, Oct. 31.—Mexico now has 350 theaters exclusively exhibiting 16mm. pictures, 152 of these being in the Far Western area.

ASC Relations Drive Is Termmed a Success

Hollywood, Oct. 31.—American Society of Cinematographers’ public relations program under the direction of Esther Tow, to win increased recognition for photographic work in Hollywood films has been declared a “complete success” by Fred W. Jackson, ASC, executive vice-president. Pointing out that the program will continue on an intensified basis, Jackson said: “ASC has been seeking closer cooperation with other branches of the industry.”

Odlum, Hughes

(Continued from page 1)

to see RKO proceed with “this advantageous settlement.”

Odlum’s resignation at this time is regarded as the way for Atlasm.’s eventually exercise its option to buy Hughes’ controlling interest in the company under all the present circumstances. The management stated it has no doubt that this arrangement will permit the continued successful operation in a highly competitive market both of the RKO theatres and of the production and distribution companies.

11 Reissures to Toddy

Eleven Western reissures have been acquired by Toddy Pictures here for distribution. They are: “Under Western Skies,” “Riders of the North,” “The Omen of the Plains,” “A Man’s Country,” “West of Cheyenne,” “Phantom of the Desert,” “Western Bound,” “Lone Star,” “Code of Honor” and “Beyond the Law.”

Mexican Producers Seek Reissue Curb

MEXICO CITY, Oct. 31.—Mexico’s film producers are milling for an official curb on exhibition of U.S. reissues here, many of which, they assert, are cutting into their own current product by being shown at first-run admission scales without being identified as reissues.

This competition is a further source of irritation to local producers because several of their costly productions have been box-office failures.

Roth To Serve JDA

Judge Lester William Roth, vice-president of Columbia Pictures, has been named auditor of the Joint Defense Appeal, it was announced here at the weekend by JDA headquarters.

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(Continued from page 1)

to see RKO proceed with “this advantageous settlement.”

Odlum’s resignation at this time is regarded as the way for Atlasm.’s eventually exercise its option to buy Hughes’ controlling interest in the company under all the present circumstances. The management stated it has no doubt that this arrangement will permit the continued successful operation in a highly competitive market both of the RKO theatres and of the production and distribution companies.

11 Reissures to Toddy

Eleven Western reissures have been acquired by Toddy Pictures here for distribution. They are: “Under Western Skies,” “Riders of the North,” “The Omen of the Plains,” “A Man’s Country,” “West of Cheyenne,” “Phantom of the Desert,” “Western Bound,” “Lone Star,” “Code of Honor” and “Beyond the Law.”

Mexican Producers Seek Reissue Curb

MEXICO CITY, Oct. 31.—Mexico’s film producers are milling for an official curb on exhibition of U.S. reissues here, many of which, they assert, are cutting into their own current product by being shown at first-run admission scales without being identified as reissues.

This competition is a further source of irritation to local producers because several of their costly productions have been box-office failures.

Roth To Serve JDA

Judge Lester William Roth, vice-president of Columbia Pictures, has been named auditor of the Joint Defense Appeal, it was announced here at the weekend by JDA headquarters.
This is the ad that announced the World Premiere in New York for the motion picture that's front page news everywhere!
The New York Times does not sell display advertising on Page One.

That, quite properly, is reserved for the day’s most important events and happenings throughout the world.

Yet, so important in the annals of the screen is “The Snake Pit” that, if we could, we would place this advertisement on the front page so all could see and know...

That “The Snake Pit” inscribes a new chapter in the annals of the screen... that it answers a cry born of hate, fear, despair...

with the substance of love, courage

and faith!

World Premiere Rivoli Theatre November 4th

Darryl F. Zanuck presents OLIVIA de HAVILLAND in “THE SNAKE PIT” also starring Mark Stevens & Leo Genn, with Celeste Holm & Glenn Langan. Directed by Anatole Litvak. Produced by Anatole Litvak & Robert Bassler.
**Reviews**

**“Night Time in Nevada”**

(Republic)

ROY ROGERS again comes through with a palatable Western in Triple color. In terms of story and treatment there is little that is new in this one, but what associate producer Edward White, director William Witney and scripter Sloan Nibley have turned out is a Rogers starrer that compares favorably with its more successful predecessors. The script, itself, spells solid entertainment for Rogers’ fans and Western devotees in general.

The story opens with Grant Withers, the villain, blowing up his partner in a gold mine. He steals his friend’s gold and also a trust fund left for Adolphus, who is killed. Some 30 years later the girl arrives at the scene to look for her trust fund and is stilled off by Withers and his partner, George Carleton. They steal Rogers’ cattle from a train to pay Miss Mara, but Withers decides to keep the money.

The cattle-theft is their undoing, for Rogers rejoins the state police and goes after them. While Roy tracks down all available evidence, Withers murders Carleton, making him sole heir to the money. Adele and her girlfriend, Marie Harmon, and Rogers are all reimbursed. The film ends dramatically with Rogers giving Withers a sound beating in the cab of a truck racing down a curving grade.

During the proceedings the Sons of the Pioneers join Rogers in rendering a half dozen Western tunes.

Running time, 67 minutes. General audience classification.

**“Million - Dollar Mystery”**

(Bright-Lights)

THERE is much to commend this Masque production of a thrilling adventure story which is both interesting and unusual, and well performed by Gene Raymond, Francis Lederer and Stephanie Paull. It was produced by Michael F. Cohn and directed by Raymond, from an original written by the latter two, with a screenplay by Charles S. Belden.

It all starts with Raymond, a junior partner in a brokerage firm, stealing $100,000 of the company’s securities to start another life in the Orient. On the plane to Honolulu he meets an attractive woman who is running away from Francis Lederer because he claims he saw her murder her husband. Lederer gives a good portrayal as a scheming blackmail.

In Honolulu, Raymond’s briefcase, containing the $100,000, is stolen by Lederer who flies back to San Francisco. The widow and Raymond then return to the U.S. to attempt to regain the case. Raymond recovers it and returns the money to the office safe. There is a happy reunion in Honolulu.

Several songs, including “My Destiny,” “Where Have You Been?” and “Heaven Is in Blue Hawaii,” add to the entertainment value of the picture. Running time, 73 minutes. General audience classification. Release date, not set.

**FP-C Television**

(Continued from page 1)

vision station begins to show a profit. He said the CBC would be allowed to use the station three hours a week for research and experimental purposes, adding the company would not bar advertisements of films distributed by companies other than Famous Players.

Leonard Brockington, counsel for Odeon Theatres and J. Arthur Rank, urged the board of directors of CBC not to give any theatre exclusive rights to pick up or rebroadcast telecast programs.

Six companies are seeking television station rights in Canada.

**TOA Conciliation**

(Continued from page 1)

ached exhibitor. The committee will screen all complaints against any distributor, and if a just cause of complaint is found, an attempt will be made at the local level to obtain appropriate relief.

If relief is not obtained at the local level, the issue will be referred to the TOA national office here, and the latter will take up the matter with the distributor involved. If the distributors and exhibitors official, it is stated, "will be pleased to join with any other national association officials who wish to participate in the New York discussions."

**May Ask Voluntary Arbitration**

If a solution continues to evade the parties involved, voluntary arbitration will be recommended, all in the interest of avoiding litigation, TOA heads explained, adding that procedure will be open to all exhibitors whether they are TOA members or not. There will be no cost to any exhibitor. "In the interest of peace and harmony in the industry," Lockwood said, "TOA is willing to go forward with this plan with no charge for use of its manpower and facilities."

The "TOA Conciliative Committee," which was joined in the meeting by the finance committee, voted to expand the organization’s public relations program and termed the program “a success thus far.” TOA executive director Gaei Sullivan was directed to make further study of various plans offered in connection with the public relations program, but it was the con-

sensus of opinion of the committee that a permanent office should be built around the local exhibitor and made available to all who are willing to cooperate.

Said Lockwood: "The executive committee reaffirmed its oft-expressed policy of trying to bring about unity in the industry. It has authorized me to state that we are ready and willing to meet at any and all times with any other affiliated agencies in the industry to discuss plans or projects in furtherance of this philosophy."

**Board Meet in January**

The TOA president said the board of directors will meet in Washington in January to act on recommendations made at Friday’s joint meeting of the executive and finance committees.

David Wallerstein, Walter Reade, Jr., and M. A. Lightman, Jr., were added to Mitchell Wolfson’s TOA television committee, with Wallerstein and Reade joining Wolfson as chairman. Lockwood announced, adding that Sullivan and Wolfson will hold a series of conferences over the next few weeks to study various proposals on video discussed at Friday’s meeting.

**Ruflin, Zorn, Reade Will Study Complaints vs. NSS**

Theatre Owners of America president Arthur Lockwood announced following the TOA executive committee meeting here on Friday that William S. Ruflin, Sr., Edward Zorn, and Walter Reade, Jr., have been named to serve as a committee which will be prepared to act for all exhibitors, regardless of affiliation, who have any unsolved controversy or problems with National Screen Service. Complaints against NSS arose during the recent national convention of TOA in Chicago, and the organization decided to make a study of such complaints. NSS, meanwhile, has indicated a desire to cooperate with TOA efforts in this connection.

**Dr. Gallup To Speak**

Dr. George Gallup, director of the Audience Research Institute, will deliver the annual address at the annual dinner of the Motion Picture Pioneers at the Waldorf-Astoria Hotel here on Nov. 17, it is announced by Jack Cohr, Pioneers president.

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Decree Talks Off; 4 Get Set for Trial

Government Demands on Divestiture Too Severe

Negotiations between the Government and four theatre-owning companies on a consent decree in the Paramount case have ceased and probably will not be resumed, a company attorney disclosed here on Monday.

No further decree talks with the Government are scheduled and new court hearings in the case will begin here on Monday.

The decision by Loew's, Paramount, 20th-Fox and Warners to abandon settlement efforts was made following discussions between the Department of Justice and Leonard Goldenson, Paramount vice-president in charge of theatres, on divestiture considerations peculiar to Paramount to be made within the framework of a decree for all four companies. Goldenson's return to New York.

(Continued on page 4)

Dewey Victory Will Affect Talks: Clark

WASHINGTON, Nov. 2.—Although confident of a victory for President Truman at the polls, Attorney General Tom Clark indicated on the eve of the election that a victory for Governor Dewey will rob him of a good deal of discretion he had had until now in negotiation with film counsel with a view to out-of-court settlement of the Paramount case.

In effect, Clark said, nothing less advantageous to the Government than the RKO decree can be accepted by the Government. This means that the remaining four defendants in the case

(Continued on page 4)

Ten Trust Suits Are Pending in Chicago

CHICAGO, Nov. 2.—Two new antitrust suits, making a total of 10 now in process in this area, were filed here by attorney Seymour Simon in U. S. District Court. A

The first suit, plaintiff of which is the Ridge Theatre, operated by the Partill circuit, seeks to establish for the North side of Chicago what the Jackson Park decree did for the

(Continued on page 4)

Bar Goldman Divorce Move

PHILADELPHIA, Nov. 2.—Federal District Judge William H. Kirkpatrick yesterday rejected a plea of William Goldman, independent theatre operator, that Warners and 10 other major producers and distributors be ordered to divest themselves of motion picture theatres in the Philadelphia area.

At the same time, the court also declined to issue an order, requested by Goldman in an alternative order, which would have barred the companies from cross-licensing films, a practice which Goldman charged enabled the companies to block first-run films from his houses.

The decision does not disturb the

(Continued on page 4)

Wilcox Coming Here On Reciprocal Deal

Herbert Wilcox, British producer, is enroute to New York on the Queen Elizabeth, due here Friday, to discuss a joint production-distribution arrangement with American film interests. The deal presumably will include American distribution for Wilcox’s “El Dorado” and “White Elephant Street,” “Spring in Park Lane” and “Elizabeth of Litchfield,” all of which have been top grossers in the British market.

Anna Neagle, star of three of the pictures, is accompanying Wilcox. Michael Wilding, who plays opposite Miss Neagle, was to have accompanied

(Continued on page 2)

“THE SNAKE PIT”

[20th Century-Fox] — Powerful, Morbid, Shocking

SINCE it deals with a theme never previously handled by so frank an approach, “The Snake Pit” falls into a category of its own. It is easy, and also quite correct, to observe that this is a remarkably realistic view of a mental hospital for the criminally insane as it is today.

The film is described as an unenhanced path endowed with dramatic power and shock impact which few motion pictures, irrespective of source, have attained, or indeed, have sought.

It is this dramatic power and this shock impact, however, which point up serious uncertainties about the future awaiting the film.

The film was shot in the grounds of the State Hospital for the Criminally Insane, Danvers, Massachusetts, where the Dr. Marlow combination of the past and present is a reality of the present. This method of filming was designed to avoid any hint of overly dramatic appeal and to present both an old-fashioned and a modern approach to the treatment of the insane.

The subject is insanity. Aside from flashbacks which gradually piece together the shattered fragments of Olivia de Havilland’s mind, the

(Continued on page 4)

RKO ALLOWED TO BUY OUT PARTNERS

North Central Allied Attacks COD Action

MINNEAPOLIS, Nov. 2.—A North Central Allied board meeting at the Pictures Building yesterday brought to a head the issue of the old outlawed” C.O.D. film shipping practice, and blasted Metro’s sales policy, which the association charges is a “bunker scheme to hike film rentals in the face of a dipping box office.”

Atty. for a C.O.D. for something other than the film involved has been declared illegal in the case of Universal against Frank Woskie (the Parkway, Minneapolis), an NCA statement said, resulting in a resolution on the board meeting condemning the practice.

If an exhibitor is in desperate straits and is forced to lift the C.O.D., NCA executive director Stan Kane said, “we advise him to contact our office before returning the film.”

U. A. Offers Five for Bidding in Milwaukee

MILWAUKEE, Nov. 2.—United Artists is offering five pictures for individual bidding among first-run performers in Milwaukee, including its own partnership, the Towne, was revealed by Ralph Cramblett, U. A. Midwest district manager. The pictures are: “The Time of Your Life,” “Pill毗邻,” “Iraq,” and “Texas, Brooklyn and Heaven.”

Activities Will Be Unchanged: Depinet

(Continued on page 4)

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(Continued on page 4)

Johnston, Company Heads Meet Nov. 10

Motion Picture Association of America president Eric A. Johnston, company presidents and other top industry executives will meet in New York on Nov. 10 to begin three days of conferences.
Personal Mention

GORDON YOUNGMAN, RKO general counsel, and J. Miller Walker, president of RKO, will return here today from the Coast, Ned E. Defenent, president, returned on Monday.

JAMES R. GRAINGER, Republican ex-governor of Wisconsin, is in Chicago yesterday for Toronto and Montreal. Edward L. Walton, assistant general sales manager, has returned here from Philadelphia. William L. Tittus, Jr., division manager, is back here from Atlanta and Charlotte.

ALEXANDER SHEARAN, film publicist and consultant to the Norwegian Embassy's information division in Washington, is among 15 American journalists to be awarded the Norwegian Medal of St. Olav for contributions to Norway's cause during the German occupation.

JEFF LIVINGSTON, Universal-International "Hamlet" contact, has returned to New York from a 10-day trip to San Francisco and Los Angeles.

RUBE STACKER, assistant general sales manager of Columbia, will leave New York today for New Haven and Boston.

JULES LAPIDUS, Eastern and Canadian division sales manager of Warner, left here last night for Pittsburgh.

HARRY COHN, Columbia president, is expected in the Big Apple next week for a visit of several weeks.

ARTHUR KERM, Eagle-Lion president, has returned to the Coast from New York.

HOWARD DIETZ, M-G-M advertising-publicity vice-president, will return here from Hollywood.

EUGEN SHARIN of Ambassador Films returns today by plane to this city from the Coast.

Paramount Group to Studio Conferences

Charles Reagan, Paramount distribution vice-president; Paul Kaitoun, vice-president in charge of planning, and Ben Washzer, publicity director, will leave here today for studio conferences on promotional campaigns for next year's product. Stamler J. Chace, president, has already gone to the Coast for the 10-day meeting, and Rudy Montgelas, president of the Rand-Agony, which represents Paramount, will leave tomorrow.

Radio Story of 'Years'

Hollywood, Nov. 2.—"Hollywood Picture," a one-hour radio dramatization of the story behind the production of Samuel Goldwyn's "Mighty Heart of Our Lives," will be presented on the CBS network tonight.

Rank Asks U.K. to Halt Denham Strike

LONDON, Nov. 2.—J. Arthur Rank Organization has called the "unlawful" strike at Denham Studios to the British Ministry of Labor through the British Film Producers' Association. A statement continued for five successive days and the workers have given no indication that they intend to return to work notwithstanding the plea to that effect by National Association of Theatrical and Kin Employes officials. Staff at the studio held dispersed notices to 92 allegedly superfluous carpenters and other workers. J. Arthur Rank O'Brien deployed the "wildcat" action and urged the workers not to take the law into their own hands. The most critical is the "Hamlet" in the history of the British film industry. "We don't want to do the job of American movie magnates in crippling British production," O'Brien pleaded.

Fred Schwartz Names Drive Co-chairmen

Fred Schwartz, chairman of the amusement division of the Federation of Jewish Philanthropists, announces the above executive committee for the industry's drive to raise $400,000, as follows:

Chairman, Harry Brandt.
Chairman, Jack Cohn, St. Fabian, Matthew Fox, Leopold Friedman, Arthur Leoc.
Charles C. Moskowitz, Herman Ross.
Harry Waldschmidt, Abe Sereni
d and Albert Warner. The amusement division's publicity campaign will be handled by Mandell & Co., representing the business with Mr. H. Matuszak, John A. Cassidy and Ira Morais.

Mary Nolan, Star of Stage and Screen

Hollywood, Nov. 2.—Mary Nolan, 42-year-old former farm girl who achieved success in the late '30s following an earlier career as a Ziegfeld dancer, died here Sunday. Nolan was known as Imogene (Bubbles) Wilson.

After leaving Broadway the went to Century and entered film work which led to her Hollywood career. She married Wallace McCready in 1931, and besides him, is survived by her sister, Mrs. Ronald and a brother, Ray Robertson.

Wilcox Coming

(Continued from page 1)

ried them but was hospitalized with pleurisy just before sailing.

Sir Arthur Jarratt, managing director of the Telefunken Corporation in Britain of the Wilcox pictures, also is aboard the Queen Elizabeth.

N. Y. 1st-Run Incomes Mild

New York first-run with few exceptions are experiencing a week of ordinary business. The extra holiday week has been observed by the course, but for the most part the overall figure is not too impressive. "One Touch of Venus," "Time to Kill," "Hands" and "June Bride" are two ambitious newcomers, leading the field. "Kiss" is likely to wind up an initial week of $15,000 in charge of change 4,000. "Bride," with Vaughn Monroe on stage, probably will give the Strand a $15,000 in a five-day start.

Other new shows are performing less vigorously, "One Touch of Venus," "Time to Kill," "Hands" and others at the Capitol, looks like a fair $40,000 in first week. "Hollow Triumph" is mediocre at the Globe where $16,000 is apparent for a first week. At the Gotham, "The Plunderers" is relatively good with $15,000 seen for its first week.

Photo, "Musketeers' Ride High"

Big one among the holdovers is "The Three Musketeers," at the State, which looks good for a mammoth $76,000 in a second week. "Julia Misbehaves" with a $65,000 on Christmas Eve at the Music Hall will probably rake in $124,000, which is fair enough for a run and will wind up at $180,000. "Road to Singapore" will probably have a $125,000 in a third week. "State Happy" will bow in at the Capitol. "Hamlet" is still playing to capacity audiences at the Park, where the fifth week's take should exceed $17,000. The "Red Shoes" is similarly prosperous at the Bijou, where a $35,000 first week's revenue is estimated at $18,000.

An estimated $33,000 is reported for a second week of "Rush Hour," at the Astor, showing a nice profit although short of top business for the house. The "Snake Pit" will open at the Rivoli tomorrow succeeding "Gallant Blade" which fell off to a poor $8,500 in a third week.

The Paramount kept its audience informed of election returns yesterday with large-screen television coverage provided by WPXV and the film company's own camera men. Other house made announcements during the day.

Election Spurs Business

The election, particularly for this first run, here and throughout the country, "One Touch of Venus," had its premiere at the Paramount on Monday night in a benefit performance for the American Veterans Committee. Paramount donated use of the house, the film and the stage show. The theatre's previous tenant, "Night Has a Thousand Eyes," with Vic Damone and others on stage, drew a modest $40,000 in its final five and one-half days of a third week.

M. Goldwyn, R. B. Maxwell, Kay Thompson and the Williams Brothers in person at the Roxy should mean a gross of $80,000 in a third week, and will be repeated on Friday by "Unfaithfully Yours." "Road House" will go into the Mayfair on Saturday following "Rush Hour," "Million Dollar Baby" at the Embassy which is slated for $16,000, not too much, in a third week.

Cinema Lodge Is Formed on Coast

Hollywood, Nov. 2.—Barney Balban, Nate Bumberg, Henry Ginsberg, Samuel Goldwyn, Albert Rogers, Joseph M. Schenk and John M. Stahe have formed the Hollywood Cinema Lodge as a new unit of the national B'nai B'rith, with Rogell as president pro-tem.

The Lodge will soon launch an all-media campaign utilizing all media of expression in behalf of a better understanding and tolerance among all peoples. A committee, charged with the responsibilities of membership is being organized by Rogell.

Radio City Music Hall—Rockefeller Center

Greer Garson, Walter Pidgeon

In "Julia Misbehaves"

Peter Elizabeth Cesar

LAWFORD — TAYLOR — ROMERO — Metro-Goldwyn-Mayer Picture

SPECTACULAR STAGE PRESENTATION

SAMUEL GOLDWYN

MAYO

A SONG IS BORN

COLOR BY TECHNICOLOR

BROADWAY AT 45TH STREET

ASTOR

Cont. from 8:45 A.M.

Midnight Show

"One Touch of Venus"

Opening Night—Robert Walker and Kay Thompson

OCTOBER 31, 1941

DICK NAYLOR

SPECIAL AND BLOW

CAPITOL—5th & St.

FIRST TIME AT REGULAR PRICES!

RKO PRESENTS

"MOURNING BECOMES ELECTRA"

MAYFAIR

27th Ave. & 47th St.
27 YEAR RECORD!
New all-time high at Loew's State, Broadway's De Luxe Show Shop, topping famed "Easter Parade," previous record-holder!

HAPPY THANKSGIVING!
Simultaneous bookings nationwide for the biggest holiday clean-up ever!

TRADE PRESS RIGHT!

N. Y. PRESS DITTO!
CIO Bids Industry Deal with SOPE

Alan S. Haywood, vice-president and director of organization of CIO, has written to the presidents of Loew’s, RKO Radio, 20th Century-Fox, Warner, United Artists, Universal, Warner and National Screen, urging that their companies meet with the United Office and Professional Workers of America “in the interest of good labor relationships.”

The companies have responded in their refusal to “do business” with SOPE and SPG because of the unions’ failure to comply with the non-Communist affidavit provisions of the Taft-Hartley Law. Haywood points out in his letters that “there is nothing in the law that compels” the companies to require the filing of affidavits by the unions.

Television Council Will Install Dec. 2

Installation of officers at a combined-industry-wide dinner on Dec. 2 has been set by the National Television Film Council. Presidents of television stations, networks and major film companies will be invited to attend and exchange viewpoints. Officers to be installed are Melvin Gold, president; Burt Balaban, vice-president; Harry Abramson, secretary; Robert M. Paskow, treasurer. Eleven members of the board of directors will also take over.

Dewey Victory

(Continued from page 1)

can look for no decree short of complete divorce.

No further decree talks were scheduled. The Dewey Victory agreement, according to Government sources, but it was under

stood that former Secretary of State James Barnes of 20th Century-Fox, Fox in the matter with Clark on Friday.

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AMERICAN AIRLINES

“The Snake Pit”

(Continued from page 1)

scene is held relentlessly to a mental institution. Through the various stages of cure, Miss de Havilland passes as the patient of a sympathetic doctor, Leo Genn, who eventually makes her well. Since realism is the steadfast keynote, this is not a soft, syrupy story, but a number of times — each time accelerated toward a horrific climax with appropriate music crashing from the screen in a nerve-wracking blending of sound and silence. Miss de Havilland portrays the pit’s tortured, deranged patient. There is the therapeutic bath, another form of treatment, during which the inner recesses of the deranged patient’s mind are constructed into visual conceptions of fearful waves about to engulf her. It is not only Miss de Havilland’s performance that is to project them to the audience, and that intent overwhelmingly succeeds.

The tortured weavings of her mind are shown. She loses all track of time, then regains some of it in fleeting moments of lucidity. To and fro she ranges from complete mental instability to a cunning, suspicious and helpless. She is incapable of trusting those who sincerely want to help her, sometimes recognizes Mark Stevens, her husband, and then does not. But through slow progress and exceeding care, the cause of the difficulty is traced to her early years and the way out of her misma of doubts established.

A performance of such obviously exacting demands easily might have been ludicrous in the wrong hands. Not here, however, Miss de Havilland is dramatically superb in a complex role of the most demanding emotionally exhausting. She probes deeply beneath the surface for understanding and interpretation and imparts to her characterization of Virginia Cunningham pity and compassion. Whatever else may be said about “The Snake Pit,” it is a personal triumph for her.

In atmosphere and mood, the film of necessity is depressing, yet grips with a form of morbid fascination. It has a curious ability to attract and repel alike. When the patient finally stands alone, mostly in the foreground, there are constantly in the background the asylum’s straitjackets, the women who are the inmates, the disordered manifestation of the enlightened. The problem should be apparent by this time. Now that the film has been made, there should be considered how the public will take it. Entertainment, as traditionally defined and normally accepted in the industry, plays no part—near death in “The Snake Pit.” It is not what the public is asked to buy, nor accustomed to find in a theatre.

Since much has been published recently about mental institutions, it is not remote for an interested element to be attracted. The red-bead-and raw-liquor group certainly is a potential. Those morbidly bent are another. Those who insist upon exploitation will lend support. In all probability, moreover, “The Snake Pit” will be of wide and perhaps even provocative discussion—a circumstance which sometimes sells tickets.

However, these are partial answers at best. The whole answer cannot be provided with assurance. Since this is so, the best of all advice to the exhibitor is that he see this attraction and thereafter arrive at his own balanced conclusion. Experience with “The Leopard” demands where showmen might look for an approach on how much their audience can take.

“The Snake Pit” is based generally on a best-selling novel by Mary Jane Ward. Donald Paskow, president of SOPEG, attended the premiere of the film, which is distributed by United Artists. So it was with much satisfaction that Paskov, president of the Motion Picture Industry in Japan,哈尔aid, that the film has been approved for distribution, and that it has been reviewed favorably in the Japanese press. The film is a production of Warner Brothers and United Artists, and is distributed by United Artists.

Ten Chicago Suits

(Continued from page 1)

South side, thereby forcing distributors to license films to a greater number of competitive theatres for simulcasting. Suit asks to restrain opposition to the circuit. Defendants are: Metro-Goldwyn-Mayer, RKO, 20th Century-Fox, United Artists, Republic, and Granada, both operated by Balaban and Katz, from playing ahead of the RKO circuit. The contract is not before the court. Defendants are: Paramount, B. and K., Universal, United Artists, Eagle-Lion, Columbia, RKO Releasing, Le Sueur, 20th, Warners and Fox. Monetary damages are not asked.

Plaintiff in the suit is the Guild disputes, the expansion prices and priorities, now signed to the Office of War Mobilization, which has been voted for the Grand Opera and Orpheum theatres in Galesburg, operated by Great States. Defendants are B. and K., Great States, Paramount, Warner and Universal.

Meyers in Tax Business

(Continued from page 1)

Hollywood, Nov. 2 — Alvin P. Meyers, former screen writer who entered the Government’s service as assistant chief of the income tax division of the Internal Revenue Bureau, has resigned as head of the Federal Tax Service division of IRB to enter private business as tax consultant and accountant. He will be associated with the private practice of L. H. M. Meyers of Chicago.

In the earlier case, the lawyer, who limited his practice to tax matters, was cited for contempt in failing to appear in court.

$1,500,000 DelRuth Budget

Hollywood, Nov. 2 — Joe Kaufman, associate producer for Roy Del Ruth, has presented a new production budget of $1,500,000 for the 1949-50 season. The new figure is $500,000 below the $2,000,000 Del Ruth budget for the 1948-9 season. Del Ruth has budgeted it at $1,500,000. It will be made in color.

B. & K. Will Install Theatre Video in Dec.

CHICAGO, Nov. 2 — Plans for the installation of television recorders to introduce “live” television shows of the same caliber as those of the Paramount Theatre, New York, have been announced by John Balaban, head of Balaban and Katz Theatres and director of television operations in Chicago. The Chicago Theatre is expected to be the outlet in which the new recorder can be installed, probably early in December.

Balaban also disclosed that an advisory planning board has been set up, consisting of B. & K. executives.

Decree Talks Off

(Continued from page 1)

port on the Government’s attitude reportedly made it evident that further talks would serve no purpose. The Government’s diversionary demands are regarded as offering nothing that might not be improved upon by trial.

Meanwhile, the companies are preparing briefs in opposition to the Government’s proposed early divestiture of film interests, with ultimate complete divorce.

They will be presented to the court on Dec. 1. The Government’s. negotiations means that a move for postponement of the hearings, which had been a possibility heretofore, will not be made.

Goldman Plea

(Continued from page 1)

original decision made by Judge Kirkpatrick in which he held that films be distributed by competitive bidding and thereby awarded the Government a triple damage verdict of $375,000.

Another phase of the complex litigation instituted by Goldman will be heard tomorrow morning when Judge Kirkpatrick will hear argument on whether the defendants may still show their own pictures exclusively in their own theatres.

Depinet to Employees

(Continued from page 1)

pany and, with few exceptions, our employees have worked either for one or the other. For the reason that separation to be undertaken will be a relatively simple one.

Depinet said that he expects that the two new units will “grow and prosper” and employees will have “more, not bigger and better opportunities.”

N. J. Conciliation Meet

Board of directors of Allied Theatre circuit was to meet here Monday with the organization’s committee on exhibitor-concession conciliation. The committee will examine complaints in accordance with the conciliation plan of Judge J. W. Smith, Jr., 20th-Fox’s general sales manager.

Skycruises inc.

CALL BRYANT 9-3707
sent for two companies is assured, though there is nothing to prevent
the others from being of one holding stock is

Sales to independent houses in Cincinnati is required and the RKO affiliate
the interest of the Walter
is shown in their joint-held

Each of the two companies will be
be endowed by all the various prohibitions of the
is not to be sold, or leased, or in any
may be, independently of the agreement
"Little Three" The circuit will be bound by the requirement
that all future theatre buys are subject
with the New York District Court.

Hughes Must Choose
Hughes is the only stockholder who
is capable of controlling one of the
companies, since he is believed to be the only
individual to hold as much as one per

There is nothing in the decree
govern parties to whom the RKO dis-

The month that means the 60 per cent
cross-licensing ban asked by the Govern-

Proposed findings last month will ap-

The agreement regarding specific
theatre calls for an agreement not

Such houses included, the Department
listed below:

Academy, N. Y., N. J.; Acae, Owosso, N. Y.; Alba, Brooklyn, N. Y.; Al-
hany, N. Y.; Altamont, Brooklyn, N. Y.; Ambrose, Brooklyn, N. Y.; Am-
bassador, Brooklyn, N. Y.; Apollo, Jersey City, N. J.; Astoria, Queens, N. Y.
Bay, Ossining, N. Y.; Berkeley, Brooklyn, N. Y.; Benyon, Brooklyn, N. Y.; Beverly
Brooklyn, N. Y.; Big Rapids, Big Rapids, Michigan; Blackburn, N. Y.;
Broadway, Brooklyn, N. Y.; Boulevard, Jackson Heights, N. Y.; Bowery, Middletown,
Brooklyn, N. Y.; Boulevard, Jackson Heights, N. Y.; Broad Street, Brooklyn, N. Y.;
Brooklyn, N. Y.; Casino, Owosso, N. Y.; Center, Center, Michigan; Center,
London, Michigan; Center, Urbandale, Iowa; Center, Weehawken, New Jersey;
Center, Wood, Michigan; Center, South Haven, Michigan; Center, Clinton, N. J.;
Colony, N. Y.; Colonial, Brooklyn, N. Y.; Colonial, Manhattan, Michigan; Con-
vention, N. Y.; Commodore, Brooklyn, N. Y.; Con-
vention, N. Y.; Convoy, N. Y.; Cove, Glen Cove, N. Y.; Crescent, Amityville, New York;
Oxen Park, N. Y.; Crosswell, Adrian, Michigan; Crosswell, Adrian, Michigan;
Brooklyn, N. Y.; Culver, Brooklyn, N. Y.

Richfield asks 28-Day Clearing in Minn.

MINNEAPOLIS, Nov. 2—In an effort
the Richfield group said a majority of branch
managers "has assured us we will get
for the production for the run," adding
that unless we do, we may go to court.

Richfield, Minn.; Springfield, Woodside, N. Y.; Sprzen, Brooklyn, N. Y.; Surf, Brook-
lyn, N. Y.; Teaneck, Teaneck, N. J.; Ten-
nessee, Manhattan, Michigan; Times, Times,
Tipton, Huntingdon, Va.; Tivoli, Jersey City, N. J.; Trail, Traverse, Mich., Tro-
celed, Queens, N. Y.; Turco, Geneseo, N. Y.; Upjohn, Kalamazoo, Michigan; Vans, Man-
chester, Brooklyn, N. Y.; Valentine, Bronx, N. Y.; Valley Stream, Valley Stream, N. Y.; Victoria, Osse-
ney, N. Y.; Vigny, Bayard, Michigan; Wagnor, Majestic, Michigan; Walthor, Brook-
lyn, N. Y.; Walton, Brooklyn, N. Y.; Ward, Bronx, N. Y.; Wealthy, Grand Rapids,
Michigan; Westwood, Westwood, N. J.; Whitney, Am

The existing joint ownership in
the above enumerated theatres shall be terminated within
one year from the date hereof, in accordance with the
following provisions:

Limited to 30 Theatres

(A) As to not to exceed 30 theatres from
the above list, the RKO exhibi-
tor-defendants or the new theatre
company may elect to terminate
such ownership either by acquiring
the interest of the co-owner in
therein, or by sale of the interest of
the RKO therein in accordance with
paragraph B. The list includes the
Alden Theatre, Jamaica, N. Y.; Midway, Forest Hills, N. Y.; and two of the following
theatres, Castle Hill, Manhattan, and
Pelham theatres, Bronx, N. Y. Except
for such four theatres, none of such
theatres shall be located within
the city. In the event that the
existing joint interest in the RKO
Proctor’s Theatre at Newark, N. J.,
shall be terminated within one year
in accordance with the provisions of
this paragraph, such joint interest
may continue, provided that the
affiliates shall have the sole manage-
ment of the theatre and the other
shall exercise no control of any
interest of the theatre, except to receive
fixed payments during the
agreements, which shall not be
determined by the net earnings of
the theatre.

(B) As to the remainder of the theatres
located in New York City, the
RKO exhibitor-defendants shall
terminate such relation by a sale or
other disposition of the interest of
the RKO therein, within one year,
(1) to a co-owner or co-owners; or
(2) to a party not a defendant and
not owned or controlled by an
affiliated with a defendant in this case.

Trenton Circuit Is Named
It is in the event that the RKO
exhibitor-defendants shall
terminate the provisions of section
III-A-9-(A), acquire the interest of
their co-owners in all the theatres now
owned, leased, or operated by Trenton
Theatres Co. in Trenton, N. J.,
the RKO exhibitor-defendants shall
dispose of all of their interest in the
first-run theatre in Trenton.
The RKO exhibitor-defendants shall
such disposition was made upon the
date of their acquisition of such
theatres, and shall effectuate this
provision by a sale to a party not a
defendant herein or owned, or
affiliated with a defendant herein.

Within one year of the date
hereof, the RKO exhibitor-defendants
shall dispose of all their interest in
the two theatres now operated by
them on first-run in the business
district of Cincinnati, O. The
RKO exhibitor-defendants shall
effectuate this provision by a sale to
a party not a defendant herein or
owned or controlled by or affiliated with a
defendant herein.
KEEP POSTING!

SHOWMANSHIP
Built Show Business!

SHOWMANSHIP can
Better Show Business!

"The motion picture good enough to
sell itself has not yet been made!"

Martin Quigley

NATIONAL Screen SERVICE
PRIZE BABY OF THE INDUSTRY
Rank Booking Only 4 U. S. Dual Programs

13 Other Current Bills Counter Johnston’s Plan

LONDON, Nov. 3. — Of 17 film programs playing J. Arthur Rank’s combined Odeon and G-B circuits in the metropolitan area here this week only four are double American feature programs, the kind decried by Eric Johnston, Motion Picture Association of America president, in consequence of Rank’s declared booking policies following adoption of the new 45 per cent quota.

The current 17 programs consist of the following: eight combined American-British feature programs; four double American feature programs; four with one British feature only, and one double British program. Of the eight American-British programs, in four cases the American features come from either Universal or Eagle-Lion. A fifth consists of United Artists’ “The Girl from Manhattan,” playing second feature to a reissue of Rank’s “Road Town.” The other three are reissues of old Dual.

British Film Bank Funds Open to U. S.

LONDON, Nov. 3—J. H. Lawrie, head of Britain’s Film Finance Co., said today that American producers will be able to borrow from that government bank provided their production programs commend themselves to him and fall within the British film quota requirements.

Lawrie said the bank commands at the moment 2,500,000 pounds ($10,000,000).

‘Corner’ Theatre Video, Ryder Warns Industry

Protestants to Scan Scripts in Hollywood

HOLLYWOOD, Nov. 3.—Protestant Film Commission will have three permanent committees, made up of religious leaders and laymen, to function in Hollywood under the direction of Paul P. Heard, national executive director, and Owen W. Evans, West Coast director.

A script committee will review scripts submitted for production by the PFC “and also study scripts contemplated by studios exclusively from the angle of Protestant theology, creed and doctrine.” A committee will also offer to aid producers.

Urging U. S. theatre interests to get on the television bandwagon before the theatre video field is captured by enterprising outsiders, Loren L. Ryder, retiring president of the Society of Motion Picture Engineers, said here yesterday that several new technical developments point to rapid expansion of theatre television operations.

Film techniques and devices now in use or about to be used, Ryder said, will make it possible to project pictures on the screen that will register in the video camera on a par with “live” action. Improved electronic pick-up of films by video is an important factor in this connection, Ryder declared.

FILM NEWS

Paramount in Bid for Long Court Inquiry

Development of Needed Monopoly Proof Asked

Extensive inquiry into the circumstances surrounding theatre acquisitions and subsequent operations yesterday was urged upon the New York Federal Court by Paramount as the only means to establish the facts described as being necessary to fashion a proper decree in the Government’s action against the distributors.

Paramount admits that the task will be “burdensome” to the court and all parties to the suit and the indication is that if the court is agreeable to the film company’s bid for the investigation another long trial will be the consequence.

In a memorandum presented to the court, similar to one submitted recently by Loew’s, Paramount states out... (Continued on page 5)

Exhibitors’Ascap Decree Is Filed

Owners of musical composition copyrights would license both public performance and synchronization rights to film producers simultaneously under a decree presented to the New York Federal Court yesterday by the 164 exhibitor plaintiffs in the anti-trust action against Ascap.

As directed by Judge Vincent Leibell, Ascap has five days in which to submit a memorandum on the proper order, following which Judge... (Continued on page 5)

O’Donnell Does Not Seek RKO Theatres

DALLAS, Nov. 3.—Robert J. O’Donnell, general manager of Interstate Theatres, was reached for comment today on the recent report from Houston that he might head a syndicate which aimed to purchase control of some RKO theatres, and disclaimed having any interest in such a deal.

MOTION PICTURE DAILY in publishing the report on Oct. 28, said that confirmation of the report could not be obtained. The syndicate was de-... (Continued on page 5)
Insider's Outlook

By RED KANN

The larger significance of the proposed separation of RKO theatres from RKO production and distribution appears to be overlooked in the malstrom of rumors and specula-
tion about who is going to get what. That significance, it seems to us clearly enough, is in the alter-
tation of industry structure which such an arrangement sug-
gests. In voluntarily proposing an agreement with the Depart-
ment of Justice, RKO is techni-
cally and actually making a change in its situation which is
uncompulsion to make although it might be argued the Govern-
ment finally will win its long-
standing fight for the anti-
vicenence. No such state of
faeirs exists up to now, however.

Consequently, by its own deci-
dion and regardless of how reached, RKO becomes the first of
the five producer-distributor-
executives to promote himself
away from exhibition. It dents
the five-company front, estab-
lishes a precedent and undoubt-
eedly places in the hands of the Depart-
ment of Justice a factor of
considerable weight in its fu-
ture dealings with the four that
remain.

Little wonder Bob Wright has
been holding his fingernails in
figurative excitement as he
waited technical and legal con-
summation of the proposal. It
is not difficult to imagine him in
a future courtroom argu-
ment that divorcement is not
possible when RKO already has
done it. It, therefore, appears
reasonable to conclude the structure of Paramount, Loew's,
20th-Fox and Warner will undergo an important
change. Whether or not the RKO move itself,
there is much to be clarified.

There seems no reason to ques-
tion Floyd Odlum's right of first
reaction on whatever bids may be
entered for the controlling stock which Howard
Howard will hold in the theatre company.
Whether the current RKO stock
structure splits up on a basis of
one share in 3,000 for the produc-
distributor, and one share in
RKO, the exhibitor, or other-
wise actually makes little differ-
ence. The ratio of the stock{3,000
applying to the holding in the existing company will not
be

Moreover, the arrangement
with the Justice Department is clear on one other vital point.
Hughes may elect to re-
maintain in production and distri-
butiion or he may cast his ballot
for an outright sale. He will re-
maint both. His decision seems
hardly in doubt.

It is accepted wisely that he
will decide on production, thus
opening the field on bids for
the theatre stock. Much specula-
tion is afoot about Odlum's ac-
tual objectives in the situation.
If he meets whatever competi-
tive offers show up — Bob
O'Donnell has been mentioned
(without any validity whatso-
ever, he wired from Dalles yes-
terday), Wall Street groups are
reported interested, Malcolm
Kingsberg is not disinterested—
his very close relationship with N. Peter Rathvon could bring
the latter to the picture. Or
perhaps Odlum ownership would
continue under the current thea-
tre management headed by
Kingsberg.

Undisclosed in the company's
careful press release issued over
the weekend was the matter of
warrants. There are several
millions outstanding. They give
their holder the right to buy the
present RKO stock at $15
a share and expire at the close of
1950. It seems logical some pro-
ducer may be waiting in the
contemplated corporate separ-
ation, but on what basis no one
was in a position to say late
yesterday. Or would.

And, finally, since RKO in-
tends abandoning the old-line
front by voluntary action, con-
cessions appear in order. One of
the new corporation's
side, is said to be an assurance
the new theatre company may
proceed on an even keel without
worrying about a Government suit demanding that it, in turn,
submit to diviobement as long as

0nate corporate behavior is what
Justice
tseems to be correct and

Another, on RKO's side, insisted that it dispose of
its minority interest in the Butter-
field circuits and several part-
nerships in the metropolitan New York area.

Post-Election Note: From
Martin Agronsky, well-known
radio commentator: "It has been suggested
that the poll taker's
[George Gallup, Elmo Roper, et al] take over as editors of the
Literary Digest."

Personal Mention

ROBERT MOCCHIE, RKO Radio
domestic distribution vice-presi-
dent, is in Los Angeles from New
York.

MRS. JOAN GOLING MACHSON has
 returned to her publicity post at Mar-
garet Ettinger Co., industry public
relations firm here, following a
month's absence during which she
was married.

WILLIAM B. JAFFE, industry attor-
ney, has returned here from Schen-
ectady where he participated in
group as an officer of the Frat-
ernity house at Union College.

RED E. DEPPERT, RKO president,
will be a dairy guest at the Aampa
luncheon here tomorrow at the Hotel
Picaadilly.

ARTHUR W. KELLY, United Artists
executive vice-president, will return to
New York from Hollywood next
week.

WILLIAM J. CLARK, executive vice-
president of National Film Service,
had Philadelphia for a Midwest-
er tour.

ANTHONY HAVLOCK-ALLAN, Brit-
ish producer, will arrive here tomor-
row on the SS Queen Elizabeth.

ED HINCHY, head of Warner
Brothers' playdate department is in
Cleveland today.

BERNIE KREUSSEL has returned to
New York following the 15 months
study of film operations in Europe.

DR. RENATO CUMIN, vice-presi-
dent of Lux Film S.A., Rome, is due
here Saturday on a business visit.

MAX WERNERBERG, M-G-M's Eastern
shorts representative, returns here
from the Coast Monday.

SAM BISCHOFF, producer, is here
from Hollywood.

JOSEPH BERNHEARD, Film Classics
president, is in Hollywood from here.

Special MOT on Pope

Release of its new special two-reel film, "The Vatican of Pius
XII," filled in the Eternal City by special permission of the Pope, has
been announced by March of Time.

Library Films of New York will dis-
tribute the film, which will be avail-
able with English, Spanish and
French narrations. The picture shows exclusive views of the Pope's
varied activities of Vatican City.

Promote Johnston Book

Eric Johnston, president of the Mo-
tion Picture Association of America,
will be honored guest at a luncheon to be
given today at the St. Moritz Hotel,
New York, for book reviewers by E.
P. Dutton Co., publishers of Johnston's
new book, "We're All in It."

1,500 Disabled 'Yets' To 'Night of Stars'

Funds are now being raised to en-
able more than 1,500 disabled veter-
ans to attend the forthcoming 15th
"Nights of Stars," all-star show which
will be held at Madison Square Gar-
den here on Monday evening, Nov.
15, 1948, in honor of Mrs. E. H. Le-
wis, chairman of the women's
division.

Heading the show's production com-
mittee is Robert M. Weitman, man-
aging director of the New York and
Brooklyn Paramount theatres.

General Precision Net Is Almost Double

General Precision Equipment Corp.
and subsidiaries, that consolidated
dated net operating profit for the three
months ended Sept. 30 was $323,174,
nearly twice the $171,200 reported for
the same period last year, according
to a preliminary statement made by
President William J. Clark.

The profit figure is subject to year-end adjustments.
That compares with a net of $174,800 for the first six months of 1947.

Directors of General Precision yester-
day declared a dividend of 25 cen-
t per share on capital stock outstanding payable Dec. 10, to stockholders on
record on Nov. 19.

Film Stocks Tumble

(Continued from page 1)

Columbia, off five-eighths; Eastman
New's, down seven-sixteenths; Du Pont's,
down seven-eighths; Monogram, one-quar-
ter; Paramount, one point; RKO,
eight-eighths; Republic, and Universal,
both down one-quarter; Technicolor,
down one-half; Universal, eleven-
quarters; Warner, down one-
half.

Among the heavy film share dis-
posals were the 16,400 shares of Loew's
common; 20,800 of Paramount; RKO,
5,000; 20th Century-Fox, 6,000; Uni-
versal common, 2,700; Universal pre-
ferred, 5,000; Warner, 11,100.

Election Newsreel A Pre-Release Issue

The five newsreels were working at
top speed here last night to bring the
footage of the Truman victory to the
nation's attention. They were preparing to issue the election newsreels
as a pre-release. Decision on where
they would be placed had not been
determined.
BULLETIN

THE NEW BETTE DAVIS IS MAKING NEW BETTE DAVIS HISTORY AT THE N. Y. STRAND!
BUSINESS IS TERRIFIC! THE REVIEWS ARE WONDERFUL! NEXT WATCH THE STATE-WIDE GOVERNOR-SPONSORED INDIANA PREMIERES NOVEMBER 11!
BIG NEW HAPPENINGS FROM WARNER BROS!

BETTE DAVIS
ROBERT MONTGOMERY
JUNE BRIDE
Monogram Officials To Coast Meetings
Edward Morye, Allied Artists-Monogram vice-president, and Morye Goldstein, national sales manager, will leave here tomorrow to attend the company’s annual directories and franchise holders meetings at the Hollywood studio, on Nov. 10. Morye will be accompanied by Lloyd Lind, supervisor of exchanges, and Maxwell Gilks, Eastern division sales manager.
At Chicago they will be joined by L.E. Goldhammer, Western division sales manager. James Pritchard, Southern division sales manager, will attend the meeting, going direct from Dallas.

J. Friedman, E-L Aide
CHICAGO, Nov. 3.—Joe Friedman, 51, Eagle-Lion salesman, died here yesterday at his home from a throat ailment. Friedman was a salesman for Paramount and Loew before joining Eagle-Lion a year ago. He is survived by the widow, Florence, and three children.

McCaeley Variety Night
PHILADELPHIA, Nov. 3.—Pete McCaeley of the local Variety Club will be honored at club headquarters here on Saturday night on the occasion of his 13th anniversary with the organization.

Saifer Here on ‘Concert’
Morris Saifer is here from the Coast to arrange for Eastern openings of “Concert Music,” starring Yehudi Menuhin, violin virtuoso.

A LEADING INDUSTRY EVENT
Associated Motion Picture Advertisers LUNCHEON—MEETING
FRIDAY, NOVEMBER 5 12:30 Sharp
GEORGIAN ROOM, HOTEL PICCADILLY
WALTER WANGER
Producer, Sierra Pictures’ “JOAN OF ARC,” will express his original views on the subject of Advertising and Publicity Promotion.

JOAN BENNETT
Star of Eagle Lion’s “HOLLOW TRIUMPH,” will grace the dais.

$2.50
THE GREAT DEMAND FOR SEATS AND LIMITED SEATING CAPACITY MAKES IT IMPERATIVE THAT YOU MAKE ADVANCE RESERVATION PROMPTLY TO: CHESTER FRIEDMAN, COLUMBUS 5-6370

State Takes Over the Rumanian Industry
The entire motion picture industry in Rumania has been nationalized by government decree, according to press dispatches reaching here yesterday. The decree orders the sale of all movie theatres, and all studios, laboratories, and distribution companies.

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pekane Censors Ban Rope; Seattle Test

SPOKANE, Nov. 3.—The local cen-
ter board has banned the showing of
"Rope," Warner Brothers, prior to its
opening here this week.

City Commissioner William F.
Lyne, board chairman said that the
City’s "plot, story and action def-
finitely violates standards established.
"The picture would be in violation of
any ordinances if shown publicly here.
A court test is scheduled in Seattle.
A notice by Bernt Reiter,
superintendent of the board, to Hamrick
Theatre that the picture
would have no further showings.

New AAA Award in
Ohio Clearance Tilt

The Appeal Board of the American
 Arbitration Association has handed
down a corrected decision in the case
involving the Vogue Theatre at Wy-
oming, Ohio, and Loew’s, the AAA
office reported here yesterday.
Under the amended award, maxi-
mum clearance which may be granted
is the Emery Theatre in Reading, O.,
over the Vogue, shall be seven days
after the Emery’s availability.

Elliott and McGowan
Form Production Unit

HOLLYWOOD, Nov. 3.—William (Wild
Bill) Elliott has established Elliott-
McGowan Productions, Inc., indepen-
dent producing company, in association
with the brothers Dorrell and Stuart
McGowan, writers, and Will J. O’Sul-
vian, to release through Republic.
Their pictures will be in addition to
Elliott’s present commitments to that
studio.

Music Publishers
Form Service Unit

A credit information service has been
inaugurated by the Music Pub-
lishers’ Association to provide an in-
terchange of credit information for its
members. Purpose of the service is
two-fold: to disseminate credit data to
publishers and to assist those dealers
who may find themselves tempo-
arily financially embarrassed.

O’Donnell

(Continued from page 1)

scribed as being backed by Houston
money and mentioned Jesse Jones as a
report member of the group.
"Under no circumstances would I
be interested in this arrangement,"
O’Donnell declared, adding: "I am
happy with my connection with Karl
Hoblitzele and Interstate Theatres.

Exhibitors’ Decree

(Continued from page 1)

Leibell is expected to promulgate the
court’s decree, probably next week.
Plaintiffs attached a memorandum to
their proposed judgment asking
Judge Leibell to specifically rule that
performing rights need not be ac-
quired by producers for pictures al-
ready made.

New Aide for Linet

Doris Glass, who has assisted Henry
A. (Hans) Linet, Universal-Interna-
tional Eastern advertising manager,
handling media, has resigned and will
marry Leonard Koplin of Philadelphia
in New York, on Nov. 28. Miss Glass
is being replaced by Norma Seltzer.

Review

“The Countess of Monte Cristo”
(Westwood Corp.—Universal-International)

A MONG assets of "The Countess of Monte Cristo" are the succession of
production numbers which Sonja Henie performs on ice with grace and
beauty, and the gleeful charm which Olga San Juan radiates in her companion
role. The story which holds together the songs, dances and skating numbers
is a standard affair, light, carefree and corny.

Set in Oslo, the yarn revolves around two barmaids who take a spin at
being film extras, and then go off to live the life abundant by masquerading
as countess and maid, with Miss Henie as the former and Miss San Juan
the latter. While luxuriating at a lavish winter resort, Miss Henie meets
and falls in love with dancing Michael Kirby of the Swiss Guards. At about
this time, however, a slick, snooping thief finds out about the girls and insists
upon them joining him in ambitious enterprises of theft. A lot of complica-
tions follow, most of them in farcical vein, before matters are straightened out.
Others in the cast include Arthur Treacher, a hotel manager, and Hugh
French, the anxious villain. A Westwood Corp. production, it was produced
by John Beck and directed by Frederick De Cordova. William Bowers
adapted the screenplay from a story by Walter Reisch. Among the songs are
"Count Your Blessings," "Who Believes in Santa Claus?" and "The Friendly
Polka."
Running time, 77 minutes. General audience classification. For November
release.

MANUEL HERBSTMAN

Paramount, Inquiry

(Continued from page 1)

at the Government’s proposed order
for early divestiture of hundreds of
theatres and ultimate divorcement.
The New York Federal Court previ-
ously had concluded that the Gov-
ernment had failed to establish a case
for divestiture and subsequently the
U. S. Supreme Court directed a fur-
ther inquiry into the questions of
monopoly and divestiture, Paramount
contends.

It was disclosed yesterday that in
answering Loew’s, the Government
held that new evidence would only
tend to throw added but unnecessary
light on the nature of the market con-
rol which the majors allegedly now
have.

Paramount, like Loew’s, asserts
that the record in the case to date
does not support the Government’s de-
mand for divorcement or a ban on
cross-licensing, and asks that the new
decree be framed in the "light of pres-
ent-day facts."

Like Icing
On a Cake—
THEY WERE MADE FOR
EACH OTHER!

Color by
Technicolor

BOB HOPE
JANE RUSSELL

Produced by ROBERT L. WELCH • Directed by NORMAN Z. McLEOD
Original Screenplay by Edmund Hartmann and Frank Tashlin • Additional Dialogue by Jack Rose

For Your PARAMOUNT CHRISTMAS!
ANOTHER SPECTACULAR "SUPER"-SERIAL
from the company that gave you SUPERMAN!

SUPERMAN fans are CONGO BILL fans!
Like Superman... CONGO BILL is featured in ACTION COMICS Magazine... with millions and millions of readers!
Like Superman... CONGO BILL is backed by NATIONAL COMICS PUBLICATIONS, INC. for high-gear nation-wide exploitation!
Like Superman... CONGO BILL is socko entertainment... red-blooded jungle adventure so hot now at the box-office!

Follow SUPERMAN with CONGO BILL...
keep those serial seats filled!
NY Group Bids Ascap Decree For All Owners instead of Limiting Rule Only to the Plaintiffs

New York exhibitors plaintiffs in an anti-trust action against Ascap yesterday proposed that the relief be granted by the District Court where it should be extended to cover all theatres in the city.

The plaintiffs hold that Ascap and its members should be restrained from enforcing public performance music rights against all exhibitors, not only limiting the scope of the decree to the immediate parties.

The New York exhibitors contend in order for them to be "protected" and insulated, Ascap's music rights should be forfeited to the plaintiff. The latter organization, as one of the largest holding companies on the Continent, owns extensive enterprises in many fields throughout the country. Both are controlled by the Aga Khan.

Eagle-Lion has signed a five-year agreement for the distribution of its films to the aforementioned thirty-six countries, the company reported here yesterday. The deal, involving substantial guarantees and percentage of profits, has been consummated with Eagle-Lion's various offices in Italy, France, Switzerland, Germany, Austria and Spain.

According to the terms of the pact, Gamma agrees to establish, within the next six months, a full distribution system in those countries.

The agreement provides for joint (Continued on page 3)

E-L European Deal Is For Five Years

Eagle-Lion has signed a five-year agreement for the distribution of its films to the aforementioned thirty-six countries, the company reported here yesterday. The deal, involving substantial guarantees and percentage of profits, has been consummated with Eagle-Lion's various offices in Italy, France, Switzerland, Germany, Austria and Spain.

According to the terms of the pact, Gamma agrees to establish, within the next six months, a full distribution system in those countries.

The agreement provides for joint (Continued on page 3)

Plesser Definitely Sets N.O. Hearings

St. Louis, Nov. 4.—The Plesser Congressional Small Business Committee will definitely hold hearings in St. Louis at a date approximately coinciding with the gathering of exhibitors in that city for Allied States' national convention, Nov. 29-Dec. 1. Congressman Walter Plesser, committee chairman, indicated the Small Business group will be interested in (Continued on page 4)

Owners Complain of Cuts By 'Jack-Rabbit' Drive-ins

MINNEAPOLIS, Nov. 4.—Scores of regular established theatre owners are complaining bitterly over the widespread cut in ad space and over-the-counter advertising being practiced in this and other territories by itinerant "Jack-Rabbit" film operators.

Mobile units which pitch their tents in a clearing outside city or village limits represent one problem of increased out-of-town theatre's prospective income from the hinterlands, but the price-cutting practices of "flying-by-nighters" and the smaller outdoor operations close to the larger situations are furnishing the established exhibitor with still another problem.

The unfair competition heretofore stemming from the smaller 35mm and (Continued on page 4)

Columbia Dismissed From Dipson Action

BUFFALO, Nov. 4.—District Judge Kenneth today granted the dismissal motion of Columbia Pictures in the $5,000,000 trust action of Dipson Theatres against major distributors and Buffalo Theatres. Columbia was represented by Louis Prohlich who is now en route back to New York to argue the company's case in the Paraamount, et al, action.

At the same time Judge Knight dismissed that portion of the suit concerning an $80,373 damage claim which Dipson contended was based on losses at its Lackawanna Ridge Theatre as a result of alleged conspiracy of Shea interests and distributors.

NEW HEARING OF US SUIT ASKED BY UA

Dismiss SWG Suit vs. MPAA

Federal Judge Samuel Kaufman dismissed in U.S. District Court here yesterday the Screen Writers Guild's suit for an injunction to stop an alleged conspiracy by the industry against the employment of persons suspected of being subversive. SWG had filed the suit on last June 1, using as the basis for its action the resolution against the hiring of known Communists adopted by industry leaders six months earlier.

In granting Motion Picture Association of America's motion for dismissal, Judge Kaufman asked for a new hearing of the suit to be heard by another judge.

MPEA Office in Rumania Is Seized

Seizure by the Rumanian government of the Motion Picture Export Association's office in Bucharest along with all films found there was reported by press dispatches reaching New York last night from the Rumanian capital.

The entire motion picture industry in Rumania had been nationalized by government decree earlier this week.

20th, WB File for Product in Phila.

PHILADELPHIA, Nov. 4.—A Federal District judge reserved decision today on a request from two companies to exhibit their pictures in theatres which they operate without offering them competitively.

William Goldman, independent theatre operator, contends that Warner Brothers and 20th Century-Fox are required under a court order granted two years ago by Judge William M. (Continued on page 4)

MacArthur Case Is Under Advisement

WASHINGTON, Nov. 4.—Justice Matthew McNair of the Federal District Court here, today took under advisement proposals of attorneys for Stanley Co. and the Kogod-Burka circuit regarding dissolution of their partnership agreement in the MacArthur Theatre here.

Attorney Robert Sher, for KB, asked a summary judgment in the anti-trust suit which his client brought against Warner's Brothers Stanley, (Continued on page 4)
Pickman on Sales Drive Assignment

Max E. Youngstein, Eagle-Lion advertising-publicity president, has assigned Jerry Pickman to represent the company during the forthcoming 18-week "Mystery Sales Drive," starting Dec. 3. Pickman, who is acquainted with Milton E. Cohen, Eastern sales manager, who is drive captain, will head a group of advertising, publicity and exploitation department people in the field.

Each member of the home office promotion departments and field executives, who have been assigned to one or more of the company's branches to handle special promotions.

Bell and Howell on $324,264 Profit - Side

Chicago, Nov. 4.—Bell and Howell earnings before Federal income taxes for the third quarter-ended Sept. 30 amounted to $512,204 and net earnings after Federal taxes were $324,264, equivalent to 64 cents per share of common stock. Earnings before the last nine months ended Sept. 30 amounted to $2,292,095, and net earnings after taxes were $1,428,095, equivalent to 234c per share, all provision for preferred stock dividends.

Henry Buys Two Fan Magazines

J. Fred Henry, president of the Library Publishing Co., has purchased Screenland and Silver Screen from Liberty Magazine, Inc.

Henry is publisher of Shyaway Magazine. In adding Screenland and Silver Screen he is returning to a field of publishing in which he spent 11 years as vice-president of Dell Publishing Co.

Krieg To Aid "Dimes"

Saul Krieg, head of the public relations firm of Krieg Associates, has volunteered to serve as public relations chairman for the 1949 March of Dimes drive. In Greater Chicago Krieg was director of public relations for Philip H. Lord radio productions and was associated with Paramount Theatre prior to opening his own office here.

Johnston Discusses Book

Motion Picture Association of America president Eric A. Johnston, whose new book, "We're All In It," will be published on Monday by E. P. Dutton Co., discussed its contents at a luncheon in the Hotel St. Moritz here yesterday attended by newspaper and magazine associations, A.M.P.A.'s, Robert B. Leary, Elliot B. Macrae, Dutton president, was host.

Johnston in NBC Talk

Eric A. Johnston, president of the Motion Picture Association of America and head of the Economic Cooperation Administration, and William Green, president of the American Federation of Labor, will be interviewed by Lloyd L. Harrison, the host of the Mutual Broadcasting System's "America United" program at one P.M. on Sunday.

U. A. Sales Meeting In N.Y. Tomorrow

A sales conference of United Artists Eastern district and branch managers will take place tomorrow at the U.A. home office here. Edward M. Schnitzler, Eastern sales manager, will lead product discussions with Paul N. Lazarus, Jr., executive assistant to president Gradwohl.

District managers who will attend include Jack Ellis, Metropolitan New York district; Mr. Joseph and Moe Dubelson, covering Cincinnati, Cleveland and Detroit. Branch managers in attendance will be John Derwin, Boston; Mrs. Frank Twentieth, New Haven; S. E. Applegate, Philadelphia; Leonard Mintz, Pittsburgh; F. Price, Washington; Jack Finberg, Cincinnati; Harris Dubelson, Cleveland; Sidney J. Bosen, Detroit; Charles S. Chaplin, Canadian district manager, and Douglas Rosen, Toronto branch manager will also attend. House office executives present will include Howard LeSieur, advertising-publicity director; Mark Silver, Eastern sales manager; and Abe Dickstein, assistant to Schuster.

Allerdahl Is Named M-G-M N. J. Manager

Lou Allerdahl, who has been with M-G-M for more than 22 years, has been promoted to New Jersey branch manager, succeeding Ben Abner, resigned, by John P. Byrne, Eastern sales manager. The new appointment becomes effective Nov. 15.

In 1938, Allerdahl was promoted to salesman for New York State, and later was New Jersey salesman for the company.

Thomson in New SAG Post for Television

Hollywood, Nov. 4.—In a move said to be necessary by the Screen Actors Guild, its increased administrative duties in the television field, the SAG has appointed Kenneth Thomson, one of the SAG founders and executive secretary until 1944, to the newly-created post of television administrator.

Spiegel To Manage Screen Guild Branch

Cleveland, Nov. 4.—Justin Spiegel has been appointed manager of the Screen Guild exchange in Cleveland succeeding Edwin R. Bergman, resigned. Spiegel had been an Eagle Lion salesman out of Cleveland.

Nizer Speaks in Boston

Boston, Nov. 4.—Louis Nizer, industrial attorney and secretary of the New York Film Board of Trade, was chief speaker at a dinner given at the Hotel Kenmore here this evening by the theatre division of the Combined Jewish Appeal of Greater Boston. Drive committee includes Max Goldstein, president; Louis D. Zuckerman, attorney; Joseph S. Littman, assistant attorney; and Melvin Nathan, local chairman of the Young Men's Jewish Council Executive Committee.

Spacier ad}

Friday, November 5, 1943

MOTION PICTURE DAILY

Personal Mention

LEON GOLDBERG, RKO Radio Pictures radio manager, will leave today for the Coast following a three-week visit.

JACK HALEMANN, Warner sales vice-president, arrived in Chicago yesterday from New York on the first stop of a tour of Midwestern branch offices.

FRANK H. HENSLER, M-G-M field assistant to John J. Maloney, Central sales manager, will leave New York today for his Detroit headquarters.

ANDY W. SMITH, Jr., 20th Century-Fox general sales manager, left here last night for Pittsburgh. He is accompanied by Sam Shain, exhibitor relations director.

JOHN BALABAN, president of Balaban and Katz, Chicago, has been elected chairman of the West Central Region of the Joint Distribution Committee.

E. L. MECSEY, Universal-International short subjects sales manager, and his assistant, Eastern division sales manager, are in Boston from New York.

HOWARD DIETZ, M-G-M advertising-publicity vice-president, has delayed his return to New York from the Coast until today.

C. J. FELDMAN, Universal-International Western division sales manager, is delayed here from a tour of Western exchanges.

A. J. O'KEEFE, Universal-International assistant general sales manager, returned to New York yesterday from a Midwest trip.

ALAN F. CUMMINGS, head of M-G-M exchange operations, left here yesterday for Chicago.

RUDY BEGER, M-G-M Southern sales head, left here for his Western headquarters yesterday for Memphis.

L. A. AUDAIN, Fostice Pictures executive, is back here from Cincinnati and Philadelphia.

PYOR HEADS CRITICS UNIT

Thomas M. Pyor of the New York Times has been named the new head of the New York Film Critics Circle. Wanda Hale and Dorothy Masters, both of the Daily News, were elected vice-chairman and secretary, respectively. Pyor succeeds Otto L. Guernsey, Jr., of the Herald Tribune, as chairman.

GUILD FOR BLIND DRIVE

The launching of the amusement industries division of the non-sectarian New York Guild for the Jewish Blind behind a drive for $600,000 was announced by John Rosenthal, the Guild's citywide chairman. Vice-chairmen are Joseph Berlinger and James A. Goldsmith, Jr.

MOTION PICTURE DAILY; Martin Quigley, Editor-in-Chief and Publisher; Sherwin Kane, Editor; Martin Quigley, Jr., Associate Editor. Published daily, except Saturdays, Sundays and holidays. Quigley Publishing Co., 1270 Sixth Avenue, Rochester, N. Y. Copyright, 1943. All rights reserved. "Quiggy" made in New York. Martin Quigley, President; Red Kallman, Vice-President; Martin Quigley, Jr., Vice-President; Tito J. Sullivan, Vice-President and Treasurer; Leo J. Brady, Secretary; Jack A. Doughty, Assistant Treasurer. Published by Quigley Publishing Co. on behalf of the National Jewish Welfare Board. "Quiggy" is the official organ of the Jewish Welfare Board's "America United" program at one P.M. on Sunday.

"YOU'LL BE ELATED!" A Tendenz Canada Company, Executive Offices: 1529 Main Street, J. M. Hare, President and Treasurer. Entered as second class matter, Sept. 30, 1938, at the post office at New York, N.Y., under the Act of March 3, 1879. Subscription rates per year, $6 in the Americas and $12 foreign; single copies, 10c.
satellites to Compete With U. S. Product

WASHINGTON, Nov. 4.—American producers will face stiffer competition in the race to the moon as a result of the Soviet Union’s success in launching a satellite. The presence of a satellite in orbit is expected to enable American producers to step up development of space dramas, according to the Department of Commerce.

Ghost at the West End

Arthur M. Loew, president of Loew’s International, was host yesterday at a cocktail party in Loew’s State Building, at which the home office staff of Universal-International gathered to bid bon voyage to Charles Goldsmith, who will have tomorrow for England on the “Empire State.”

Special assistant to vice-president for A. Syntridge and coordinator of E-M-G activities for the British Empire, Goldsmith will remain in England for six months as assistant to Samuel Zemke, Jr., manager-director of M-G-M in Great Britain.

Hamlet’ May Lower Curtain on Apollo

CHICAGO, Nov. 4.—J. Arthur Rank’s “Hamlet,” which is being distributed by Universal-International, will probably be the last film to play at the B. and K. Apollo. The theatre, which has been leased by U-I on a four-week deal for an indefinite run, will be closed shortly after the first of the year to make way for a bus terminal. The “Hamlet” run will open Nov. 24.

Flaherty Film Deal

World-wide distribution rights, except for the U. S., of Robert Flaherty’s “Nanook of the North” and “The Louisiana Story” have been acquired by Films International of America, it has been announced by Irvin Shapiro, general manager.

MOTION PICTURE DAILY

Reviews

“When My Baby Smiles at Me” (20th Century-Fox)

PUT Betty Grable and Dan Dailey in a Technicolor musical and you have one of the pictures of the year. For the most part. “When My Baby Smiles at Me” is a pleasing recreation of the theatrical world of an era now regarded as “the good old days.” The picture is nicely adorned with songs, dances and nostalgic memories, but the narrative for the most part remains pretty much the mixture as before.

Lamar Trotti provided the screenplay which has Dailey, a song-and-dance comic, matched to Miss Grable, his stage partner. Dailey loses his talent and his liquor too. And that, plus the attentions of another woman, lead him to a sad state of affairs. Things finally develop to a point where Miss Grable is about to divorce him and marry a steady man, and Dailey makes a complete breakaway. A final scene and the show must go on.

The film is marked by the song and dance numbers of the principals. One of the more memorable touches being provided by a Dailey impersonation of Ted Lewis. Jack Oakie and June Havoc, as comic and burlesque queen, respectively, contribute some of the picture’s best moments.

Running time, 98 minutes. General audience classification. For November release.

“Jungle Patrol” (Selznick-20th Century-Fox)

A DEARTH of physical action and excessive reliance upon conversation to whip up excitement and sympathy rob this Frank N. Seltzer production of whatever suspense and feeling may have been written into Francis Swann’s screenplay, which was based on a play by William Bowers and adapted by Robert and John. Not that the fault lies with director John Ford, for there is evidence of a definite striving to keep things moving despite handicaps.

Maybe it would have been a good idea to give the screenplay a plot. The band of peacemakers—men and the young lady who are cast in this pedestrian account of life in a U. S. Air Force outpost in the Pacific during the late war with Japan appear sorely in need of something to do besides happily smiling and munching popcorn and observing on the vagaries of fate. When, finally, there appears to be no point in continuing the players in these activities, scripter Swann has them conveniently killed by a Japanese air armada.


Running time, 76 minutes. General audience classification. For November release.

E - L Europe Deal

(Continued from page 1)

production by Eagle-Lion and Gamma in France and Austria. Both companies will make at least one picture a year for the U. S. market.

Final negotiations began two weeks ago, following a preliminary five-months’ survey of Europe by H. E. Austin, Eagle-Lion foreign department representative. Austin returned via plane from Paris a fortnight ago.

Representing Eagle-Lion during the final negotiations were president Arthur B. Krim, Robert S. Benjamin, president of J. Arthur Rank Organisation; Sam L. Seideman, E-L export manager, and William C. MacMillan, who was in charge of the negotiations. Gamma and Gestet were represented by Alfredo Zappelli, European financier and managing director of both companies, and his two associates, Ben Barkay and Pierre Chevannes, all of whom flew here from Lausanne.

Nordlys Names Sherman

WASHINGTON, Nov. 4.—Sherman Films, Inc., has been appointed American sales representative for A/S Nordlys Films, Norwegian film producer, it is announced here by Al Sherman, First Nordlys production, “Trollfossen” (“Troll Falls”) is now in this country and distribution negotiations are under way.

Seven New Pictures Reviewed by Legion

Seven new films have been rated by the National Legion of Decency. In Class A-I is Republic’s “Grand Canyon,” Class A-II are 20th Century-Fox’s “Belle Starr’s Daughter,” RKO Radio’s “Blood on the Moon,” Universal – International’s “Lady of the Nights,” Fox’s “The Man Gilbey,” Eagle-Lion’s “Shed No Tears” and 20th Century-Fox’s “The Snake Pit.”

Chicago Board Bans Two, Cuts Others

CHICAGO, Nov. 4.—Adult-only classifications were placed on “The Snake Pit” (20th-Fox), “Blood Off My Hands” (U-I), and “Mistress Temptation” (Aztec), by the Chicago censor board, out of 88 pictures reviewed during October.

The board rejected “The Merry Chase” (Super-Italian) and “Sinner” (Aztec-Mexican), and made cuts in 14 other films.

175 at Smakwitz Dinner

ALBANY, N. Y., Nov. 4.—Some 175 are expected to attend the Thirstmimunal dinner to be given on Nov. 15 by the Variety Club to Charles Smakwitz, recently promoted to Warner theatre zone manager in this area.
EK Consent Decree

Washington, Nov. 4.—Department of Justice spokesman disclosed here that a consent decree in its antitrust suit against Eastman Kodak is expected to be announced shortly. Apparently it is all set but the negotiations involved Technicolor and applies to the color-film field.

President Roosevelt indicated Thursday that Eastman would agree to make certain patents, which Justice claims gave Technicolor a "stranglehold," to all firms on payment of reasonable royalties, to terminate certain contracts with Technicolor which Justice objects to, and also to discriminate in various other ways.

The suit against Technicolor will go to trial, Justice still believes.

Ploeser Hearings

21m. outdoor stands has been con-

firmed to 815 free showplaces for children under 12, which allegedly has meant children under 25 years of age. The order holds, with price-cut-
ting being done all along the line.

Competitive year-around stands know they don't say anything about ex-
terminating freely. There are now 10,000 spe-
ciers of 16mm. product for free shows, but they are looking for cooperation from A. I. M., distributors serving regular theatres.

North Central Allied has com-

municated to the trade that marshall that some mobile units are not complying with state fire regulations, indicating the exhibitor association plans to at-
tack the "jack-rabbit" drive-ins and fly-by-nights as law violators.

New Hearing Asked

lumbia and Universal in their efforts "to remain in the business of distrib-
uting motion pictures.

In asking for the new trial on trade practices, UA cites the number of pri-

vate anti-trust suits which have arisen "over the years." The film company thereupon charges:

"These suits may well bankrupt the entire industry because of the con-

fusion created by judicial legisla-
tion and uncertain rules of measuring alleged damages in the many reported and unreported decisions in cases brought by the Government against industry and private individuals against industry."

UA takes issue with the Govern-

ment's proposed judgment which, among other things, would place a

ban on move-over runs and extended runs so far as all circuits as well as all exhibitors. UA takes the position that the Govern-

ment in this instance is endeavor-

ing to perfect an order that the Chic-
gago Federal Court Judge Igoe's de-

ree which limits first-run engage-

ments in that city's service area to two weeks with few exceptions.

Elaborating on what the company

sees as a threat to its entire system of exhibition, UA attacks the ban on price fixing as it now stands because per-
centage selling is what "keeps the dis-

tributors in business" and percentage scales are fixed in accordance with ad-

mission scales.

The suit appears apparently to aims to get around this, although it does not ex-

pand on its announced intention of of-

ferring "a method that will protect the distributor and exhibitor and which will not stop the exhibitor from rais-

ing or lowering admission prices"

RKO Jackson Park Hearing on Tuesday

Chicago, Nov. 4.—Hearing on RKO's appeal to be exempted from content charges in the Jackson Park case heard today in Cir-

cuit Court of Appeals here. RKO attorney Miles Seeley will present ar-

guments, as the Jackson Park ac-

t and Grand theatres are separate entities from the distribution company, which case the judge should not be restricted to two-week Loop runs under the Jackson Park decree.

Tom McConnell, Jackson Park law-

yer, said he will disagree from California to oppose the appeal.

RKO Jackson Park Hearing on Tuesday

MacArthur Case

arguing that the U. S. Supreme Court decision in the Paramount case out-

laws partnership deals such as that in the MacArthur case.

Attorney Amram Amram, for Stan-

ley, asked dismissal and challenged the right of the case to go to con-

fession or any other decision in the Paramount case before the Paramount case is closed. There is no assurance of New York court will rule on the MacArthur partner-

ship, for instance, or on any other question in the MacArthur case. The jour-

nal mentioned that the proposed RKO consent decree provides for RKO to remain on a non-participating ba-

se, with the RKO-Proctor part-

nership in Newark.

Amram argued also that the high court decision simply orders partnerships to be dissolved, legal or not, and that it does not hold deals such as that in the MacArthur case to be legal. He also raised the possibility that the court might follow the RKO pattern to the extent of chipping off various parts of the former organ-

ization and permitting it to operate as an independent circuit. In that case, the Mac's orders that the partnership could be continued.

Judge McGuire broke in despairing-

ly but continued the argument to call for settlement of the case by opposing counsel.

W.B. Ohio Prices Raised

Cleveland, Nov. 4.—Nat Wolf, Warner Bros. district manager, an-
nounces both matinees and evening ad-

missions have been advanced five cents at Warner houses in Sidney, Port-

mouth, Lima, and at the Variety Theatre, Cleveland.

Dismiss SWG Suit

man gave the plaintiffs leave to file an amended complaint, and indicated that the charges in the new complaint should be shorter and more concise.

The jurist ruled: "Enumeration of writings, plays and the like contained in the complaint is neither needful nor evi-
centary, and also other portions of the prohibiting should be omitted." Judge Kauffman added that the original complaint was "specifically directed," however.

Thirty were listed as plaintiffs in the suit, and included screen writers and producers. Among suits were those of exhibi-
tors, MPAA president Eric A. John-

ston, and major producers.

20th, WB File

Kirkpatrick to put all pictures up for competitive bidding.

Goldman, in Dec. 1946, won a $375,000 damage suit against pub-

panies, including Warner and Fox, for conspiracy in violation of the Federal antitrust laws. The Allied producers de-

hoped him of first-run feature films for his Philadelphia Embankment Theatre.

Warner and Fox attorneys told Judge Kirkpatrick they want to show their own films in their own theatres. Such action, it was stated, would not conflict with the 1946 decree.

Sues Over High License

Minneapolis, Nov. 4.—Suit has been brought against the Allied Theatre, Geneva, Wis., by Kenwood Standard Theatre Co., operator of the Geneva Theatre, charging a high license which has been used as a source of revenue, rather than a levy to cover estimated cost of filing and policing the prop-

erty. The suit, a judgment for $1,057 is asked by the company, claim-

ing that amount was paid the city in 1946, with interest on all agree-

ments each for 750 seats in the Geneva.

Wyler Gets Rights

William Wyler has acquired release rights of Marcel Pagnol's trilogy, "Martin, Fanny, and Barbeau," according to an announcement from Sir Floyd International Corp. Wyler plans to produce the American version of the trilogy.

Key City Grosses

BOTTROU:

Foggy conditions for several day brought traffic tangles in and around Toronto and kept people from going to the theatre and hydro-electronic attractions adding to the confusion. Only three theatres were above average. Estimated receipts for the week ended Nov. 4:

THE BEST YEARS OF OUR LIVES-TWO (20th-Fox) 6 days, 67c-60c-58c-60c-58c; 2 days, Gross: $1,000. (Average: $500)

CRY OF THE CITY (20th-Fox) - EAGL-TO (20th-Fox) 5 days, 60c-60c-60c; 2 days, Gross: $700. (Average: $350)

CRY OF THE CITY (20th-Fox) - TIVOLI (20th-Fox) 6 days, 60c-60c-60c-60c; 2 days, Gross: $700. (Average: $350)

AN INNOCENT AFFAIR (UA) - U-TOWN (2,319) 6 days, Gross: $700. (Average: $116)

JULIA MISBEHAVES (M-G-M) - ABBOTT (2,319) 6 days, Gross: $700. (Average: $116)

SHEA'S (2,319) 6 days, 50c-50c-50c-60c-50c; 4 days, Gross: $700. (Average: $116)

STATION WEST (RKO Radio) and VA-NAI (20th-Fox) - RKO RADIO (RKO) and VICTOR (20th-Fox) 6 days, Gross: $700. (Average: $116)

STORMY WEATHER (20th-Fox) and ABBOTT (20th-Fox) - DANFORTH (I-900) 6 days, Gross: $700. (Average: $116)

STORMY WEATHER (20th-Fox) and ALL (RKO) - FAIRLAWN (1,500) 6 days, Gross: $700. (Average: $116)

IMPERIAL (1,500) 6 days, Gross: $500. (Average: $116)

VIGILANTES RETURN (U-I) and CODE OF SCOTTLAND YARD (Rep.) - U-I (960) 6 days, Gross: $500. (Average: $116)

ATLANTA

Business is fair at all theatres here with the biggest business grossing at the Million and the largest receipts for the week ended Nov. 3:

BEYOND GLORY (Para.) - FOX (446) 5 days, Gross: $1,050. (Average: $210)

DORADO PASS (Col.) - ROXY (246) 5 days, Gross: $1,050. (Average: $210)

MOONRISE (Rep.) - PARAMOUNT (246) 5 days, Gross: $500. (Average: $100)

RED RIVER (UA) - LOEW'S GRAND 6 days, Gross: $1,000. (Average: $100)

Percentage Audits

City, Indianapolis, Memphis, Okla-

homa City and Dallas exchange areas, Samuel E. Feldan, also of the Sargy and Stein staff, will be located this month in the Los Angeles UA office at the Touche, Niven firm, from which he will supervise auditing operations in the Los Angeles, Portland, Seattle, Salt Lake City and Denver exchange areas.

Dostal in RCA Post

Camden, Nov. 4.—Appointment of John J. Dostal as field sales manager of 16mm. sound projectors for RCA was announced by H. V. Somerville, products manager.
A-SRO Deal
To Distribute
in Final Stage

Agreement Is Expected to
Before Board Today

Negotiations which have been
under way here for several days which
would give United Artists
physical distribution of Selznick
leasing Organization product are
understood to have reached the stage
a Friday night whereby an announce-
ment of a decision appeared to be
possible at any time.

SRO would retain its pres-
ent sales force and in the
field, with a close working ar-
rangement effected between it
and SRO, placing the usual flat distribution
charge, it was indicated, would
be a sliding percentage scale
based on the amount of a pro-
duction's gross.

The conferences at the weekend were
proceeding with the intention of pre-
(Continued on page 3)

Kreisler Finds Film
Interest Increasing

British industry leaders continue to
profess the belief that their films are
arbitrarily witheld from American
markets past and present, despite the
fact that occasional British films are
financially successful here and that
many have been extravagantly
received and published by American
critics does nothing to dissipate
(Continued on page 4)

New Power Cuts Irk
Toronto Exhibitors

Toronto, Nov. 7—Local exhibitors
are up in arms over the order by the
Hydro-Electric Commission provid-
ing for a 45-minute evening blackout
starting tomorrow at seven P.M. This
is in addition to the day-time
power curtailments which totaled
hours last Thursday and Friday, also
which some of their pictures have
registered here, Bernard B. Kreisler,
who recently completed a 13-months'
survey of European film activities for
the Harvard Graduate School of
Business, said here on Friday.

The company is continuing its pro-
gram of reducing clearances with all
major companies, and it is expected,
accordingly, that those companies
will " flop." So declared inde-
pendent producer Walter Wanger on
Friday, as he made a hard-hitting ap-
peal for "intelligent showmanship"
and greater dependence on the abili-
ties of the people responsible for mo-
tion picture advertising, publicity and
exploitation.

"The public is 'buy' today," Wan-
ger warned in his address before a
luncheon-meeting of the Associated
(Continued on page 4)

Some U.K. Theatres
Have Lower Quota
This Year Than Last

London, Nov. 7—Many British theatres
will be required to play fewer
British pictures in the coming year
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BOT officials declare to reveal how
many of the theatres can be
(Continued on page 4)

Altec Re-shuffling
Its Field Forces

Altec Service Corp. plans to modern-
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coverage of its field forces. To sim-
pify the present managerial frame-
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with headquarters here, according to an
announcement here, by H. M. Reesey, Al-
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(Continued on page 3)

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This Year Than Last

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(Continued on page 3)

Wanger Warns Industry
To Abandon Complacency

The complacency which has preceded
debacles in the fields of politics and the theatre is prevalent in the mo-
tion picture industry today, and unless
the major companies recognize quickly
the harm that is inherent in "formul-
a" and "orthodox" methods and poli-

cies, and act accordingly, those compa-
nies will "flop." So declared inde-
 pendent producer Walter Wanger on
Friday, as he made a hard-hitting ap-
peal for "intelligent showmanship"
and greater dependence on the abili-
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tion picture advertising, publicity and
exploitation.

"The public is 'buy' today," Wan-
ger warned in his address before a
luncheon-meeting of the Associated
(Continued on page 4)

National Theatres To
Give Away 30 Cars

Los Angeles, Nov. 7—Thirty
automobiles and considerable
other merchandise will be given away by National Theatres, in cooperation with
merchants, during the final
two weeks of the circuit's annual
sales drive, in December, to stimulate business for the closing fortnight and offset
any holiday slump.

Canada Seeking to
Monopolize Video

Toronto, Nov. 7—The Dominion
government intends to make a
monopoly of television—a
fact not contested by federal author-
ities—apparent, in the condition
of the Canadian Broadcasting
Corp., in postponing indefinitely its
plans of applications of Famous
Players, Canadian and five others for

television operating licenses.

The government company has made
a tentative offer to sell video pro-
grams to private enterprises such as
the applicants but does not promise such service before two years. Licens-
ging of household receivers at $12 a
year, plus an unstated larger fee
for the government service when used
before audiences, has been proposed by
the CBC.

Meanwhile, what effect the govern-
ment monopoly would have on Fa-
mous Players plan to set up—a
Canadian newsreel camera service
and supply video could not be
determined.

Para. Cuts Arkansas
Clearance 18 Days

Paramount has reduced first-run
clearances in Little Rock, Ark., from
60 to 42 days with all subsequent
availability moving up accordingly.

The company is continuing its pro-
gram of reducing clearances with all
major companies, and it is expected,
accordingly, that those companies
will "flop." So declared inde-
 pendent producer Walter Wanger on
Friday, as he made a hard-hitting ap-
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"The public is 'buy' today," Wan-
ger warned in his address before a
luncheon-meeting of the Associated
(Continued on page 3)

Eisenman Is Named
WB District Chief

Ben Kalmenon, Warner sales vice-
president, has promoted Clarence
Eisenman, the company's New York
branch manager, to the post of Met-
ropolitan district manager, with head-
quarters in New York. He replaces
Sam Leflowitz who is on a temporary
leave of absence due to ill health.

Kalmenon also appointed Ben Ab-
ner, manager of Metro-Goldwyn
Mayer's New Jersey branch office, to
replace Eisenman as Warner's New
York manager.

Eisenman has been with Warner as
New York manager for the past five
years.

Allied in Pittsburgh
Considers Smith Plan

PITTSBURGH, Nov. 7.—The Smith-
Berger conciliation plan was taken un-
der advisement here on Friday by the
board of Western Pennsylvania All-
ied, after it was explained to mem-
bers at a meeting with 20th Century-
Fox general sales manager seeking,
for two days in Pittsburgh, the head of
the company, and Smith, Jr., Fred Beede
presided at the meeting which was also attended by Sam Slaim, director of 20th's
exhibitor relations; Weldon Waters,
Pittsburgh manager and Wally Allen,
exploiter.
Personal Mention

DA. DORAN, Paramount production executive, is here from the Coast for a two-week stay.

CHARLES P. SKOUROS, president of National Theatres, and Mrs. Skouros announced the engagement of their niece, Miss CONSTANTINA SKOUROS, of Athens, with Mr. ELMER OAK- Know, son of Mr. and Mrs. OSCAR Ouknow, at a dinner-dance at the Bath and Beauty Club, Hollywood, Saturday night.

ROBERT M. SAVITZ, Astor Pictures president, returned to New York over the weekend from a trip through the South, while Jacques Kopfschnitt, executive vice-president, left on Friday for a tour of exchanges en route to Florida.

INGRID BERGMAN is due here today from the Coast for the premiere of "Joan of Arc" at the Victoria Theatre on Wednesday. TEO M. PLENTIE, director, arrived here at the weekend.

CHARLES SIMONELLI, Universal-International Eastern exploitation manager, returned to New York at the weekend from Baltimore.

GEORGE F. VAN WEYENBERGH, assistant manager of Westrex's Brussels office, has arrived here from his headquarters.

ALAN F. CUMMINGS, head of M-G-M exchange operations, is due in Milwaukee today from Chicago.

KENEY, M-G-M star, flew to London over the weekend from New York.

Johnston's "We're All in It" Out Today

"We're All in It," Erie Johnston's new book, is published today by E. P. Dutton. The Filmrow Publicists Association of America president describes it as the "back story" of the day-to-day political life and his international contacts with the great near-and-far and notables.

Discounting what he described as the "political future," he calls for a stronger America whose foreign policy should not be shaped by "a few politicians." "We're all in it," he says, "and the lives of everyone of us will be affected by what we do or don't do as a great work is in the years immediately ahead."

Truman Is Televised

President Truman's return to Washington following his election was televised on the large-screen of the Paramount Theatre on Friday. The video report was relayed from the Capital to local stations and to the theatre here, and in its special process, photographed the television images in its projection booth and filmed them on its screen.

New Film Cabinet to Aid Fire Protection

Washington, Nov. 7—A 1,500-foot degree flame failed even to heat 24 cans of nitrate film in a new film storage cabinet demonstrated here by John G. Bradley, on leave from the Library of Congress. Although the cabinet was completely surrounded by flame, the film was said to be cool and completely undamaged.

It was shown to be resistant to fire within the cans as well, in a test during which one can within the cabinet mounted on an electric wire. The film within that can was completely destroyed—but 23 other cans were untouched.

Three Variety Tents Elect New Officers

Variety tents of Washington, Philadelphia and Chicago have elected new executive officers for the year, according to reports.

In Washington, officers of Tent No. 11 elected by the new board of governors, were: Thomas W. Dooley, branch manager, chief barber, succeeding Frank Boucher, who will serve as a consulting barber; Wade Pearson, district manager for Neighborhood Theatres, first assistant chief barber; Morton Gerber, district theatre combine, assistant combining inspector; Henry Galanty, Columbia division manager, treasurer, and Jerry Adams, M-G-M branch manager.

In Philadelphia, the officers are: Nathan D. Golden, head of the motion picture bureau of the Department of Commerce, and Fred S. Kogod, of Kogod-Burka Theatres, were named delegates to the 1949 Variety convention, to be held in San Francisco, while J. E. Fontaine and Pearse were elected alternates.

Election was held by the Philadelphia Variety Club, Tent No. 13, and the following crew members were named: Clint Weyer, Frank MacNa- man, Ben Biben, Dick Blanc, Hal Cohen, Bill Doyle, Ed Emanuell, Charles Taggart, Ben Biben, and David Supowitz. The two delegates chosen for the International Variety Club are Al Davis and Jack Greenberg; alternates are Earl Sweigert and Hal Cohen.

Charlottesville's Variety Club selected the following officers: Scott Lett, who will be chief barber; Al Durree, Joe Bishop, Roy Branson, A. B. Carver, Tom Thomas, Dr. D. English, Mr. J. R. Weave, Augusta Stout and Harry Har- gett.

Joan Opening on Video

The premiere of "Joan of Arc," starring Ingrid Bergman, will be telecast in a special 30-minute pro- gram from the opening night from the remodeled Victoria Theatre here. Proceeds of the event will go to the United Hospital Fund.

Theatre Alarm Setup Monopolistic: ITOA

Independent Theatre Owners Association of New York has "taken steps to crush" the American District Tele- graph system here which it has been agitated against over an out-moded fire alarm service which furnishes a telegraphic communication between theatres and the fire department, to be used in cases of emergency.

An ITOA appeal against the system, a City Circle, has been rejected without opinion. The organization, a spokesman said at the meeting of the Fire Department and the Board of Standards and Appeals.

Even in the system, ITOA claims, "was set during the 'horse and buggy' days prior to the general use of the telephone, at a time when modern fire safety provisions did not prevail and when inflammable scenery was utilized or stored backlog. ITOA charges that "unnecessary and exorbitant fees are exacted from all theatres with a capacity in excess of 600 seats."

A letter to the governor, seen, proposed for the continuation of these fire alarm communications in theatres under present law, ITOA holds.

Wilson Finds Use For Blocked Funds

LONDON, Nov. 7—Harold Wilson, president of the Board of Trade, will describe American film com- monwealth of London so that they have demonstrated steel building in the headquarters of an Oxford University Theatre.

The building, the London Theatre, was impress the hope in opening an exhibition of models of a proposed building at Oxford recently, remarking, too, that with the aid the British film industry is being given by the government it, too, might be prosper- ous enough to make a contribution.

Flaherty Testimonial

Robert Flaherty, director and producer of documentaries, among which "Nanook of the North" was released, will be a guest at a test- monial luncheon to be held on Wed- nesday at the Sheraton Hotel here by the British National Film Board. Van Dyke, Council president, will preside.

Reception for Diplomats

Representatives of the United Na- tions Educational, Social and Cultural Organization and Australian, Philip- pine, government officials here will attend a reception and premiere here this afternoon of a film series "Meeting of the New World," at the RCA Exhibition Hall.

IA Member to Congress

Roy W. Wier, member of IATSE Local 72, Philadelphia, will last week to a seat in the U. S. House of Representatives, the "IA" officer of the Brotherhood of Painters, Decorators-Farmer-Labor, Wier defeated incumbent Congressman George Mackinnon, Minnesota Republican.

Newsreel Parade

HARRY S. TRUMAN'S surprising election victory is covered by newsreel and radio reporters who will vote their entire footage to that event. Other happenings spotlighted include: the opening of the New York Film and Radio Parade. Complete synopses follow:

MOVIEVENTS NEWS, Nov. 9—Truman's dramatic triumph, Israeli forces fortify the Arab lines in Syria. See also the local file.

NEWS OF THE DAY, Nov. 19—See also the local file.

PARAMOUNT NEWS, Nov. 22—Israelis in Negev desert fighting. Truman's triumph.

UNIVERSAL NEWSREEL, No. 193—See also the local file.

WOMEN'S NEWS, Nov. 24—See also the local file.

WARNER PTHE NEWS, No. 24—See also the local file.

To Bid D. of J. Rule On 'Disc' Formula

Ruling by the Department of Justice on legality of the formula mapped out between the American Federation of Musicians and the recording industry to end the recording ban in effect since Jan. 1, 1948, will be presented Wednesday, AFJ president James C. Petri- liano announced here on Friday.

Under the formula, a public music fund, to be administered by a trustee, would provide about $1,500,000 worth of free public music annually from health-related industries. The fund, previously adminis- tered on a per cent basis by the AFJ, is to be under the aegis of Federal legislation which terminated contracts between the union and the musicians for payment of such royalties, Petrilli said.

Radio Writers Halt Strike, Resume Talks

The negotiating committee of the Radio Writers' Guild, a branch of the American Federation of Musicians, sus- pended contract talks with a group of advertising agencies and radio-pro- gram sponsors against whom the writers declared a 10-day strike, last 10 days. As a result of the resumption of talks, it was announced that the guild would suspend strike action against all advertising agency-pro- duced shows. J. R. Mandelbaum, assistant regional director of the United States Conciliation Service, proposed the strike suspension last Tuesday.

SWG Election Nov. 17

Hollywood, Nov. 10—Affiliated Employees Writers Guild will be held on Nov. 17 following a meeting by the SWG board to inter- view candidates for election. The board has approved motions for sev- eral constitutional amendments to be presented to the membership, including the raising of the qualification to 20 per cent from 10 per cent and pro- vision for mail referendums.
To a Waiting World...
WORLD PREMIERE
THURSDAY, NOVEMBER 11, 1948

VICTORIA Theatre
Broadway at 46th St., New York, N.Y.

JOAN OF ARC
starring INGRID BERGMAN

A VICTOR FLEMING production
Produced by WALTER WANGER
Directed by VICTOR FLEMING

Based on the Stage Play "JOAN of LORRAINE" by MAXWELL ANDERSON

Color By TECHNICOLOR

A CAST OF THOUSANDS

with JOSE FERRER
FRANCIS L. SULLIVAN • J. CARROL NAISH • WARD BOND
SHEPPERD STRUDWICK • HURD HATFIELD • GENE LOCKHART
JOHN EMERY • GEORGE COLOURIS • JOHN IRELAND and CECIL KELAWAY

Screenplay by MAXWELL ANDERSON and ANDREW SOLT • Art Direction by RICHARD DAY
Director of Photography JOSEPH VALENTINE, A.S.C.
Presented by SIERRA PICTURES, INC. • Released by RKO RADIO PICTURES


**Reviews**

**"The Plot to Kill Roosevelt"**

*(Selected Films-United Artists)*

OFFERED as a spy thriller of international intrigue, the title of this production suggests that it is obvious that the title has strong pulling power for box-office consumption.

The setting is Teheran, in 1943, where Derek Farr, playing an English war correspondent, has stumbled on "the plot to kill Roosevelt." The atmosphere, created around amateur figures associated with the mysterious East appear a-plenty. William Freshman directed, with Marta Labarr adding extra glamour as a Russian ballerina involved in the proceedings.

The film has movement without action and builds up little suspense before the denouement. The scale of production is elaborate. Manning White gives a good account of himself as the suave ringleader of the plotters; the cast as a whole is generally adequate.


**"The Plunderers"**

*(Republic)*

ASSOCIATE producer-director Joe Kane fabricated a lively little Western in "The Plunderers," accentuating Trucolor in the chase through termed to a number of situations usually found in a pretty good Western. Much conversation and romance detract not a bit.

Actually, the mystery officer Rod Cameron is supposed to work up a friendship with Forrest Tucker, a bandit whom Rod must bring to justice. Rod grows to really like Forrest. Meanwhile, he falls in love with Ilona Massey, a friend of Tucker and his sweetheart. Her and Rod's dilemma over having to hang the man he had come to like is solved.

Ace and gunplay are the keynotes, with personality honors going to Miss Booth and Tucker. George Cleveland does a fine comic part as the sheriff and Paul Fix is good as the bandit's accomplice. Miss Massey and the gals are pretty. Gerald Eraughty and Gerald Adams wrote the screenplay, based on an original by James Edward Grant.

Running time, 87 minutes. General audience classification. For December release.

that might subconsciously influence them.

Byrnes Fails to Attend Scheduled Meet with Clark

WASHINGTON, Nov. 7.—The last-ditch conference slated for Friday between Attorney General Tom Clark and Secretary of State Edward R. Stettinius, Jr., failed. Byrnes, Fox attorney, was not held when the former Secretary of State failed to keep his word. But he could not have learned whether the former executive director of the Democratic National Committee conferred with Clark.

Eiseman Promoted

(Continued from page 1)

years, prior to which he served as manager of United Artists in New York, Pittsburg, and Atlanta. Alber has been with Metro for over 20 years, the last 10 as New Jersey manager.

Kalichman will announce Lebowitz's new executive appointment as soon as he is well enough to return to work. All changes will take effect on Nov.

New Para. Pact Splits Brackett-Wilder Duo

Hollywood, Nov. 7.—Under new contracts signed by Henry Ginsberg, Paramount of New Jersey, and Charles Brackett and Billy Wilder the leading man is to the studio for five and a half years starting next March and the other director and producer are to the latter for pictures in the "next few years." Although Brackett's contract is exclusive, Wilder's is not.

Included in the stipulations is a clause which provides that they may not be assigned to work on the same picture at any time but that each may be assigned to any other picture.

Lachman to Coast On Carbon Outlets

Edward Lachman, president of Paramount Films, Inc., is to the Coast from New York to establish distribution outlets for his arc-carrier company, which now holds sway over the world's Pacific possessions. Prior to his departure at the weekend Lachman, who is also president of Allied Theatre Producers of New Jersey, announced the appointment of carbon distributors in Cleveland, Cincinnati, Charlotte, Chicago, San Francisco, Los Angeles, San Diego, San Francisco, and to 11 the number of cities where the company is represented.

UA-SRO Deal

(Continued from page 1)

senting the deal to United Artists' board of directors for ratification here today.

While executives of both companies were not available for comment, it is understood that a private agreement, following a day-long meeting on Friday with David O. Selznick, Daniel T. O'Shea, president of Selznick's Vanguard, Selznick's SRO vice-president and Vanguard's executive vice-president and treasurer, it was decided to enter into an agreement in charge of public relations for both SRO and Vanguard; Milton A. Radakovich, Vanguard's executive vice-president; Gradwell Shetan president of United Artists; Paul Lazarus, Jr., executive assistant to Sears; president of Lachman; Heisler, Raftery, Driscoll, and Lawlor, and the other executives of both companies.

Atlee Re-shuffling

(Continued from page 1)

banks, R. E. Pierce, L. J. Patton and P. E. Pfeiffer are named new members, and L. J. Hacking, D. A. Peterson, B. Sanford, and M. N. Wolf have been appointed sales representatives.

Jacobs Buys Price's Favorite Films of Cal.

SEATTLE, Nov. 7.—P. Jacobs of San Francisco has acquired the interest of Harry Price in Favorite Films of California, Inc. Price has to be paid the sum of $40,000 according to an announcement by Jack Kloep, Northwestern district manager here.

Transfilm Names Doner

W. B. Doner and Co. of New York has been appointed by Transfilm, Inc., also of New York, to handle promotion and public relations activities in connection with its television, educational and commercial film productions.
Kreisler Finds
(Continued from page 1)
the profession conviction of the British industry leaders that the British theatre owners, particularly circuit operators, decline to book British product regularly solely because it is British and not, as American theatre operators contend, because the public will not patronize it, Kreisler said.

He reported strong interest in virtually all European countries in developing native motion picture industries, both for nationalistic propagation purposes and as a means of earning export revenue. Kreisler suggested that in view of this the American industry merits and should instigate increased aid from its Government in all foreign markets in which it is confronted with problems which are better handled on the Government than the industry level.

Scores Film Group
For Not Seeing Films

LONDON, Nov. 7.—Oliver Bell, director of the British Film Institute, scheduled to speak recently to Nottingham's Film Consultative Committee, surprised its members by lecturing them instead when he discovered, by questioning, that few of them had seen any of the films currently showing in Nottingham.

"You people," he said, "ask me to come and talk about the appreciation of films, but you don’t see the films yourselves. The only solution is for you to go to films, learn to discern, teach people the difference between the good and the false."

Nottingham exhibitors regard the incident as just about the most useful job Britain's Film Institute has done to date for the benefit of the industry.

U. K. Theatres' Lower Quota
(Continued from page 1)
fall into each relief category. However, the relief formula, as it stands approved, is as follows:

FIRST FEATURE QUOTAS

1. Independent Exhibitors in opposition to Circuits
(a) Theatres changing programs once a week:
   1 independent against 2 circuits...................................... 40%  
   2 independents against 1 circuit...................................... 40%  
   2 independents against 2 circuits..................................... 35%  
   3 independents against 1 circuit...................................... 30%  
   3 independents against 2 circuits..................................... 25%  
   4 independents against 1 circuit...................................... 15%  
   4 independents against 2 circuits..................................... 10%  
   5 independents against 1 circuit...................................... 10%  
   5 independents against 2 circuits..................................... 0%  
   6 independents against 3 circuits..................................... 0%  
   7 independents against 3 circuits..................................... 0%  
   8 independents against 3 circuits..................................... 0%

(b) Theatres changing programs twice a week:
   1 independent against 2 circuits...................................... 15%  
   2 independents against 1 circuit...................................... 15%  
   3 independents against 2 circuits..................................... 10%  
   4 independents against 1 circuit...................................... 10%  

2. Independent Exhibitors in opposition with one another
(a) Theatres changing programs once a week:
   1 independent against 2 independents................................. 45%  
   1 independent against 3 independents................................. 35%  
   1 independent against 4 independents................................. 30%  

(b) Theatres changing programs twice a week:
   1 independent against 2 independents................................. 30%  
   1 independent against 3 independents................................. 30%  
   1 independent against 4 independents................................. 15%  
   2 independents against 3 independents................................. 10%  
   3 independents against 3 independents................................. 0%  
   4 independents against 3 independents................................. 0%  

(c) Theatres changing programs three times a week:
   1 independent against 2 independents................................. 20%  
   2 independents against 2 independents................................. 10%

Berger Upheld in
Minn. Ascap Action

MINNEAPOLIS, Nov. 7.—Federal Court Judge Gunnar Nordby has rejected Ascap's move for an injunction which would have restrained Benjamin Berger and other defendants in an Ascap action from continuing the showing of films containing Ascap music without obtaining public performance licenses from the society.

Judge Nordby accepted all findings prepared by Berger, including the contention that Ascap had the "combined and potential power to deny any theatre owner the right to earn his business because, without the right to exhibit films containing Ascap music, no theatre owner could stay in business."

New F. of N. Member

With the admission of the Danish Information Office to membership, Films of the Nations, Inc., non-profit organization which distributes films released by a large number of foreign nations and by the United Nations, the organization now has 120 films available in 25 different countries. Two new directors, G. H. Hasselius of the Danish Information Office, and Norbert Fryd, cultural attache to the Czechoslovakian Consulate General in New York, have been elected to the organization's board.

Czechs and French
To Exchange Product

BRUSSELS, Nov. 3 (By Airmail).—The Czechoslovak State Film has closed a deal with French distributors calling for delivery of 30 French features before the end of June, 1949. Czechoslovakia in the same period will export 10 features to France.

Lux Films Head Here

Dr. Renato Gualino, head of Italy's Lux Films, said to be the largest film producing studios in Continental Europe, will arrive here today from Rome on a two months' business trip. He will divide his time between New York and Hollywood. Lux produces and distributes throughout the world approximately 20 features a year.

Old Lincoln To Reopen

YOUNGSTOWN, O., Nov. 7.—Lincoln Theatre, closed since silent days, is scheduled for Nov. 15 opening under a new owner, Gene Gioppo who has completely remodeled the house. Ohio Theatre Service, operated by Tony Stephon and Lou Ratener, will book the Lincoln.

Declare Two Dividends

OTTAWA, Nov. 7.—Dividend of 50 cents per share, plus an extra dividend of 50 cents on outstanding capital stock, payable Nov. 30, has been declared by United Amusement Corp., Ltd.

SkyCruises inc.
Call BRYANT 9-3707

Fly Overnite to California

From Monday through Friday and possibly for the entire winter, will kill business. Unable to stand the expense of installing private generators such as the major houses have done in order to forestall interruptions, the smaller houses say they will be unable to give two performances nightly with power available only after 7:45 P.M.
Federal Court Approves RKO Consent Action

Eliminates Company From Government Suit

The RKO consent decree, embracing divestiture of theatre operations from production and distribution, was approved by the federal court yesterday, thereby eliminating RKO as a defendant in the further phases of the government anti-trust suit against the industry.

Rufus R. Irvine, of counsel for RKO, and Robert L. Wright, assistant to the U. S. Attorney General, presented the RKO consent decree to the three-judge federal court shortly after opening of the new hearings in the anti-trust case.

Irvine explained that RKO wanted the decree entered before further tests were completed on its merchandising department.

Depinet Is Pleased With RKO Decree

Mr. E. Depinet, RKO president, issued the following statement yesterday, after the consent decree terminating the government anti-trust suit against RKO had been approved by the New York Federal Court:

"I am very pleased that our company has taken this important step which, in my judgment, is clearly in its interest and in the interest of its stockholders. In my view, the most significant provision of the consent

Ascap Decree Memo Deadline Now Friday

Ascap, which was due to file in U. S. District Court here today a memorandum regarding its position on the forthcoming decree in the New York exhibit anti-trust action, has been granted additional time to file, until Friday.

Louis Frohlich, Ascap attorney, is tied up on the industry Paramount anti-trust suit which is currently being heard in U. S. District Court here. Thus, he was granted an additional time to prepare the Ascap memorandum.

Total Divestiture Is Not Called for, Court Says

SPG, SOPEG Yield to T-H Requirements

CIO's Screen Publicists and Screen Office and Professional Employees Guilds, which for the past several months have firmly refused to comply with the non-Communist affidavit provisions of the Taft-Hartley Law, have finally decided to comply in face of the LATSE's continuing inroads into SOPEG ranks and the government's unequivocal determination not to "do business" with the guilds until they do comply.

Opening the way for SPG and SOPEG to file affidavits was a decision by leaders of the United Office and Professional Workers of America, the guild's parent union, to sign the affidavits forthwith. A number of

Open U-I Office in Holland: Seideman

Universal-International will open a distribution office in Holland, around Jan. 1, Joseph H. Seideman, foreign sales vice-president, disclosed here yesterday. Seideman, who has just returned from a six-week trip to Europe, said that the company's membership in the Bioscoop Bond, state film trust, has been approved in the Netherlands.

Business in France was characterized as "static." He said that

Record $78 Million Grossed in Canada

OTTAWA, Nov. 8.—Canadian government reports that despite a decline of paid attendance from 257,538,298 in the previous year to 220,857,594 last year, or a three per cent decline, Canadians spent a record total of $78,-

80 from England in 1948, Says Wilcox

A record number of 80 pictures is expected to be made in England this year, Herbert Wilcox, British producer, asserted here yesterday. Wilcox arrived here at the weekend with his wife, Anna Neagle, on the S.S. Queen Elizabeth.

Wilcox declared that the two-fold purpose of his trip here is to discuss a joint production-distribution deal with American film interests, and to arrange private showings and fix distribution here of his two films, "Spring in Park Lane" and "Elizabeth of Ladymaud," both of which star Miss Neagle.

Wilcox said that he did not expect his reciprocal deal to be finalized during his visit here. He said "two or three" American producers were concerned and he "wanted to explore the situation on the spot." Under the ar...
Barney Balaban, Paramount president; Russell Holman, Eastern production head, and Edwin L. Walton, assistant general sales manager and Vopal Verdick, division manager, left on branch tours.

Martin Starr, Station WINS motion picture commentator, will revive his series of “Gangplank Interviews” with film and other passengers on incoming boats.

Howard Dietz, M-G-M advertising-publicity vice-president, returned to New York yesterday from the Coast.

Arthur Lockwood, Theatre Owners of America president, arrived here yesterday from Boston.


Norman Elson, Trans-Lux Theatres vice-president, will leave here today for Providence.

Moe Kerman of Favorite Films has returned to New York from the Coast.

Top Court Remaining Outside Lawson Case

Washington, Nov. 8.—The U.S. Supreme Court today refused to take immediate jurisdiction in the contempt of Congress case of John Howard Lawson, one of the 16 unfriendly witnesses before the House Un-American Activities Committee, has an appeal pending in the Court of Appeals here and has about 10 days more for a decision final.

While, however, action was pending in the Court of Appeals, counsel for the screen writer asked the Supreme Court to take the case immediately on the ground that an important Constitutional question was involved.

All today’s refusal means is that the Court of Appeals will continue to have the case. The Supreme Court could, if it desired, hear the case if the Court of Appeals should affirm the conviction.

J. Parnell Thomas, Coast Prober, Is Indicted as ’Kid-Backer’

Washington, Nov. 8.—Rep. J. Parnell Thomas, chairman of the House Un-American Activities Committee, was indicted today on a charge of padding his Congressional payrolls. Thomas has been active in the committee’s probe of Communism in Hollywood.

Motion Picture Daily, Martin Quigley, Editor-in-Chief and Publisher; Sherwin Kane, Editor; Martin Quigley, Jr., Associate Editor, Published daily, except Saturdays. Sundays and holidays, by Quigley Publishing Company, Inc., 1270 Sixth Avenue, Rockefeller Center, New York 20, N. Y. Telephone CFlucE 7-1000. Cable address: “Quigpulco, New York.” Subscription rates per year, $6 in the Americas and $12 foreign; single copies, 10c.

Personal Mention

Extras Guild Rejects Producers’ Proposals

Hollywood, Nov. 8.—The Screen Extras Guild board in a report to its membership, submitted producers’ contract proposals and urged its members to support its acceptance. The report says six months of negotiations have failed to persuade producers to reduce the $9.45 daily rate for work in mob scenes, and declares the effect of this refusal is to deprive players of unemployment insurance rights.

Writers Would End Delays on Scripts

Hollywood, Nov. 8.—Screen Writers Guild and the Artists-Managers Guild have jointly announced the introduction of a code affecting individual writer’s fees or protection against undue delays by producers in reporting on sub-writes. The code alsospell over sales representation, and other benefits.

SPG, SOPEG

(Continued from page 1)

changes have taken place meanwhile in the ranks of UOPWA leadership.

SOPEG president Sidney Young conducted a membership meeting here last week as a first step toward meeting the Taft-Hartley provisions. SPG president James P. Cunningham, News Editor; Herbert V. Focke, Advertising Manager; Geo H. Fuchs, Production Manager; David Harris, Circulation Director; Hollywood, Calif. PRINTING: Daily, Advertising, Sunday, May 29, 1943. 20c. 10c. (Daily); 30c. 15c. (Sunday).

Samuelson Head of Allied Booking Firm

Philadelphia, Nov. 8.—Sidney E. Samuelson was elected president and Harry Hollander, vice-president of the Allied Motion Pictures Inc., a new trade agency, for the booking and buying outfit’s new board of directors. Other members are: Cecil Cohen, president; Albert M. Cohen, secretary, and E. B. Gregory, financial secretary.

Samuelson, Hollander, and Gregory, the directors are: M. Ellis, Ben Fertel, Percy Friedman, Jack H. Greenberg and Larry Wood.

Ask Myers Testimony in Business Hearing

Washington, Nov. 8.—The House Small Business Committee has abandoned its plans to conduct hearings in New Orleans on Dec. 1, in connection with the annual convention of the Allied States. Instead, the committee has decided to invite Abram F. Myers, president of Allied Motion Pictures, to appear as a witness at a committee final hearings on Nov. 15-16.

These sessions will cover a variety of subjects, including the problems of the small exhibitors.

Germani, Pulisher On Mich. Allied Board

Detroit, Nov. 8.—Series of district meetings being held by Allied of Michigan to elect directors in the field are progressing, a meeting in Monroe, Mich., resulting in the election of Rene Germani of the Monroe Theatre in Monroe, and the election of L. W. Wolverton of Chelsea as alternate. Another meeting, in Marshall, resulted in the election of Wayne Pulisher of Bellevue, and Bob Pennell of Bronson as alternate.

Kuman Buel, 75

Kuman Buel, 75, of Ladentown, N. Y., director of the Paris Opera House in the early days, died on the weekend in the Medical Arts Centre Hospital, Long Island.

'Mistake' to Run to Public, Says Berger

Minneapolis, Nov. 8.—Last year’s action by John Berger, the central Allied president, to take alleged grievances of independent exhibitors to the public was a “mistake,” the exhibitor leader said. “We must settle these internal problems on ourselves around the cancellation table because our trade problems are too complex for outsiders to understand,” he declared.

He said, however, that it is necessary to work on the enactment of legislation and controls where monopoly squeezes the little fellow. Heper cited Aecap and divestment as examples of the need for continuing “fight monopoly on a common level.”

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Trout Heads Variety Club in Baltimore

Baltimore, Nov. 4—The Variety Club, 119 Moore Tent No. 19, has new officers, as follows: Joseph C. Grant, chief barker; H. Ted Rounton, first assistant chief barker; Fred Schmitt, second assistant chief barker; William Myers, dog guy; Chauncey Wolf, treas.

The new board includes: Myer Endemian, Fred Saperstein, A. I. Cribbins, and David Tannenbaum. Barry Goldman, Delegate to the Variety convention are; O. D. Yeans, Joseph Grant and William Myers.

CBS Gets 52 Films For Teletasking

American television rights to 52 British films have been acquired by Columbia Broadcasting System, it was announced by J. L. Volkens, vice-president and director of television operations.

Rights cover distribution as well as broadcasting, and the films will be made available to television stations in a syndicated package. All pictures are scheduled to be ready for distribution to subscribing stations within six weeks.

Rear Projection for Video Is Announced

Development of a technique to furnish rear projection for television shows, in much the same manner as motion pictures employ background scenic and action effects, has been announced here by J. A. Tanner, head of S.S.O. Cineca Supply Corp.

Equipment needed for the television projection includes the Bodde translucent screen and wide-angle lenses, both of which are available, Tanner says.

Charities Drive Launched

Hollywood, Nov. 8.—With a quota of $1,303,720, Hollywood’s fourth annual United Fund appeal was launched yesterday by the Permanent Charities Committee with a noon rally at the Paramount Studio.

Broadway Grosses

(Continued from page 1)

$50,000 in its first week on the basis of $35,000 sold Friday through Sunday.

Leading the holdovers are “The Three Musketeers” at Loew’s State, and “June Bride” at the Strand where the stage is occupied by Vaughn Monroe’s band. The former is on the way to $60,000 for a third week, and “Bride” is due for a lucky $66,000 in its second round.

“One Touch of Venus” and a stage show played by singer Jean Sablon, figure to bring in a very slow $37,000 in a second week. In its second week is “Look on the Bright Side Hand” at the Criterion where a fair $29,000 is indicated. Two others which are performing with particularly good results are “Hollow Triumphs” at the Globe and “The Plunderers” at the Godsham, each expected to take $11,000. “Triumph” will be succeeded on Thursday by “Blood on the Moon.”

Thursday will see the opening also of “Jean of Arc” at the Victoria where refurbishing work has been going on for several weeks in preparation for the picture’s world premiere. A performance of “Jean” is set for tomorrow night at the Victoria.

“If I Sing Is Born” is due for a relatively mild third week, with approximately $27,500 in view. Hamlet at the Park Avenue and “The Boy from the Bop” are continuing at capacity business, sixth week of the former bringing in $16,000 plus and second week of “Shoes” grossing $17,500.

“Hills of Home” to Music Hall

Gus S. Eysell, managing director of Radio City Music Hall here, has concluded negotiations with William F. Rogers, M-G-M distribution vice-president, for the booking of “Hills of Home” at the theatre following the current “You Gotta Stay Happy.” It is scheduled for general release in December.

Censorship Asked for Town in California

MOUNTAIN VIEW, Cal., Nov. 8.—Censorship of motion pictures was proposed by both religious and civic organizations protesting programs at the Mountain View Theatre.

City Attorney Herman Magner asked to prepare an ordinance for reading at the next meeting of the City Council. The ordinance would set up a Board of Censors which would preview and pass on all pictures exhibited in the local theatre.

The proposal originated as a result of a new policy instituted of midweek shows for adults only, the civic groups saying that young people attended the shows, which were not suited for family attendance, and that the display ads and pictures of “Hollywood Relevé” type are eliminated the theatre would be boycotted.

United International To Produce Features

Hollywood, Nov. 8.—United International will produce Edgar Allan Poe’s “Goldbug” and Richard Harding Davis’ “Gallagher,” at first in a series of pictures to be released containing not less than 200 pictures each for a year in 1949, according to H. W. Irwin, president of the company.

Irwin’s plan call for the production of 26 new pictures in 1949-50 season.

Visitor Jarratt Bids U.K., U.S. Cooperate

Hope that the British and American film industries "will get together and work for the mutual benefit of both" was expressed here yesterday by Sir Arthur Jarratt, managing director of British Lion Films.

Jarratt, who is here "on a routine visit," arrived at the weekend at the SS Queen Elizabeth.

Open U-I Office

(Continued from page 1)

limited number of pictures in France "would bring in just about enough to cover costs." In Italy, the situation was "quite the contrary." Seidelman said that all American companies had 725 features in Italy in the past 12 months and added that "Sandal on Wall, money." Seidelman attributed this condition largely to the fact that both distribution and exhibition rights were used and worked and exploited the pictures.

Seidelman asserted that U-I is getting "normal playing time" in England under the present arrangement with the J. Arthur Rank organization. He said that the 45 percent increase in British screen income was the biggest obstacle to improvement of business.

Discussing Eric Johnston’s recent trip abroad, Seidelman said that the Motion Picture Association of America president was both an ambassador of goodwill and a film salesman and added that "he did a marvelous job for our industry."

Seidelman will fly to Buenos Aires shortly to attend the company’s Latin American sales convention which will open on Nov. 15.

80 From England

(Continued from page 1)

agement he would affiliate with American interests "to make pictures in England that would be of box office value in both countries." Distribution would be split into two zones, the Eastern and Western hemispheres with the American interests distributing in the latter zone, naturally.

Wilcox urged that the Anglo-American interests get "closer together and not farther apart." He said that there was "so much money" that "there is plenty of value from Hollywood and so much that they can get from us."

Wilcox will return to London next Tuesday to start planning for a Technicolor film, "Maytime in Mayfair."

Canada Grossed

(Continued from page 1)

recorded in all provinces except Nova Scotia, where the decline was 10 per cent of receipts.

Some $15,819,402 went to federal and provincial governments in taxes last year, leaving receipts of $62,865,279. A net increase over the previous year of 216 theatres was recorded, bringing the number to 1,093 last year, with a seating capacity of 834,300, compared with 752,642 seats reported by 1,477 theatres in the previous year.

Hartman Aids Academy

Hollywood, Nov. 8. — Don Hartman has been named to handle arrangements for the presentation of the 1948 Academy Awards by Jean Harlow, president of the Academy of Motion Picture Arts and Sciences.

Date and place of the annual event will be determined later.
Total Divorce Out

(Continued from page 1)

to a member, the three-judge court began the new phase of the 10-year-old industry anti-trust suit hearings following the mid-day adjournment yesterday, with Proskauer introducing new exhibits pertaining to theatre ownership reports of the four companies. Attorney General Judge Hand immediately questioned the accuracy of the new exhibits.

The court did not set a time limitation on the presentation of the exhibits but has indicated that it will not countenance protracted testimony.

A clue to the amount of time required by defendants may be supplied by Joseph Proskauer, counsel for Warners, when he told the court that he could put in his new testimony in five days if it is not met with serious objections, perhaps in one day.

Counsel for other companies did not indicate how much time they require but if their needs did not differ materially from those of Warners, the case might be concluded in 30 or 40 days.

Hit Procedure on RKO Decree

Yesterday's session began with the presentation by Wright of terms of the separate settlement with RKO. Objections to the RKO settlements were raised by United Artists counsel, Edward Raftery, and Louis D. Frohlich, attorney for Columbia, apparently questioning the procedure. Raftery also offered the point that the settlement might affect other companies presumably it might be used in other anti-trust cases against the distributors. He added, "It may even prejudice this very trial."

A new system of voluntary arbitration for the industry was discussed briefly by a defendant attorney with the indication that the subject in all likelihood will be taken up at length at a subsequent time. That agreement would be agreeable to arbitration was made apparent by his comment that "I certainly think and always thought that there ought to be such a system."

The position of the "Little Three" was voiced by Frohlich, Raftery and Cyril Lanland, the latter for Universal.

Frohlich branded the government's proposed trade practice injunctions an apparent attempt to destroy the industry. The government-recommended judgment would open the distributors to "copious" suits proceeding in the light of other cases now pending and potential ones in the future, and to grant defendants protection from "futile" damage actions.

Cites Dipson Trust Action

Raftery cited the current Dipson Theaters action in Buffalo against the government's position hinting that the government, in its case, has been called to attention.

Landau made a bid for the right to ask modification of the final decree insisting that the effect of the consent have been dissipated." Landau also hit the government's proposed proposal which he contended would mean that clearances would be justified only in instances of print protection.

John W. Davis, for Loew's, maintained that the U. S. Supreme Court had "in mind" further testimony in the matter to throw "challenge" evidence on closed towns and joint ownerships offered by the government.

Proskauer argued that Warners development of its theatre holdings was not for the public benefit but for new markets and that monopoly was neither the intention nor the effect. He said that Warners for the most part built its circuit from 1928 to 1931 and characterized the acquisition of theatres at that time as "pioneering." He said only 14 houses were taken by Warner before 1928 and only a "small number" thereafter to 1931.

"How can we help you?" Judge Hand asked of Proskauer.

"We were told our remedy was inadequate," he added, in a reference to the Motion Picture Appeals Board.

"One remedy should not be divorce," Proskauer answered.

Scores D. of J. "Inconsistencies"

Whitney North Seymour, for Paramount, charged that the government in its proposals was offering the "same old argument," and he lashed out at what he called inconsistencies in the government's position, basing this in one instance on the government's bid for divorce but its willingness to allow for new theatre acquisitions upon court approval.

John Caskey, for 20th Century-Fox, recurrent to the motion picture business in the past. He said that the monopoly exists and that the government is bent on obtaining divorcement without the necessaries good that the government has now been used to show that no monopoly exists and said that the government is bent on obtaining divorcement without the certain expedience that the government is now used to show that no monopoly exists and said that the government is bent on obtaining divorcement without the certain expedience that the government is now.

Caskey accompanied his oral argument with a memorandum to the court entitled "RKO's Proposed RKO Distribution System," with the present method of selling—allowing any exhibitor the opportunity to negotiate with the distributors—renders the reliefs of divorcement and divestiture unnecessary.

The government has endorsed the objections to the government's proposals raised by the other defendants and expressed the desire of his company to "become a party to a nationwide arbitration system which will afford a speedy and inexpensive forum for the adjustments of disputes."

Judge Hand remarked that both sides were taking "extreme" positions now and warned that "You won't get far with that court."

While declaring that he did not think much more testimony was needed—"What more can be added?"—he corrected Wright when the latter suggested the defendants were trying to delay the new hearings as "long as possible." Judge Hand agreed to litigate certain questions, Judge Hand said, "I think they have a right to do that."

Twice he remarked that the Supreme Court decree "spells divorce, not total divorce but some divorcement."

"Not without an inquiry," Seymour replied.

"They wouldn't have remedied the case if you if they wanted divorce," Proskauer remarked.

RKO Decree

(Continued from page 1)

timony was taken in the industry case because, under the anti-trust laws, such a decree could not be used sub judice to the major companies and would do nothing to remove damaging damage actions which have been brought against the company later. Judge Hand said that if it were entered after new testimony had been taken in the case.

The court called a brief recess to consider the decree and at its end, Judge Augustus N. Hand, senior jurist, said: "Your decree has been read, and perhaps generally understood, and has been signed."

RKO Counsel Leave

Thereupon, Irving, General William J. Donovan and Gordon Youngman, the RKO attorneys, arose and left the court room, while the seven other major defendant companies turned to the continuation of the hearings.

Thus, the RKO consent decree has been entered this morning by the Department of Justice and the company's board of directors, as of now. Rejected as a matter of the exhibitors, to whom it will be submitted at a meeting to be held within sixty days. Approval of the decree in no way affects the theatre programme on which the decree is based and those who own the controlling stock interest in RKO.

To Set Up Two Companies

The plan provides for division of RKO shares in both companies. One for production-distribution, the other for theatre operation. The latter will have title to 80 wholly-owned corporations and will have clearances to 30 other houses in which RKO now holds an interest. It must dispose of all other theatres in 241 in the next two years.

RKO stockholders will receive shares in both companies, but Hughes must dispose of his interest in one of the two within a year. The government does not care what Hughes does, but Hughes is not affiliated by granting an option to Atlas Corp., headed by Floyd Odlum, to purchase the theatre company interest, which one he will dispose of.

Depinet Placed

(Continued from page 1)

decree is RKO's representation to the court that, subject to the antitrust court's approval, it proposes voluntarily to divest its exhibition business from its production business, with RKO's showmanship business to be operated under the leadership of a new company. This will have far reaching, and, I believe, very beneficial effects on the film business."

Theatre Setup Indepent "In a short time our company will commence operations as an independent circuit. I believe that our way RKO can be assured of retaining substantially all its so-called wholly-owned theatres and also has the right under the decree to acquire without court approval certain additional theatres in which RKO and other exhibitors presently have an interest. Our interest in the theatres which must sell is in most cases that of only 14.5 per cent and those theatres are operated by others. In a judgment there will be no finer group of theatres anywhere in the United States," Depinet said. Historically, our theatres have been successful and their individual location and individual operation assure that they will continue to be strong competitors in every market in which they are located."

"Our picture company has at a times successfully maintained its competitive position throughout areas where it has not had theatres. Historically, it has always held a place of eminence in the industry and it has established a consistent delivery of top quality pictures. I have not the slightest doubt that, operating on its own time as one of the industry's most reliable sources of high-grade product, "Only Way" to Retain Circuit

"Fortunately, RKO has since its organization operated its theatres independently and its production and distribution business. We have had picture company and a theatre company organization. Our administration standpoint each has had its own management and staff. For that reason, we have taken steps which will be for RKO be a relatively simple one. With each unit specializing in its own field, I am confident that RKO Picture Corporation and RKO Theatres will continue to be leaders in the advancement and growth of motion picture entertainment."

Coast Production Drops Slightly

Hollywood, Nov. 8.—The production index dipped to 30 from last week's 32. Only 22 films were launched while nine were completed.


U.S. TRUST CASE OFF TO NOV. 29

Deneau Heads SRO Sales

Sidney G. Deneau, assistant general sales manager of Selznick Releasing Organization, has been named general manager of all distribution in the U.S. producers, effective today. A statement from SRO yesterday, following a special meeting of the company's board of directors, attended by David O. Selznick and Daniel T. O'Shea, here from California for the purpose, further disclosed that the top management of the domestic affairs of SRO will be in the hands of a committee of three, consisting of Paul MacNamara, vice-president in charge of public relations of all Selznick companies; Deneau, and Leonard Case, treasurer. Kessel will not leave the company for executives, during which he will work with Deneau on pending sales negotiations.

Although, at 37, Deneau is one of (Continued on page 6)

Talks Continue on Selznick-U.A. Deal

With negotiations still uncompleted on the deal by which United Artists would handle special distribution for the Selznick Releasing Organization, there was nothing to place before the UA board, and its regular meeting. scheduled for yesterday, was not held. Discussions between David O. Selznick and Gradwell Sears, U. A. president, reportedly are continuing and a decision on the deal, one way or another, is expected to be reached before Selznick leaves for the Coast, probably this weekend.

Details of the deal were not revealed (Continued on page 7).

Discussion Naming New SIMPP President

Selection of a new president for the Society of Independent Motion Picture Producers is under discussion here again at meetings of leading members of SIMPP or their representatives. Series of conferences, still in progress, also have thoroughly canvassed the organization's position with (Continued on page 2).
ATOI Convention in Indianapolis Today

INDIANAPOLIS, Nov. 9.—Election of directors will highlight the opening session of the Associated Theatre Owners of Indiana’s two-day convention at the Hotel Antlers here tomorrow.

Other features include a report, “Making Caravan Work,” by Charles Niles, secretary of Allied States, and a trip to the plant of the William L. Anaisworth, president of national Allied; Niles; Sam Switow, Joseph Goldfish; Charles W. Hunton, Herb Ochs and Joe Finerman.

An ATOI report for 1948 by Bill Carroll, secretary-treasurer, and ATOI policies by the membership also are on the day’s program. Trueman Rembusch, president of the state association, will deliver the convention welcome. Opening of the convention was preceded by a directors meeting and dinner for directors and their wives at the Antlers tonight.

Theatres ‘Full’ Story on Thomas

Television Newsreels claims to have filmed the actual theatre screens with the “full” film story on the J. Parnell Thomas case, following a special Federal Grand Jury indictment for allegedly accepting salary “kickbacks” from staff members.

A formal warning was secured by Telenews before the indictment, also direct interviews with former employees of Thomas and Herbert Pearse, first to bring the case against Thomas to the government’s attention, cooperated with Telenews and acquires the story. Telenews reports.

Goetz Consultant at Republic and CFI

Appointment of Jack Goetz as special consultant on laboratory and studio activities of the CFI here yesterday by Herbert J. Yates, Republic president, Goetz will serve at both Republic’s Los Angeles and Consolidated Film Industries.

Goetz was previously associated with Yates in Consolidated, for many years. He had charge of the Department of Engraving, which Yates amalgamated with two other laboratories to form Consolidated. Since 1930, he has had his own organization.

2 Odeon Theatres Curtail Matinees

TORONTO, Nov. 9.—Due to increased power blackouts in this district as a direct result of the electrical situation, Odeon Theatres has announced cancellations of all matinee performances except on Saturday at the Fairlawn and Danforth theatres until further notice, while other neighborhood exchanges also are rearranging their schedules to fit the latest developments.

The new Odeon-Toronto Theatre will continue to operate continuously since no power blackouts in its downtown location.

FPC Signs Up for Commercial Film

Los Angeles, Nov. 9.—With showings set to start on Thursday in the benefit districts, a hundred Fox West Coast houses in this area will exhibit a 50-minute “Biggest Inch,” under commercial sponsorship of the Southern California Gas Co. at the rate of $10 per thousand admissions, a circuit spokesman disclosed today. The exhibition was produced in 16mm. by Polaris Pictures and enlarged for theatre use.
"Fill 'em up at THANKSGIVING!"
(The State, N.Y. record-breaker, a simultaneous Thanksgiving sensation!)

M-G-M's "THREE MUSKETEERS"
Technicolor

M-G-M presents Alexandre Dumas' "THE THREE MUSKETEERS"
Starring LANA TURNER, GENE KELLY, JUNE ALLYSON, VAN HEFLIN, ANGELA LANSBURY, FRANK MORGAN, VINCENT PRICE KEENAN WYNN, JOHN SUTTON, GIG YOUNG • Color by TECHNICOLOR • Screen Play by Robert Ardrey • Directed by GEORGE SIDNEY • Produced by PANDRO S. BERMAN • An M-G-M Picture

"Fill 'em up at CHRISTMAS!"
(Next at Radio City Music Hall and America's perfect Xmas show!)

M-G-M's "HILLS OF HOME"
Technicolor

M-G-M presents "HILLS OF HOME" • Starring EDMUND GWENN, DONALD CRISP, TOM DRAKE, JANET LEIGH, and LASSIE • Color by TECHNICOLOR • Original Screen Play by William Ludwig • Suggested by The Ian Maclaren Sketches "Doctor of the Old School" • Directed by FRED M. WILCOX • Produced by ROBERT SISK • An M-G-M Picture

"Fill 'em up at NEW YEARS!"
(Happy New Year at Radio City Music Hall and across the nation!)

M-G-M's "WORDS AND MUSIC"
Technicolor

M-G-M presents "WORDS AND MUSIC" • Starring JUNE ALLYSON, PERRY COMO, JUDY GARLAND, LENA HORNE, GENE KELLY, MICKEY ROONEY, ANN SOTHERN with Tom Drake, Cyd Charisse, Betty Garrett, Janet Leigh, Marshall Thompson, Mel Torme, Vera-Ellen • Color by TECHNICOLOR • Based on the Lives and Music of Richard Rodgers and Lorenz Hart • Screen Play by Fred Finklehoffe • Story by Guy Bolton and Jean Holloway • Adaptation by Ben Feiner, Jr. • Musical Numbers Directed by Robert Alton • Directed by NORMAN TAUROG • Produced by ARTHUR FREED • A Metro-Goldwyn-Mayer Picture

"Fill 'em up all year 'round"
in N-Y it's U- for ENTER

UNIVERSAL-INTERNATIONAL PRESENTS

JOAN FONTAINE • LANCASTER
KISS THE BLOOD OFF MY HANDS
ROBERT NEWTON

co-starring

Screenplay by Leonardo Berovici • Adaptation by Ben Maddow and Walter Bernstein • Additional Dialogue by Hugh Gray • Based on the novel by Gerald Butler • Produced by RICHARD VERNON
Directed by NORMAN FOSTER
A HAROLD HECHT-NORMA PRODUCTION

LOEW'S CRITERION

UNIVERSAL-INTERNATIONAL presents

Joan JAMES
FONTAINE • STEWART
You Gotta Stay Happy
with EDDIE ALBERT
ROLAND YOUNG • WILLARD PARKER • PERCY KILBRIDE

From The Sat. Eve. POST serial by ROBERT CARSON • produced and written for the screen by KARL TUNBERG • directed by H. C. POTTER
A WILLIAM DOZIER presentation

RADIO CITY MUSIC HALL
UNIVERSAL INTERNATIONAL presents

ONE TOUCH of VENUS
BROADWAY'S DEVASTATING MUSICAL DELIGHT

ROBERT WALKER AVA GARDNER DICK HAYMES
with EVE ARDEN OLGA SAN JUAN TOM CONWAY

Screenplay by Harry Kurnitz and Frank Tashlin • Based on the Musical Play • Music by Kurt Weill • Book by S. J. Perelman and Ogden Nash • Lyrics by Ogden Nash • Suggested by the Novel "The Tinted Venus" • Directed by WILLIAM A. SEITER
Produced by LESTER COWAN

PARK AVE. THEATRE

A. J. ARTHUR RANK ENTERPRISE

Laurence Olivier presents

Hamlet

by WILLIAM SHAKESPEARE
A TWO CITIES FILM
Under the management of Filippo Del Giudice
Produced and Directed by LAURENCE OLIVIER
Released by Universal-International
SPONSORED BY THE THEATRE GUILD
Screen Unions Set Film Boycott Day

Screen Office and Professional Employees Guild and the Screen Publicists Guild announced here yesterday that Nov. 18 has been designated as "Stay Away from the Movies Day," as the first of a series of such "days" in an "all-out effort on the part of both locals to persuade moviegoers to stay away from all motion picture theatres throughout the Metropolitan area to force film producers to negotiate new contracts."

E-L Promotes

(Continued from page 1)

ABPC Video Plans

(Continued from page 1)

projection and the intermediate film process, used successfully by Paramount in New York. Plans have been developed for the establishment of ABC television studios and application has been made for permission to conduct experimental transmissions to three ABC London theatres.

Under the direction of C. J. Latta, representative here, all ABPC resources will be enlisted in the program under the over-all supervision of Sir Philip B. Morris, president of ABPC. Among the company's resources are its theatres, Pathe North East, ABC Elstree and Wethwyn studios and Pathe Distributors.

Fred Weller Named

(Continued from page 1)

and engaged in private law practice, said, "that due to recent judicial opinions outlawing restraints of trade and monopolistic practices, many new approaches and solutions are in prospect for independent exhibitors. I shall always proceed on the premise that there is a square deal between theatre owners and distributors and that distributors should be obtainable for that reason, for the facts in the course of negotiations."

Deneau Heads

(Continued from page 1)

the youngest sales executives in the business, he has been in motion picture for 20 years as a film buyer and salesman. In 1926, Deneau joined Fox Film in New York City. In 1934, he moved into exhibition, joining Fabian as manager and treasurer of the Brooklyn Paramount and Brooklyn Fox theatres. In 1936, he was transferred by Fox to New York as a branch manager where he became film buyer and assistant zone manager. In 1939, he returned to New York to the home office as chief film buyer. In 1942, he enlisted in the Army, and in 1946 Deneau joined Sohne Circuit in New York. In 1947, because of Mrs. Deneau's health, he left Gloversville and at that time joined SOO as assistant general sales manager.

Edgar Kennedy, 58; In 106 RKO Comedies

Hollywood, Nov. 9.—Edgar Ken-
nedy, 58, director at the Motion Picture Country House following the hospitalization of eight weeks is a threat to a本次活动。Under contract to the RKO, the former 106 of RKO comedies for that studio and in scores of others, played pictures in the old order entered the industry in 1911 as a Mack Sennett "Keystone Kop." The widow, a son and a daughter survive.

Jerome Cady, 48

Hollywood, Nov. 9—Funeral ar-
rangements are pending for Jerome Cady, 48, who retired from the 106 RKO comedies for that studio and in scores of others, played pictures in the old order entered the industry in 1911 as a Mack Sennett "Keystone Kop." The widow, a son and a daughter survive.

U.K. Finance

(Continued from page 1)

...from Film Finance Co. Ltd, had made exploratory approaches, which Lawrie reported that it was unlikely that money would be available in the current style. This is in line with the urgent necessity of British pro-
ducers and that the matter would lie in the hands of the Government.

While refusing to disclose the precise amount advanced, Lawrie and Exclusive, Lawrie admitted that the former received £200,000 at 4 1/4 per cent.

Weighing 'Other Advances'

Apparent advances which have been made by others, some con-
spicuous and still under considera-
tion, he said.

The advance to Exclusive occu-
pled considerable criticism in which Lawrie readily disposed of pointing out that the company had presented its program to him, that it has a record of previous support and that there is no indication that it has been assured of support to commercial banks also.

Reiterates FFC Function

Lawrie also took occasion to denounce any idea about Film Finance Company contemplated resigning from Film Finance because the latter is adhering to the financial market trend than to government policy. He explained again that the corporation's function is not to supplant orthodox banking, but to supplement it. It handles both Sir Alexander Korda's and Herbert Wilcox's pictures. He said FFC wants to discourage inde-
pendent producers from ensnaring dis-
tribution companies in order to qualify for loans, and said, "We don't plan to keep producers in the glittering studios just to get the stage filled."

E-L Backlog

(Continued from page 1)

of the seven to go into production next year. The operation there will be whipped into final shape by Jan. 1. The seven include Walter Pidgeon's "World as a Widow," Miss Betty Hines' "Little Willie," "Border Incident," and "Twelve Against the Underworld," and three to be produced by Gary Cooper, "Port of New York" and "Trapped."
"U" Dispenses with Special Trial Counsel

Remaining phases of the government’s anti-trust suit have been moved up to a degree insofar as non-theatre owning defendants are concerned that one of them, United Artists Corporation is no longer represented in court by Cyril Landau of the home office legal staff.

Of Loew’s, Davis observed that the companies should be considered as independent and not as one.

Ratner and Louis D. Frolich, Columbia counsel, expressed objections to the new trial form and said that the evidence in support of its proposed new judgment on distribution practices.

Cyril Landau, for Universal, then made the objection unanimous for the Little Three.

M-G-M is urged to justify the existence of a substantial number of partnership ownerships in exhibition in what he identified as efforts to ‘cap’ the independent exhibitors.

He argued in the course of only two hours, although respecting the right to assert that a man is guilty if in the right mind if he felt the need for new argument.

Rodgers Called to Stand

William H. Rodgers, Loew’s vice-president and general sales manager, called to the stand by Davis, told in detail the various changes in distribution policies that have been made in recent years.

Davis offered the testimony, he said, in support of his aim of proving because of new methods of selling and generally dealing with exhibitors at the present time, any new belief that is necessary.

He said that government exhibits on selling practices are too out-dated to be considered in the light of the changing market over the past few years. Davis offered the testimony, he said, in support of his aim of proving because of new methods of selling and generally dealing with exhibitors at the present time, any new belief that is necessary.

It became apparent early in yesterday’s hearings that the theatre-owning defendants would act independently of each other in carrying the hearings into the basic questions on legality of theatre ownerships, although all have done so in the government’s proposed findings on the subject.

John W. Davis, for Loew’s, opened the session with a motion to dismiss the government’s amended complaint against Loew’s. Rodgers, except those portions which were affirmed by the Supreme Court, Paramount, 20th Century-Fox and Warner joined the move, which was then the only single action in making the motion only in behalf of Loew’s.

‘Fighter Squadron’ Premiere on Nov. 18

World premiere of “Fighter Squadron,” Warner’s Technicolor story of fighter plane operations in World War II, will be held Friday night, Nov. 18, at the Victory Theatre in Dayton, before an audience including leading aviators and top service men.

Wright, the actor who plays the part of a top bomber pilot, was present.

One of the Warner studio’s most experienced publicists, Muriel Keys, owner of the Victor, and Elmer Redell, its manager.

To Buy Zukor Estate

Negotiations are under way for the purchase of Adolph Zukor’s 800-acre Ocean Grove, N. J., estate by a syndicate of New York business men, it was confirmed here yesterday. Members of the syndicate include Emile R. Blumenstock, Jr., vice-president of the board of Dasian’s, Inc.; A. J. Balaban, Roxy Theatre executive; Bernard Thaw, restaurateur; Jack Abravanel, president of the Mountain View Golf and Country Club; and Bernard G. Nemeroff, New Yorker.

The syndicate is represented by Nemeroff, Jelline, Danzig and Paly.

Selznick - U. A. Deal

U. A. has offered to buy the assets of the Motion Picture Corp. of America, including the assets of the company and all of its subsidiaries. The substances, however, are subject to a moratorium that expires on April 1, 1949.

Argue Corporate RKO Relationship

Chicago, Nov. 9—Circuit Court of Appeals heard arguments here today involving the corporate relationship of Radio-Keith-Orpheum to determine whether attorney Miles S. Mark had the right to dissolve the company from contempt charges in the Jackson Park decree. Seeley contended that the RKO Palace, theatre is not owned, leased, or operated by RKO Pictures, but is a separate subsidiary operating as the Chicago Orpheum Co. He admitted, however, that it is a "left arm" of the RKO parent corporation.

Seeley said he didn’t know why he made the statement during the original hearings that RKO did operate the Palace and Grand Theatres, Jackson Park attorney Tom McConnell produced evidence to prove that the Palace is a corporate mechanism of RKO Pictures, stating that “all the money came from the same till,” and adding: “If it is true that the Palace is not owned by RKO, why didn’t Seeley or the other RKO witnesses during the litigation deny it?”

Ascap Stay

(Continued from page 1)

several weeks, exhibitors presumably would be taking chances if they continued to withhold payments from the Society.

A stay would render the New York court’s judgment inoperative pending submission of related issues to the Supreme Court. A verdict in favor of the plaintiffs would be inoperable if the court found that the New York court lacked jurisdiction.

The ‘Father’ Wins Citation

Warner’s “Eile with Father,” was given a citation as the finest family entertainment picture of 1947-48, last night at a dinner sponsored by the New York State Federation of Women’s Clubs fine arts committee in connection with the Federation’s annual convention at the Hotel New Yorker here.

Have YOU tried a SKYBER on American’s famous DC-6 "MERCURY" flight to LOS ANGELES?

Have you tried...? 

for distribution to passengers of the home office as well as other personnel matters hitherto handled by GA.

Also charged with censorship problems.
HERE, for the asking, is the latest word on projector carbons. This handbook is easy to read and packed with useful information—charts, tables, photographs and drawings—everything you need to know to get top efficiency in projector carbon operation.

The handbook contains chapters on such subjects as the physics and measurement of light... progress in projection lighting... the various types of High Intensity and Low Intensity Arcs... carbon arc projection for 16mm film... In addition, the handbook provides tips on adjustment and alignment of projector carbons... on the amperage and voltage requirements of each type... on operating precautions and the proper care of electrical equipment and optical systems.

The handbook will be distributed through the Cleveland office of National Carbon Company, Inc., Post Office Box 6087, Cleveland, Ohio.
Deal for U. A. Distribution
For SRO Set

Goes to U. A. Board for Approval Tomorrow

Negotiation of the deal by which United Artists would handle sales and distribution for Selznick Releasing Organization has been concluded and the proposal will be placed before the U. A. board of directors for approval at a meeting here tomorrow.

Authoritative reports yesterday indicated that, if the plan is approved by the board, SRO personnel in the United States and Canada would be merged with U. A. with the possibility that they would handle special deals for Selznick product. U. A. would concentrate on broad, penetration sales which the limited SRO field force has been unable to cover thoroughly heretofore.

Appreciable economies for SRO are apparent in the arrangement and on the U. A. side, addition of the Selznick organization.

New ABC Video Film Process Shown Here

American Broadcasting yesterday demonstrated its process of photographing television images direct from a receiver, recording both picture and sound simultaneously, with the aim of supplying its network affiliates with 16mm film for re-television in stations throughout the country.

Although such systems are new to the industry, particularly to Paramount’s Television Productions, which has its own method for taking film

Kingsberg Is Head Of Federation Unit

Malcolm Kingsberg, president of RKO Theatres, has been named chairman of the special gifts committee for the Federation of Jewish Philanthropies, Fred Schwartz, vice-president of Century Theatres and chairman of the FJP amusements division, announced. The quota for the division is $400,000.

Leaders in the industry here will serve on the committee with Kingsberg, Joseph Golds- en, Sam Rindler, Murray Silverstone, Nate Spingold, Sol Strausberg, Joe Vogler and George Skouras.

NBC in Film Trade
Via Benny’s “Stiff”

NBC develops a stake in motion pictures through its purchase of Jack Benny and his company, Amusement Enterprises, which has completed its first picture, “The Lucky Stiff.” The film is a Jack Benny production with Brian Donlevy and Dorothy Lamour and will be released by United Artists which holds a contract for any other films which Amusement Enterprises may make. Starting, Jr., will supervise sales.

Mono Board Is Re-elected

Hollywood, Nov. 10—Monogram’s entire board of directors was re-elected today at the annual stockholders meeting, and the board held its first meeting this afternoon. Election to the Monogram board was made by the same duties that of Allied Artists.


Business sessions, during which the stockholders, most of whom are board members will confer with the sales force, will continue tomorrow and Friday.

Schlaifer Leaving 20th-Fox Feb. 1; To Form Own Business

Charles Schlaifer has resigned as 20th-Century-Fox director of advertising, publicity, exploitation and radio, effective Feb. 1, to enter business for himself, Spiroco S. Scocca, 20th-FOX president, announced here yesterday.

Charles Einfeld is slated to be Caravan’s vice-president of 20th-Fox in charge of advertising—publicity Jan. 1 and is scheduled to arrive in New York from the Coast early next week to conclude the deal. Einfeld held a similar post with Warner Brothers prior to forming Enterprise Pictures with David Loew.

Schlaifer said yesterday the nature (Continued on page 6)

TOA Leaders To Meet Jan. 28 in Capital

Next Jan. 28-29 has been set for a meeting of officers and directors of Theatre Owners of America, Arthur H. Lockwood, TOA president, disclosed here yesterday.

About 75 officers and directors attending the meeting will be held at the Mayflower Hotel in Washington.

A T O I Backs Plan to Compete
With Radio on ‘Give-aways’

INDIANAPOLIS, Nov. 10—Plans for a hook-up of Indiana theatres to stage their own ‘give-away’ program in competition with radio were given ten- sive consideration by the FJP amusements division at its recent session of the Associated Theatre Owners of Indiana convention.

The proposal, advanced by Joe Finneran, Columbus exhibitor, would depend on a minimum of 125 houses subscribing, each of which would be assessed for prizes and each to give patrons tickets from which quiz show contestants would be drawn. The contest would be held in Indianapolis and transmitted to theatres by a telephone network.

The ATOI also endorsed the Cryptex system of determining the number of patrons of a theatre and recommended that the Internal Revenue Department

Defense Based On ‘Reforms’ In Trust Case

New York Federal Court hearing on the Paramount case yesterday adjourned to Nov. 29 with increasing evidence that the major dis- tributor defendants substantially will base their defense on the present-day state of the industry, allegedly devised to large extent of monopoly, conspiracy and unfair trade practices.

From now to the new hearing date the companies and the Depart- ment of Justice are to endeavor to reach an accord on written testimony to be entered, thus eliminating the necessity of calling witnesses, and to try to agree on which theatre partnerships are to be dissolved and in what manner.

Those issues which remain to be resolved will be presented to the court for its consideration at the new hearing which is expected to last only one week, according to both government and film company spokesmen. The

20th-N.T. Officials Study Diversiture

Top officials of 20th-Century-Fox and of National Theatres will engage in a detailed study of theatre diversiture possible following the arrival here from the Coast today of Charles Skouras, N. T. president.

The study will have as its aim either the prospects of an early agreement with the government on theatre diversiture or eventual compliance with the indicated New York Federal Court insistence upon some, but not complete, diversiture.

In no case, company officials said

Mich. Allied Finishes
Field Directorate

DETROIT, Nov. 16—District meetings held by Allied Theatres of Michigan last week attended by 12 directors and 17 alternates in the field have been completed. Board members and alternates from all districts follow.

First district: Ackerman, Detroit, board member, Irving Katcher, Detroit, alternate; second district:

(Continued on page 6)
Personal Mention

DORE SCHARFY, M-G-M producer, who is due here Monday from the Coast, will be a guest at RAYE HARRIS on the "Variety Hour" radio show over CBS on Tuesday afternoon.

SAM SHAY, 20th Century-Fox executive, relations director, left here last night for Cinncinati and Pittsburgh. Bill Blumenstock, assistant, exploitation manager, departed for Chicago.

HAROLD F. SHEERWOOOD of Kodak Research Laboratories, Rochester, was awarded the Raiman Medal at the 93rd Annual International Exhibition of the Royal Photographic Society, London.

HENRY TELLUSMITH, Trinidad circuit operator and franchise holder for Monogram, Film Classics and Teddy Pictures, is in New York from Port-of-Spain.

Leo Young has resigned as assistant and head of the New York branch of Hilkhman drives-ins in uptown New York to join RKO as an exploitor in St. Louis.

HELEN LAX, former film publicist in New York, has been appointed head of the new window and trailer special copy-writing department in Chicago.

JOAN MANSFIELD, assistant to Art Morgan in the Warner Boston office, has been engaged to Walter Brannigan of that city.

Harry Goldberg, head of Warner Theatres' advertising-publicity department, is returning to New York on Monday from Philadelphia.

JERRY WALD is in New York from the Coast.

British Film Union Hits Ban on Hecht

Three newly-promoted distribution managers will be honored at an industry dinner-dance to be held next Thursday evening at the Ritz Restaurant in Passaic, N. J.

The dinner-dance will salute on the occasion of their promotions are: Clarence Eiseman, Warner's metropolitan district manager; Ben Ahner, Warner's New York branch manager, and Lou Allerhand, M-G-M's New Jersey branch manager.

British Film Union Hits Curb on Hecht

London, Nov. 10.—The British Association of Ciné Technicians has condemned the ban imposed by the Cinematograph Exhibitors Association on all films written or produced by Ben Hecht. The ACT protest was said to have been prompted not only by political sympathy for the American writer but purely as a statement of principle that works of art should be freed from censorship.

Varity Club Honor For Father Flanagan


Mildred Shafton of Omaha attorney and member of Omaha Variety, has been named chairman of arrangements by O'Donnell, for the unveiling ceremonies which will take place tomorrow, Nov. 28 at Boys Town. The program for the ceremonies is now in final stages in conjunction with members of Omaha Variety, of which F. A. Van Husan is president. O'Donnell and Harris will head a delegation of Variety members to the unveiling ceremonies.

Father Flanagan was named recipient of the first Humanitarian Award presented by Variety, in 1938.

No Pay Hikes Under AFM Recording Pact

Former pay scales are to be maintained virtually without change under the agreement which has been reached by AFM and recording companies. James C. Petrillo, president of the American Federation of Musicians, and the recording industry for a minimum increase of $14.25 for a three-hour recording session, and $137.50 for each half hour over three hours.

An earlier agreement for renewal of a musicians' welfare fund is to be submitted to U.S. Attorney-General's office in the near future.

SAG in Bid for AFL Fight on 'Double Tax'

HOLLYWOOD, Nov. 10.—Screen Actors Guild executives Edward Arnold and Pat Somerst will leave here at the close of the week in order to have the American Federation of Labor convention to adopt a new proposition to be presented in order to eliminate from several pending international tax agreements all clauses depriving actors from benefits of the elimination of double taxation.

The prepared resolution calls present proposals leading to what the Guild terms "theft of money and grants to entertainers," and points out that the clause objected to was removed from the U.S. British tax convention.

'IA' Local 771 Elects

Jack Bush has been elected president and Marc Aach vice-president of the International Alliance of Theatrical Stage Employees, Film Editors, in New York. Robert Dworsky was chosen secretary and Edward H. Rea, treasurer. Harry Rea, Fred Albrecht and Robert Klaeger, trustees. Charles Wolfe was named business representative.

Schlaifer (Continued from page 1)

of his new business could not be disclosed at this time but he said it would be identified with the industry.

Harry Schlaifer, vice-president of the company, has stated that 20th-Fox would be associated with Schlaifer's new enterprise. Schlaifer is well known in the motion picture industry and has made many friends through his personal influence and knowledge of the film business.

Skouras Lauds Schlaifer

"For myself I cannot speak too highly of Mr. Schlaifer's character and accomplishments and I know that these will be felt in his new venture. This company looks forward to a successful business relationship with him in his new enterprise."

"It is, however, for Mr. Schlaifer to announce the nature of his undertaking and this, I understand, he will do in the near future. Meanwhile, I would like to express my appreciation of the help and support which are being given to him by the Schubert family and the photographic community."

ABC's Video Films (Continued from page 1)

Form Music Unit for Video Clearances

Hollywood, Nov. 10.—Short subject producer Jerry Fairbanks has become a Vice-President of Music Publishing Co., designed primarily to acquire music clearance for television use.

The company, a subsidiary of Jerry Fairbanks, Inc., will be headed by Nat Winceoff, former Paramount executive. The unit will be expected to eventually publish sheet music and make recordings.

Rites for Kennedy

Hollywood, Nov. 10.—Final rites for Edgar Kennedy, veteran actor who died here Tuesday, will be held Friday morning at St. Gregory's Catholic Church. Interment will be at Holy Cross Cemetery here.

MGM-DeRoleoment Talk

Hollywood, Nov. 10.—Negotiations are understood to be under way between MGM and DeRoleoment for settlement of his producing contract with the company.

'Ad' Firm Appointed

Emerson Radio and Phonograph Co. has appointed the Blaine-Thompson Co. of New York to handle its television advertising account.
Trust Case

(Continued from page 1)

art's final judgment could come about the corresponding time it handed down its original 1946 decree, on New Year's Eve.

A new system of arbitration of industry disputes will be proposed but it was indicated at the near-close of the hearing that RKO plans to file a plan of "teeth in it" will be submitted in behalf of the theatre-rackets defendants. At that time Louis D. Frohlich, Columbia counsel, went on record in strong opposition to arbitration.

Columbia Against Arbitration

"It does us no good," he said. "The very people who go to arbitration are the people suing us" in private antitrust suits. "This even has happened this year," he said, in an apparent reference to the Buffalo action of Dgfplan. He added that every theatre in the RKO system is either willing to go along, and John Caskey, attorney for 20th Century-Fox, in- formation has been supplied for three other national distributors (probably meaning Allied Artists-Monogram, Republic and others) who have been invited to attend discussions of a system of arbitration.

Each party, United Artists, and Cyril Landau, for Universal, said that they could make no commitments until the proposed plan was studied, particularly in the light of the extent of costs involved.

At one point Judge Hand commented that the purpose of the arbitration was frowned upon by some. Proskauer remarked that it would be "a necessary step" and that "it would be impossible without the acquiescence of the "Little Three."

Will Cite 'New Practices'

In their new line of defense, the majors evidently intend to try to show that the new selling practices adopted during the last two years have con- tributed all the injunctive relief re- quired in distribution and have result- ed in a dissipation of exhibition con- spiracies complained of.

In questioning William F. Rodgers, vice-president and general sales manager of Loew's, John W. Davis, counsel for United Artists, was un- able to show that by competitive bidding, nego- tiation of runs, product splits, and the discounting of practices such as price-fixing, which have been declared illegal, the independent exhibitors have equal opportunity with affiliated thea- tres to present their product.

This same approach was taken by Warners' Proskauer when he ques- tioned W. Stewart McDonald.

In the new statements to be pre- pared from now until the hearings re- ported (between counsel for both sides that witnesses if appear- ing in court would so testify), the exhibitors also intend to disprove charges of conspiracy among the af- filiated theatres and respective parent distributors to the effect that there was no proportionate relation- ship between rentals paid to and collected from these independent exhibitors.

Warner's and Loew's, for example, will endeavor to show that rentals now paid by exhibition product will not correspond to the point of suggesting conspiracy with rentals paid by Loew's Theatres for Paramount pictures.

The government's reply to this po- sition is that those "reforms" already provided do not in any case cure the previous antitrust violations. In this and other cases, including the Jackson Park decision in Chi- cago, but they still do not constitute adequate relief for the prevent or suf- ficient safeguards for the future.

Talent Roster for 'Stars Is Heavy'

Among additional names added to the talent casts of "The Night of Stars" "United" Jennifer Joseph's glee- crime relief and Palestine resettlement benefit, scheduled for Madison Square Garden next Monday night, are the following:

Miss Schermerhorn, Miton Boney, Connie Boswell, Joe E. Brown, Bing Crosby, Naples, Joe Barrows, Red Buttons, Jeanne Carol, My- cle Gaden, John Carl, Patric Knowles, Marlene Dietrich, Peter Donald, Duke El- liott, Vincent Price, Robert Benchley, Fredric March, for Walt Disney's "Dumbo," Vincent Price, Margo and Eddie Albert, Connie Enfinger, Margaret Sedgwick, Don Ameche, Bert Lytton, the Merry Maids, Vaughan Williams, James Cagney, George O'Brien and Mary McCarthy.

The production committee is headed by Robert M. Weitman, managing di- rector of the Amusement Association and Brooklyn Paramount theatres.

Three Films in B

As Legion Rates 16

Three pictures have been given "B" classification by the National Legion of Decency in reviewing 10 pictures this week. They are: Paramount's "The Defiant One" Universal's "Three Come Home," and 20th Century-Fox's "When My Baby Smiles at Me."


20th-N. D. Visiteutu

(Continued from page 1)

yesterday, there is any intention of devising a plan for the complete separation of the company's theatre interests from production and distribution. Any indication seems to be that to recently concluded by RKO. Intent appears to be more an ex- amination of what might constitute the company's maximum divestiture proposal, or how it best might meet a minimum government demand for dis- vestiture, in furtherance of consent decree discussions or in ultimately complying with court orders.

20th-decree in the case has gained strength with the court's announced attitude toward the antitrust divestiture, according to observers here.

It is said that with Judge Hand's declaration to that effect, both sides have a far better understanding of what to expect in the final order if the case is litigated at that end and that more liberal concessions by both sides would be more likely. Some observers, however, believe that the court recognizes that it cannot achieve the drastic complete divestiture goal which has been demanding and now might show willingness to give ground so as to effect a settlement. Also, the companies, for their part, may be willing to give more ground than they have indicated heretofore.

Review

"Blood on the Moon"

(RKO Radio)

Lauded as SHORT'S recent novel about a bitter range feud in the old West has been fashioned into a muscular screen drama whose thematic treat- ment departs more from the well beaten path trodden by those who have been characterized as "reactive men." Other factors are its mood of revenge, its thrillingly realistic photography, and the performances of satisfactory performances by a solid cast headed by Robert Mitchum, Barbara Bel Geddes and Robert Preston. Put "Blood on the Moon" down as ripe entertainment for the action fans, and particularly for those who demands something more than the strictly elemental.

Mitchum gives a typical Mitchum performance—quiet, icy, unfeigned, scene- dently characteristically Shea's. He

"He Walked by Night"

(Eagle-Lion)

SMART direction of a well-knit screenplay puts Eagle-Lion's "He Walked by Night" in the ranks of superior documentary-style melodramas. The story, it has a kink which is the police judge, with a tenseness and credibility that makes it thoroughly engaging enter- tainment. The cast is not one of top grade marquee value, but it performs

The story opens excitingly as a thief kills a police officer after a thwarted robbery attempt. With little to go on, except that the killer is cunning and dangerous, the policed are faced with evidence. Gradu- ally the truth emerges in the instruction of film makers, but with his identification once established, there remains only the final explosive climaxes which is all that he is trapped.

Running time, 86 minutes. General audience classification. "New" as November

CHARLES L. FRANKES

Price, 450,000 Suit Against Frisina and Majors

St. Louis, Nov. 10.—A $450,000 anti-trust suit has been filed in Federal Court here against Frisina Amuse- ment Co., Springfield, III., and the eight St. Louis theatres owned by the firm and the Soza of Moberly, Mo. The petition alleges violations of the Sherman and Clayton Acts during the plaintiff's op- eration of the Soza Theatre in Mexi- co, Mo.
ROPE

JOHNNY

JUNE

BRI

FIGHTER

THE

DECISION

OF

CHRISTOPHER

ONE SUNDAY
THE GREAT ATTRACTIONS THAT CROWD WARNER BROS.' SCHEDULE TO THE END OF 1948 WILL BE ENRICHED BY THE RELEASE AT THE START OF 1949 OF

'Adventures of Don Juan

IN COLOR BY TECHNICOLOR

BELINDA

DE SQUADRON

IER BLAKE

AFTERNOON

"JUNE BRIDE" OPENS STATE-WIDE IN INDIANA TODAY! IT'S A BIG GOVERNOR-SPONSORED, AREA-BLANKETING BALLY FROM

Warner Bros!

IN COLOR BY TECHNICOLOR
Key City Grosses

Following are estimated picture grosses for current engagements at key cities as reported by Motion Picture Daily correspondents. Estimates omit admission tax.

BOSTON

Unprecedented warm weather with temperatures in the upper 70s prevailed over the weekend. Holdovers are "Johnny Belinda" and "Hamlet." Business was down a bit from last weekend. Estimated for the week ending Nov. 10:

- BLANCHE FURY (E-R-Leak) and THE BANDIT OF THE ANDES (Col.)—$1,425. Gross: $1,550. (Average: $129.)
- HAMLET (U-I-Rank)—$1,000. Gross: $1,050. (Average: $129.)
- JOHNNY BELINDA (WB) and HIS IDEE FOR THREE (Rep.—Metro—20th—Fox)—$1,095. Gross: $1,250. (Average: $129.)
- JULIA MISBIEVAES (M-G-M) and BIG CITY (M-G-M—State)—$1,000. Gross: $1,050. (Average: $129.)
- RED RIVER (UA)—$750. Gross: $825. (Average: $129.)
- THE MIKADO (U-I-Mercurian) and MAN OF THE WEST (Rep.—M-G-M—Fox)—EXETER—$1,000. Gross: $1,050. (Average: $129.)
- MOONRISE OF JULIA (UA)—BROOKLYN AND HEAVEN (UA)—PARAMOUNT—$1,095. Gross: $1,250. (Average: $129.)
- BANGOR, Maine (Univ.) and TEXAS, BROOKLYN AND HEAVEN (UA)—Fords—$925. (Average: $129.)

ATLANTA

Business in all theatres is about average. Estimated receipts for the week ending Nov. 10:

- R.A. STREET (RKO Radio) and VARIOUS (M-G-M Radio)—RKO-M-G-M—MORIAL (1,000) (40c-80c) 6 days. Gross: $700. (Average: $120.)
- RED RIVER (UA) and MANHATTAN (UA—M-G-M)—STATE (2,500) 6 days. Gross: $950. (Average: $120.)
- THE GLASS BOTTLE (Co.)—ORPHEUM (3,000) (40c-80c) 4 days. Gross: $1,200. (Average: $120.)
- MISS CHARM (U-I) and GUN OF HATE (RKO Radio)—RKO—BOSTON (200) (40c-80c) 4 days. Gross: $1,500. (Average: $120.)
- THE VIOLET TOUCH (RKO Radio)—PARAMOUNT (2,500) (40c-80c) 2 days. Gross: $1,500. (Average: $120.)

TORONTO

With power blackout disrupting normal activities, Toronto exhibitors faced the problem with trepidation as public uncertainty cut business returns even though the larger theatres enjoyed the use of private generators for electricity. There were only two holdovers. Estimated receipts for the week ending Nov. 11:

- THE BEST YEARS OF OUR LIVES (RKO Radio)—ODORISI (2,000) (40c-80c) 6 days. Gross: $1,000. (Average: $120.)
- DEAR MURDERER (E-L) and TRIPLE THREAT (Col.)—DAFORTH (1,400) (20c-36c-50c-80c) 3 days. Gross: $1,000. (Average: $120.)
- DEAR MURDERER (E-L) and TRIPLE THREAT (Col.)—FAIRLAWN (1,180) (20c-36c-50c-80c) 3 days. Gross: $950. (Average: $120.)
- TITLES OF HOME (M-G-M—UPtown)

Baltimore

Gains made during recent weeks at New York offices failed somewhat to hold for the current seven-day period. Holdovers are regarded as the major force behind the $6,000 drop. There is the lack of outstanding new shows. Estimated receipts for the week ending Nov. 11:

- BELLE STARR (20th—Fox, re-release)—MAYFAIR (1,000) (20c-36c-50c). Gross: $600. (Average: $120.)
- THE BALLAD OF BILLY (Co.)—HIPPO-DROME (2,000) (50c-60c-70c-80c-90c-100c) 3 days. Gross: $1,000. (Average: $120.)
- THE MANHATTAN (UA) and ANGEL (Col.)—ORPHEUM (3,000) (40c-80c) 2 days. Gross: $1,200. (Average: $120.)
- THE KICK OF THE BAND (Col.—Rep.—Metro—20th—Fox)—BROOKLYN (200) (40c-80c) 5 days. Gross: $900. (Average: $120.)

UA-SRO Deal

(Continued from page 1)

nick pictures, including "Duel in the Sun," "Mr. Blandings Builds His Dream House," "The Paradine Case," "Desire," "Rebecca," and the reissue of "Intermezzo," will help absorb U. A. overhead at a time when sales releases and back-log are not at a peak.

Maximum sales of SRO product to subsequent-run has not been realized under the company's original set-up. Efforts were made some time ago to sell the smaller accounts by mail. The result was partially successful. Numerous potential accounts remain unsold and could be tapped by the company's sales organization, it is pointed out.

Physical distribution for SRO has been handled by National Film Carriers heretofore. If the U. A. deal is approved that arrangement would be terminated. Gradwell L. Sears, U. A. president, and David D. Selznick negotiated the deal.

ATO Convention

(Continued from page 1)

Members of the women's committee are Mrs. Blocher, Mr. Herndon and Mrs. Renbusch.

Former Gov. Harold G. Hoffman of New Jersey will be guest speaker at the banquet during the convention tomorrow. Business for the second day will include talks by H. M. Nichol of M-G-M on "Our Part in the Pattern"; J. W. Spelman, on "A Clean Bill of Health for the Theatre"; Ainsworth, on "Impressions"; Frederick E. Moore, on "Twenty Years With Allied," and Finneran, on "Stars Are Responsible."

Mrs. Germaine in New Post

Mrs. Sally Germaine, formerly with the J. Walter Thompson agency, has joined Foreign Screen Corp. here, as assistant to H. Allan-Mestanza, president of Foreign Screen Corp.


(Continued from page 1)

Rene Germani, Monroe, board member, Dillon Wolters, alternate; third district: Wayne Pulsipher, Bellevue, board member, E. J. Pennell, alternate; fourth district: Royal Breedlove, board member; Mort W. Dennis, Paw Paw, alternate; fifth district: Herb Bos, Grand Rapids, alternate; seventh district: Bob Fox, Mason, Owen Todd, Flint, alternate; seventh district: Bob Schuckert, Caro, Harry Hobbs, Caro, alternate; eighth district: C. R. Beecher, St. John's, Earl Annet, Durand, alternate; ninth district: Bill Hastings, Scottville, Don Iverson, Lake City, alternate; tenth district: Ed Johnson, Bay City, Lee Ward, Mt. Pleasant, alternate.

Eleventh district: Carl Johns Cheyobgan, board member, Harry L. Grun, alternate; twelfth district: Lawrence Jacobs, Escanaba, board member, Joseph DePauf, Sault St. Marie, alternate; thirteenth district: William Schulte, Detroit, E. W. Kirchner, Detroit, alternate, fourteenth district: Arnold Wispers, Detroit, alternate; fourteenth district: Arnold Wispers, Detroit, alternate; fifteenth district: Jacob Stocker, Detroit, Etrtie Kirblie, Detroit, alternate; sixteenth district: Charles Shaffer, Wayne, John Vlasos, Flat Rock, alternate, seventeenth district: Irving Belinsky, Clawson, F. R. Ford, Oxford, alternate.
Conciliation Progresses in the Field

Reagan Promotes 7 Among Field Force

Seven promotions from within the ranks have been made by Charles M. Reagan, sales vice-president of Paramount Pictures, all in the Eastern and Southern divisions, of which Hugh Owen is division manager. Edward Maloney moves up from sales manager in Boston to branch manager in Albany, succeeding Ed Ruff, resigned. In Buffalo, salesman Maurice Simon takes over the branch management from Mannie A. Brown, resigned.

These two promotions have advanced several other sales representatives. Jack Brown, salesman in New Haven, becomes first such NLBR in Boston. John Kane moves up from Boston booking manager to New Haven salesman. Wendell Clement, booker in Boston, becomes booking manager there. John McMahon steps up from Buffalo booker to salesman. Anthony Hauser, apprentice booker in Jacksonvile, is now booker in Buffalo.

Appointments are effective Monday, Mireisch, Goldstein Are Vice-presidents

Hollywood, Nov. 11.—The Monogram board of directors today created two new vice-presidencies in the company, electing Harold Mireisch a vice-president, and Maurice Goldstein vice-president in charge of sales.

The proposed and company franchise holders will continue their three-day conference on sales and product through tomorrow.

IA’ Bids on Para., DeLuxe, RKO to NLRB on Monday

Says MPEA Is Unfair To Independents

It is virtually impossible for independents to get distribution in Japan because of the present "unfair setup" by the Motion Picture Export Association, Nat Nathanson, independent distributor, charged here yesterday. Nathanson has just returned from a two-month trip to the Far East.

Nathanson declared that Japan, "with its 2,700 theatres and 85,000,000 population, is an important potential market," but independents cannot get their pictures shown there because the MPEA "favors the majors."

Alerting that the MPEA controls the channels of distribution in Japan, he said that if the Supreme Command

Increase in Coast Studio Employment

Hollywood, Nov. 11.—Studio employment showed an increase in September over August level, its lowest point in recent times, according to the California Bureau of Labor Statistics reports.

The index, which takes 100 as a base figure, shows September employment at 74.3, comparing with August's 89.8. Index a year ago was 83.5. Average weekly earnings in September rose to $55.20, from August's $91.54.

Report Progress of Post-war Industry

Progress of the post-war motion picture industry is reported today in Motion Picture Herald's annual "World Market" issue by foreign correspondents of Quigley Publications.

"With between 250 and 300 theatres in this country showing foreign language pictures, the antitrust action of the American market to films produced abroad increased again this year," the Herald reports. Adding that "foreign product registered its greatest gains along the Eastern seaboard and in the West Coast, but in the South and Midwest, too, an increased number of theatres offered foreign films on a spot basis."

In addition to a country-by-country report of industry conditions, the

First ITOA Test of Smith Conciliation

First hearings of complaints under the A. W. Smith, Jr. conciliation plan since its adoption by Independent Theatre Owners of New York will be held today at the office of Max A. Cohen, chairman of the conciliation committee.

Complaints have been brought by Leon Rosenblatt on behalf of two of his Rosenblatt-Welt theatres with 20th Century-Fox, as respondent. Rosenblatt, a member of the ITOA conciliation committee, will step down in the proceedings today. Rembusch, Others Re-elected by ATOI

INDIANAPOLIS, Nov. 11.—Trueman Rembusch was reelected president and Sam Neall, vice-president, along with other incumbent officers at the convention of Associated Theatre Owners of Indiana here today. Officers reelected were Max B. Wolf as treasurer and William Carroll as executive secretary.

Joseph F. Finneran, Columbus, Ind., exhibitor, told the convention

See UA Delay On Release Deal with SRO

Board Members To Seek Time to Weigh Proposal

While the United Artists board will meet today to consider a deal with SRO, it was held to be highly unlikely last night that the board will make its decision today but take the negotiations under advisement for final determination at a future meeting. Board members are expected to insist upon an opportunity to weigh the proposal further.

Mary Pickford, who owns UA with Charles Chaplin, arrived in New York from California yesterday on an unscheduled flight precipitated by the ITOA bargaining. Without a source, the deal provides for a two-year arrangement under which SRO will abandon its own offices and operate through UA with its own sales force intact and continuing to bear the SRO imprimatur.

Academy to Fight For Patent Rights

Hollywood, Nov. 11. — The Academy of Motion Picture Arts and Sciences is planning legal action in the form of a petition to the U. S. Patent Office for cancellation of trademark rights to the term "Academy Awards" issued in 1946 to South African circuit owner M. A. Schlesinger. The Academy itself is bent on having a copyright on the phrase.

Herschel Green, Academy attorney, reports that rights to "Academy Awards" as a trademark are now held by Academy Awards, Inc., a New York corporation formed by Schlesinger who intends to use the trademark.

Fears Freeze May Hit TV Investments

WASHINGTON, Nov. 11.—Approximately 100 television stations now under construction would be involved by a ruling requested today from the Federal Communications Commission as to whether such outlets may safely complete their facilities without jeopardizing their investments.

Leonard H. Marks, Washington counsel for a Huntington, W. Va.,
WALTER WANGER and Janet BENTON, his wife, will return to Hollywood today from New York.

ALAN LADD and his wife, Billy De Wolfe, with their son, Michael, and Patricia Neal are due here Monday from the Coast en route to the Monogram studios in London on Nov. 29. They will sail from Halifax Tuesday aboard the SS Mauritania.

CHARLES M. REAGAN, Paul RYAN, Ben WASHNER and Stanley SHAPIRO, five of the Paramount stars, will give this weekend by plane for New York following conferences at the Paramount studio.

Dr. C. E. Kenneth MEARS, Eastman Kodak research vice-president, has been awarded the "Progress Medal" by the Photographic Society of America.

Ben ROSENWALD, M-G-M Boston branch manager, and Ben BEMICK, salesmen there, returned to their headquarters yesterday from New York.

Herbert WILCOX and his wife, ANNA NEAGLE, will leave here for London on Sunday via Halifax where they will board the SS Mauritania.

Thomas MILLER has been appointed theatrical distribution coordinator for the National Film Board of Canada.

Rube JACKET, Columbia's assistant general sales manager, will leave here today for Pittsburgh.

$10,500 Gross for 'Joan' on 1st Day

Walter Wanger's "Joan of Arc" grossed an estimated $10,500, SRO business for its public opening at the re-built Victoria Theatre here yesterday. The 1,100-seat house had seven performances following one at 55 cents, ten at 75 cents, and nine a.m. increasing to $1.50 at 11 a.m., and to $1.80 from five P.M. to closing. Victoria will have a $2-40 top over at week's end. Darryl O'Shea, who had a seating capacity of 700, thus no comparison figures can be given. However, management claims "Joan" outdistanced opening day's business for "Best Years of Our Lives" at the 1,256-seat Astor. The Victoria's price scale is above the Astor's, though.

HARRIS TESTIMONIAL ON SUNDAY NIGHT

PITTSBURGH, Nov. 11—John H. Harris, one of the founders of Variety Clubs International, and its present "International Big Boss," will be feted at the 21st annual banquet to be given by Tent No. 1 at the William Penn Hotel on Sunday. A number of industry executives from the local area, New York and elsewhere, will attend.

MOTION PICTURE DAILY, Martin Quigley, Editor-in-Chief and Publisher; Sherwin Kane, Editor; Martin Quigley, Jr., Associate Editor, Published daily, except Saturdays, Subscription: South and holidays. Quigley Publishing Company, 933 Broadway, New York 25, N.Y. Telephone Circles, 7-3100. Cable address: "Quigpico, New York," Martin Quigley, President; Red Kann, Vice-President; Martin Quigley, Jr., Vice-President; Theo. J. Sullivan, Vice-President and Treasurer, Lee J. Brady, Secretary; James P. Cunningham, News Editor; Herbert V. Focke, Advertising Manager; Jim H. Fausel, Production Manager; David Harris, Circulation Director; Hollywood Bureau, Yucca, Los Angeles, 15; New York, 6 E. 45th St. A. W. Aragon, National Press Club, Washington, D.C. London Bureau, 4 Golden Sq., London W1, Hepe Bureau, Manager, Peter Bums, Editor; Cable address, "Quigpico, London." Other Quigley Publications; Motion Picture Herald; Better Theatres and Theatre Sales, each published every fourth week as a section of Motion Picture Herald; International Motion Picture Almanac, Fane. Entered as second class matter, Sept. 26, 1918, at the post office at New York, N. Y., under the act of March 3, 1879. Subscription rates per year, $4 in the Americas and $12 foreign; single copies, 10c. 

PERSONAL'S MENTION

NEW YORK THEATRES

RADIO CITY MUSIC HALL
ROCKEFELLER CENTER
JOAN FONTAINE-JAMES STEWART
"YOU'LL TAKE IT HAPPY"
EDDIE ALBERT
A WILLIAM DOZIER PRESENTATION
ON A UNIVERSAL-INTERNATIONAL CO-PRODUCTION
SPECTACULAR STAGE PRESENTATION

DANIELY & ZAMUCK PRESENTS
OLIVIA DE HAVILLAND
and
RAY MILLAND
with
FLORENCE MARVIN
and
RAYSHON KAYE
in
EYEDOL MAYO
SPECIAL EFFECTS
COLOR BY TECHNICOLOR

SEALED VERDICT
COLOR BY TECHNICOLOR

J. Arthur Rank presents
"THE RED SHOES"
Color by Technicolor

SEACED VERDICT
COLOR BY TECHNICOLOR

WAYNE DAVIS,內
SEACED VERDICT
COLOR BY TECHNICOLOR

BROADWAY
45th Street
ASTOR
Cont. from 2:45AM
Midnight Show

J. Arthur Rank presents
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BROADWAY
45th Street
ASTOR
Cont. from 2:45AM
Midnight Show

SEACED VERDICT
COLOR BY TECHNICOLOR

ROAD HOUSE
20th Century-Fox

MA YEAR

ROXY
716 7th Ave.
1018 East

IDA LUPINO-CORNEL WILDE
CELESTE HOLM-RICHARD WIDMARK

BLOOD ON THE MOON
GLOBE, B'way at 46th St.

REX HARRISON LINDA DARNELL
BARRY MCQUILLEN
EDWARD DAVENPORT
"UNFAITHFULLY YOURS"
A Twentieth Century Fox Picture
ON VARIETY STAGE—PETER LIND HAYES—MARY HAY—JACK COLE
AND THEIR DANGERS
ON THIS STATE
ROXY
716 7th Ave.
1018 East
“Just remember...

A WOMAN’S BULLETS KILL
AS QUICK AS A MAN’S!”

Blood and thunder saga of
the West’s most savage days!
...Sweeping this lone wolf
into the gun-sights—and the
arms of a blonde spitfire—and
right into the turbulent heart
of the bloodiest range war
ever to explode on the screen!

ROBERT MITCHUM
BARBARA BEL GEDDES
ROBERT PRESTON

BLOOD ON
THE MOON

with
WALTER BRENnan • PHYLLIS THAXTER
FRANK FAYLEN • TOM TULLY

RKO PRESENTS

Broadway Engagement at Brandt’s Globe Theatre
Rules Television Is Film Competition

PHILADELPHIA, Nov. 11.—Tavern television, which has been provoking many exhibitors to protest against what they regard as unfair competition, would not be far from charitably termed as anything else but a more motion picture exhibit, thereby placing taverns which show video within the purview of the Liquor Control Act.

DeRochemont Bids For ‘Lost Boundaries’

HOLLYWOOD, Nov. 11.—Producer Louis DeRochemont today opened negotiations with M-G-M for purchase of “Lost Boundaries,” which he wishes to have produced for that studio under a contract which lapsed when the company cancelled the option in contract to costs which it deemed excessive. DeRochemont flew here to negotiate the purchase following settlement of his contract in New York.

Video High on SAG Agenda for Sunday

HOLLYWOOD, Nov. 11.—Screen Actors Guild will hold its annual members' meeting Sunday evening with a report on television participation for actors and on preparations for collective bargaining negotiations with video producers amongst matters on the agenda. Ronald Reagan, re-elected president, will preside over installation of officers.

Fears Video Freeze (Continued from page 1)

Television permittees, asked the commission to allow a delay in construction until the question of allocations is determined, cancelled the option on the “freeze” on video applications. He also requested a declaratory ruling which would assure, in the event extensions were granted, that any changes in technical requirements will not alter a station's basic engineering facilities.

Says MPEA Is Unfair (Continued from page 1)

of Allied Powers were familiar with the situation, it would, “in order to profit from the situation as a whole,” grant a license to an additional unit to represent independents.

Citing what he called another abuse, Nathanson added that the majors are getting a minimum of 50 per cent of theatre grosses, from both first and subsequent runs.

Rusell Urges More Films On Tolerance

ALBANY, N. Y., Nov. 11.—Several more pictures like “Gentleman’s Agreement” are needed, according to a motion picture company executive. Samuel Goldwyn’s “The Best Years of Our Lives,” said here in a talk before the Gideon Lodge of B’nai B’rith.

Russell, who indicated he appears in another picture if he could find the right script, said that after his graduation from Boston University he plans to join Samuel Goldwyn in Hollywood. He is currently touring the nation’s high schools with his plea for tolerance.

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New RCA Microphone

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Architect for castles—and cottages...

FROM blueprint to model to full-size structure—so grew this "dream castle"—product of the set designer's skill.

As architect for filmmod's castles and cottages, he heightens dramatic effect by his creative work with materials and textures. His sets help establish and maintain story mood... give camera and actors the freedom needed to do full justice to the scene.

For this he must be more than master architect; he must have real understanding of the photographic element in which his sets will "live."

And from his close association with the camera art, he knows how much creative latitude depends on the proper films. Films with the versatility for which the Eastman motion picture family has long been famous.

EASTMAN KODAK COMPANY
ROCHESTER 4, N. Y.

J. E. BRULATOUR, INC., DISTRIBUTORS
FORT LEE • CHICAGO • HOLLYWOOD
NOW SETTING ALL-TIME 20th CENTURY-FOX RECORDS
AT THE WORLD PREMIERE, RIVOLI THEATRE, N. Y.
TOA Makes Its Coniliation All-Embracing

Only Price Complaints Are Excluded: Lockwood

Any and all claims arising between exhibitors and distributors, except complaints on the prices of films, are to be conciliated by state and regional Theatre Owners of America units under the 60-day trial program instituted by the national organization, it is explained by TOA president Arthur H. Lockwood in a statement at the weekend to member theatres.

Lockwood lists the following as being among the matters which are arbitrated under the TOA conciliation plan: failure to supply prints on time, conditioning the licensing of one feature upon another, lying in

M-G-M Slates 41 Pictures

With 16 pictures completed and four others before cameras, Metro-Goldwyn-Mayer has scheduled 21 additional productions to be filmed in the coming months as a result of decisions by Nicholas M. Schenck, president; Louis B. Mayer, executive head of the studio, and Dore Schary, in charge of production.

Of the 21 new productions, 12 are to be in Technicolor and 10 of the 21 completed or shooting are also in color.

This will set a new color record for M-G-M, the total being more than 50 per cent. Two pictures on the list of 21 are to be filmed abroad, "Conqueror" in England, and "Quo Vadis" in Italy.

U. A. Board Defers Vote on SRO Deal

United Artists board of directors in a full-day session on Friday canvassed the various aspects of the projected new distribution arrangement with Selznick Releasing Organization and advanced an unspecified date without taking a vote to ratify or reject the deal.

Ultimate approval is expected when the board representatives of co-owners

1-Year Video Test Set for U.K. Theatres

LONDON, Nov. 14.—A one-year experimental period has been set for a selected number of films to be televised by the government-controlled British Broadcasting Co. for theatre pick-up, following a meeting of the Film Trade Committee, representing exhibitors and distributors, and representatives of BBC. It was also agreed at the meeting that theatres would not exhibit selected BBC material.

The agreement ended a two-year deadlock.

BBC decline to discuss a proposal that film interests transmit their own programs on a private wave but stating that such a proposal demanded

Formula Is Set on Video Jurisdiction

What is described by the IATSE as an important step toward settling the No. 1 television labor jurisdictional problem has been taken by the three large unions in the field with the signing of an agreement for "consent elections" in seven different bargaining units of the network. The formula where the will be applied will be

UK Crisis Brings Demand for Action to Commons

Brotherhood Week Post to Depinet

Ned E. Depinet, IRO president, has been appointed chairman of the motion picture committee for "Brotherhood Week—1949," which will be sponsored by the National Conference of Christians and Jews beginning Feb. 20. Nelson A. Rockefeller is general chairman. Leon M. Bamberger of RKO Radio will serve as executive assistant to Depinet in marshalling industry participation.

A "kick-off" luncheon for workers in the film industry will be held at the Waldorf-Astoria here on Nov. 23.

Meanwhile, the executive committee of the entertainments division of the NCCJ will hold a luncheon-meeting tomorrow at the Waldorf-Astoria.

Quebec to Tighten Film Censorship

Montreal, Nov. 14.—Censorship of films in the province of Quebec is going to be stiffened, Premier Maurice Duplessis indicating that this is aimed "to safeguard our rights and our citizens."

New Trouble Seen in Denham Dismissals

LONDON, Nov. 14.—Further studio trouble is anticipated here following the expiration Friday of the exclusive notices dismissing 92 supposedly surplus Denham workers.

The British Film Producers Association previously issued a statement declaring that following discussions with trade unions, Rank had agreed to withdraw completely 19 dismissal notices and also suspend nine others pending an inquiry. Of the remaining 68, Rank offers to absorb 14 as part of a new picture budget.

The Workers Committee refused to accept this claiming again that no surplus exists, but the BPPA informed the unions that Rank was unable to grant further exemption.

Bars Collections from Theatres: Ascap Will Appeal and Ask a Stay

Federal Judge Vincent Leibell on Friday handed down the New York District Court's decree against the American Society of Composers, Authors and Publishers which, if sustained on appeal, will remove the Society as now constituted entirely from the theatre licensing field and will direct that composers license both public performance and synchronization rights simultaneously and only to film producers.

Ascap will file an appeal with the U. S. Circuit Court of Appeals this week.

Judge Leibell's judgment is substantially the same as had been expected due to his previous findings and opinion of Oct. 27.

The court rejected Ascap's petition for a stay of judgment pending the outcome of its appeal.

Wide Agenda For MPA Meet

Stage is set for the opening here tomorrow of the three-day meeting of top-rank industry executives on the board of directors of the Motion Picture Association of America, with the agenda described as being "the most comprehensive ever approached by the Association."

"Every problem facing the American motion picture industry as a whole, both at home and abroad will come in for discussion," said a spokesman.

Anglo-US Parley Now Set for March

First meeting of the Anglo-American Joint Film Advisory committee has again been set back, this time to March 23-25, in New York, according to a simultaneous announcement in London and New York by J. Arthur Rank, president of the British Film Producers Association, and Eric Johnston, president of the Motion Picture Association of America. This is the third date for the projected meet-
Personal Mention

ARTHUR LOCKWOOD, Theatre Owners of America president, is due here today from Boston.

DORE SCHEY, M-G-M production vice-president, will participate in a panel discussion Thursday at Columbia University's Institute of Human Relations, "Communications and Human Relations." Schey is here today from the Coast.

G. I. WOODHAM-SMITH, chief counsel for the J. Arthur Rank Organization, was scheduled to return to London at the weekend following con- 


Tradewise...

By SHRWIN KANE

WITHIN the space of an hour last Monday, the New York Federal statutory court conducting rehearings of the government anti-trust suit at the direction of the U. S. Supreme Court, a new RKO consent decree providing for complete theatre divestiture and, subsequently, expressed the belief that some, but not total, divestiture is called for in the current court proceedings.

That expression was reassuring to the other four theatre- 


Newsreal Parade

THE crisis in France and the new Paton team are sure to highlight, Others items include sports 


Columbia's Annual Drives Starts Nov. 19

Columbia’s sales and billings drive for 1948-49 will be dedicated to the company’s 31 branch managers, who in turn will be assigned in each territory, person- 


U-I's Scully Promotes Martin and Hudgens

Henry H. Martin, Oklahoma City branch manager for Universal-Inter- 


E-L's 'Mystery Drive' Will Honor Schlaifer

Eagle-Lion’s "Mystery Sales Drive" will be dedicated to L. J. (Jack) Schlaifer, who recently was named general sales manager. It was an- 


Wood Favors End of Hollywood 'Red' Quix

WASHINGTON, Nov. 14.—Rep. John S. Wood, Georgia Democrat, who is slated to become the chairman of the House Un-American Activities Com- 


Motion Picture Daily

Monday, November 15, 1948

Page 2
HOW'S SCREEN MAGAZINE BOX OFFICE?

It's SENSATIONAL

TOTAL INCREASE OF 352,232!

*Complete data on request.
The chart on the left tells better than words just how sensational business is with screen magazines. Hovering close to our wartime peak, screen magazines are outselling last year’s issues by substantial margins.

In the face of trailing grosses at theatre box offices, this is proof positive of the fact that screen magazines reach the “dyed-in-the-wool” movie fans who go to the movies good times and bad.

It makes sense that when box office trails off 15 to 20%, it is the “occasional” goer who stops going. But there never has been a time, and there never will be a time when the “gen-u-wine” article, the “dyed-in-the-wool” movie fan, will give up her seat on the aisle.

The bulk of the young movie-goers (under 35) go to the movies at least once a week,* while only 15% of the armchair battalion (movie-goers over 35) go once a week.

MORAL: Why spend big dough in the non-movie magazines, trying to trap the elusive “in-andouter”, when for little dough you can reach up to 20 million “dyed-in-the-wool” fans every month in the screen magazines . . . at ½ the rate?

ASSOCIATION OF SCREEN MAGAZINE PUBLISHERS

FLASH!

Report No. 2, from the Association of Screen Magazine Publishers to the motion picture industry, “There’s No Business Like Show Business,” is now ready. Contact Hal Dawson, President, at 261 Fifth Avenue for a presentation. Be among the first in the industry to see this exciting new information.
Trust Cases to Top
Allied Meet Agenda

WASHINGTON, Nov. 14.—Sales policies and practices of film distributors and the government proceedings in the Paramount, Schine and Griffith anti-trust suits will top the agenda of the Allied States convention in New Orleans at the end of this month, according to Abram F. Myers, general counsel and board chairman.

The forthcoming convention will mark the 20th anniversary of Allied. All past presidents will receive testimonials at the annual banquet. Distributed at the convention will be a history of the organization.

House Business Group Seeks
Probe in Washington Today

WASHINGTON, Nov. 14.— Abram Myers will not appear before the House Small Business Committee, which opens hearings here tomorrow, until later this week since he will be in New York in the early part of the week, according to Wendell H. Thurman, new counsel.

Chairman Barbara member is the suggested the small division, Finneran, of Orleans, which opens in the division, past and will be accompanied by Abner Cohn, D.C., assistant counsel, for the committee, and Rod Smith, chairman of the Small Business Committee of the House of Representatives.

Meanwhile, Rep. Wright Patman, Tex., and Rep. John O'Mahony, N.Y., have both indicated that the House committee would be continued next year and would extend all investigations already begun. Patman is to become chairman next year.

TOA Conciliation
(Continued from page 1)

more than one theatre on the licensing of pictures, forcing of features and shorts, the failure of salesmen adequately to solicit customers.

A TOA spokesman explained on Friday that there is no broad application of the 60-day period in the sense that all field conciliation committees will begin their work together and end it together. As soon as an individual unit sets up its conciliation machinery and puts it into action the unit's 60-day experiment will begin.

It is left to the discretion and judgment of each unit to determine the mechanics of the system, such as Lockwood in the previously-announced TOA steps be followed. These relate to the constitution of individual committees, appeals to TOA headquarters should field negotiations break down, etc.

It is suggested to the locals by Lockwood that, in setting up the conciliation committee, a person other than a member of the committee be designated as secretary.

$39,985 Was Spent by
TOA on Youth Month

Theatre Owners of America spent approximately $39,985 to implement the September "Youth Month" drive, according to a report to TOA directors made by Charles P. Skouras, chairman of National Youth Month. TOA had budgeted its "Youth Month" program at $40,000, which, Skouras explains in the report, "represents only a small portion of all theatres' actual investment in Youth Month. Many individual owners, Skouras pointed out, spent large sums on their own to support the activity.

U.A. Drops 18 from
N.Y. Publicity Staff

An economy measure was effected by United Artists on Friday, the dismissal of 13 senior staff and five internal staff including the New York office advertising, publicity and art departments.

Named were: Caswell Adams, Rosellen Callahan, Lew Barasch, Philip Cowan and Joseph Rose, all publicity; Lou Melemed and Vera Twarden, art staff. The latter two are reportedly to be reverted to the Folks and Wolf and Stanley Nunn, all of the art department.

Severance compensation was given to the five dismissed including members of the Screen Publicists Guild whose contract with the company has not been renewed. Based on the number of years employed, the dismissal considerations ranged from four to the equivalent of 24 weeks' pay.

Field employees dismissed were Phil Engel, Boston; E. C. Pearson, Minneapolis, and Dave Polland, Philadelphia in exhibits.

Indications are that if the deal by which U.A. takes over sales and distribution of Jack Releasing Organization is approved by the public community, U.A. advertising-publicity staff will be augmented by SRO's ad-publicity staff, including the East's B. Wolf and Wolf, and in the West under Paul MacNamara. The U. A.-SRO deal encompasses for merging of the personnel of the two companies.

West Va. Managers
Favor Conciliation

CINCINNATI, Nov. 14.—Details of the Andy W. Smith, Jr.-Ben Berger conciliation plan were outlined by Sam Shaib, 20th Century-Fox exhibitor relations director, at the annual meeting of West Virginia Theatre Managers Association, which convened here at the weekend. Bert M. Stair, manager of Stewart Theatre, backed up Shaib's plea for adoption of the plan, and round table discussion indicated a general consensus favoring it.

Among those who addressed the conference were William Ainsworth, Allied States president; Trueeman Rembusch, Allied treasurer and head of the Indiana Allied; Arthur Greenblatt, Screen Guild; Charles Niles and P. J. Wood, secretary of the Ohio Independent Theatre Owners.

U.A. Board Defers
(Continued from page 1)

Mary Pickford and Charles Chaplin complete consultations with their respective principals and artificial hands are likely to be given. The proposed pact are scrutinized from legal angles. It is understood that some of the details of the agreement, raised by the Chaplins interests, although these are said not to be serious enough to kill the deal.

The plan in broad outline calls for Selznick's use of UA's distribution facilities and actual distribution of SCO product by UA among lesser situations for a two-year period. Selznick's sales force will continue in operation, concentrating on the larger accounts, but consolidated within U. A.

Ascap Decree
(Continued from page 1)

next petition the Circuit Court for next when it serves notice of appeal. If granted, Judge Leibell's decision will be inoperative, at least until final adjudication of the case.

According to attorneys, all members of the Independent Theatres Owners Association of New York, also appeared in an attempt to recover fees lost to ASCAP when Judge Leibell denied them.

Ascap had asked Judge Leibell to rule that a court decision that it would create confusion within the industry if it were to go into effect at once, to be reversed by the higher court later. The plaints countered this in a letter to the court on Friday which charged the greater confusion would result if Judge Leibell approved the stay.

Court Judge of 'Legality'

The decree clearly reassures Ascap, from collecting music performance fees from the rental house as long as the corporation "remains illegal." The court said that it will decide when the or licensing fees from illegal establishments is offered no explanation beyond that.

The same restraint was placed on members of Ascap as individuals, the court held. Also, enforcement of the public performance rights other than by the prescribed method of licensing in specified districts would be made available by the film producer in the same abilities, outside the framework of Ascap, to use them. And in their dealings with the producers, the court ruled that any restraint is conditioned on the sale of a license upon the sale of stock in the company.

The decree directs that the composer are not permitted to license synchronization rights of producers in any manner which would require the exhibitor to obtain the public performance license.

Plaintiff Attorneys' Decree

Judge Leibell's decree, actually is the one proposed by plaintiff attorney Weisman, Celler, Quinn, Allan and Spett. However, he deleted two in which he had made specific allegations barred Ascap or its members, or members who resign, from collecting from other producers or exhibitors for public performance rights on films for which only the synchronization rights have been licensed. This meant all films ever produced or symphony credits in the past and now in the process of production.

The effect of these deletions, however, is, m. according to plaintiff attorneys who said on Friday that this point was covered by Judge Leibell's Nov. 7, 27, opinion when he said that neither Ascap or its members ever could realize any subsequent benefits from a method of business transaction which violated the Sherman Anti-Trust Act.

In his opinion, the jurist made known that he would allow plaintiffs to add any new injunctions to his decree to cover any iniquities not covered. For that reason the New York court of appeals might be expected to extend operation of the decree.

From Skycruises, Inc.
(Continued from page 1)

Sky Cruises, Inc.
Air Travel Agency

HOTEL DIPLOMAT HOTEL BALTIMORE
108 W. 43RD STREET NEW YORK CITY
907-2827

FLY OVERNITE TO COAST TO COAST

COAST TO COAST

88 PLUS TAX
1-Year Video Test  
(Continued from page 1)
consideration on the Cabinet level. Nevertheless, a J. Arthur Rank spokesman commenting on the agreement, claimed that the new arrangement would enable Rank to take his full-screen television experiments forward. The meeting adjourned for a month, during which time rental terms and details of the new plan will be worked out. In view of Rank's headstart in connection with large screen television and also the Associated British Pictures Corp.'s recently announced television plans, film representatives insisted that fair arrangements should permit all West End theatres equal facilities for wiring and equipment. Although concealing television's inevitable and also recognizing that in the future a likely close association of television and the theatre in America is impossible, certain Americans are making interim objections, such as expressed uncertainty as to whether their own television rights to their films. Also they are concerned that British companies, including Rank's, may seize the opportunity to plant facilities in advance. Therefore, the theatre's general view is that the one year rental period would enable both distributors and exhibitors to ascertain whether their interests would be affected, in which case they would take what steps are necessary to protect their interests.

MPAA Meet  
(Continued from page 1)
man, who explained the sessions will point more to a broad change of the industry rather than to definitive action at this time. Three separate sessions will be held, the first one, tomorrow, to be held in the board room of 20th Century-Fox's home office, starting at 10 A.M., the second, in the Major League, in the Warner board room, and the concluding one on Thursday in the Paramount board room. At the session, MPAA president, will preside at all of the meetings.

Mayer Will Head the MPAA  
in Europe Starting Jan. 1

Gerald Mayer, director of the international division of the Motion Picture Association of America, will be in Europe to replace Frank McCarthy as manager of the MPAA Paris office on Jan. 1. McCarthy, who will leave to become an executive assistant to 20th Century-Fox production chief Darryl Zanuck, in Hollywood, is expected to return to the U. S. around Jan. 18.

Fred Niblo Dies in New Orleans at 74

NEW ORLEANS, Nov. 14.—Fred Niblo, 74, pioneer film director and co-founder of the Academy of Motion Picture Arts and Sciences, died here last Thursday at Touro Infirmary of pneumonia. He had been a patient at the infirmary since Oct. 22. After his death, whose family, Fred Niblo, is currently engaged in writing Will H. Hays' biography, directed some of the most outstanding Hollywood films during the silent era, including "Blood and Sand," "Ben Hur" and "The Three Musketeers." He returned from retirement two years ago to play a role with Ginger Rogers and Cary Grant in "Once Upon a Honeymoon." Survivors include the widow, the former Eunice Bennett of Australia.

Lancaster, Detroit Showman, Dies at 66

Detroit, Nov. 14.—Services for Joseph P. Lancaster, former long time theatre owner here, were held Friday. Lancaster opened the Grand Theatre in Detroit in 1906 and owned and managed other theatres until his retirement two years ago. He was stricken last Monday while driving his car. He was 66. Survivors include the widow, Melba; four daughters, two sisters and a brother.

Video Formula  
(Continued from page 1)
be the New York Daily News station WPIX. With sanction of the National Labor Relations Board, the agreement has been entered into by the International Brotherhood of Electrical Workers, the National Association of Broadcast Engineers and Technicians and the International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators, along with six of the latter's local unions. It provides separate bargaining units for television engineers, film projectionists, film campers, laboratory editors, film laboratory technicians, film sound engineers and stage employees.

The agreement was reached at the weekend following a five-day NRLB hearing on an IBEW petition which would have lumped all seven categories together in one unit under its jurisdiction.

Several from N. Y. To Smakwitz Dinner

ALANAY, N. Y., Nov. 14.—Among those who have made reservations for the testimonial dinner to be given to-morrow night at the Variety Club are Charles Smith, senior theatre zone manager, are: Harry Kalmine, Joseph Bernhard, Bernard Kramar, Si Fabian, Sam Levy, L. S. Rosenthal, Jules Lapidus, Mike Kallat, William Smakwitz, and 250 others.

UK Award to Lawrence  
WASHINGTON, Nov. 14.—John Lawrence, top J. Arthur Rank official in the U. S., received the Order of the British Empire on Friday at a ceremony of the British Embassy here. The award was for his work with the British Commandos and the American Rangers during the war.

Anglo-US Parley  
(Continued from page 1)
ing, Johnston having originally announced a meeting for last November, then for last January, and now March. Johnston's previous meeting date announced, according to the PMAA, had not coincided with the British members of the committee.

The purpose for the meeting is to be approved in advance by the participants who, in addition to Rank and Johnston, include Sir Alexander Korda and Ealing Films in London, representing the British Producers and Nicholaus Scherck and Barney Balaban, also representatives of the MPAA.

While these meetings likewise will embrace a wide range of topics, principal items are expected to be the British 45 cent quota, the refusal of U. S. distributors to sell their product in films previously released programs of U.K.-U.S. features, the British dollar situation, and "whatever mutual problems exist in March."
The joint committee was set up nearly two years ago.
NATIONAL Screen SERVICE
PRIZE BABY OF THE INDUSTRY

KEEP POSTING!
Eastman and Government
In Consent Settlement

Justice Department officials and Eastman Kodak have reached agreement in the government's anti-trust suit against Eastman and Technicolor, it is understood.

Government's suit charges restraint of trade in the color film field. Terms of the settlement are believed to include an agreement by Eastman to make its color film patents freely available. The decree will probably be filed in Los Angeles late this week or early next. The Department of Justice's case against Technicolor is expected to go to trial, with a special conference set for next Monday.

Justice Department officials in Washington, was forced to comment on the report. On another front, however, they indicated that they were very closely concerned with "stalling" on the part of the defendants in the Scopony anti-trust suit.

SAG to Fight for Video Restrictions

Hollywood, Nov. 15. — Screen Actors Guild president Ronald Reagan told a membership meeting here last night that the Guild will take all possible steps to prevent the unrestricted use of films made especially for television, asserting that such a use, unless regulated by equitable collective bargaining contracts, could reduce actor employment in the same way that music-recording reduced work for musicians.

Reagan also said he expected repeal of the Taft-Hartley Law would mean an end to prevailing conditions under which "a large number of newcomers are brought to Hollywood by producers who are taking advantage of certain T-H provisions to act in pictures here without joining the SAG.

A treasury report showed a surplus of $385,952 for SAG.

Canadian 'Ascap', Exibitors in Pact

Toronto, Nov. 15. — Canada's organized exhibitors have reached a tentative agreement, effective for three years, with the Composers, Authors and Publishers Association of Canada on a copyright appeal board.

New annual scale embodies an increase of five to 20 cents per seat for theatres with a capacity of 1,000 or more, from 12 to 15 cents for 800 to 1,000 capacity, and lesser increases for small theatres.

20th Fox to Offer Decree Plan to U. S.

Three Others Consider Separate Settlements

Twentieth Century-Fox has in its final stage of development an extensive theatre divestiture program which it will propose to the Department of Justice as the basis of a separate settlement in the industry anti-trust action, it became known here yesterday.

Additionally, there are strong indications that the three other theatre-owning defendants are giving serious consideration to new petitions for certain decrees which would base individual consent decrees. However, in no case is the company agreed to be thinking in terms of corporate reorganization such as the RKO plan entails.

A spokesman for 20th-Fox confirmed yesterday that the company is formulating proposals for settlement but added that the plan is "not yet ready.

Republic 10th to Enter MPEA Fold

Republic Pictures International has joined the Motion Picture Export Association, it was announced by Dr. John Johnston, president of the MPEA and the Motion Picture Association of America.

Republic's application for membership, which climaxed several months of conferences between MPEA and Republic officials, has been unanimously approved by MPEA's board of directors, with the effective date retroactive.

Company Presidents Begin Contabs Today

Film company presidents or their alternates on the board of the Motion Picture Association of America will begin attendance of meetings on industry problems today at the 28th Century-Fox home office with Eric A. Johnston, MPA president, to preside. Tomorrow's session will be at the Warners home office and Thursday's at Paramount.

A-SRO Deal
For Economy

Only: Selznick

Costs 50% to Sell Some Theatres, He Says

Hollywood, Nov. 15. — David O. Selznick, on his return here from New York at the weekend, said that current negotiations between Selznick Releasing Organization and United Artists have been conducted solely with methods of reducing distribution costs in the area represented by the last 10 per cent of the gross.

Selznick said that the cost of selling many theatres in that area is "up to 10 per cent of the total fluctuating achieved." Methods of reducing such costs, explored in the negotiations with United Artists, he said are "a potential merger of domestic sales personnel and facilities, further limited to those facilities and that personnel hereafter considered necessary to the

SOPEG's Non-Red' Oath is Due Today

Leonard Boudin, attorney for United Office and Professional Workers of America, yesterday informed the National Labor Relations Board here that Screen Office and Professional Employees Guild, CIO-U.S.W.A., affiliated will comply with the non-Communist affidavit provisions of the Taft-Hartley law today. Last week SOPEG disclosed that it intended to comply.

The occasion of Boudin's announcement was a "rushed" NLRB hearing.

$75,000 Pay Hike For WB 'Collarites'

Pay increases totaling $75,000 for the year will become effective on Thursday for Warner's 619 home office "white collarites," it was announced yesterday by a man for LATSE Motion Picture Home Office Employees Local No. 83, disclosed here yesterday.

The 10 per cent wage increase will be retroactive to last June 1, and some individuals will receive a pay totaling approximately $75,000 will be paid on Thursday.
Personal Mention

EDWARD M. SAUNDERS, M-G-M assistant general sales manager, returned to his office here yesterday following an operation.

SAM SHAIN, 20th Century-Fox exhibitor relations director, will return to New York today from Pittsburgh and Cincinnati.

AL ZIMBLAST, Film Classics Advertising-publicity director, will leave here today for Dallas, San Antonio and Houston.

Harry S. Thomas, Equity Pictures president, left the Coast yesterday for New York for conferences with Eagle-Lion executives.

A. Pam Blumenthal, Cinecolor board chairman, has left Hollywood by plane for a board meeting in New York.

Abram F. Myers, Allied States board chairman, is due here today from Washington.

HERMAN LEVY, Theatre Owners of America general counsel, is due here tomorrow from Hartford.

William Dozier, Universal-International production executive, is due here today from the Coast.

William Herbert, director of studio publicity for Universal-International Productions, is here from Hollywood.

George R. Gioux, Technicolor field representative, is here from the Coast.

Arthur Krin, Eagle-Lion president, has left here for the Coast.

Arthur Löhr has returned to New York from the Coast.

Einfeld Here on Deal

Charles Einfeld arrived here yesterday from the Coast to discuss with Spyros Skouras, 20th-Fox president, a deal whereby he would become the company's director of advertising, publicity, sales and radio. Charles Schlaifer's resignation from the post will become effective on Feb. 1.

Stage ‘Night of Stars’

Carrying the endorsement of Thomas A. Dewey, Herbert H. Lehman, William O'Dwyer, Grover A. Whalen and other prominent figures, the 13th annual “Night of Stars,” United Jewish Appeal benefit show, was held here last night at Madison Square Garden.

NCCJ Unit To Meet

Executive committee of the amusements division of the National Conference of Christians and Jews will hold a luncheon-meeting at the Waldorf-Astoria Hotel here next Tuesday instead of today, as previously reported.

House Unit To Hear Industry Figures

Washington, Nov. 15.—The House Small Business Committee, which opened its long-looked-for investigation of the film industry here today, has scheduled for appearance at the end of the week Abraham H. Siegel, general counsel of Allied States Association; Wendell Berge and Thurman Arnold, former assistants of Samuel B. Rosen; the economic adviser to J. Arthur Rank, and Robert Young, majority stockholder in Pathé Industries. Theatre Owners of America representatives also have been invited to appear.

Although the committee expires at the end of the current Congress, it is expected to be retained by the 81st Congress under the chairmanship of Representative John Price. The spokesmen stated that the giving up of the projected New Orleans hearings does not mean the unit has lost interest in the film industry. He asserted that further hearings away from Washington were called off because of the pressure of time, since the unit wants to file its report by the end of December. Among the junkets called off was the possible committee trip to New York to take testimony from the Society of Independent Motion Picture Producers.

Court Upholds Seattle Censor’s ‘Rope’ Ban

Seattle, Nov. 15.—State Superior Court Judge James T. Foss today upheld the Seattle Censor Board’s ban on the further showing of Warner’s “Rope.” In his decision, Judge Foss held that the film violates the city ordinance which forbids presentation of “scenes of violence tending to corrupt morals.”

During the show cause hearing, Judge Lawler went to a private showing of the film, but failed to reach his decision on testimony on the case and his construction of the city ordinance.

Sues E-L for $85,000

Charles Trenet has filed suit in New York Supreme Court against E-L Pictures charging violation of production arrangement. He is seeking $85,000 damages, which he said he was guaranteed under the two-picture agreement which the company is alleged to have declined to pay on the ground that Trenet did not fulfill certain obligations.

U-1, Dubbin Settle

Hollywood, Nov. 15.—Universal-International has reached an out-of-court settlement of its $87,083 suit against Deanna Durbin for money advanced to her and a revision of her contract in which the number of pictures she will make for the studio is reduced to three from five. Her next picture will be produced in Italy by U-1 jointly with Scalera Films.

Thomas Pleads Innocent

Washington, Nov. 15.—House Un-American Activities Committee Chairman J. Parnell Thomas pleaded innocent today when arraigned on charges of publishing his House of Representatives office payroll. U. S. District Court Judge Richmond B. Keech tentatively set a trial for Jan. 10. The charges were filed by J. Parnell Thomas, New York, Nov. 15. Associated Press.

Riccia Arrest Warrant Legality Is Impugned

CHICAGO, Nov. 15.—An order has been entered here by Federal Judge John Riccia, who issued a warrant for the arrest of Paul Riccia by U. S. Attorney Otto Kerner, Jr., which claims that the warrant issued for the arrest of Paul Riccia by the parole board was illegal. Riccia and three associates were paroled in 1947 after serving an initial term for extorting $1,800,000 from film company heads.

The order of Judge Igoe gave him two choices: that Riccia’s parole and he may give them, Kerner said, or he may decide to appeal from any ruling the court might make if the reasons are not given.

1st Ruling Due Today In ITOA Conciliation

Decision is due today from the conciliation panel of the Independent Theatre Owners Association of New York City on the ITOA. The case has been long-looked-for since the organization adopted the Andy W. Smith, Jr.-Benjamin Berger plan for settling exhibitor-distributor differences.

Complaint was filed by Leon Rosen, on behalf of the Rosenklett-Welt and involved a question of availability and run. The panel has referred the complaint to Seymour Fisher, 20th Century's powerful New York branch manager for adjustment. Another complaint filed simultaneously by Rosenblatt was disqualified by the panel.

25-Cent Warner Dividend

Board of directors of Warner Brothers Pictures has declared a dividend of 25 cents per share to holders of common stock of record at the close of business on Dec. 3. The dividend is at the same rate as the last quarter, but is half of the regular dividend of 50 cents per quarter.

Edward Erickson, 59

KANSAS CITY, Nov. 15.—Edward E. Erickson, 59, representative of A. C. Caugher Service, Inc., producers of advertising films, died Wednesday morning at his home here. Erickson had been in distribution in St. Louis and Kansas City territories with Republic, PRC and Monogram, and was for two years with the Dickinson Circuit. Burial will be at St. Louis.

Services for Fred Niblo

Hollywood, Nov. 15.—Services were held here this afternoon at Forest Lawn for Fred Niblo, 74, pioneer director, who died Monday. Services were held Thursday.

BLOOD ON THE MOON

GLOBE, Bway at 46th St.

ROSE CITY MUSIC HALL

NEW YORK THEATRE

SEAFARER CENTER

ROCKEFELLER CENTER

JOAN FONTAINE-JAMES STEWART

YOU GOTTAY STAY HAPPY

DAVID L. BUKER

A WILLIAM DOZIER PRESENTATION

INTERNATIONAL SPECTACULAR STAGE PRESENTATION

RIVOLI

BROADWAY & 46TH STREET

J. Arthur Rank presents

"THE RED SHOES"

COLOR BY TECHNISCOPE

BIJOU THEATER, 15th Street

WORLD'S FAIR WAREHOUSE

All Seats Reserved, Mail Orders

Extra Matinee Saturday and Sunday at 1:40 and 8:40
An EAGLE LION FILM Release

"A SONG IS BORN"

COLOR BY TECHNICOLOR

BROADWAY AT 45TH STREET

ASTOR

Cont. from 8:45 A.M. to Midnight Show

JOAN OF ARC

INGRID BERGMAN

STAY AT HOME

VICTORIA

COLOR BY TECHNICOLOR

CAST OF THOUSANDS

IDA LUPINO - CORNEL WILDE - GEORGE HILTON - RICHARD WIDMARK

ROAD HOUSE

2020

DOORS OPEN 8:30 A.M.
BRAND'S

MAYFAIR

7TH AVE. & 47TH ST.
Like Merry Christmas and Happy New Year, THEY BELONG TOGETHER...

...And They Belong on Your Screen for Christmas and New Year!

Bob
Hope
Jane
Russell

The New Star Team That’s News, In The Picture That Makes Hope History
BOB'S BIGGEST PRODUCTION of all time.
—And it's his first picture in Technicolor for Paramount

IT'S GOT EVERYTHING—comedy, color, spectacle, Indian fights, covered wagons, breathless chases and saloon brawls.

THE YANKS ARE COMING—with Bob turning on the giggle gas as a correspondence school dentist.

Paramount’s "The Palef
3-WAY DRAW. Imagine Bob Hope and Jane Russell in a big-scale western, and you've got 3 of the biggest boxoffice elements any picture could have today.

THE LAUGHS are headed this-a-way from The Dirty Shame Saloon, as Bob sings the country's bestselling smash hit song, "BUTTONS AND BOWS."

NO DOPE, THAT HOPE—he's off on the "Road" to Ruin with Russell, the most famous outlaw in the whole U. S. A.
The Critics

Let go with both barrels

"MORE SATISFYING THAN 'ROAD' SERIES. Looks like big money in the tills. Hope triumphant . . . with a real story. The gags are all fresh . . . the western backgrounds lavish." —Showmen's Trade Review

"HITS TOP OF THE LAUGH-METER. A very hearty boxoffice effect should be assured. Merriment kept on broad, earthy level punctuated by running drumfire of quips and gags." —Motion Picture Daily

"PEAK LAUGH SHOW FOR HOLIDAY TRADE. Click Hopean display for the delight of the customers. Peak click on the meter that registers laugh decibels." —Film Daily

"HOPE WHAMS HIS WAY THRU WITH SOCK RESULTS. A natural for fun. Russell a sharp eyeful in Technicolor. 'Buttons and Bows,' now familiar to radio and record listeners, is top of the score's top pop numbers." —Variety

"HOPE AT HIS BEST. 'The Pale-face' is cleverly set up. The results are pat." —Motion Picture Herald

"JUST THE PACKAGE TO MAKE EXHIBITORS HAPPY and please customers. DeMillesque production. Hope's harum scarum adventures with Calamity Jane outdo all that was ever done for the west." —The Independent

"HOPE & RUSSELL SALEABLE MARQUEE COMBINATION. Hope runs the entire gamut of gags in giddy comedy geared for boxoffice pay-off." —Hollywood Reporter

"THE PALACE" by Technicolor

BOB HOPE

JANE RUSSELL

Produced by ROBERT L. WELCH • Directed by NORMAN Z. McLEOD

Original Screenplay by Edmund Hartmann and Frank Tashlin

Additional Dialogue by Jack Rose

And Right After That Comes

Paramount's

GOLD RUSH

OF '49
Bridges Questions Tax on Benny Deal

Washington, Nov. 15.—Bureau of Internal Revenue was called upon to explain its approval of the Amos 'n' Andy and Jack Benny "business" purchases by CBS and NBC, Styles Bridges (R., N. Y.), chairman of the Senate Appropriations Committee, charging that the deals—highlighting a war for top talent between the webs—were tax dodges asked for an extension.

The best belief here is that Internal Revenue would not approve future deals and might even object to the Benny deal, which also involves motion picture production by Benny's Amusement Enterprises.

Republic to MPEA

(Continued from page 1)

active to Nov. 1, 1948. Republic thus becomes MPEA's 10th member company and the second additional national distributor to join the export organization since it was chartered early in 1946 by the eight original sponsoring companies. Allied Artists joined the MPEA in Aug., 1947.

Main item of the agenda here is the incorporation of the Republic into the MPEA's orbit, including the USSR under the pact Johnston recently made with that nation.

UA-SRO Deal

(Continued from page 1)

reach the final percentage of gross.

Selakian said negotiations have not included any discussion of a corporate merger of SRO and UA and have not involved the top selling area of 75 to 90 per cent of the distribution gross. He also said that SRO's foreign organization will be unaffected by a deal, if concluded.

"There are many points to be straightened out before any deal can be concluded," he said.

As of today, I would not wish to hazard any guess as to the likelihood of its being finalized." The UA board is scheduled to meet at the end of the week to act on the proposal.

20th-Fox Decree

(Continued from page 1)

don "down to the point" where negotiations with the Justice Department would be in order. It is expected that the company will present its full plans to Attorney General Tom Clark shortly after he returns to Washington from his stay in Florida with President Truman.

Additional sources note that 20th-Fox has in mind the divestiture of its interests in about 400 partially-owned theaters, thus whittling down its wholly-owned subsidiary, National Theatres, to approximately 225 houses. The company is said to expect that the program would remove it from any suggestion of monopoly in exhibition, with all closed-town situations eliminated.

20th Resumes Talks Today

Discussions of the divestiture by 20th-Fox officials, which were begun here last week, will be resumed today. Participants include Swayze P. Slaugars, president; Charles Slouars, president of National Theatres; Dan Michalove, circuit executive; Harry Cox, National treasurer; Otto Keogel, general counsel, and W. C. Michel, treasurer.

The moves for separate consent decrees by all four companies are expected largely as a result of the statement by the August N. Hand in Federal court here last week that total divestiture was not called for and that partial divestiture appears more likely remedy.

The general reaction was that the government and the companies have a clearer view of what they might anticipate if the case is litigated fully and both sides consequently would be more likely in concessions made to effect a settlement.

Also at the hearing, Judge Hand suggested that both sides attempt to reach an agreement on dissolution of theatre partnerships, as well as on what divestiture may be accomplished by stipulation.

Prepare Affidavits, New Exhibits

Paramount and 20th-Fox are engaged in preparing affidavits which they intend to offer as testimony and lawyers and others are under preparing new exhibits, all, of course, in the event that settlements are not obtained.

It is said that each of the companies has "problems" peculiar to itself and for that reason a single consent decree for all would not be possible.

It is doubtful that the Justice Department could be approached by the companies this week. Clark will be in Washington only for a few hours on Thursday and Herbert Bergson, head of the G-men's trust division, aside from Washington or out of town, is not expected back at his office until next Monday.

Walsh, Raoul to AFL Parley in Cincinnati

Richard F. Walsh, IATSE international president, has left here for Cincinnati to attend the American Federation of Labor convention which opened there yesterday. He was met in Chicago by William J. Raoul, "IA" general secretary-treasurer, and Thomas V. Green, secretary of the Cincinnati district.

The trio will be joined in Cincinnati by James McNab, business agent of "IA" Local No. 154, Seattle, High court referee, and Al Reinhardt, local president in that district, in Canada, will also attend and address the convention.

SOPEG's Oath

(Continued from page 1)

on IATSE Motion Picture House Office Employees Local No. H-63's petition for bargaining rights at the Paramount, KKO Radio and DeLuxe Laboratories home offices here. Executives, attorneys and personnel chiefs from the three companies; other executives and leaders of the opposing unions, and scores of employees jammed the office of NLRB examiner Julian Hoffman, to hear the proceeding. H-63 claims to have won the three shops of "white collarites" away from SOPEG.

The 14th News Team of SOPEG as a hearing participant; non-complying unions are denied access to NLRB services, but Hoffman accepted SOPEG in light of Boudin's assurances.

Yesterday's hearing was adjourned until next Monday at which time Boudin stated, SOPEG will state its position regarding the holding of elections at the three shops. H-63 attorneys, Harold W. Spivack and company lawyers agreed promptly when Hoffman suggested an election, but Boudin insists the union to consider.

The companies have refused to "do business" with non-complying unions.

NLRB Denies Motion to Split DuMont Employees

The National Labor Relations Board has unanimously dismissed a petition filed by New York DuMont Television stations, WABD and WTTG in Washington, seeking to have the collective bargaining unit comprising a single unit for each city. DuMont workers are under the jurisdiction of the National Alliance of Theatrical Stage Employees, which opposed the division.

Traffic on Equipment

(Continued from page 1)

amounts to two per cent, would be on theatre equipment when a theatre's lease changes hands. The intention of the city is understood, to compel immediate payment by theatre lessees who closed such transactions during the past eight years, the time the dormant law has been on the statute books. Whenever theatre changing hands through outright sale during that time, the city collected the sales tax upon the consummation of such transactions.

Equipment under lease and threatening lease taxes includes projectors, screens, seats, stage accessories, etc.

The city charges that the city intends to apply the lease provisions as a matter of "expediency," and maintains that it was not the intention of the law's authors to levy taxes on such transactions.

Cooper is Named Cleveland Manager

Cleveland, Nov. 15.—William Levy, temporary manager of the local United Artists exchange, is going back to the foreign field in which he had been active for 18 years. Sidney Cooper, UA salesman in Detroit, has been promoted to succeed Levy here.

Talent for Pioneers

The ninth annual dinner of the Motion Picture Pioneers at the Waldorf-Astoria tomorrow evening will feature comedians Milton Berle, Jack Benny, Lewis, Abe Burrows, Willie Howard and Peter Lind Hayes. Pioneers president Jack Cohn also announces that Leon Levy of will start the proceedings which will include an appearance of Radio City Music Hall talent.

United Flight Facts

A famous writer was talking to me aboard "the Hollywood," United's super-special DC-6 airliner 300 on its flight from New York to Los Angeles.

"It'll make great background material for something I'd like to write," he said. "There's an atmosphere of luxury and congeniality in the plane itself; and the passengers, with their varied backgrounds and their cosmopolitan viewpoints, are always intensely stimulating."

I didn't remind him but we leave New York at 12 noon, and we get to Los Angeles at 8:45 p.m. At that speed, a story would be too short!}

But if you want a perfect background for your cross-country travels, with delicious meals, luxury services, stroll-about spaciousness and pressurized-cabin comfort at smooth, high altitudes— I'll see you aboard "the Hollywood."
Accurate
Concise
and
Impartial

NEW YORK, U.S.A., WEDNESDAY, NOVEMBER 17, 1948

TEN CENTS

MOTION PICTURE
DAILY
FIRST IN FILM NEWS

VOL. 2 NO. 96

Specs

ASCAP Loses Bid for 2-Wk. Decree Stay

Will Seek a Permanent Stay on November 29

U. S. Circuit Court of Appeals Judge Augustus H. Hand yesterday denied to the American Society of Composers, Authors and Publishers an interim stay of Federal Judge Vincent Leibell's U. S. District Court decree against ASCAP issued last Friday. ASCAP had voted to stay Judge Leibell's judgment until Nov. 29 when a petition for a permanent restraining order will be made to the full three-judge Circuit Court of Appeals. In denying the interim stay, Judge Hand said if it were granted it would "create a vacuum in the industry." He specified, however, that the denial should not prejudice ASCAP's right to appeal in the Minneapolis case, after ASCAP attorneys argued it might have that effect. The Leibell decree restrains ASCAP from collecting music performing fees (Continued on page 4)

US May Offer New Griffith Evidence

WASHINGTON, Nov. 16 - The Justice Department on Friday attempted to introduce new evidence when the Griffith anti-trust case resumes in Oklahoma City on Nov. 20. Department spokesman said that rather than presenting proposed findings—as in the Paramount and Schine cases—the government would ask Judge Vaught for a chance to call witnesses and present further evidence showing the effects of what it de-

Extras Vote Down Producers' Terms

Hollywood, Nov. 16 - Membership of the Screen Actors Guild is 2,512 to 67 in a mail referendum to reject the contract offered by producers, according to H. Orrin Shanks, executive secretary. SEG board had unanimously recommended rejection of these terms, which it claimed, had the effect of forcing extras to accept the $9.45 daily rate for mob scenes in order to make themselves eligible for unemployment insurance benefits.

Einfield and 20th in Verbal Agreement

An agreement has been reached and papers have been drawn which, when signed, will make Charles Einfield vice-president in charge of 20th Century-Fox's advertising, publicity and exploitation on Jan. 1.

Einfield, here from the Coast, has already been assigned an office at the company's home office. His contract is expected to be signed within 10 days, when he will return to Hollywood. He will divide his time between the Coast studio and the home office, but will continue his residence in Beverly Hills.

Business Better At NY 1st-Runs; Huge $60,000 for 'Joan'

Majority of New York first-runs are moving at a good clip this week, showing marked gains over last week when several dropped heavily. The Armistice holiday business of last Thursday boosted this week's returns.

Taking cognizance of the overflow, even the Victoria's competitors are happy about the magnificent box-office triumph of "Joan of Arc." The 1,000-seat Victoria is expected to gross an estimated $40,000 in the first week, which means almost a complete turnover at every performance.

Continuing at a smash rate is "Snake Pit" at the Rivoli where a second week is figured to gross $57,000. Globe's "Blood on the Moon" is at the start of its third week and is up for a first week. "You Gotta Stay Happy," with a stage show at (Continued on page 6)

Drive on Percentages Considered by Allied

Sopey Complies with Taft Non-'Red' Rule

Leonard Boudin, attorney for United Office and Professional Workers of America, filed yesterday with the National Labor Relations Board affidavits signed by all present officers of Screen Employees Guild, CIO-UPWA affiliate, in compliance with the non-Communist stipulation provisions of the Taft-Hartley Law, Boudin said.

Video to Force Film Industry Changes: Coy

CHICAGO, Nov. 16 - Federal Communications Commission Chairman Wayne B. Coy warned today that the rapid advance of television means a "period of great adjustments" for motion picture exhibitors.

Coy said that not only would television compete with theatres for patrons, but would also compete with theatres for films. On the other hand, he admitted, television techniques might be used by theatres to broaden their fare with concerts, popular entertainment, on-the-spot news shots, and other top public events.

"Until there is a saturation of television receivers in this country," Coy said, "there will certainly be a large audience for outstanding public events in theatres."

Speaking before the Chicago Ro. (Continued on page 6)

Exhibitor Leaders to Map NY Tax Fight

Four theatre association leaders were named yesterday to serve as a committee which will organize from among the industry's local tax experts a group which will document evidence to support New York City exhibitors' claim that the municipal government here would be "mulcting" owners if it persists in levying a two per cent tax on leased theatre equipment.

The association leaders, who were appointed at a tax protest rally in the (Continued on page 6)

SRO-UA Talks Are Switched to Coast

Scene of negotiations to place distribution of Selznick Releasing Organization product in the hands of United Artists is being shifted from New York to Hollywood, with lodgings by David O. Selznick, Mary Pickford, Gradwell Scars, probably Charles Chaplin and Arthur Kelly, and others expected late this week.

Selznick returned to the Coast last weekend, after the UA board canvassed the various aspects of the proposal (Continued on page 6)

56 to Be Inducted In Pioneers Tonight

Some 56 pioneers in the industry 25 years or longer will be inducted this evening at the annual dinner of the Motion Picture Pioneers at the Waldorf-Astoria Hotel here. The class will be among the largest ever inducted in the organization.

One of several highlights will be the awarding of the first annual cita-

(Continued on page 6)
$13 Million Bonus
To E-K’s Employees

ROCHESTER, N. Y., Nov. 16—A 37-year record wage dividend of approximately $13,000,000 for 51,000 employees was voted here today by Elwood E. Kodak’s stockholders to be paid next March. Eligible employees will receive $22.50 for each $1,000, earned during the period, and the dividend will total $11,994,000 for 49,300 employees.

The board also declared a cash dividend of 50 cents a share on common stock for the quarter and the regular 15% per cent dividend on preferred stock of $13,792,000 will be paid Jan. 3 to stockholders of record on Dec. 6.

Next March’s payment will bring the total wage dividend distribution to approximately $133,000,000 since the plan was initiated in 1912.

The board declared also a stock dividend of one share for each 20 held. The stock dividend was made in addition to the cash dividend. It is payable March 22 to stockholders of record on Dec. 24.

A company official pointed out that the annual $63,000,000 paid out by the company has been spent by A. B. Hyman and associates of Huntington, W. Va., who will assume operation in the near future.

Hyman expects to return to independent exhibition in December and has plans already made for his company to be previously identified with the Uptown and City theatres, New York, and the Paramount here during its reorganization.

Sauter Heads Group
To Aid USO Drive

Formation of an entertainment industry committee to aid the USO’s $6,650,000 drive in the Metropolitan area and to arrange the entertainment activities connected with the drive has been completed, with James Sauter as general chairman. The luncheon will be held on Nov. 30 to discuss plans and set up sub-committees.

Beck Will Handle
Screen Plays’ Ads

Myer P. Beck, promotional consultant, has been put in charge of the entertainment advertising-publicity director of Screen Plays, Inc., under a long-term contract signed recently by the firm.

Capra’s First for Para.

HOLLYWOOD, Nov. 16.—Frank Capra’s first production for Paramount Pictures in a series based on “Broadway Bill,” short story by the late Mark Hellinger. Starting date is set.

Elect Delegates, Crew
For Albany Variety

ALBANY, N. Y., Nov. 16.—Charles A. Smakwitz, Warner zone manager, who was named to a five-man committee chosen to make the elections for Variety Clubs international convention, has named James J. Quinn of New York, A. J. Collins of Buffalo, Howard C. Banks of Utica, and Thaddeus J. Smith of Utica, as alternates, by the newly-elected local Variety crew. The crew, which will elect officers for 1949, includes: James L. Smakwitz, Nat Dickman, Fred Sitter, Saperstein, H. Jerry Atkins, Ed Wall, Leo Rosen, Sylvia Lenn and Nat Wring.

Smakwitz Honored at Testimonial

ALBANY, N. Y., Nov. 16.—Charles A. Smakwitz, of the Smakwitz variety here, was presented with a traveling bag and brief case as well as a plaque signed by Variety members here at a testimonial dinner given by the local Variety tent at the Colonic Country Club. Some 200 were on hand.

Theatre Trailer for
Christmas Seal Sale

Ingrid Bergman appeals for support of the 1948 Christmas Seal sale in a trailer to be shown in theatres during the 42nd annual drive, Dec. 15-22, sponsored by the National Tuberculosis Association.

The trailer was made for NB by Victor Wagner, of Eagle-Lion productions, in cooperation with RKO, Victor Fleming directed the trailer, and Andrew Solt wrote the script.

The trailer, which runs for two minutes, has been cleared for the Theatre Owners of America. No collections will be made in connection with the showings.

Nothing Definite Set
On 2 Wanger Films

Walter Wagner said yesterday that “nothing definite” has been set regarding his talks with distributors over the possibility of their taking two films made for Eagle-Lion, but that he is working on his “Reign of Terror.” One of the companies with whom he is reported to have discussed a deal is United Artists.

Wagner said he has delayed his trip to the Coast “to continue unfinished business.”

Allan Moritz Heads
Cincinnati Variety

CINCINNATI, Nov. 16.—Allan S. Moritz, Columbia branch manager, has been elected chief banker of the local Variety club here, who succeeds Irving Sochim, Universal-International manager, served in the same capacity several years ago. Under the direction of Manheim, who heads the interior of the theatre, Guy and Saul Greenberg were recalled assistant and Jack Frisch second. Manny Trautenberg was named dangle property master.

Actors’ Party Frida

Catholic Actors Guild will hold its annual party at the Plaza Hotel here on Friday night with proceeds going to the Guild’s hospital fund.

Newsreel
Parade

THE birth of Princess Elizabeth and Prince Charles, broadcast on radio and television are current newsreel headlines. Tojo sentenced and Mackenzie King resigning are among highlights. Co-starring.

MOYETONE NEWS, No. 92—Briefer has been added. Tojo sentenced to die for war crimes, Prince Charles born and Mackenzie King resigns as Prime Minister of Canada. Mrs. Patton see note under “Cook.” Snub news.


8 Drive-ins Are Set
By Pioneer Circuit

MINNEAPOLIS, Nov. 16. Eight drive-ins are on the agenda of Pioneer circuit’s outdoor project to “protect it position” in the conventional theatre business. The latest list receives spring openings for stars in new Webster City, Carroll, Storm Lake Area, Grand Prairie, Anoka, Princeton, and Spencer. All will be in line, architecture, according to Pioneer publicity manager, Glenn McDaniel.

Drive-in competition has developed in Manitowoc, Wis., where articles or incorporation have been filed by Tri-Circle Amusement Co., organized by Roger W. Weinert, Richard E. Bosman and John C. Danielson, owners of the Tri-Circle circuit’s, who will construct a 500-seat outdoor stand on a 70-acre piece of land, 20 miles north of Manitowoc.

It was announced two weeks ago that Bob Guettman, Manitowoc exhibitor, has a drive-in under way near the city.

At Grand Island, Neb, Tri-States (A. H. Blank) and Mrs. Madeline Kaufmann and William Youngcaus, owners of the Red Pony circuit’s, have decided to build a 500-car drive-in on highway 30 two miles south of the city. The project will be started immediately and completed next spring.

Aid Foundation Drive

A one-minute trailer entitled “It Might Be You,” featuring an appeal by Fred Hubner of support for the New York Foundation Drive, is currently showing in some 300 theatres in the Metropolitan area. New York Foundation Drive officials announced that when the trailer will be included in all newsreels. Floyd B. Odlum is chairman of the drive and Dr. W. Paul Holbrook is president and Emerson Foe is chairman of the executive committee.

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The BIGGEST Musical has been selected by the Biggest Theatre, Radio City Music Hall for its Biggest Holiday time. Take a tip!

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COLOR BY TECHNICOLOR - Based on the Lives and Music of RICHARD RODGERS and LORENZ HART
Screen Play by Fred Finklehoffe - Story by Guy Bolton and Jean Holloway - Adaptation by Ben Feiner, Jr.
Musical Numbers Directed by ROBERT ALTON - Directed by NORMAN TAUROG - Produced by ARTHUR FREED
Reviews

“The Boy With Green Hair” (RKO Radio)

SINCE it has the courage to abandon the conventional, the future awaiting “The Boy With Green Hair” is difficult to evaluate. On a basis of merit, that future never would be in doubt. However, merit does not always draw its own reward and, thus, the question remains.

There is a film with an avowed message—a message against the futility of war. It is told as a fantasy through the eyes and mind of Dean Stockwell, the appealing youngster to whom it all happened. On occasion, the treatment which takes on the viewpoints of the grownups who come off a decided second best through incredulity and indifference.

Young Stockwell is a war casualty and the orphaned son of parents who die in London protecting other children from German bombs. Handled down from heaven to relative, he reaches Paul O’Brien, a singing waiter, and with him makes his home. In school, he learns he is as much an orphan as the children of the war relief posters on display in the classroom. The shock is substantial and the impression deep.

The next day his hair turns green. The phenomenon causes general baffle- ment. The doctor cannot explain it, nor can anyone else. Then the cruelties set in. Dean becomes an object of curiosity. The milk supply becomes suspect. People wonder about the water. Parents keep their offspring away in fear of contagion. In misery, Dean decides to run away. Deep in the woods, he hears his name called and looks up to find the orphan of the posters brought to life. He explains his green hair represents a mark and a mission. The mark designates him as a war orphan and the mission is to explain to all who will listen that war is bad for children and that there should be no more of it.

With an understanding of why and what has happened, Dean returns to his town where he spreads the word among those who refuse to believe him. The pressure exerted on O’Brien induces young Stockwell to have his head shaved. He submits reluctantly, then runs away, is picked up by the police in an adjoining town, tells his story to Robert Ryan, child psychiatrist who returns him to O’Brien in a closing sequence which suggests a greater, but never stated, measure of understanding in the future.

All this is conveyed with charm, delicacy, tugs at the heartstrings and a gentle brand of comedy, principally through unusually good performances by the boy and O’Brien.

The story has been adapted by Ben Barzun and Alfred Lewis Leavitt with understanding and appreciation which are never lost on Joseph Losey, the director, and Stephen Ames, the producer. They must have had their hands in this. For the musical theme there is “Pipe Faire” appropriately adding to the mood. The film, of course, is in Technicolor.

Running time, 82 minutes. General audience classification. Release date, not set.

“The Accused” (Paramount)

W 10TH of its kind, Hal Wallis has produced a film that excites and engrosses. A melodrama with psychological trimmings, it has been given a polished screenplay that moves with calm and deliberate pace and maintains a tone of tense expectancy. It does, by way of suspense, strip away moments that seem a little protracted. Besides the popular appeal of the story, an additional merchandising asset is a good cast, headed by Oscar-winning Loretta Young and including Robert Cummings, Wendell Corey and Sam Jaffe.

Miss Young, as a psychology professor, unintentionally kills one of her aggressive students in self-defense. Desperate with fear, she conceals her crime. Convicted with the crime and a report of accident, she is swiftly brought in. However, Corey, a shrewd and seasoned detective, has suspicions, and they are given substance by investigation. As events develop, it becomes a contest in which Miss Young plays her knowledge of psychology against Corey’s hardened police experience. Terror grips Miss Young and her conscience becomes a window through which the audience views the unfolding story.

A series of melodramatic events bring the story to its courtroom climax in which a plea of self-defense is made and the way paved for Miss Young’s marriage to Cummings, who defends her at the trial. Performances range from satisfactory to outstanding, with the latter designation going to Corey. William Dieterle directed from Ketti Frings’ screenplay which was based on a June Truscott novel. Clever bits of dialogue run through the picture, making it all the more enjoyable.


Mandel Hershman

Information Media Conference Friday

WASHINGTON, Nov. 16—Second annual All-Media Conference on Freedom of Expression will be held here Friday, at the headquarters of the National Association of Broadcasters, the NAB announced today. Motion-picture industry representatives slated to attend the meeting are James M. Barnes, SIMPP counsel; Kenneth Clark, MPAA information and public relations director; Schrader, MPAA general counsel.

Scheduling the fifth such action to be taken since Sept. 20 against the same defendants, Warner majority stockholder Edward S. Birn filed yesterday in U. S. District Court here a suit against United States Picture Producers, Inc., Warner Bros., and Rhode, Robert W. Perkins, Milton Spering, Harry M. Warner, Jack L. Warner and Morton Wolf, alleging conspiracy in behalf of United to the detriment of Warner. Suit asks for an accounting on a productionitte-distribution deal made in 1945 between the two companies.

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New York Grosses

(Continued from page 1)

the music hall, is likely to wind the second week with a fairly substantial $13,000. Third week of "To- Bride" with Vaughn Monroe on the Strand.

At the Roxy, "Unfaithfully Yours" with Peter Lind Hayes, Mary Neon, and Jack Cole in period costumes concluded its second week with a modest $7,500, it will be succeeded on Nov. 23 by "When My Baby Comes at My". Fourth week of "Song Is Born" the Astor is fair at about $19,500; the Astor's Christmas attraction will be "Enchantment." "Red Shoes" at the Bijou will gross $15,000, which is to notch for a fourth week.

"One Touch of Venus" with Joel Sabin on stage at the Capitol, in third week, is down to an estimate $25,000; the Capitol's next will be "The Kissing Bandit," opening Thursday, with Jane Powell, Roy Cohn and Steve Fields' orchestra on stage.

"Sealed Verdict," with Frank Laine, Connie Haines and Jerry Wald orchestra gave the Paramount healthy second week, business esti- mated at $70,000. Third week of "Rea- House is good at the Mayfair where $30,000 was indicated. Seventh week of "Hamlet" at the Park should be good for $17,000, close to capacity. Four week of "Three Musketeers" should bring the Star a barometer $45,000. "The Plunderers" is fair at the Gotham where $9,500 is apparent for its third week. Third week of "Kiss the Blood Off My Hands," should gross about $18,000 to the Critic, medi-ocre; it will be replaced by "Southern Yankee" on Nov. 24.
READ WHAT SMART SHOWMEN SAY...  
AND YOU’LL BOOK THESE LAUGH HITS TODAY!

"When you've had one boxoffice flop after another on the big 'supers' and people start arriving in droves to see an attraction like this, I think it is an indication of what people want. They came, they saw, and they advertised by word of mouth."

— Robert Walker, Vintah Theatre, Fruita, Colo.

"Maggie and Jiggs must have a very good following thru the country as this did very well for us."

— D. W. Trisko, Ritz Theatre, Jerome, Ariz

"They have asked me many times 'When are you going to have Maggie and Jiggs again!' Very pleasing comedy."

— W. P. Eakins, Lewis Theatre, Garrison, Ky.

"Our patrons got a kick out of Jiggs & Maggie. Did extra business."


Top-notch boxoffice attraction. Jiggs & Maggie brought new faces and many infrequent patrons."

— Stanley Leay, Stanley Theatre, Galena, Ill.

Their 3rd Happy Hit is Coming Soon from MONOGRAM!

JIGGS and MAGGIE IN COURT
MPAA Meetings

(Continued from page 1)

along the lines of further economies might be likely.

Robert W. Chambers, head of MPAA's "fact-finding" staff, presented extensive statistics depicting the shrinkage in world market returns against the continuing increased costs of prints and general operation in foreign countries.

Facts and figures of a more generalized nature, but pertinent to the industry, were presented by Dr. Isidore Lubin, head of Confidential Reports and former chief of the U. S. Bureau of Labor Statistics.

Sees Drop in Living Cost

Lubin said that he was of the opinion that U. S. living costs will drop and as a result the average person will have approximately five cents more of his dollar's available for entertainment—this including all amusements, not only films. He cited baseball, football and bowling as recreation.

Majority of those present yesterday lunched at the 20th-Fox home office dining room.

At Johnston's suggestion, the afternoon session was confined to company president.

The meeting will resume today at the Warner home office and the concluding session will take place tomorrow at Paramount home office board room.

Executives at Parley

Those present yesterday included: Columbia: Jack Cohn, Arnold Pick- er, Abe Schneider.


Republic: Theodore Black.

Twentieth-Century-Fox: Spyros P. Sounias, W. C. Michel, Donald A. Henderson, Emmanuel Silverstone, Andrew W. Smith, Jr.


Coy on Video

(Continued from page 1)

tury Club, Coy pointed out that on Jan. 12 the Midwest Television network will connect with the Eastern network. "I hope to see a coast-to-coast television network within another two years," he said.

Coy recalled that the Commission is studying the possibilities of adding more television channels, employing those in a higher part of the radio spectrum. "We are now holding conferences with video industry leaders to determine if equipment can be developed to operate in this upper region," he declared. "I predict that we are going to be able to add those higher channels soon."

Coy declared that it is a serious mistake to suppose that "television must inevitably grow as an intrusive enemy taking the life blood of other media," but that it is equally wrong for other media to develop neither cohesion in the sands and assume that this new development may not affect them adversely.

The FCC official said that he expected 40 television stations to be on the air in another two years. In seven to eight years, he declared, there will be 1,000 television stations on the air. At present there are 45 stations in operation, 77 others have construction permits, and 311 applications pending at the F.C.C. Television operators must an "almost superhuman task" in programming their stations 12 to 18 hours a day. Coy warned, adding; "Film will not be necessary to be one of their essential requirements. Either they get the few from the television networks within another two years." In addition, Coy warned, adding; "Film will not be necessary as one of their essential requirements. Either they get the few from the television networks within another two years.

Selznick Said His Policy Is

"No Sales" to Television

Hollywood, Nov. 16—David O. Selznick declared here today that it is his policy to make no sales of his films in the future, that while he could not make any plans as to the future in face of the "uncertainty of the relationship between the television and motion picture industries," he emphasized that Selznick pictures already sold for television were not controlled by him or any of his enterprises.

Selznick's "Nothing Sacred," "Moral Re-ArMS," "Dancing Pirate" and "Little Lord Fauntleroy," the producer explained, were acquired by the John Hay Whitney interests at the time of purchase of the assets of the old Selznick International some years ago and were resold by the latter as a result of legal action. "Thewise these is groups which sold them to Columbia Broadcasting for television.

N. Y. C. Tax War

(Continued from page 1)

Hotel Astor here, are: Dave Sullivan, Theatre Owners of America executive director; Leo Brecher, president of the Metropolitan Motion Picture Theatre Owners; Harry Brandt, head of the Independent Theatre Owners Association of New York, and James Reilly, executive secretary of the New York Theatre League.

Some 600 theatres in the metropolitan area were represented at yesterday's meeting which was presided over by Brandt; Theatres executive William Brandt, who described attempts which have been made concerning sales tax on theatre equipment and taxes on theatre equipment, but they agreed that the law was "ambiguous" and that such a tax is unjust. Brandt estimated that it will cost New York's theatre leasors several million dollars unless the heretofore dormant lease tax is repealed.

Percentage Drive

(Continued from page 1)

length of television to the theatre, based on experience to date, as well as possible representation to film companies making plans to include television in competition with established theatres.

In addition, the bulletin stated, there will be discussion of legislation to set up anti-trust courts, repeal of the Federal admission tax, film rentals and the effects of state and local income taxes, with special consideration of what was described as M-G-M's abandonment of the sliding scale on percentage picture.

The meeting will hear reports on the Paramount, Schine and Griffith cases. The RKO case is to be heard on the activities of Allied's Caravan Committee, the Smith-Berger conclusion and the results of the recent regional Allied meetings. The board will also vote on the application of Mid-Central Allied for membership. To date, 575 persons have registered for the Gulf States Allied convention, to be held Nov. 28-Dec. 1. Among the guest speakers who will attend, in celebration of Allied's 20th anniversary.

New Griffith Evidence

(Continued from page 1)

brates as the circuit's "illegal practice.

Defense attorneys are expected to oppose this, asking that the case be decided on the basis of the present evidence. If Judge Vivenwald refuses to allow the government to present new evidence, the latter will have to ask for another delay to give time to prepare proposed findings, Justice officials said.

Judge Vivenwald has under advisement a government motion to make Theatre Enterprises, Inc., new Griffith affiliate a party to the case.

56 To Pioneers

(Continued from page 1)

ition of "Picture Pioneer of the Year" award, presented by the National Association of Theatre Owners and the Rockieheller Center, Inc., and presi- dient of Radio City Music Hall, Jack L. Block, chairman of the page and president of the Pioneers will preside. More than 400 lun- dinner reservations. Dr. George G. Lups additionally announced.

The dinner committee is of Hal Horne, Hal Hode, Gilbert Joseph, Jack L. Block, L. Gordon Schine, Martin Kirke, Albert Sanford, Jack Levin, Leon Leoni- doff and Jack Goldstein. They have arranged several innovations for the event.


SRO - UA Talks

(Continued from page 1)

ected arrangement without taking a position on the merits of the case. Miss Pickford left here for Hollywood last evening, Kelly yesterday afternoon, Goldfish for New York today. Meanwhile, the second board meeting had been expected here tomorrow or Friday. In some quarters there has been a suspicion of a SRO-UA deal being held to be somewhat doubtful, with Chaplin con- tinuing adamant in his objections to any arrangement of the type, and reports carrying that Selznick contemplates talks with another distributor. In a statement issued yesterday, Selznick said: "There are many points to be straightened out on both sides. It cannot be decided at this time. As of today, I would not wish to hazard any guess as to the likelihood of its being finalized."

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How Western Electric's "300" system handled a tough location job

Location shots for "Green Grass of Wyoming" in the Cedar Breaks National Monument were recorded with ease by this jeep-mounted Western Electric "300" System.

The jeep sped over rugged mountain roads at elevations up to 11,000 feet, made its way into seemingly inaccessible spots, was always on hand when the going was the toughest. Yet the "300" equipment operated dependably throughout the entire nine weeks it was on location.

Successful performances under difficult conditions are earning a fine reputation for the "300"... a worthy companion for the Western Electric "200" Newsreel and Deluxe "400" Studio Systems.

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with O. Z. Whitehead, Robert Karde, George Beranger, Ian MacDonald, Brandon Rhoades

Directed by Jean Negulesco - Produced by Edward Chodorov
Screen Play by Edward Chodorov - Story by Margaret Lowe and Oscar Sa

SHOWMEN CELEBRATE 20th CENTURY-FOX WEEK, NOV. 21-27
Ascap Holding Up National Policy on Fees

**Expects Payments While Suit Is Being Appealed**

American Society of Composers, Authors and Publishers will defer setting a federal policy on the collection of music licensing fees from theatres until final adjudication of the anti-trust suit brought against it by Independent Theatre Owners Association of New York, an Ascap official said here yesterday.

Ascap's appeal from Federal District Court Judge Vincent L. Leibell's decision in the ITOA case will go to the U. S. Court of Appeals here on Nov. 29, and regardless of the outcome in the Circuit Court, it is certain to go on to the U. S. Supreme Court either on appeal by Ascap in the event the decision is affirmed or by the ITOA in the event it is reversed.

Even if the Supreme Court should decline to review the case on appeal, months will elapse before the case is closed.

Meanwhile, Ascap retains a claim (Continued on page 5)

Schary Citcs MGM Production Rise

M-G-M's volume of production has been climbing steadily and will continue to do so, Doré Schary, production chief, pointed out here yesterday. In New York for conferences with company president Nicholas Schenck, Schary indicated that next year M-G-M will make about 30 pictures, compared to 28 this year, and 21 in 1947.

Schary said he regards 18 pictures as a "comfortable backlog" for the studio. The company does not have (Continued on page 5)

Ernst Wants 'Em in Smaller Pieces Yet

WASHINGTON, Nov. 17.—Morris Ernst today urged Congress to take steps to divert motion picture exhibition from production and distribution.

Testifying before the House Small Business committee, the New York attorney lashed out at theatre-owning production-distribution companies dur-

(Continued on page 5)


By PETER BURNUP

LONDON, Nov. 17.—If the government undertakes to provide studio facilities for independent producers "whose needs are not otherwise adequately provided for," the government should own and not merely lease such a studio, the committee which has studied the subject for Harold Wilson, president of the Board of Trade, will report tomorrow.

The report raises many serious questions and appears certain to prove a setback to the hopes of many unem-

(Continued on page 2)

Eysell Receives Pioneer Citation

Gus Eysell, executive director of Rockefeller Center, Inc., and president of Radio City Music Hall, last night received the first annual award for having been selected the "Pioneer of the Year," at the ninth annual dinner of the Motion Picture Pioneers, held at the Waldorf-Astoria Hotel. Jack Cohn, organization president, president; J. L. Lazarus, master-of-ceremonies. Some 400 attended.

In his speech of acceptance, Eysell observed, "I do not believe for one minute that we have anything to fear from the future, for it is an American (Continued on page 5)

Some Civilians May Attend Army Houses

WASHINGTON, Nov. 17.—Patronage eligibility at Army and Air Force motion picture theatres has been broadened by the War Department permitting the Army to permit the attendance of certain civilian guests. Major General Russell B. Reynolds, Chief of Special Services, Department of the Army, announced here today.

As the result of conferences between representatives of industry, including exhibitors and distributors, and representatives of the Army and Air Force, it has been determined that military personnel may take their civilian guests to post theatres.

(Continued on page 5)

File $241,500 Trust Suit on the Coast

WASHINGTO, Nov. 17.—Twelve defendant distributing companies were ordered by Federal Judge Ben Harri- son to show cause on Dec. 15 why a restraining order should not be issued in a monopoly and anti-trust suit filed today by Steve and Emma Chorak, owners of the Puntu Theatre in Puntu.

The complaint, which charges conspiracy on clearances, asks treble damages of $241,500. In addition to the distributors, defendants named are the Edwards Theatre Circuit, James Edwards, Jr., and Arthur L. San- born.

(Continued on page 5)

Para. 'Sell-away' in New Orleans Opens

New Orleans, Nov. 17.—After months of controversy over rental terms between Paramount and E. V. Rich-

ards, its theatre partner in this territory, the distributor has started to sell away from the Richards-Saenger circuit here, with "Foreign Affair" as the first "sell-away" to open at the Saenger competitor Loew's State tomorrow.

NJ Allied Condemns ‘Offending’ Actors

NEWARK, Nov. 17.—Allied Theatre Owners of New Jersey, following a membership meeting at the Newark Athletic Club yesterday, disclosed that the organization is unanimous in its condemnation of actors and actresses in Hollywood who by their conduct brought ill repute on our industry. It was indicated that action would be taken at the Allied national board meeting in New Orleans, Nov. 27.

George Gold, Jersey Allied's legislative chairman, submitted to the meet-

(Continued on page 5)

Conciliation Board Planned in St. Louis

St. Louis, Nov. 17.—The Motion Picture Theatre Owners of St. Louis, Eastern and Southern Illinois, will approach Mid-Central Allied Independent Theatre Owners, United Association of Illinois and non-affiliated theatres to organize a St. Louis area conciliation board.

The proposed board will not arbitrate rentals, but will attempt to settle other trade disputes between exhibitors and distributors.

The following MPTO committee chairmen have been selected: Legislation, Fred Wehrenberg; executive and membership (outstate), L. J. Williams; St. Louis area, Louis Ansell; bulletin, Maury Davis. Tom Edwards is MPTO president.

More Trouble Seen Over Jackson Park

CHICAGO, Nov. 17.—RKO's holding over of "Last Days of Pompeii" and "Sue" at the Grand Theatre for a third week. Loop run may cause a legal battle under the ruling of the Jackson Park decree. RKO attorney Miles Seeley alleges that the decree does not stipulate the prohibition of

(Continued on page 5)
British Tighten Up On 'Investments'

London, Nov. 17.—The British Board of Trade has disclosed a schedule of interpretations of certain sections of the U. K. tax settlement for 1947-48, which is the tightening-up definitions of "permitted investments" of unremittable balances. Treasury spokesmen said the original announcement has been revised.

Emphasized in the interpretation is a provision that normal distribution expenses will not be paid from gross rentals and not be paid from unremittable funds.

The original announcement of the agreement is now described as including the United Kingdom, Channel Islands, Isle of Man, ships at sea flying the British flag, Malta and Gibraltar.

Eirean revenues continue to be treated as U. K. earnings.

Paragraph eight of the agreement has been amended to prohibit the use of "frozen-funds" for the purchase of British film rights if acquired after July 31 of this year.

Schedules A and B of paragraph five require that personal services payments be permitted to be paid as an exception to foreign exchange liability. Also, payments to persons in resident scheduled territories must be made through a resident account.

Canadian Theatres Up 216 in a Year

Ottawa, Nov. 17.—Motion picture theatres in Canada last year increased 1,477 to 1,693, or 216.

Ontario had the largest number of theatres in operation, some 473, compared with 400 in the preceding year, and 311 in the government's list. Fifty-six new theatres were opened in Ontario, against only nine in the previous year, with one theatre re-opened and four closed in both years, showing a net increase of 53 for 1947, compared with six in the preceding year.

Excluding the number of theatres operating last year as follows, (previous year's figures are in brackets): Quebec, 271 (264); British Columbia, 244 (254); Alberta, 178 (156); British Columbia 170 (149); Manitoba, 64 (86); Prince Edward Island, 79 (71); New Brunswick, 58 (44).

As usual, Prince Edward Island is the leader in Canadian territory, with 14 theatres.

Canadians May Get Ticket Tax Relief

Ottawa, Nov. 17.—With provincial elections scheduled in some parts of Canada, the 29 per cent provincial amusement tax which is still being collected in some regions, is expected to be eliminated or lowered as a levy on entertainment, in order to capture public favor.

Westrex Feted Aides

Eighteen Westrex foreign managers were feted last night by Westrex at a dinner at Caravan's Restaurant.
Dennis Morgan
Dorothy Malone
Don DeFore
Janis Paige

One Sunday Afternoon

Directed by:
Raoul Walsh

Produced by:
Jerry Wald
Dozier Will Help Promote His Film

William Dozier, head of RAMPART Productions, releases through Universal, International, said here yesterday that the coming production should participate in the selling activities that follow the making of a picture. Accordingly, he will devote an efficient advertising-promotion campaign which U-I has drafted for RAMPART's "You Gotta Stay Out of the Garden, Mrs. Ames."

Dozier said major distributors have been short-sighted in failing to secure the help of motion picture producers in publicizing and judging in marketing his film.

Here from the Coast for conferences with U-I distribution vice-president William A. Scully, Dozier declared yesterday that he believes the drop-off in motion picture business from its wartime peak has had at least one good result; it has served to prod industry publicists to plan more efficient and judicious advertising for all pictures. The making of "You Gotta Stay Out of the Garden, Mrs. Ames," pictures "looks roister than it has in a long time," Dozier added.

He deplored Hollywood's profligacy for which the industry is being permitted to escape without any formal or informal agreement. The总体规划 he admitted he will contribute to the current comedy cycle another one. "A Very Musical," which stars Lucille Ball and her wife, Joan Fontaine. It will be his third for U-I release under a three-picture contract, and not a set at present whether his deal will be renewed. The producer said he expects to make a picture in England, possibly this year.

Dozier declared that film writers should be made financial partners in films of which they prepare, with a profit-sharing plan serving as part of a salary.

Conviction Reversal Is Asked by Trumbo

WASHINGTON, Nov. 17.—Counsel for Dalton Trumbo, screen writer convicted in the anti-Communist area, today asked the U.S. Court of Appeals for the District of Columbia to reverse the conviction on the ground that the House Un-American Activities Committee had exceeded its jurisdiction and had put quizzing and censorship which violated his constitutional rights.

In a 65-page brief, the attorneys repeated most of the arguments they recently made in asking the Supreme Court to take immediately the companion case of John Howard Lawson, stressing the committee's attempt to curb freedom of the screen.

The government has 20 days in which to answer the Trumbo brief, and the case will then be set for argument. A similar brief for the Lawson appeal will be filed tomorrow or Friday.

See Record Bookings For '20th-Fox Week'

Record feature bookings for "20th Century-Fox Week," which opens on Monday as a highlight of the company's "Salute to America Everlasting Celebration," are predicted by drive leaders in all five sales divisions, it is reported here by Andy W. Smith, Jr., head of the Publicity Bureau. Nailed expected bookings are suspected to be 10,000 total turned in by the company's 37 branches during the sales drive in 1947, Smith said.

Reviews

"The Kissing Bandit"

Hollywood, Nov. 17

FEW formats have flourished so steadily over recent years as the Joe Pasternack pattern for light, lively, amiable entertainment in song, dance, humor and Technicolor, and here it is again, presenting this time, a melodrama with Frank Sinatra, Kathryn Grayson, J. Carol Naish, Mildred Rasmussen, Billy Gilbert and Sonja Osata. And to these are added, in an interpolated scene with a character played by Ricardo Montalban and Cyd Charisse. Directed with dispatch and a keen sense of timing by Laslo Benedek, the picture measures up to the expectations its billing will invest in the public taste.

The scene of the script, by Isobel Lennart and John Briard Harding, is Old California, when Spain governed the area. Sinatra is seen as the educated son of a famous old brigand, known to his service, the kissing bandit, Raoul "Ginger" Mathias, is joined by a vaudeville girl, a dance, the spectacular Montana-Miller Charisse interopulation, were directed with telling skill by Stanley Donen.

Running time, 96 minutes. General audience classification. Release date, not set.

William R. Weaver

"Fighter Squadron"

(Warner Brothers)

WITH pictorial vividness and dramatic forcefulness, "Fighter Squadron" is an account of human interest, a story of the U.S. Air Forces in World War II. No women are in this Technicolor production, but there is no shortage of narrative interest. For although the film is styled along a somewhat documentary fashion, it never once loses sight of its story element. To keep the narrative suitably with interest there is an adroitness-performing cast which includes Edmund O'Brien, Robert Stack, Tom D'Andrea and Henry Hull. This is not just another war picture, but one that can be seen about heart. Cross-crossing these interests are the hopes, longings and losses of the force itself. These personal aspects are told against the overall needs of the entire squadron with its constant struggle with an invisible and unnameable enemy in the sky.

The highlight of the film is reached on D-Day when our planes make their blazing invasion over enemy territory to wreak untold havoc. Army footage of actual combat has been used for many of these scenes, and they are made the more sharp and impressive by Technicolor.

The film was produced and written by Seton I. Miller; Raoul Walsh directed.

Running time, 96 minutes. General audience classification. Release date, Nov. 27.

Manfred Herrmann

Fete Eisenman, Abner, Allerhand Tonight

Three newly-promoted distribution managers will be honored at a local industry-sponsored beefsteak dinner to be held Wednesday evening at the Ritz Restaurant in Passaic.

The three whom the industry will salute are: Clarence Eisenman, new Warner Metropolitan district manager; Ben Abner, Warner New York branch manager, and Lou Allerhand, M-G-M New Jersey branch manager.

Schreiber Returns to Exhibition; Has 10

DETROIT, Nov. 17.—Nathan Schreiber, who founded the Colonial Department Store here, has retired as a merchant and opened a Schreiber at 34th Street and Michigan, RKO Radio short subject sales manager. First in the group, Schreiber has been with Lichter and son in the sale, Harold Bernstein to add his string

New RKO Short Subjects

A new series of six two-reel comedies to be known as "Comedy Spectacles," is now being produced by Joseph Michaelson, RKO Radio short subject sales manager. First in the group, "Don Juan" is now in release.
**Eysell Citation**  
(Continued from page 1)

characteristic that whenever there is a visa, that is the time close the

links and press forward."

"We hope the problem of foreign markets will soon be solved," he said, expounding that as "mostly a matter of war dislocations which will

ruthlessly be straightened out."

Eysell cited the problem of television competition as being one of long-

"and perhaps even a more
termination."

However, he added, "I believe that the combination of

giving spirit and teamwork will turn television into a

ally of our industry."

Eysell declared that "our whole fu-

ture as an industry is based upon write-

ing and holding the goodwill of the

pub," The only way we can do it is

by knowing what the people want,

and what they want from theatres is

good pictures—good shows."

Pollster George Gallup was a guest

neatly observed that it is much

easier to obtain comparatively correct
evaluations of the public to a motion

picture industry than it is to pick a win-

ner in an election. He picked Dewey.

Nelson Rockefeller was another

speaker. A reception preceded the dinner

at which Colm made an address of wel-

come, followed by an invocation by

Dr. Christian Eyssell. A silent

tribute was given to departed

Pioneers. Supreme Court Justice

Ferdinand Pasco then inducted 56

new members, largest class of candi-
dates in the organization's history.

Entertainment during the dinner

was provided by Radio City Music

Hall's Glee Club, and by Willie How-

ard, Joe F. Lewis, Abe Burrows,

Peter Lind Hayes and Milton Berle.

**More Trouble Seen**  
(Continued from page 1)

more than a two-week Loop run for

release product, but Thomas McCon-

nel, preliminarily observed that it is much

will until the Circuit Court of

Appeals gives its opinion on RKO's

appeal before he takes fur-

ther action.

McConnell contends that playing of

the two films constitutes a first-run show for the Loop, and if the decision by the Appeal Court is in his favor, he will institute further court action. He has grossed almost $45,000 in two weeks

described as phenomenal for this house.

**Loew Dividend Set**

Loew's, Inc., declared a regular

quarterly dividend here yesterday of

37 1/2 cents per common stock, payable on Dec. 31 to stockholders of record on

Dec. 10.

**Ascap Policy on Fees**  
(Continued from page 1)

to license fees from all theatres not par-

ticipating in the New York case, Ascap

reports that many exhibitors, presumably acting on the recom-

mendation of Theatre Owners of America, have requested that fees paid to the Society be placed in escrow pending outcome of the case, which, if lost by Ascap, would end collections from

theatres everywhere in the country.

Other exhibitors have notified the Society that while license fees are

being withheld, they are being placed in separate accounts, awaiting out-

come of the litigation. Many others are discontinuing their payments to Ascap

without question, the Society reports, and other exhibitors simply have dis-

continued payments.

Obviously, there is no exhibitor

unit in dealing with the subject.

Within the next few days Ascap

will begin the refunding to ITOA

plaintiffs in the New York case of a

total of approximately $10,000 in li-

cence fees received from them since

last March 15 and held in a separate

account. The refund is by agree-

ment with the plaintiffs made during

the trial of the case in District Court

here and was contingent on a deci-

sion being handed down against

Ascap.

**Dore Schary**  
(Continued from page 1)

such a backlog at present, but expects to have more films in release in a few months, he reported.

He said that employment of produc-

tion personnel at M-G-M's studios is

higher this year than it was last year.

He explained, however, that overall employment is currently below what it was last year.

Star values, Schary said, are still of

prime importance at the box-office.

"That's the mandate of the public," he added, indicating that he believes story values run second in the public's

mind.

By cutting costs and gearing product for the domestic market, com-

pany can get a better return faster on its investment, he believes. He said he is inclined to feel that the current and forthcoming run of

war pictures containing a lot of infor-

mation will be successful. The public

will realize good profits because

$15,000,000 men were in uniform dur-

ing the war. He believes they are

"ready to recognize their experi-

ences" on the screen.

Schary will return to the Coast to-

morrow.

**Review**

"The Man from Colorado"

(Columbia)

A Columbia Technicolor production treatment adorns Columbia's "The

Man from Colorado," an outdoor drama of personal deeds and emotional

conflicts set in the Colorado territory at the close of the Civil War. The

story is furnished with a good deal of action and excitement while it

furnishes it a popular reception among general audiences, despite an occasional plot

implausibility. Glenn Ford, William Holden and Ellen Drew form a
dramatic triangle around which most of the action swirls. By Robert

Andrews and Ben Maddow, has Ford emerge from the war as a

colonel with a mad lust to kill. Holden, his best friend, is

aware of this, but believes that Ford will sober down in time. Both become

friends to Miss Drew, and Ford the more so. By this time, Ford has

defined a federal judge and Holden his marshal, but Ford's

brutal instincts, instead of abating, expand. Subsequently, Ford's cruelty, plus

Holden's honesty, drives many townspeople into outlawry and

finally even Holden joins the "outlaws."

Henry Levin, who directed, has placed the story for brisk action. The

climate forms a minor spectacle in which Ford is killed by the side of the

blazing building which falls upon him while fighting an adversary. By now,

Miss Drew, repelled by Ford's mania, has fallen in love with Holden. Miss

Drew is always a visual embellishment against the frontier background,

while Holden makes a dashing man of rugged principles. Ford gives a force-

ful performance, although at times he is called upon to speak phrases which

sound strained. Jules Schermer produced, from an original story by Borden

Chapin.

Running time: 99 minutes. General audience classification. For December

release.

**Ernst Wants**  
(Continued from page 1)

ing his testimony on monopoly prob-

lems.

Five companies own 65 percent of the theatres, Ernst said. "After

10 years of litigation, the Supreme Court has said these are evil people;

It'll be another 10 years before we

break them up.

The use of leaving divesting or
divorce or to some judicial

body, Congress, should take action.

If it doesn't, one of the laws, for

example, is going to sell its stock to some-

body's uncle or cousin or set up a

separate company like RKO is doing; and

the big whole thing accor-

</s>
IT'S A

SOUTH

BIRMINGHAM, Melba... NEW ORLEANS,
Joy... MEMPHIS, Malco

EAST....

BOSTON, Paramount & Fenway... TORONTO, Imperial
... ATLANTIC CITY, Steel Pier... UTICA, Olympic

CHICAGO, Apollo... DETROIT, Fox...
CALGARY, Grand... WINNIPEG, Gaarick

NORTHWEST

LOS ANGELES, Orpheum, El Rey, Belmont, Vogue
& Culver... VANCOUVER, Vogue... SEATTLE,
Orpheum... SPOKANE,
Orpheum

STAMPEDE!

STARRING

Joan
LESLIE

James
CRAIG

Jack
OAKIE

in Cinecolor!

LOS ANGELES, Orpheum, El Rey, Belmont, Vogue
& Culver... VANCOUVER, Vogue... SEATTLE,
Orpheum... SPOKANE,
Orpheum

JOAN LESLIE • JAMES CRAIG • JACK OAKIE in "NORTHWEST STAMPEDE"
with CHILL WILLS • VICTOR KILIAN and The Dog "FLAME"
in CINECOLOR

Executive Producer: David Ehrenstein • Produced and Directed by Albert S. Rogell • Story and Screenplay by Art Arthur and Lillie Hayward
Suggested by Saturday Evening Post Article, "Wild Horse Roundup" by Jean Nai • An EAGLE LION FILMS Production
Mostly First Runs for 20th in Decree Plan

Would Operate Only 30 Subsequent in L.A. Area

Twentieth-Century-Fox would retain only first-run theatres throughout the country, except in Los Angeles, where it would compete operationally with about 30 simultaneous houses under a plan which the company considers proposing to the government for a consent decree settlement in the government's anti-trust action. Both a 20th-Fox spokesman and Department of Justice attorney Robert Wright, the latter here from Washington, said yesterday that a formal presentation of the proposed settlement has yet to be made by the company. Wright, when asked about the 20th-Fox position regarding a separate decree, said that "talks are always going on."

At 20th-Fox, the idea of retaining first-runs in all cities except Los Angeles, where both first-runs and subsequent would be held, was identified.

(Continued on page 6)

4 Industry Shorts Ready

Early release of four institutional film industry shorts subjects to all exhibitors was announced here yesterday at the conclusion of the three-day meeting of top executives of member companies of the Motion Picture Association of America.

Studio officials will participate when the company presidents and Eric A. Johnson, MPAA president, re-convene in Hollywood on Dec. 15-17 for a continuation of the conferences on economics and other problems. Consideration of the program of public relations meetings was also made.

(Continued on page 3)

Youngstein Head of Films 'Dimes' Drive

Max E. Youngstein, advertising publicity vice-president of Eagle-Lion Films, will serve as chairman of the theatre division for the 49 March of Dimes, it was announced by Louis Nizer, Greater New York chairman.

Britain Drops Plan for Government-Owned Studio

Para. Upheld in Its Brandt Fraud Suit

Motion of Harry Brandt and associated defendants for dismissal of Paramount's action alleging fraudulent reports on percentage pictures has been denied by N. Y. State Supreme Court Justice Horstater.

In its opinion denying the defendants' motion the court held that Paramount's complaint states a good cause of action, and hence the court need not hear of breach of exhibition contracts. The complaint alleges for breach of agreements, which contain percentage license fees and the granting of subsequent flat rentals for less than the

(Continued on page 6)

Mecca Bldg. Moving Day Set for June

A committee of tenants of the Mecca Building, 1600 Broadway, virtually all representing motion picture enterprises, have concluded an agreement with National Screen Service, new owners of the building, to retain their present office space in the building until the June 9, 11, 19, 21, 23.

National Screen purchased the building recently after a brief ownership by Fuchs. The company had sought early possession for its own use.

J. M. Kandek, head of Ideal Pictures and Bonded Film Storage, a Mecca building tenant for many years, recently purchased the Film Center Building, 630 Ninth Ave., which presently houses the National Screen offices here. He has agreed to let National Screen remain in his building until he gets out of National Screen's building.

(Continued on page 6)

Arnall Seen Slated For SIMPP Office

Hollywood, Nov. 18 — Former Governor Ellis Gibbs Arnall of Georgia today loomed as a possible successor to Donald M. Nelson in the presidency of the Society of Independent Motion Picture Producers. Nelson vacated the position last year.

Following conferences today between Arnall and the SIMPP executive committee, the committee issued a formal statement declaring that negotiations were held "looking to an association of Arnall with SIMPP with..." (Continued on page 6)

Postpone U.S. Suit Hearing Until Dec. 13

Attorneys Given More Time to Prepare Data

Federal Judge Augustus N. Hand yesterday agreed to a new postponement of the remanded hearings in the industry anti-trust suit from Nov. 29 to Dec. 13.

Application for the postponement was made in Judge Hand's chambers and was unopposed by the government. Assistant Attorney General Robert L. Wright, in charge of prosecution, said the new hearing was in New York from Washington yesterday.

The postponement was sought on the grounds that counsel for the government and 20th-Century-Fox, Warners and Paramount would be unable by Nov. 29 to complete data concerning theatre partnership arrangements and theatre ownership for the purpose of agreeing upon or contesting diversification moves. The hoped-for agreement... (Continued on page 6)

$9,119,613

20th-Fox Net

Twentieth-Century-Fox yesterday reported a net profit of $9,119,613, after all charges, for the 39 weeks ended Sept. 25, compared with $10,693,988 for the corresponding period in 1947.

After deducting dividends on prior and convertible preferred stocks, the net equalled $3.12 per share on the 2,709,100 shares of common outstanding, against $3.65 a share on the 2,708,100 shares in 1947. All subsidiaries, including National Theatres... (Continued on page 6)
Personal Mention

WALTER WANGER will leave New York tonight by plane for the Coast.

HARRY KALMINE, Warner Theatres president, and Rudolph Weiss, head of the real estate department, will return to New York and Washington today (Tues.) from Baltimore and Hagerstown. W. Stewart McDonald, circuit vice-president, is due back here from Minneapolis on Monday.

JAMES R. GRANGER, Republic distribution head, is in New York to discuss the future of John L. Titus, Jr., division manager, who is due back here Monday from Boston. Steve Edwards, advertising-publicity director, who left New York yesterday for Minneapolis, will also return on Monday.

BERNARD MACK, head of Filmack’s production department, and son of Filmack’s inventor, Jack, and his wife have become parents of a daughter, Laurel Ellen, born this week in Chicago.

LEWIS PIZOR, Philadelphia exhibitor and exhibitor organization leader, is back in town after a brief stay in London for an appendectomy at Temple Hospital in that city.

STANLEY GRIFFS, U. S. Ambassador to Egypt and chairman of the Paramount executive committee, has arrived in New York from Cairo.

A. D. AUBRY, vice-president of Vog Film, followed by Paris Sunday from New York.

Mrs. Leo Spitz is here from Hollywood to go to the East as an observer for UNESCO.

Jack Berkson of Screencraft Pictures is in Buffalo from here.

Schaefer Heads USO Film Division Drive

George J. Schaefer has been named chairman of the motion picture division of the New York University campaign for funds for the Veterans-Hal David Carmel Shows. James Sauter is entertainment industry chairman, Emil Friedlander is general chairman. Abe Lastfogel and Walter Hoving are honorary chairmen, and the following head additional entertainment divisions:

Edgar Kabak, radio; Lawrence Phillips, television, John Shubert, stage; Lou Walters, night clubs; Arthur Judson and Manny Sachs, music; Dan Topping, sports; George Heller, unions.

Paramount Anniversary

When the New York Paramount embarks on its 23rd year, next Wednesday, with "Miss Tatlock’s Millions" and a stage show headed by Stan Kenton and his orchestra, the theatre will unveil a giant new electric marquee. Since May 5 the Paramount has accumulated some 60,000 patrons. Robert M. Weitman is managing director.

Insider’s Outlook

By RED KANN

The ninth annual dinner of the Motion Picture Pioneers at the Waldorf Wednesday evening was voted its best on all scores.

There was a peak attendance for this convivial gathering, a commonsense, get-back-to-work eve with Gus Eysell, managing director of the Music Hall and one of the best of honor, a "humble pie" talk by Dr. George Gallup, and a star-studded show for laughs.

Jack Cohn had finished sketching in preliminary details about a Pioneers' plan to raise funds for members in distress when Gallup's turn came. "I've only been in the industry 12 years, but I wish I had been 25 so as to qualify as one of those pioneers in distress. If I had collected a small royalty on all the jokes about politics in the few weeks, I probably would have been in a position to retire."

Gallup was frank and revealed quite a sportsmanship to take it on a chin already badly battered. His wide miss-out on the Presidential elections was not the first mistake, he said, in observing him stood "in the presence of some of my heroes and some of my former clients."

No. 1 boner in this industry was "Kitty Foyle," which his Audience Research organization had advised RKO would do average business and proved one of the biggest attractions of its season. No. 2 was his prediction "Sister Kenny" would do far better than it did.

Never fazed, he urged industry attention on the 30-50-year old brackets, declaring that box-office grosses would increase $15,000,000 a year if those groups were captured on the basis of attendance once a week.

Good pictures are one prerequisite, he pointed out. Another is to tell those groups about the good pictures at the national and local levels. He forgot to add distributors ought to be telling exhibitors as well.

"This week that explains everything," was the dry comment of Hal Horne, master of ceremonies, as Gallup concluded.

Peter Lind Hayes, nightclub entertainer, was designated to create Blumberg for "The Senator Was Indiscreet," in which he played one of the leads "Universal decided to keep the picture and release me instead," he cracked. Of a whole series of yarns about Joe Frisco, this was one of the best: How Frisco went into a rave over a picture he made for Republic. "It was terrific in the projection room," he said, "Yeah, but how many projection rooms can it play?"

Solly Violinsky.

Introducing Eysell, Cohn told of long gone days when he tried to get by Gus, who then was assistant to Frank Newman, Sr., in Kansas City. "Things haven't changed much now-Gus runs the Music Hall. I'm still trying to get by him and into the theatre."

One RKO executive did a lot of table hopping. "I'm shaking hands with everybody. How do I know who's going to buy the theatre stock?"

The 20th-Fox sales force is being told: "Within a matter of days, president Spyros F. Skouras is expected to officially announce the signing of an important industry executive who, among other things, will supervise the activities of this corporation's far-flung publicity, advertising and exploitation organization."

The executive, of course, is Charlie Einfeld. The other things? Don't expect to know, but the report is Einfeld will function on top policy level.

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BLOODY THEATRE SALES EACH PUBLISHED EVERY FOURTH WEEK AS A SECTION OF "Insider’s Outlook."
Motion Picture Daily

Friday, November 19, 1948

Triple Anti-Trust Funds, Berge Asks

WASHINGTON, Nov. 18.—Wendell Berge, a former top trust-buster, urged Congress today to triple or quadruple the annual appropriation of $500,000 for the Antitrust Division as the best method of securing adequate anti-trust law enforcement and better competition.

The suggestion came from the former Assistant Attorney General in charge of the anti-trust division, in testimony before the monopoly hearings of the House Small Business Committee. Allied States Association general counsel Abram F. Myers is scheduled to testify tomorrow, along with former trust-buster Thurman Arnold.

Berge said the anti-trust division should get an annual appropriation of somewhere between $10,000,000 and $15,000,000 a year, compared with its present $3,400,000.

He told the House group he believed the government should seek two general objectives under the anti-trust laws: It should attack by divestiture or dissolution actions those corporate structures which have obtained such power over the business entities that they have attained the power to exclude competitors from the market, and it should also take action against conspiracies and agreements among nominal competitors to fix prices, limit production and otherwise refuse the public the benefits of real competition. Both objectives be pointed out, require large and well-trained staffs.

John Howard Lawson
Appeal Brief Filed

WASHINGTON, Nov. 18.—The brief appealing the conviction of John Howard Lawson for contempt of Congress was filed today with the U. S. Circuit Court of Appeals for the District of Columbia. It was filed through counsel, despite the brief filed yesterday for Dalton Trumbo, convicted on the same charge—it was longer. Defense attorneys questioned the reason why Lawson's conviction should not stand; they did the same job for Trumbo in a terse 48-page brief.

Jackter Is Named
Sales Drive Head

Rube Jackter, Columbia assistant general sales manager, has been named chairman of the committee in charge of the company's current playdate and billing drive, which runs through Feb. 3. Jackter will be confirmed in one major district branch managers and salesmen and will not include bookers and office managers, as the company previously

Screen Writers Elect
Seaton '49 President

Hollywood, Nov. 18.—Screen Writers Guild members have elected George Seaton '49 president, Harry Seaton, Oliver H. P. Garrett and Wells Root vice-presidents, Karl Tunberg secretary, and Valentine Davies treasurer, for 1949.

George P. Moore, 77

Boston, Nov. 18.—George P. Moore, 77, owner-operator of Cape Cod theatres, died suddenly last night.

Hollywood Will
Attend Inaugural

WASHINGTON, Nov. 18.—A Hollywood delegation will attend President Truman's inauguration Jan. 20, according to actor Melyn Douglass, head of the inaugural film sub-committee.

He said he will appoint persons who worked for Truman during the four-mending actors Ronald Reagan and Gregory Peck, producers George Jessel and Bryan Foie, and director Roy Brewer, among others.

Westrex Says World
Favors U. S. Films

Predominant popularity of American pictures is a note generally stressed by President and managers of Westrex Corp., theatre and studio foreign affiliate of Western Electric into the coming conferences. The attendance, according to reports, is down from the post-war level, but is still fairly good by normal standards.

In some countries there has been a considerable building of new theatres, while in others a shortage of replacement and funds have hampered or prevented construction. In all countries there has been an interest in theatre modernization, but in some countries it makes it impossible to obtain necessary equipment.

The 18 managers and their territories are as follows: H. E. McFarland of the Indonesian, Malay and Singapore area; J. D. Wight, China; Robert Hill, Australia; R. R. Ababaneh, Philippines Islands; Stewart Glass, Eire; George F. Van Wykengbergh, Belgium; H. T. Petersen, Denmark; Charito Zepelin, Argentina; W. H. Marshall, Mexico; Carlos A. S. Mendes, Brazil; R. F. Crews, India; B. W. Bultz, British West Indies; Lord Cranford, France; H. S. Kollmeyer, Russia; Dennis L. Smith, Venezuela; and Miles A. Goldrich, England, accompanied by J. H. Rikley, chief engineer.

Companies Will Get
$175,000 from Japan

WASHINGTON, Nov. 18.—The U. S. Army's program for underwriting convictibility of the cost of distributing films in the Far East will refund about $175,000 in American currency to U. S. companies between now and June 30, 1949, an Army spokesman revealed here today.

Even more important, he said, in the budget being prepared for the year ending June 30, 1950, the Army will seek double the amount it now has for guaranteeing the purchase of American media, and "films may benefit more than other media if we get the income tax credit passed, said.

The Army asked for $1,700,000 this year for the guarantee program, but was cut to $850,000 by Congress.

RKO Crew to Germany

Part of an RKO Pathé crew will leave for Germany this weekend to obtain footage for a "This Is America" subject. Permission has been granted by the Army.

U. K. Drops Plan
(Continued from page 1)

sideration to granting facilities for the erection of additional stages at existing studios, providing they would be available for use thereon by the British on conditions, such as those for a government owned or operated studio.

Wilson stated that he would have regard not only for the situation of independent producers in considering such a request, but also for the possibility that, if such facilities were available, they might encourage the introduction of improvements in production technique of value to the entire industry.

Members of Commons asked Wilson for understanding that he would not incur the expense of providing additional stages while a vast amount of studio space remains unused.

Wilson claimed that that was implied in his earlier statement but refused to commit himself on the possibility of granting building facilities to people already in the trade if their plans embodied the latest ideas in production technique.

Emanuel Is Electd.
Phila. Variety Head

PHILADELPHIA, Nov. 18.—Edward Emanuel has been elected chief Barker to succeed Hal Cohen, Tenet No. 1 at the Philadelphia department.

Emanuel, assistant to the treasurer, is the new property manager.

Corwin May Get Four
WB Houses on Coast

Hollywood, Nov. 18.—Discussions are in progress for the acquisition by Sherill Corwin of three Warner theatres in Santa Barbara and possibly one Warner neighborhood house here.

Bateman to SGP Meets

Hollywood, Nov. 18.—F. A. Bateman, screen Guild productions' general sales manager, is in Seattle conventions next week with executives and buyers and presiding over a sales meeting. Before his return here next week the company will hold sales meetings in Portland, Salt Lake City and Denver.

Two in Yonkers Deal

Harold Friedman has leased the Terrace and Kent theatres, in Yonkers, to Donald McConville and Burton As-

Army Show for Opening

Promoting the premiere of Warner's Technicolor film, "Fighter Squadron" at the Strand today, the Army Air Force, with whose cooperation the show was made, is going to conduct an aviation exhibit in front of the theatre today.

In W. B London Post

LONDON, Nov. 18.—Dave Sugarman, recently appointed London branch manager for the Warner Bros. and Pathe N. C. branch, has taken his post this week after several years with Eros films in a similar position.

organizing a St. Louis area conciliation board.

Pauley Would Upset
Warner Video Deal

WASHINGTON, Nov. 18.—Ed Paul-
you's Southern California Television Co. has asked the Federal Communi-
tications Commission to reconsider its decision allowing Dorothy Thackery to sell to Warner Brothers, at the package price of $8,045,000, her San Francisco and Los Angeles AM broadcasting stations and a construc-
tion permit for a television station at Los Angeles.

Pauley had asked the FCC to re-
consider the decision on the price so that he could bid for the television station, but the FCC approved the package, with the order that the Commis-
sion to change its mind.

Recover Three Stolen
Prints on the Coast

West Coast investigation by the Federal Bureau of Investigation of alleged illicit distribution of films, prints has resulted in the recovery of three films in Vallejo, Cal., it is reported by Sargy and Stein, counsel for distributing companies in copyright matters. The prints, which would be worth over $50,000 (4)

Ontario To Punish
Power Man Violators

OTTAWA, Nov. 18.—Fines from $200 to $500 will be imposed on exhibitors and other persons charged with violating the power-saving regulations invoked by the Ontario Hydro-Electric Power Commission and the Ontario government. Lighting is considered to be an essential during the emergency includes outdoor signs of theatres, signs and marquees.

4 Industry Shorts

(Continued from page 1)

ations which was slated for the New York garlo was put off until the Hollywood convention next week.

The four shorts are: "Let's Go to the Movies," "This Theatre and You," "Movies Are Adventure," and "The Art of the Directors." The industry's national distribution committee, which is headed by Robert Moen, Allied Radio sales chairman, will meet next week to map plans for the release of the subjects.

The shorts were made at the direction of the industry film project committee, until recently headed by N. Peter Rathan, W. Frank Freeman, Paramount vice-president, yesterday was named to succeed Rathoon in that post.

Conciliation Board
(Continued from page 1)

tion, is chairman, with J. A. Becker, secretary, as his alternate. The board also set up the basis of a legislative committee, with R. K. Bichler, chief counsel, appointed for Kansas and C. E. (Doc) Cook for Missouri. They will add a member for each bureau and will meet next week to map plans for the release of the subjects.

The board also set up the basis of a legislative committee, with R. K. Bichler, chief counsel, appointed for Kansas and C. E. (Doc) Cook for Missouri. They will add a member for each bureau and will meet next week to map plans for the release of the subjects.

Earlier in the week, the Motion Pictures Association of America, representing the Eastern Missouri, and Southern Illinois, disclosed it would approach Mid-West Independent Theatre Owners, United Theatres Owners, and Illinois and non-affiliated theatres to...
...And it will do the same for you!

FRANK BORZAGE’S

THIS CAMPAIGN
MOONRISE

starring
DANE CLARK • GAIL RUSSELL
ETHEL BARRYMORE

with
ALLYN JOSLYN • REX INGRAM • HENRY MORGAN
AND DAVID STREET • SELENA ROYLE
LLOYD BRIDGES • LILA LEEDS

Screen Play by Charles Haas — Produced by CHARLES HAAAS
Based on the Novel "Moonrise" by THEODORE STRAUSS

Directed by FRANK BORZAGE
A REPUBLIC PRESENTATION

GOT THIS BOX OFFICE BUSINESS ON MOONRISE!

‘Moonrise’ Lofty $21,000, St. Loo Ace

St. Louis, Oct. 26: Combination of warm weather over weekend and too many holdovers is cutting down total take here this week. "Moonrise," at the Ambassador, which is pacing the city, is an exception with a big session.
“Unknown Island” (Film Classics)

A WHOOPING good exploitation picture is offered exhibitors in “Un- known Island,” a spinoff of a popular novel, adventures over the high seas and into a South Pacific island where a scare for prehistoric animals gets underway. Filmed in Cinicolor, it has been given some relatively expensive production values and a reliable cast topped by Virginia Gray, Philip Reed, Barton MacLane and Richard Denning. The screenplay is one that manipulates wild thrill after thrill. It should receive a cheerful greeting from the general public.

The adventure begins when Reed and his fiancée, Miss Grey, prepare upon MacLane to have his trim steamer for an expedition to an island inhabited by strange animals. Along the way mutiny breaks out and thus is another bit of excitement. The adventures are reduced in numbers by their personal conflicts as well as the savagery of the jungle. At interludes there appear spectacular scenes of dinosaurs, a giant sloth and a bird of Tyrannosaurus. By the time the party is ready to return home, many changes have occurred, and the attention of Miss Grey’s affection from Reed to Denning. On the island Reed seemed more concerned with getting films of the animals than with Miss Grey’s welfare. Whereas Denning, a reformed alcoholic, makes a heroic show of himself. A gruesome death is meted out to MacLane by the sloth.

Jack Bernhard directed and Albert Jay Cohen produced. The screenplay, by Robert T. Shannon and Jack Harvey, is from the original by the last writing time. 75 minutes. General audience classification. Release date not set.

Mandell Hershman

“Dulcimer Street”

(J. Arthur Rank—Prestige—Universal-International)

PRESTIGE PICTURES’ latest J. Arthur Rank offering is a palatable blend of melodrama and insight into character. More often than not, it is an absorbing, active film. But it is a mighty long one—112 minutes—and a such provides it greater, more than the average American theatre patron might care to absorb in a single sitting. Hence, this Lauder-Gilliat production of Norman Collins’ novel probably will find its reception here most lucrative at theatres where audience composition deviates from “average.”

With the possible exception of Alastair Sim, the cast offers no names to sell to U. S. audiences. But from top to bottom, performances sparkle with talent and verve, in effecting the dialogue which co-authored the screenplay with J. B. Williams. Sharing top billing with Sim are Richard Attenborough, Fay Compton and Stephen Murray, with Wylie Watson and Susan Shaw heading a supporting roster of some 5 players.

No. 10 Dulcimer Street, London, is a quiet, respectable apartment house. In it live a number of families and solitary whose lives become intertwined when Attenborough, a young chap who has loved of a pretty neighbor, is tried in court. All the neighbors rally to the young man’s defense, for various reasons, and each individual’s character and personality is examined in the light of the tragedy which befell the house. In this and the film’s sordid other plot facets, Sim’s gem-like performance of a wife-hunting swindler deserves mention as the best in a field of crack portrayals.

Running time, 112 minutes. General audience classification. For November release.

Charles L. Franke

W. B. England with ABC

Wilton B. England has been made vice-president in charge of operations of ABC Vending Corp., according to an announcement by Charles L. O’Reilly, president. Prior to going to ABC, England was with RKO Theatres, where he handled the development of concession income in the company’s theatres.

Lillygren Elected

SYRACUSE, Nov. 18. — Election of George N. Lillygren as vice-president of Carrier Corp. in Syracuse, manufacturer of theatre air-conditioning equipment, was announced by Cloud Wampler, president.

Arnall - SIMPP

(Continued from page 1)

out specifically referring to the presidency. The statement also pointed out that “Arnall has had wide experience in anti-trust proceedings,” observers said the only post in SIMPP not occupied at present is the presidency.

Meanwhile, it was learned that the executive committee will meet again tomorrow on the matter.

Para. Upheld

(Continued from page 1)

Brandt theatres would have been yesterday, had the sworn testimonies of the firm’s representatives. Paramount seeks to recover damages amounting to $573,000 from almost 100 theatres owned or operated by some 167 individuals and corporations named as defendants in the action. The law firm of Phillips, Nizer, Benjamin & Krim represents Paramount. The action was brought 10 months ago.

Justice Holstider directed the defendants to answer the complaint within the next 20 days.

The Brandt circuit settled similar claims made by 20th Century-Fox earlier. It has been learned that an out-of-court settlement also was made of the claims presented by Loew’s, Inc.

Schary in Panel Talk

Dore Schary, M-G-M production chief, participated in a panel discussion on Communications and Human Relations at Columbia University Institute of Human Relations last week. Schary was named by Dwight D. Eisenhower, Columbia president.

20th - Fox Net

(Continued from page 1)

Corp. and Roxy Theatre, Inc. are included in the profit figures.

For the third quarter ended Sept. 25, the net was $2,224,954. After deducting dividends on preferred stock, this amounted to 75 cents per share on the common. Profits for the second quarter of 1948 was $1,967,817. Profit for the third quarter of 1948 was a comparable basis was $2,206,320.

Gross rentals and theatre receipts for the 39-week period this year was $1,170,719, compared to $1,107,811 for the corresponding period last year. Profit before federal taxes and minority interest was $10,707,312, or 83 cents per share on the convertible preferred stock, payable on Dec. 15 to stockholders of record on Dec. 1. A quarterly dividend of 371/4 cents per share on the common has been declared, payable Dec. 23 to stockholders of record on Dec. 1.

Postpone Hearing

(Continued from page 1)

ments are designed to reduce hearing time on the case in court.

It was reported, however, that further time for preparing and discussing new consent decree plans with the government is desired also by some of the defendant companies. It is known, for example, that both Century-Fox and its affiliate, National Theatres, have such a plan in a well-advanced stage and expect to be able to discuss it in detail with the government in the very near future.

A minor reason for the adjournment was said to be the fact that Whitney North Seymour, trial counsel for Paramount, is appearing in a case in a Connecticut court and would not be available for a Nov. 29 hearing here.

"YOU Gotta STAY HAPPY"

"Twice as good as you'd expect..."
Grosses Hold Firm at Key City Theatres

$20,015,000 Is Para. Net

An analysis of figures received on Motion Picture Daily from correspondents indicates that grosses during the past two months maintained the even level established in previous months.

Reports on some 155 key situations show the average income per theatre rose to $14,480 for September from $14,621 in the previous month.

Average income for October was $14,797.

Last year, however, $16,282 was registered for September, and $16,500 for October.

During last month, "Wrong Number," "Johnny Belinda," "The Loves of Carmen" and "Rope" were the leading grossers. Outstanding in September were "A Date with Judy," "Pitfall," "The Babe Ruth Story." (Continued on page 6)

SRO Eyes RKO as U. A. Rejects Deal

Hollywood, Nov. 21—Selznick Releasing Organization reportedly is endeavoring now to interest RKO Radio in a sales and distribution deal following collapse of negotiations with United Artists at the weekend for a merger of SRO personnel and physical facilities with that company.

David O. Selznick previously had approached RKO and M-G-M on a similar proposal, without success, and according to the current reports is prepared to revise his terms for another try at RKO. It is stated unofficially that his plan would have added about $40,000 weekly to the

Academy Awards Are Set for March 24

Hollywood, Nov. 21—Academy of Motion Picture Arts and Sciences board of governors has decided to hold the next annual awards presentation ceremonies on March 24 on a major studio sound stage, yet to be chosen, with attendance limited to Academy and industry members. The presentations, to be broadcast by

New Allied Units Being Organized

Washington, Nov. 21—Small group of independent exhibitors “are quietly surveying” unorganized territories with a view to forming new Allied units, it is disclosed in a bulletin issued by national Allied headquarters here.

Allied now has 18 regions and the application for membership of Mid-Central Allied, St. Louis, will be voted on by the national board at its New Orleans meeting, Nov. 27-28.

Threaten Action to Get Clearance Cuts

MINNEAPOLIS, Nov. 21—Unless four M-G-M exchanges back down on their refusal to sell pictures on a 28-day run to the Minneapolis only theater, Terry-Orr house, to force service and action for damages will be filed against the alleged offenders, it was stated here by United Theatres, operators of the Richfield, and Louis Schwartz, attorney for the independent theater firm.

It was indicated by Schwartz and Paul Mans, United Theatres executive, that Minnesota Amusement and Theatre Associates, booking and buying combine, also would be named defendants if a suit is filed, charging them with “acting in concert” in keeping product away from the Richfield.

Demands that they offer product to the Richfield were served on Paramount, Warner, Eagle-Lion and Selznick exchanges. Local executives would not comment on the demands.

RKO Radio, Universal, M-G-M and 20th-Fox have not been named.

Cinecolor Costs Cut: Blumenthal

A new development in Cinecolor photography, called “tintenisation,” enables producers to save considerable sums on labor, power and time. It was disclosed here at the weekend by A. Paim Blumenthal, Cinecolor board chairman.

Blumenthal said that “tintenisation” makes it possible for producers to shoot in Cinecolor at a lighting cost only slightly higher relatively than lighting for black-and-white. Less manpower, less time and less wattage are now also used for filming. Cinecolor, Blumenthal said.

He is in New York for conferences with executives of Cinecolor and its subsidiary, Film Classics.

Myers Attacks Federal Court On Para. Case

Charges ‘Pressure’ Put On U. S. to Speed Trial

WASHINGTON, Nov. 21—Allied States general counsel Abram F. Myers charged on Friday that Justice Department attorney Robert Wright is “being subjected to very great pressure” by the special three-judge New York court hearing the Paramount case “to make concessions in the interest of saving time.” Myers made the statement during testimony before the monopoly hearings of the House Small Business Committee, as an example of the pressure of special anti-trust courts.

At the Justice Department offices in New York on Friday, Wright told the court he had no “immediate interest” in Myers’ testimony before the House group.

(Continued on page 6)

Windsor Files New $600,000 Trust Suit

Baltimore, Nov. 21—The Wind- sor Theatre Co. of Baltimore on Friday filed a $600,000 anti-trust suit here against the Walbrook Amusement Co., Hilton Theatre Co., and Thomas D. Goldberg, president of the two Baltimore firms.

The suit charges a conspiracy with major distributors since May, 1945.

(Continued on page 3)

Keller-Dorian Sues Kodak for Millions

Eastman-Kodak and Technicolor were named defendants in a $250,000-$ 600,000 damage action by Keller-Dorian Color Film Corp., old-line color film firm, in U. S. District Court here on Friday. At the same time Keller-Dorian filed a separate suit against Eastman for $50,000,000.

The action charges a conspiracy to monopolize color photography and

(Continued on page 3)
Personal Mention

NORTON V. RITCHIE, Monogram International president, has turned to New York from Lon-
don.

DORIS SCHARY, M-G-M production vice-president, and his assistant, AL-
MAND DEUTSCH, will arrive in Holly-
wood today from New York.

ROBERT M. Gillham, Selznick Re-
leasing Organization Eastern adver-
tising-publicity director, will return here today from Florida.

BERNARD J. GATES, Latin America
supervisor for Monogram Interna-
tional, arrived in town from Peru at the
weekend.

RUE R. ACKERMAN, Columbia assistant
sales manager, will leave here
today for Jacksonville, Atlanta and
Charlotte.

CHARLES DITZ, M-G-M promotion
representative, has returned to his
Detroit headquarters from New York.

JASPER H. HUNT, president of the
Presque Isle Opera House, Presque
Isle, Me., is in New York.

ARTHUR KELLY United Artists vice-
president, is due back at his desk here
today from Hollywood.

P. F. THOMAS, Altec treasurer, is
back in New York from the Coast.

First Case Settled in
ITOA Conciliation

First exhibitor complaint here
to be handled under the new
conciliation set-up of the Indepen-
dent Theatre Owners Association of New York has
been settled "to the satisfaction of the
remaining theatre operator," Leon Rosenblatt, who sought
relief on clearance, availability and run
in behalf of Rosenblatt-Welt theatres.
ITOA's conciliation panel had re-
tered the complaint to Seymour
Florian, 20th Century-Fox's New York
branch manager, for adjustment.

Rodgers, NCA to Meet
On M-G-M Policies

MINNEAPOLIS, Nov. 21.—William F.
Rodgers, M-G-M sales vice-president,
will meet with North Central Allied
president Ben Berger and other mem-
ers of the organization in Chicago
shortly to continue discussions arising
from certain NCA objections to the
company's sales policy. Berger re-
ted on his return to Minneapolis from
New York.

Party for June Fulton

Universal-International will give a
cocktail party at Hampshire House
here today to introduce to the press
June Fulton, one of South American beauty
contest winners, who has been given
a screen contract by U-I.

Tradewail...

by SHERWIN KANE

UNITED ARTISTS sources have
at their finger tips any and every
detail of the proposed sales and distri-
bution deal with Selznick Releasing
Organization was unattracitive
to the company and, therefore,
not consummated. The three days of
this period were down to "imprac-
tical and unprofitable" (for
U. A.) but, in case you're curi-
ous, here are a few of them in
brief:

The sphere of sales to be
allocated to U. A. (the last 10
per cent of available distri-
bution revenue) was too limited
and was restricted to the small-
gest grossing possibilities on a
non-exclusive basis.

The proposed arrangements
and terms were held by some to
be out of line with established
A. policy and, therefore,
might create complications with
respect to other U. A. distri-
bution deals.

The two-year period of the
deal was deemed unsatisfactory,
and past friction between Selznick
and U. A. was uppermost in the
minds of some.

The deal assured U. A. no
certainty of profit, nor did it guaran-
te it against loss. SRO was to
share 12 per cent of an over-
head of $82,000 weekly and was
to provide a theoretical 25 per
cent of a total gross of $100,000.
Thus, U. A. was to supply 75
per cent of the gross while as-
suming 88 per cent of the re-
sponsibility for producing it.
SRO's profit rate would be increased
from 39 per cent to 12 per cent,
but some felt that there was in-
sufficient assurance that U. A.
would be able, as a result of the
decision, to produce pictures in
the thing like it cost, if anything.

So Selznick is shopping else-
where.

Here is a top executive's cap-
sule appraisal of the three-day
conference last week of industry
leaders meeting as MPAA
directors:

"We compared notes on how
bad things were and scared the
hell out of each other doing it.
But by the end of the
meeting those were losings and
revenue prospects. The consensus
was that neither is favorable—to
return to an understatement.

The big issue is whether the
economies are required on the
part of most of the companies,
particularly those whose produc-
tion-distribution operations have
not been profitable and who are
faced with diversification of
important theatre operations
which heretofore have helped
them to brighten their overall fiscal
picture.

If the producer's, production
and distribution must be brought in
hand. Distribution realizes it
now. The same realization will
be brought to production during
the Dec. 13-17 meetings in
Hollywood.

Abraham, chairman and
general counsel of Allied States,
as you will read elsewhere in
this issue, charged in testifying
before the House Small Business
Committee in Washington Fri-
day that 'pressure' had been
brought to bear by Federal
Judge Augustus Hand on As-
stant Attorney General Robert
L. Wright to bring a speedy end
to the Paramount anti-trust case.

Wright's concern for Wright is
singular.

What about the sorely tried
defense counsel? It was they who
wanted a thorough airing of the
remaining suits raised from
the legal or illegality of theatre
operations, situation by situation,
by theatre.

It was Wright who objected
to the court's grant of probate and
who wanted the court to cut the
hearings to a minimum by accep-
ing as proof for devoration what
he already had entered in the
record plus some new,
and challenged, exhibits.

In the nature of things, haste
on the part of the court is far more
likely to result in a decision unfa-
orable to the defendant than to the
government. Cer-
tainly, Myers knows that. He
is on the government's side in
this case, always has been.
He has been burst after burst
for the last 10 years at the defend-
ants for what he has been pleased
to term their "stalling tactics."

And what about Wright? If
he is aware of any such "pre-
asure" as Myers charges was
brought to bear upon him, why
has he not complained?

Wright's silence leads to the
genral conclusion that Myers is
seeing things no one else does.
For, even as he was speaking
his piece in Washington, the
courier service was attempting
granting more time, another
postponement, to Wright and the
defense.

Newsreal Parade

The sinking of the cruiser Pen-
guina and St. Laurent becoming
Canada's new prime minister are cur-
tinued themes. The British, however,
are among other items that round out
the reel. See complete story, next.

MOYEVITE NEWS, No. 93—Sink-
ing of the USS Penseco. President
Truman, reports that D. Roosevelt
gets degree in Eng. from Brit. Cal-
ifornia Technological. Royal Navy
planes-showering tanks in Australia. Em-
phasis is on American Army Radio,
Yankee, Australian scampers. Women
Battle of Sexes.

NEWS OF THE DAY, No. 223—Brit-
ish government offers £4,000,000 for
Death at sea of USS Penseco. Rootin
Tootin' toddlers contest. Louis St. Laurent, new
premier of Canada. President Truman on vacation.

The gentle sex, women's rights.

PARAMOUNT NEWS, No. 26—Civil
sinks cruiser USS Penseco. People
of the eyes of the world. Canada welcomes
new Premier, St. Laurent. George, nation's
youngest governor, Herman Talmadge,
能看出的年齡是1948年。

$117,608 Monogram-
Loss for 13 Weeks

HOLLYWOOD, Nov. 21.—Monogram
operating results for third quarter and Oct.
resulted in a loss of $117,608, after
reflecting estimated refund of prior
years' Federal income taxes under the
loss credit provisions of the Inter-
nal Revenue Code. President Steve
Broidy disclosed at the weekend.

This is on the order of a $3,000,000
revolving line credit, have been reduced by pay-
ments totaling $455,000 since issuance of the
stockholders' certificates on July 3, leaving a balance
of $12,000,000 outstanding at this time.

Paramount Net

(Continued from page 1)

$1,147,000 share of earnings of sub-
i dividends.

The company excludes earnings of
all subsidiaries operating outside of
California and Canada, except to the
extent that dividends have been
received from such subsidiaries in
dollars or are remittable under exist-
ing contracts and agreements.

The estimated earnings for the quar-
ter represent 94 cents per share on
13,480,000 shares of stock on Oct.
2, which compares with $1.15 per
share for the quarter ended Oct.
4, 1947.

The board of directors of Par-
amount has declared the regular quar-
terly dividend of 25 cents per share
and common stock, payable Dec. 24,
to stockholders of record on Dec. 3.
Motion Picture Daily

MOTION PICTURE WEEKLY

All to Settle WB, LaCoeur DC Suit

WASHINGTON, Nov. 21—Negotiations for a settlement of the LaCoeur Motion Picture Theatre Owners vs. K-B Amusement Co. for an out-court settlement in the LaCoeur patent suit filed in the U.S. District Court Judge Maguire will be asked to hand down a verdict on the matter. The suit charges K-B with efforts to force Stanley Co. operators out of business, out of the jointy operated LaCoeur. Judge Maguire will have to settle fairly the case some weeks ago, but said he would withhold judgment while the parties tried to work out a settlement. Meetings were again held between the two groups after the first attempts to settle the dispute failed. New attorneys are working on a letter advising Judge Maguire of the situation, and adding to the rule. K-B has asked for summary judgment in its favor, while LaCoeur has asked the court to dismiss the case.

Windsor Files

(Continued from page 1)

to restrain and injure the Windsor's business by depriving it of its neighborhood-run product. It is an outgrowth of a damage and injunction suit filed in the Washington District Court in February by the Windsor against the Baltimore firms, their president, Mr. K-B Enterprises—M-G-M, Paramount, 20th Century-Fox, United Artists, Universal, and Warner. The Walbrook Hilton and Goldberg won a motion in the Washington court that they be dismissed from that case as not being business in the District of Columbia. Now the Windsor is suing them for damages only—In Baltimore. The case against the distributors is still pending in Washington. Out-of-court settlements have been obtained by the Windsor from 20th-Fox and Paramount, and negotiations have been under way for some weeks with M-G-M.

The Wallbrook, meanwhile, has pending a counter-suit to have the injunction against the distributors—under which the distributor agrees to split its first neighborhood-run revenue with the local operator—thrown out. The Wallbrook also demands judgment against the Windsor—declared a breach of its contract with 20th-Fox.

Film Tax Men Meet Today in N.Y.C. Fight

Five film industry tax specialists and theatrical trade associations are to confer today with Robert H. Kilgore, head of the New York City, N.Y., exhibitors' campaign against the heretofore dormant two per cent municipal tax on leased theatre equipment. The group will hold its first meeting here today.

The tax specialists, named by heads of theatrical trade associations, are: Donald Schiff, Loew's; Harry Levine, RKO; W. S. Halladay, Warner; John Phillips, Metropolitan Motion Picture Theatre Owners; and circuit executive William Brandt.

Review

“Yellow Sky” (20th Century-Fox)

CHARACTERIZATION appears to be more relied upon than action in this story of pioneering West two years after the close of the Civil War. Central theme—a familiar one—one deals with man's desire for gold and the corroding influence of the glittering metal. It also dilutes the corrosive influence through woman and love. The up-and-down actions of bank robbers beating its way through the Arizona desert. They rob a bank, escape from the clutches of avenging soldiers in a pictorially stunning pursuit, have a bad time of it crossing the salt lake town. They find Anne Baxter and James Barton, her grandfather, and learn they have been prospecting successfully for gold. The gang moves in on a fifty-fifty split. But Miss Baxter (Miss Peck) falls for Miss Baxter—and for him, albeit reluctantly—her doubly self-prime him to stand by his word. This creates a split in his own ranks which ends. town of Richard Widmark, who is killed while the remaining bandits realign on a more orderly basis with Peck. In the final, resituation is made for the original bank robbery so that Peck cleans his slate for resumption of his romance.

Performances are steady, slow-paced. Miss Baxter, in a new role for her, is tough as a wildcat and a whale with a gun with repeating rifle. Peck is the gun-smoke outdoor man, handy with his fists and quick on the trigger. In a way which he admits, but not Peck. Either...and this audience classification. Release date, December, 1948.

Sears Staying West For UA-Hughes Deal

HOLLYWOOD, Nov. 21.—Gradwell Sears, United Artists president, who came here from New York to attend the signing of the deal which the UA distribution plan was dropped, will remain several days to finalize an agreement with Howard Hughes and his RKO Radio will acquire distribution rights to three films made by Hughes, originally for release by UA, in a role which he retold a public by giving private financing for three films, possibly more, to be made by UA by independent producers. The deal was made at the James Nasser studio with Nasser providing completion bonds.

The number is likely to increase from three, as originally agreed upon.

Nine Appointments in U.-F.’s Selling Force

Universal-International has made nine changes and additions in its field force follows: Milton Schneiderman, who formerly assisted Fred Meyers, U-I Eastern sales manager in the home office, has been appointed sales manager in Washington, taking over the Baltimore territory previously held by Vincent Dougherty, who has been transferred to the Washington zone. Peter C. Quiter, former office manager in Chicago, has been appointed office manager in New York, where recently has been selling. He has been officially assigned as salesman to branch.

Edward, former head broker in Oklahoma City, has been promoted to salesman in that branch to fill the vacancy created by the resignation of Charles W. Hedges to branch manager in Oklahoma City. W. E. Smith, formerly in sales at the Oklahoma City; Lil Harrington as salesman in Dallas and Paul Web ster as salesman in Des Moines. Salesman Carl Miller has been transferred from Seattle to Los Angeles.

SRO Eyes RKO (Continued from page 1)

U.A. payroll, increasing the latter company's sales costs to about 35 percent, from their present 25.7. SRO's plus provided no guarantee of either a steady flow ore volume of supply of product to offset the added costs, it is said.

Selznick said he regretted the collapse of the U.A. negotiations but added that: "We cannot contemplate any deal that does not permit the separate identity and organization of SRO throughout the world, as the contract provides." After stating that "SRO will continue to operate separately as heretofore," Selznick said: "It should be apparent to everyone in the business that current conditions do not permit the present wasteful duplication in distribution of any unit large or small in the industry."

Gradhwell Sears, U.A. president, said he had foreseen certain benefits to U.A. in the proposed deal, "particularly in view of the fact that the additional volume would be represented by so few units. However, he continued, "since United Artists is and has been a purely a distributing organization for nearly 30 years, it is only responsible for the stockholders (Mary Pickford and Charles Chaplin) to expect the same importance of its name and facilities intact."

Sears' statement was the first indication the SRO deal proposed with U.A. name.

WB District Meeting

(Continued from page 1)

west: Hall Walsh, Prairie; John F. Kirby, Southeastern; Don Roark, Northwest; John Herbel, West Coast; and Haskell Masters, Canadian.

Other home office executives who will attend include Albert Warner, Samuel Schneider, Mort Blumenstock, John Winter, Roy Hoyt, C. S. Ayers, Norman Moray, Ed Hinchy, Mike Dolid and Bernard Goodman.

Major Settlements

LIBERTY CHICAGO SUIT

CHICAGO, Nov. 21.—An agreement in the Liberty-Theater Suit has been effected with Paramount, Warner and Republic which will give the defendants immunity to suit and compete for first-run product against defendant theatres in Michigan City. The similar playing time agreement is now being discussed with Columbia.

For the defendants: Universal, Indiana-Illinois Theatres, Duneland Theatre Corp., and Lasker Amusements, Inc., will be heard. In the suit, the plaintiff is represented by Seymour Simon.

KELLER-DORIA SUES

(Continued from page 1)

Keller-Doria agrees also that claims, in order to protect its investments in the Technicolor process the defendants "deliberately and fraudulently withheld the plaintiff's process despite the fact that such process costs but a fraction more than 30,000 for the black-and-white and the Technicolor process costs substantially more."

E-K President Seeks Keller-Doria on Suit

ROCHESTER, N. Y., Nov. 21—Thomas J. Hargrave, Eastern Kodak president, said today that the end that the suit filed in New York on Friday by the Keller-Doria Color Film Corp. is "without justification" and that there is no way that defendant with Technicolor to $250,000 damage suit and in a separate suit for $300,000,000.

Hargrave said E-K had experimented with the Keller-Doria "invaluable" film process, which resulted in company acquired some 20 years ago, and had found it less economical and less practicable than other processes. The company is thinking of entering the market with a process for adaptation to professional use, he added.

Members of SIMPP Lose Detroit Plea

DETROIT, Nov. 21—Federal Judge Arthur A. Kocinski has ruled that preliminary depositions must be made in the $87,500 anti-trust case filed here on Aug. 24 by members of the Society of Independent Motion Picture Producers against United Detroit Theatres Co. and Earl Hudson, its president, and Cooperative Theatres of Michigan and James F. Sharkey, its manager, the four being accused of monopolistic practices.
The Plunderers

starring

ROD CAMERON • ILONA MASSEY

and ADRIAN BOOTH with FORREST TUCKER

George Cleveland • Grant Withers • Taylor Holmes • Paul Fix

Screen Play by Gerald Geraghty and Gerald Adams
Based on an Original Story by James Edward Grant
Associate Producer and Director—JOSEPH KANE

The Red Pony

starring

MYRNA LOY • ROBERT MITCHUM

in John Steinbeck's

A Lewis Milestone Production

with LOUIS CALHERN and SHEPHERD STRUDWICK

and introducing

PETER MILES as Tom and...MARGARET HAMILTON

Screen Play by JOHN STEINBECK...Music—AARON COPLAND
Produced and Directed by LEWIS MILESTONE
FROM REPUBLIC!!

SOLD A MILLION COPIES AS A BOOK!

JOHN WAYNE
GAIL RUSSELL in
WAKE
OF THE
RED WITCH

with
GIG YOUNG • ADELE MARA • LUTHER ADLER
and
EDUARD FRANZ • GRANT WITHERS • HENRY DANIELL
PAUL FIX • JEFF COREY

Directed by Edward Ludwig
Associate Producer—Edmund Grainger

“CURSED WITH ETERNAL YOUTH

ANGEL ON THE AMAZON

starring
GEORGE BRENT • VERA RALSTON
BRIAN AHERNE • CONSTANCE BENNETT
with FORTUNIO BONANOVA
ALFONSO BEDOYA • GUS SCHILLING • RICHARD CRANE

Screen Play by Lawrence Kimble
Original Story by Earl Felton
Associate Producer-Director
JOHN H. AUER
**Myers Attacks**

(Continued from page 1)

any client," all his examples for the need of such courts were drawn from the film industry.

"I am officially quoted to the committee—or at least to the only member present, 'lame-duck, cat-napping' Congressman Stevenson of Wisconsin—after the recent motion picture decision of the Nov. 8 New York court record in which Federal Judge Augustus N. Hand told Witkowsky that they (producer attorneys) are talking about ought to be entirely capable of adjusting—day to day by you and them."" |

Quotes Justice Hand

"When Wright agreed, Judge Hand continued: 'You are making a very broad claim that no producer and distributor should own a theater.' Then, he said, the hearing recessed to enable counsel to work out an agreement on the partnership theater.

Myers declared he fully sympathized with Judge Hand's desire to get the Paramount case over his desk, but noted that "if any concessions are made they will have to be made by the government; and that, I suggest, is against the public interest."

At another point, Myers cited the "interminable delays" made by the defendants in the Paramount case.

Myers indicated a similar type of pressure from the court on the attorney general to "be ready with a summary judgment in the 'in-""

1940 concord case. In that, case, he said the desire of the District Court to "be ready with the burden of hearing and deciding" so complicated a case "stopped the wheels of justice for five long years."

This all indicated to Myers a prime reason for a special anti-trust court—"the need for tribunals which can perform their full duty in such extraordinary proceedings without neglecting any other duties."

A. M. First, he declared, was to get uniformity of decision, and here again he drew on film examples.

Myers told the committee how the Paramount case—of which three cases were filed in three different District courts, getting very different results until the the 1940 Paramount decree was issued all in favor of the government.

Reduce 'Consent Decree Evil'

"A special tribunal with an elastic procedure which could be adapted to the circumstances of particular cases will, without much trouble, be accomplished," he stated.

Finally, Myers declared, judges experienced in the anti-trust law and procedure, "would eliminate or greatly reduce the evil of the consent decree in government cases.

"I believe," he told the committee, "that in many big cases, like the Paramount case, the government, acting through congress, which always is a compromise—because government counsel was appointed to try the cases under pressure put on them by the judges and under the rules and procedures prevalent in the courts of general jurisdiction."

Myers said later he referred to the 1940 Paramount decree and not the recent RKO decree.

The Allied official asked permission to file later a statement "dealing with some of the problems advanced by the exhibitors at committee hearings during the summer." He said he expected to do this after Allied's New Orleans board meeting, Nov. 7.

Committee is Reformed

Former Assistant Attorney General Thurman Arnold, slated to testify Friday, was ill and did not appear. The committee recessed its hearings, which started last Monday.

Rusell Hardy, former anti-trust division and now counsel for "several independent exhibitors," sharply criticized the RKO consent decree as being "extremely dangerous," and said it would "greatly affect the industry, and offering no effective relief."

Hardy said much of the same criticisms could be leveled against the Paramount consent decree, which did not "touch the monopoly problem or afford any relief for the interests hurt by the monopolistic practices."

Hardy used the RKO and Paramount decrees as examples to push the modification for the anti-trust laws. He would require a proposed consent decree to be filed in court, published in the Federal Register and trade papers, and then give any person affected by the decree a chance to appear in court, state his objections and suggestions, and appeal if overruled.

**Academy Awards Set**

(Continued from page 1)

American Broadcasting, will be followed by a buffet supper and ball.

Don Hartman, chairman of the presentation program, is planning a gala evening for George Jessel, Harry Tugend, Charles Brackett, Norman Panama, Melvin Frank, Bill Lawrence and Johnny Weismann, to assist in producing the program.

Decision to switch from the Shrine Auditorium, utilized for ceremonies in the past two years with a public ticket sale, was arrived at after a protracted evening session during which several proposals were considered. These ranged from the return to a pre-war Academy banquet formulas to a commercially-sponsored radio program, representing all facets of Academy membership support. With public interest at all time high and the budget as an added feature, the net cost of the ceremonies will present a financial problem greater than that confronting the Academy for any one year. Means for meeting this are not yet determined, and the possibility that patriotic fervor might go drastic changes before the presentation date.

Tent No. 11 Honored

Washington, Nov. 7.—Variety's Tent No. 11 here has received a certificate of achievement from the Navy Department in recognition of its morale-building activities among injured Navy personnel during the war. Chief clerk Frank B. Kinc complex never accepted the certificate on behalf of Variety.**

**Key City Income Is Firm**

(Continued from page 1)

Last month the following had better-than-average returns: "A Southern Yankee," "Fargo," "Night is a Bad Time," "Walk a Crooked Mile" and "Cry of the City." Composite key city boxoffice reports for the month to date, compiled for the corresponding weeks of last year, follow:

**MPEA Expands Its**

Bavarian Facilities

Eric R. Pleskow, former film officer for the American Military Government in Bavaria, has been named manager of the Motion Picture Export Association of Germany under Marlan F. Jordan, vice-president and general manager.

Creation of Pleskow's motion picture branch will be an expansion in distribution activities in that country since the MPEA is already supplying films to Army bases, exhibition of American films into the British and French zones.

MPEA To Meet on German Dollar Pact

Board of directors of the Motion Picture Export Association will meet here this week to finalize an agreement with the U. S. European Command to which pertain the convertibility of earnings in Germany to cover distribution expenses.

**TOA Public Relation**

(Continued from page 1)

continued press releases, speeches and editorials. He befriends newspaper correspondents to media which reached an audience of more than 5,000,000 people each week, or 11 million readers, when they address them in the form of TOA News Media representatives, will be sure they are TOA members or are not to help understand the program, to which unity is stressed. This, TOA was assured, will improve good will and insurance and good box-office.

The program was presented by Suite 3, last Thursday to the executive committee meeting of the Motion Picture Association of America.

**Threat of Censorship Discussed by Media**

Washington, Nov. 21.—Growing threat of censorship on national and local levels dominated discussion here Friday at a meeting called by the National Press Club to broadcast among representatives of films, radio and newspapers and other information media to discuss freedom of expression.

Motion Picture Association of America president Eric Johnston and MPAA counsel Sidney Brown addressed the session. Also attending were Ken Clark of MPAA and James Barnes, counsel for the Society of Independent Motion Picture Producers.

**Coleman Is Elected Atlanta Variety Chief**

Atlanta, Nov. 21.—New officers of the local Variety Club are: Fred Coleman, president; Elwood Brown, first vice-president; Emory Austin, second; R. B. Wilby, doughty guy; crew; Emory Emmons, secretary; John Cunningham, Boyd Fry, John Fulton, R. B. Wilby, William K. Jenkins, treasurer; Julian, W. N. Williams; delegate; Jennifer. Other members include, delegate, R. B. Wilby, Nat Williams. New officers will be installed at the monthly banquet at Brookhaven Country Club on Dec. 13.

**SMPE To Meet Here**

November meeting of the Society of Motion Picture Engineers will be held tomorrow evening at Reeves Sound Studios. The meeting will be open to the public.
Legalites Take Over Labor Struggle Here

A. SOPEG Attorneys Tanning NLRB Fights

The struggle between CIO and FL unions for jurisdictional supremacy in the film company offices is here expected to narrow down to a battle between labor attorneys, now that CIO's Screen and Professional Employees Guild has taken action to comply with the non-Communist provisions of the Taft-Hartley Act. Heading opposing battles will be Matthew M. Levy, counsel for I.F.A.T.S.E. and Leonard Boudin, counsel for United Office and Professional Workers of America, SOPEG's parent union.

The struggle, wherein Levy and Boudin will tilt will be the New York office of the National Labor Relations Board, because with SOPEG's filing of a non-Communist affidavit, that union (Continued on page 5)

Grosses Here Running Fair

General income in the first-run area is about fair this week as holdovers lost ground as they near the end of their runs. Three new shows, one of them a pair of reissues, brightened the overall picture to some extent.

The Kissing Bandit," with Shep Fields' orchestra, Jane Powell and Joey Adams on stage probably will give the Capitol a fairly impressive $72,000 in a first week. Good, too, is "Fighter Squadron" with Frankie Carle on stage at the Strand where the first week's take should be in the (Continued on page 5)

U. K. Loans Can Be Made to Producers

LONDON, Nov. 22—Text of Harold Wilson's Cinematograph Film Production (Special Loans) Bill reveals that, contrary to earlier assurances by Wilson himself, loans may be made directly to producers, rather than exclusively to distributors, by Film Finance Corp. However, it is understood that the Board of Trade will not utilize that (Continued on page 6)

Ascap Now Paying N. Y. Exhibitors

Reversing a nearly 30-year-old procedure, Ascap has begun mailing checks to exhibitors.

Checks represent refunds to more than 100 exhibitor plaintiffs in the anti-trust suit against the Society here for fees paid by them from April 13, 1948, to the end 100 days ago of the U.S. District Court's order prohibiting the Society from making further collections. Checks average less than $10 each. Refunds were agreed upon during trial of the suit in the event Ascap lost the case.

Move to Block US Eastman Settlement

Keller-Dorran Colorfilm Corp., plaintiff in a $30,000,000 conspiracy action against Eastman Kodak and Technicolor, has asked U.S. Attorney General Tom Clark to defer the consent decree with E-K in the government's anti-trust suit against E-K and Technicolor, according to a Keller-Dorran spokesman here. The action against Technicolor probably will go to trial.

Keller-Dorran asserts that the decree in effect would "whitewash" Eastman of the identical practices complained of in its private action. Sellers also disclosed yesterday that controlling stockholders of Keller (Continued on page 4)

MacNamara PR Plan Looks Washed Up

The so-called "MacNamara Plan" for industry public relations, involving allocation of two and one-half per cent of all companies' advertising budgets for a general industry promotional campaign, appears unlikely to be adopted, if it is not already a dead issue.

The plan, advanced by Paul MacNamara, advertising-publicity director for Selznick Releasing Organization, was not acted on by top industry executives at the three days of meetings on industry problems presided over by Eric Johnston, Motion Picture Association of America president, here last week. Some executives said the plan (Continued on page 5)

CEA Asks Theatres to Bar Films Used for Television

LONDON, Nov. 22—A demand that any film broadcast to owners of home television sets under the new one-year large-screen television agreement between the film industry and BBC be withdrawn completely from commercial theatres' lists has been made by Dennis C. Walls, president of the Cinematograph Exhibitors Association.

The proposed agreement gives BBC the right to broadcast films to domestic users. British film and stage trade unions, not satisfied on the agreement, also are apprehensive and have called immediate meetings to discuss the matter and take action.

The first public large-screen release is not likely to be televiewed (Continued on page 6)

Rank Plans Trebled Output at Pinewood

LONDON, Nov. 22—In a move to attain a "substantial increase in production" at J. Arthur Rank's Pine- wood studio, his Independent Producers, Ltd., has been transformed from a service company into a producing and servicing organization, under the name of Pinewood Films, Ltd. It is now headed by Rank, John Davis and George Archibald, in place of numerous producers who heretofore have comprised its board of directors.

The aim is to treble the Pinewood output in 1949 over the annual average (Continued on page 6)

Indicate Monogram, UK Pathe Tie Is Set

Steve Broidy, Monogram-Allied Artists president, is due to divulge in Hollywood this week details concerning a "modified" production-distribution deal involving Monogram-AA and British Pathé, it was indicated yesterday following the return (Continued on page 6)
Personal Mention

JERRY WALD. Warner producer, has returned to the Coast from New York.

EDWARD RICHETTER, M-G-M chief booker at the New York-New Jersey branch, has been promoted to New Jersey sales manager, succeeding Lou Al- lehder, New Jersey manager, while Harold Marquand, staff booker since 1938, succeeds to Richetter's post.

JULES LAPIDUS, Warner Eastern and Canadian division sales manager, and Mike Dold, assistant to Ben Kalmenson, division vice-president, will be in Gravesville, N. Y., today from here.

MAURICE A. BERGMANN, Universal-International Eastern advertising-publicity director, and Al. Horwitz, Eastern publicity manager, have returned to New York from Chicago.

LYNN FARNOL's new wrist-watch, a WALTER WANGER-INGRIG BERGMAN present, is at a glance the only room temperature, altitude and time of day.

ERIC JOHNSTON, Motion Picture Association of America president, will address the New York State Chamber of Commerce at a luncheon-meeting here on Dec. 2.

ALAN F. CUMMINGS, head of M-G-M exchange operations, returned to New York yesterday from a three-week tour of branches.

BERNARD LEVY of Amalgamated Theatre Booking Service, New Haven, and Mrs. Levy have become parents of a son, ELLIOTT.

E. L. McEvoy, Universal-International short subjects manager, will be in Cleveland today and tomorrow from here.

SOL C. SHEBOL, 20th Century-Fox producer, and his wife, Mandi L. MANTEUFFEL, directors here from Hollywood.

A. PAM BUFCHENTHAL, Colorcolor board chairman, will return to Holly- wood on Thursday from New York.

W. M. RICHARDSON, head of Astor Pictures of Atlanta, is in New York from that city.

LEON BRANITZ, Eagle-Lion exploitation manager, is in Chicago from New York.

DOUGLAS FAIRBAINS, Jr., arrived here over the weekend by plane from London.

Hankins Is Named Monogram Manager

HOLLYWOOD, Nov. 22—Sol Hankins, former Monogram salesman in St. Louis, has been appointed manager of the company's exchange in Orlando. Hankins will assume his new position on Nov. 29.

Twente Will Fly to O'Donnell Dinner

Acceptances to the Robert J. O'Donnell testimonial dinner to be held in Dallas on Saturday, Dec. 4, are rolling in to the dinner commit- tee here and elsewhere. On the special chartered DC-3 flight from New York on Friday, Dec. 3, the following have arrived: Allied reservations: Ned Depinet, Sam Dem- bow, Charles Berns, Sol Schwartz, Leonard Hess, Richard C. Powl- ler, William Key, Robert Christen- berry, Charlie Bosarge, Ted O'Shea, Charlie Keegan, Murray Weiss (Bo- slow), and Robert Roth. The flight, thousands in all together, will be on New Year's Day. A dinner will be served tomorrow to those who are attending the Allied convention and will be held in Dallas from that city; George Dembow, Chuck Levey, Maurice Bergman, William Scully.

On arrival in Dallas the local com- mittee will have a Texas reception committee at the airport with all the fireworks. Baggage will be taken di- rect to the hotels for all plane travelers. For the second day there will be a reception and party at the Variety Club rooms in the Adolphus Hotel.

Gil Golden to Head 'Brotherhood' Ads

Gil Golden, advertising manager of Warner Brothers here, has been named advertising-publicity director of the motion picture union, "Brotherhood Week," of which Ned E. Depinet, president of RKO Radio, is chairman. Golden accepted the ap- pointment of the advertising-publicity directors' committee of the Motion Picture Association of America.

"Brotherhood Week," which is un- der the auspices of the National Con- ference of Christians and Jews, will be observed Feb. 20-27. Golden will head a general organization meeting at the Waldorf-Astoria here today.

Mich. Allied Board Will Elect Dec. 8

DETROIT, Nov. 22.—A luncheon in the motion picture division of the Theatres of Michigan, elected under the new organizational plan adopted at the annual convention here two months ago, will be held in the Tuller Hotel, Dec. 8.

Legislative matters will be discussed at the election of officers and the formal inauguration of the new enlarged board. Forty board members and alternates are expected to attend.

Donaldson Quits E-L N.E. Division Post

BOSTON, Nov. 22—Thomas Donald- son, Northwestern division sales manager of Eagle-Lion Films, has re- signed his position. Other future plans are available at this time.

A successor has not been selected.

Twin City Groves Soar, French Says

Minneapolis, Nov. 22.—The Che- mical box-offices in Los Propo- lis and St. Paul Loop stands moved up for the second week since election, with several other groups participating in the heavy play. First week was termed by Harry French, Minneapolis manager, "the most suc- cessful, as registering a "good comeback," with the best showing in the past three months. Last week's receipts were 20 per cent over the one French, one French said.

Snowstorm Cripples Midwest Theatres

KANSAS CITY, Nov. 22.—The high winds and snowstorm which hit Western Kansas, extending as far East as Salina, stopped many trains, blocked highways, broke communica- tions and isolated many towns. In some towns electricity was sus- pended. Some trucks carrying films were marooned. Numerous theatres failed to get scheduled prints, by rail or truck.

In Southwestern Kansas, a large proportion of main highways have been cleared but information from many sections is still meagre. Film trade representatives say this was the worst storm in their memory as affect- ing transportation of films and the isolation of communities. Tempera- tures, however, were not extremely low.

Ayres to 20th-Fox Reissue Division

Larry Ayres, former salesman at 20th-Fox's Philadelphia and Chicago branches, has been named to the newly-formed reissue division, as aide to William C. Gehring, assistant general sales manager, in charge of the department.

Ayres, who served five years in the Army, has been with 20th-Fox since 1930.

Rogell Heads New Cinema B'nai Brith

HOLLYWOOD, Nov. 22.—Newly- formed Cinema Lodge of B'nai Brith, in its first chapter membership meet- ing, appointed Albert S. Rogel presi- dent pro tem, Carl Post, treasurer pro tem and chairman of the public relations committee, and Israel L. Gordon as his assistant, and Gene Gach as chairman of a radio committee.

UJA to Get Skoutras

Spyros P. Skoutras, 20th-Century Fox president, will be honor guest at a luncheon to be given here to- morrow at the Hotel Roosevelt, for the 22nd anniversary dinner of the United Jewish Appeal's Drive. J. Nathan L. Wise will preside.

J. Arthur Rank Presents

"THE RED SHOES"

Color by Technicolor

45th Street

BROADWAY

STREET

ITALIAN

STREET

JOAN of ARC

INGRID BERGMAN

VICTORIA

Serves in all Stages

NEW YORK THEATRES


day

RADIO CITY MUSIC HALL

ROCKEFELLER CENTER

JOAN FONTAINE-JAMES STEWART

"YOU GOTTA STAY HAPPY"

EDDIE ALBERT

A WILLIAM DOZIER PRESENTATION

A UNIVERSAL INTERNATIONAL PRODUCTION

SPECTACULAR STAGE PRESENTATION

UNIVERSAL-INTERNATIONAL

PAUL ANKA

THE SAVOY MILLENNIUM

PARAMOUNT

DAVID F. ZANUS presents

OLIVIA de HAVILLAND

the Snake Pit

Directed by

MAURICE OSMOND

Produced by

JACQUELINE LUTHER & JAMES RICHARD & DAVID BALDWIN

RIVOLI

NOLLY WAGNER

"A SONG IS BORN"

YMA SUMMERS

COLOR by TECHNICOLOR

COLOR by TECHNICOLOR

54th Street

Astor Theater

State Street

J. ARTHUR RANK PRESENTS

"THE RED SHOES"

Color by Technicolor

BROADWAY, West of Broadway

All Seats Reserved, Mail Orders

Twice Daily

NIGHTLY

LATE SHOW SUNDAY EVENING 7:30

AN EAGLE LION FILM RELEASE

SAMUEL GOLDWYN presents

DANNY KAYE & MAYO

A SONG IS BORN

Color by Technicolor

"THE RED SHOES"

Color by Technicolor

45th Street

BROADWAY

THEATER

East of Broadway

All Seats Reserved, Mail Orders

Twice Daily

NIGHTLY

LATE SHOW SATURDAY EVENING 7:30

An Eagle Lion Film Release

Robert Mitchum

Barbara Bel Geddes

Robert Preston

in

BLOOD ON THE MOON

BRANDT'S/COBLE

BROADWAY AT 46TH STREET
Meet "OCTOBER"...

GLENN FORD
TERRY MOORE

in

The RETURN of
The Horse of
October

COLUMBIA PICTURES
presents

With

Albert Sharpe
James Gleason
Dame May Whitty
Henry O'Neill

Screenplay by Melvin Frank and Norman Panama
Story by Connie Lee and Karen DeWolff
Directed by JOSEPH H. LEWIS • Produced by RUDOLPH MATE
Will Rule Today on E-K Consent Decree

Los Angeles, Nov. 22—Decision on whether to sign a consent decree which would eliminate Eastman Kodak from the prosecution of the Trust suit was postponed until tomorrow afternoon by Federal Judge William C. Mathes, following its submission by the Department of Justice’s resident representative, William C. Dixon.

Judge Mathes, who said time was required to study terms of the decree, read into the record the facts that he had received a telegram from George J. Schaefer, board chairman of the Keller-Dorian Colorfilm Corp., protesting the granting of a consent decree to Eastman. However, Judge Mathes indicated he did not attach weight to this.

Keller-Dorian is the plaintiff in a $250,000,000 suit filed in New York last Friday against Technicolor and Eastman-Kodak and another $30,000,000 suit against E-K alone.

Keller-Dorian Suit Called 'Preposterous' by Kalms

Technicolor has not now and never has entered any contracts with the Keller-Dorian Colorfilm Corp., and its suit against the corporation is "preposterous and without foundation," according to a statement issued here last night by Dr. Herbert T. Kalms, president of Technicolor, commenting on the suit filed in New York on Friday by Keller-Dorian.

Eastman Settlement

(Continued from page 1)

Dorian include George J. Schaefer, sales head of Enterprise Films, and Hermann A. Place, president of General Precision Equipment. Schaefer also is a director of the company.

Reviews

"Grand Canyon Trail" (Republic)

All of the action, gunplay and chase that make for popular western entertainment are in "Grand Canyon Trail" and for good measure it is in Technicolor. Roy Rogers sings, fights and shoots with his usual dexterity, assisting him are the Riders of the Purple Sage and Andy Devine.

The story concerns a silver mine in which the boys have invested, and which is supposedly worked out. Jane Frazee appears as the mine owner's secretary, and in her attempt to straighten things out, she pretends to be his daughter. By mistake she thinks that Rogers is against her, and constantly crosses up his attempts to help. Eventually they find that there is still precious metal in the mine and that Bill Regan, mining engineer, is a crook who is trying to gain its control.

Rogers contributes two songs and provides good comic relief. Miss Frazee plays a city girl, a somewhat unusual heroine for a Western, but she does it competently. The entire production is effective for what Western fans want. Edward J. White was associate producer and William Witney directed. Gerald Geraghty wrote the original screen play.

Running time, 67 minutes. General audience classification. Release date, Nov. 15.

"Indian Agent" (RKO Radio)

TM HOLT and Richard Martin, his sidekick, find themselves involved in a series of rousing adventures while working as stagecoach guards in "Indian Agent," a better-than-average outdoor action drama.

Holt saves a stagecoach from attack by a group of warring Indians. The Indians, led by Noah Beery, Jr., are supposed to be confined to a reservation and Holt decides to find the reason causing the Indians to break the law. Later he and his partner find an Indian papoose in their cabin. The baby's mother brought her child to them because the Indians were starving. The Indian agent and Holt finds the murder committing the murder, and Holt is able to escape and prove his innocence by leading the sheriff to the guilty one. Vanessa Leland appears as a newspaper editor who helps Holt expose the culprit.

Herman Schellmon produced and Lesley Selander directed, from a screenplay by Norman Houston.

Running time, 65 minutes. General audience classification. Release date, Dec. 11.

Video Bid by Parra

Washington, Nov. 22—Paramount’s Television Productions has applied to the Federal Communications Commission for a new experimental television relay station in Los Angeles. A similar application was filed by Warner last week.

December Premieres For Joan in Work

Additional openings of Sierras Pictures' "Joan of Arc" are being scheduled for next month in Hollywood and Miami. Several theatres are available in each locality for simul- taneous runs at advanced admission prices. Advance bookings are strong, and will have limited openings in more than one theatre.

Advanced admission scales where these上映ers request it. Drive-in wall deals elsewhere are expected to maintain a uniform policy of increased prices for the Walter Wanger produc- tion in its premiere engagements.

Ullman Is Named Variety Barker

Albany, N. Y., Nov. 22—Saul J. Ullman, state general manager of Fabian Theatres, was elected chief Barker of the Variety Club here at a meeting this afternoon. Other officers are: Jack Bullwinkle, Columbus, first assistant chief Barker; Leo Rosen, station WROW, second assistant; Joe Saperstein, Fabian, daughter; Ed Wall, Paramount, property man.

Refuse Leslie Hearing

Washingotn, Nov. 22—Supreme Court yesterday again refused to give Joan Leslie a hearing in her dispute with Warner Brothers, which sued her for breach of contract. She claimed she was a minor when the contract was made and could not be held to it. California Superior Court said Warner could go ahead with its suit, and the actress asked the Supreme Court to review this. The high court refused twice. The case now goes back to California for trial.

Dallas Circuit Denies Link with Griffith

OKLAHOMA CITY, Nov. 22—Theatre Enterprises, Inc., of Dallas, Texas, claimed today in a brief filed in Federal Court here that it is a successor to two firms listed as original defendants in the Griffin anti-trust case. The brief was filed in reply to a motion by the Justice Department asking that Theatre Enterprises be made a party in the case as a successor to R. E. Griffin Theatre, Inc., and Westex Theatres, Inc.

H. J. Griffith, one of three brothers named in the original case nine years ago, owns part of the Theatre Enterprises stock and is president of the firm, but other owners have no previous connection with the circuits, the brief contends.

Name Para. in Libel Suit on 'Ivers' Film

TULSA, Okla., Nov. 22—An attorney who said he represents a minor child named Martha Ivers, today filed a $100,000 libel suit against Paramount, producer of "The Strange Loves of Martha Ivers." Attorney Philip Davis refused to give the address of the girl, and her petition did not disclose it.

Brought by Celia C. Ivers who was described as "next friend" of the minor plaintiff, the suit claims the picture is a partial biography of the minor plaintiff.

M. P. Koch Seeks $80,000

LOS ANGELES, Nov. 22—Raising a point considered a new litigation here, Murray P. Koch, of San Francisco, has filed suit in Superior Court seeking the return of $80,000, plus interest, loaned to Beacon Pictures in 1946 in connection with financing the production of "Copacabana." Claimant asserts the defendant did not obtain authorization of the state corporation commissioner before transferring a $135,000 interest in the picture to Koch in return for the loan, although repayment was to be made after four other claims had been satisfied.

Fares Reduced on dependable TWA Constellations

Now enjoy the finest in air travel at no extra fare! The only Coast-to-Coast Constellations

FARES REDUCED

on dependable

TWA

CONSTELLATIONS

TRANSMOORAL AIRLINES

U.S.A. - EUROPE - AFRICA - ASIA

Savage TRUTH...Stronger than Fiction!

FROM THE HOMICIDE FILES OF THE LOS ANGELES POLICE!

"HE WALKED BY NIGHT"

starring RICHARD BASEHART • SCOTT "CANON CITY" BRADY

A BRAY Foy Production • AN EAGLE LION FILM PRESENTATION

"Basehart out-Cagney's Cagney...one of the surprise sensations of the year!" — Dorothy Kilgallen • National Columnist
State Mediator Opens Sopeg Impasse Talks

New York State Mediation Board chairman Arthur S. Meyer held preliminary discussions here last week with a committee of chapter representatives of Screen Office and Professional employees against a possible strike, bringing about a settlement of the deadlock which has existed between SOPEG and the United Labor Relations Board. Meyer stated that the unions' failure to comply with the non-Communist affidavit provisions of the Taft-Hartley Law recently SOPEG's attorney reported he had filed the affidavit with the National Labor Relations Board.

It is expected that Meyer soon will call a similar conference with company representatives.

U-I, NAM Confer on Production Program

Hollywood, Nov. 22—Thomas Wolff, writer employed by the National Association of Manufacturers, arrived here today to confer with Universal-International officials on possible subject of shorts for NAM. Wolff submitted a completed script for a two-reel subject. U-I's production department will prepare a budget indicating the cost to NAM, if approved. If NAM does not approve the budget, it is understood Wolff will submit the script to other studios for quotations on production cost.

MacNamara Plan

(Continued from page 1)

is unknown to them and expressed it fully in the order for the Dec. 15-17 meetings which Johnson has called for Hollywood. It was approved by the NLRB's Owners of America at its Chicago convention last September, the "MacNamara Plan" received with indifference by exhibitors in the field. Most of them believe better product is the answer to the industry's public relations problem and prefer an open selling of the product to further dilution of advertising budgets for institutionalized messages.

MPAA Votes

(Continued from page 1)

suade the company presidents that "greater militancy" was needed in the public relations drive. Excerpts from the article, which dealt in the main with conditions which the American film industry is facing, read:

"The kind of criticism we do like to have and which carries weight with us comes from moviemakers who refer to a specific picture and their likes and dislikes down to specific scenes.

"It is presumptuous and hazardous to be cocksure about the merits or demerits of an individual picture. The criterion for dealing with any subject on the screen is decency and good taste. Within that framework Hollywood must be free to deal with life as it is and literature as it is."

"Holding that the industry's critics have one idea about the industry's "responsibility," and the industry itself another, Johnston wrote: "Hollywood is in business to make money, exactly like every publishing house, every newspaper, every radio station..."

"If we tried to make pictures within the narrow limits of the "responsibility" set by our critics; if we deliberately made propaganda pictures, our industry would not only go broke, but would be doing the worst possible service for America. The good among motion pictures far exceeds the bad. I wish the margin were narrower, but even as it is Hollywood has no need to blush about it."

In conclusion, Johnston wrote: "If our critics want a new and worthy issue for their pens, they might help us resist the steady throttling of the free flow of information around the whole. The motion picture is being throttled now. What is next?"
CEA Shies at Hecht Tainted Marx Film

Los Angeles, Nov. 22—W. R. Fuller, secretary of the Cinematograph Exhibitors Association, has written to David O. Selznick, managing director here, telling him that if a report that Ben Hecht will share in profits of the next Marx Brothers film is true, Coglan should persuade U.A. not to bring the film here.

The CEA, irritated by Hecht's anti-British expressions in consequence of the Palestine question, is endeavoring to ban future films with which Hecht is associated.

CEA Asks

(Continued from page 1)

January. Many details, including rental terms, are to be settled before the one-year experimental period starts.

Theatres still must be wired, too.

A Rank will make a beginning with four theatres. He will use an electronic large-screen projector with a 22-inch movie system. The receiving aerial, if it is planned, will be on the theatre's roof and connected with a control console in the projection room. The projector will be in the theatre auditorium, approximately 50 feet from the 16-by-12-foot screen and controlled from the projection room.

Associated British Pictures Corp., is due to be installed in three London theatres. It plans to provide a half-hour television feature every program. ABPC also has plans for establishment of television studios. Careful testing of audience reactions to the television programs is planned in the theatres.

Rank's first experimental television film is now in production at its Elstree Gate studio, with television methods such as the director ensconced in the control room observing the action on the monitor-screen, being employed. Rank advisers believe the method ultimately will cut production costs.

Mono., UK Pathe

(Continued from page 1)

from London of Monogram-International president Norton V. Ritchey.

About a year ago talks were initiated between the British and U.S. companies in connection with possible mutual sponsorship of production of four pictures in Hollywood and four in England, with world-wide distribution profits on the British-made films to be shared by Pathe and Monogram-AA 50-50 in pounds, and world-wide profits on the American pictures to be shared 50-50 in dollars.

Ritchey was not available here yesterday for comment on the extent to which the original proposal has been modified, if at all. It is understood, however, that Brody on the Coast is examining the contract said to have been signed recently by Ritchey and William Moffat, managing director of Pathe, in London.

Morris Named Altec Product Sales Chief

H. S. Morris has been raised to product sales manager of Altec Service Corp., in an organization move that will materially expand the sales organization, according to H. M. Bess- ey, executive vice-president.

Morris, who was formerly Eastern representative of Altec Lansing, manufacturing subsidiary, will be responsible for sales in the East, Mid-West and South.

U. K. Loans

(Continued from page 1)

power except in the most unusual cases.

FIFI will have $20,000,000 to finance producers. Some $400,000 has been loaned already to British Lion and around $80,000 to Exclusive Films.

Indication of the fashion in which the Corporation plans to protect the advances it makes to distributors is seen in a mortgage executed by British Lion. The latter's production, "The Winslow Boy," currently is playing around the Associated British circuit.

The mortgage secures $400,000 and constitutes a first charge on British Lion's share of receipts in connection with the exhibition and exploitation of the film at ABC houses.

FIFI's $4,000,000 advance to British Lion takes the form of a four per cent debenture issued to FIFI.

Theatre Units

(Continued from page 1)

business during the first half of the year continued at the 1947 rate, while the number of firms leaving the field—for merger, sale-off, or just plain shut-down—went up sharply over the 1946 and 1947 rate. In the first half of 1947, about 600 firms became operating theatres. During all of 1946, about 1,000 went into the business and during 1947 about 1,200. Some 400 firms shut up shop or sold out during the first six months of this year, compared with 400 in all of 1946 and 500 all last year. Commerce officials explained that the number of firms going into the business less the number leaving the business does not add up exactly to the net gain during the six months period because "all figures are rounded off to even hundreds."

Short Subject

"Country Fair"

(This is America—RKO Pathé)

The country fair is one of the country's most famous institutions. In entertaining and informative fashion, the latest This Is America subject goes behind the scenes to show how a typical farm family prepares for a big event. The subject was shot at a fair at eastern Ontario farm where fair- time rolls are run. Cameras catch the thrill of the event, with its carnivals, trotting races, and finally the judging of products submitted by farmers. Running to 18 minutes.

Rank Plans

(Continued from page 1)

age since reopening of the studio in 1946, Pinewood's activation also is one, with Rank's pledge to his stockholders to effect economies in production and to explore a new station in his giant organization program. It promises to permit the keeping of a tight hold on Rank's producers.

WB's Sokley Promoted

Join Sokley, Warner office manager in Chicago, has been promoted the sales force there by Ben Kalman son, Warner distribution vice-president, to Arthur M. Weinberger, New York office manager, switch to Chicago to replace Sokley and C. Leeder, home office booker for Weiner Pathe News going to the New York vacancy. Changes are effective Nov. 29.

Mr. David Weinstock,
President,
Raymond Theatres Corp.,
and Chairman of the Board,
Independent Theatre Owners Assn. of N.Y., says:

"WE'RE GLAD TO BE BACK WITH ALTEC AGAIN"

"It's a matter of confidence and peace of mind to know that our sound equipments are being taken care of by an organization that, in case of trouble, gives me prompt service. Since taking over the service of my theatres by Altec, I have made important recommendations to further improve sound quality and performance. We are happy they are working for us. We're glad to be back with Altec again."
A' Moves for Wage Raises At Exchanges

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(Continued on page 10)

NLRB Sets Dec. 8 For RKO Election

National Labor Relations Board yesterday set Dec. 8 for a con-
venient election among RKO Radio's home office "white collar" to de-
etermine whether they shall be repre-
sons for collective bargaining pur-
poses by AFL's IATSE or CIO's green Office and Professional Em-
ployees Guild, or whether "no union" will prevail at the shop formerly held
by SOPEG. It will be the first elec-
tron in which both "IA" Motion Pic-
ture Home Office Employees Local No. 1,631 and SOPEG are included at the
sume ballot, at least in their current
(Continued on page 10)

20th-Fox Discussing Purchase of ABC

Twentieth Century-Fox has been negotiating for outright purchase of American Broad-
casting, including radio and television facilities, for the past six weeks, Sypros P. Skouras announced yesterday. Details of the terms were not revealed.

Rodgers Sets 17 Releases

M-G-M's releasing program for the six months starting Dec. 1 has been mapped by William F. Rodgers, sales vice-president. During the period there will be 17 releases, two of which will be "Masterpiece Reprints." This compares with 16, of which there were 10 reprints, for the same months of 1947-48. Eight of the new pictures are in Technicolor. With four scheduled for December, the number of features to be released in 1948 will total 29, of which four are reprints, compared with 30 for 1947, of which two were reprints.
The four December releases will be "Hills of Home," Technicolor, to open at Radio City Music Hall tomorrow, "Words and Music," in Technicolor, to open at the Rockefeller Center showplace next month, "San Francisco
(Continued on page 10)

Paramount to Buy Cars for Salesmen

Paramount Pictures has completed arrangements whereby its salesmen will be supplied with 1949 Ford se-
dans to be bought and maintained for the salesmen for official use. Deal for the fleet of automobiles, which was concluded by Charles M. Reagan, sales vice-president, with Peterson, Howell and Heathcar of Baltimore, will also permit salesmen unlimited personal use of the new car at the rate of two cents per mile.
The arrangement will eliminate no iden-
tifying advertising matter and the em-
ployees will be able to dispose of their present, personally-owned cars in the current favorable market, the com-
pany declared. Delivery of the new cars will begin at once, with the full
quota to be in the salesmen's posses-
sion by Jan. 1.

Brotherhood Week' Observed

Plans for industry participation in "Brotherhood Week," next Feb 20-27, were discussed at a luncheon-
meeting here yesterday of the execu-
tive committee of the National Conference of Christians and Jews amusement division, held at the Wal-
dorf-Astoria Hotel.
Neil E. Demet, industry chairman for Brotherhood Week, appointed Sypros Skouras, 20th Century-Fox president, as chairman of the newsreel division for the observance. Charles
(Continued on page 11)

Selznick Continues Own Distribution

SRO will in all likelihood continue to distribute its produ-
ct, for a while at least, fol-
lowing last week's collapse of its own arrangement for U.S. dis-
tribution, it was indicated yesterday by a Selznick Releasing Organiza-
 tion spokesman.
It was further indicated that if and when a distrib-
ution is effected, it will not be with a major company. Eagle-Lion has been
(Continued on page 11)

20 Glorious Years' Recorded by Allied

"Twenty Glorious Years," an elabor-
ate pictorial presenting an account narrating the association, activities and accomplishments of Allied States Association has been published by that organization as a souvenier of Allied's 1948 national convention in New Or-
leans and in commemination of the association's 20 years of service to the motion picture theatre owners. The convention will be held next Monday through Wednesday at New Or-
leans' Roosevelt Hotel.
Recouping Allied's history from the launching on Dec. 17, 1928, of "a strong national organization that
(Continued on page 11)

E-K Decree Changes Ordered by Court

LOS ANGELES, Nov. 23—Consent decree in the government-Eastman Kodak case today was rejected in its present form by Federal Judge Wil-
liam C. Mathis, and turned back to governent and company counsel for resubmission on Jan. 7.
The jurist ruled that the decree was not sufficiently specific in its provisions on making Eastman patents available to all users, and instructed counsel to
(Continued on page 10)

Enterprise Planning To Resume: Einfeld

Enterprise Productions will resume production, according to founder Charles Einfeld, now vice-
President-elect of 20th Century-Fox, who added, however, that this might not be for some time.
Einfeld said that David Loew, his partner in the company, will be at the helm while he, Einfeld, will
(Continued on page 6)

Para. Hearings Postponed by Court Again

Now Set for Dec. 20 for Convenience of Jurists

A new postponement of the re-
jury against RKO, due to be held against a major distributor, the
industry has set the case back now to Dec. 20, before the three-judge Fed-
eral spending court here.
The second postponement of the case within the past few days was agreed to by government and defense attorneys who accepted additional time to pre-
pare their cases and present to the industry owner's and acquisitions. It developed
(Continued on page 10)

Isley Circuit Files

$498,000 Trust Suit

LOS ANGELES, Nov. 23—Phil Isley Theatres, owners of the recently closed Pickwick Theatre, filed a treble damage suit for $498,000 to-
day against major distributors Na-
tional Theatres and Fox West Coast. Charging the defendants with viola-
tion of the anti-trust act, the plaintiff
maintained the area's first runs in
(Continued on page 10)

Industry Shorts on Non-Profit Basis

"Non-profit" rentals for the four industry public relations short sub-
jects, produced as a joint industry project, was indicated here yesterday following a screening of the films for distribution executives at the RKO home office yesterday.
The same executives, comprising the National Distributors' Committee, will
(Continued on page 11)

No Paper Tomorrow

Motion Picture Daily will not be published tomorrow in observance of Thanksgiving Day, a legal holiday.
Personal Mention

**BY RED KANN**

GRADUALLY, the boundless area discussed at those all-industry conferences in New York last week is taking more definitive shape. These several paragraphs will be confined to the phrase—public relations and what about them.

Like loving your neighbor, everyone agrees that good public relations are proper and, of course, desirable. There are and means—and, of prime consideration, who to do the job—are some of the vital determinations implicit in the situation.

Verified information coming our way sets forth the position of the Johnston office in the following equations:

That the MPAA has been aware of the problem, and its need, and has been doing something about it since Johnston replaced Will H. Hays.

That there are several methods, as of course, one being the tactic of being everyone's friend and treading softly, which probably also means progressing slowly. The other is to get out holding court - coaching and criticism with less apoplexy than has been characteristic of industry policy at top levels.

A statement by Johnston advanced that even the company presidents were not fully familiar with various activities claimed for the Johnston office in this department, therefore, they were told last week.

They were also asked what kind of an avenue they wanted to travel, the compromise or the campaign. The latter, excerpts from Johnston's article, "Report from Europe," which appeared in The Screen Writer, of the Screen Writers Guild, are reprinted in the newspapers.

Business can't be so bad in Canada, either. Distribution there did $19,464,706 in film rentals in 1947, or an increase of $811,814 over 1946.

Discussing the practice of excerpting New York newspaper reviews for advertising purposes, Archer Winsten of the New York Post winds up on an attack with this:

"The reviewers of the metropolitan dailies are, honest, with one exception, and they are permitted to give their full reactions, with one other exception. They try hard to balance the good against the bad in the film they review. But they do become the tools of a shell game when only one aspect of their opinions is utilized in an enormous and compelling advertisement."

"Business as usual to Winsten: Is this a confession or an accusation?"

**INSIDER'S OUTLOOK**

**By RED KANN**

plight of all creative endeavors. The shelves are full of bad books, the magazines get stuck with bad stories; the theatre doesn't come through with a clear program at the same time of the year. The good among motion pictures far exceeds the bad.

"I'm trying to legislate the British public into theatres to see British pictures, but the British producers will find that they are, instead, legislating the people out of the theatres and legislating themselves into a black and white will drag British exhibitors down with them."

What they heard, industry executives liked. Liking it, they agreed militancy had its merits and ought to prevail. From here out, this is understood to be the cue. And now we shall see.

From the general drift of things, one would think the industry has slipped from a front-row seat on the stage of an economic volcano into the inferno itself. But since this is ever a business of contradictions, along come 20th Century-Fox last Friday with a net of $9,119,615 for 39 weeks to September 25 an income of $121,432,769, which puts the earnings on the basis of over 7½ per cent. It is down compared to the sum of $10,608,098 for the same period of the preceding year, but the black continues heavily in evidence. The following day, Paramount estimated its nine months net at $20,015,000, a decline of $5,497,000 from the previous identical period, but likewise boldly in the black.

Skinners, Watts, and others are going to Hollywood. Leaving for the Golden West is a Western business tour.

**SAM LAKE IS NAMED KOSINER'S ASSISTANT**

Sam Lake has been appointed assistant to Harry Kosiner, sales manager for Edward Small Productions.

Lake, formerly on Paramount's New York sales force, was most recently associated with the Selznick Releasing Organization.

**RKO BOARD MEETS TODAY**

Radio-Keith-Orpheum's board of directors is scheduled to hold its meeting today. What is described as a "routine meeting."

**BEGINNING MARCH**

Robert Mochrie, RKO Radio sales vice-president, has called a two-day meeting of the company's distributors at the Waldorf Astoria Hotel, New York, on Nov. 29-30. Ned E. Depinet, RKO president, will head the office department which will also include Harold J. Michaelson, short subject sales manager; Walter E. Branson, Nat Leff, and Robert Boaheet, Western, and North-South division sales managers, respectively.

The meeting in attendance will include: Metropolitan, L. Grueben; Northeastern, Gus Scheller; Eastern, R. J. Folliard; East Central, M. E. LeFever; Midwest, H. Greenblatt; Prairie, R. V. Nolan, Rocky Mountain, Al Kolitz; Western, H. MacFerron; Southeastern, Davis; Midwestern, Ben Y. Carmack; Canadian, L. M. Devaney.

**F.I.P. AMUSEMENT UNIT WILL HONOR O'DYER**

Mayor William O'Dwyer will be honored by leaders of the amusement division of the Federation of Jewish Philanthropies of New York, in the Hotel Astor. Leaders in the field and allied industries, headed by Fred Schwartz, vice-president of Century Theatres and chairman of the F.I.P. amusement division, will be on the dais.

**REINER, SELZNICK CONFER**

Hollywood, Nov. 23 — Manny Rein, managing director for Latin America of the Selznick Releasing Organization, arrived in Hollywood today by plane from Buenos Aires for conferences with H. M. Mankiewicz, Selznick, President; J. R. MacNamara, Selznick, Vice-President; Daniel T. O'Shea, E. L. Scannol and other SRO executives. First subject will be the launching of "Portraits of Jennie" abroad.
"What shall I book for the holidays?"

IF YOU RAN RADIO CITY MUSIC HALL!

You'd be mighty careful what pictures you selected for your precious Thanksgiving, Christmas and New Years time.

You'd look over all the available product and get the best.

That's what the Music Hall did!

They booked M-G-M’s Technicolor "HILLS OF HOME" for Thanksgiving to be followed by M-G-M’s Technicolor "WORDS AND MUSIC" for Christmas and New Years.

Here's more proof that the Music Hall picks them wisely. The national theatre gross of its recent attraction "JULIA MISBEHAVES" has now topped Technicolor "DATE WITH JUDY" another M-G-M Music Hall record-breaker!

From Coast-to-Coast they're saying: "M-G-Merry Christmas! M-G-Moneyful New Year!"
In its first Rivoli, N. Y., and in the Garrick, Chic., has definitely established an attraction of both surpassing "The Gentleman's Agreement" as announced in Boxo.
3 weeks at the first 2 weeks at the Snake Pit slammed itself as an office magnitude greatest box-7-48!"* ...and watch the Christmas opening in Los Angeles!
Estimates of Key City Grosses

**FOllOWING** are estimated picture performances in key cities as reported by Motion Picture Daily correspondents. Estimates omit admission tax.

**CHICAGO**

For Thanksgiving week, several Loop theatres have some very solid box-office pictures, and showing is generally good. Both "Love of Carmen" and "When My Baby Smiles at Me," with Burt Lancaster in person, are doing well at the Biograph. Holdovers, too are generally commanding heavy traffic. Estimated receipts follow:

- **THE HOUSEKEEPER'S DAUGHTER (UA) and YOUNG AND WILLING (UA)** (35c-

- **THE LOVES OF CARMEN (Col.)—CHICAGO (3,500) (3c-
  6c-9c). On stage at Burt Lancaster, who is in person. Wholesale: $3,000. (Average: $133.

- **LETS MAKE A LITTLE (L)-UNITED ARTISTS (1,700) (3c-
  6c-9c). 5 days. and the RETURN OF OCTOBER (Col.) 2 days. Gross: $4,000. (Average: $2,000.

- **NIGHT HAS A THOUSAND EYES (Para.)—ROOSEVELT (1,500) (3c-

- **THE SAXON CHARM (U-I)—PALACE (1,500) (3c-

- **SHOES of PEUGEOT (RKO Radio) (GRAND (1,500) 3rd
  week. Gross: $17,000. (Average: $3,400.

- **THE SNAKE FIT (20th-Fox)—GARRICK (1,500) 2nd
  week. Gross: $16,000. (Average: $8,000.

- **THE SIN OF HANNAH (RKO Radio)—WOODS (1,900) 8th week. Gross: $8,000. (Average: $1,000.

- **WHEN MY BABY SMILES AT ME (20th-Fox)—ORIENTAL (1,500) (3c-
  6c-9c). On stage at Burt Lancaster; Gross: $3,000. (Average: $600.

- **INDIANAPOLIS**

First-run business is feeling some effect from the competition of Sonja Henty's show, now in the 22nd week of its run in the Coliseum where it is drawing audiences of 10,000 or more nightly. Near average is the estimated receipts for the week ending Nov. 22-24:

- **THE HUNTED (AA-Moon) and THE DUDE GOES WEST (AA-Moon)—LYRIC (1,600) (4c-
  8c). Gross: $5,500. (Average: $1,100.

- **UNE BRIDE (WB) and INNER SANCTUARY (WB)—LYRIC (1,600) (4c-
  8c). On stage with The Circle. 3rd week. Gross: $9,000. (Average: $3,000.

- **KISS THE BLOOD OFF MY HANDS (U-I) and ESCAPE (20th-Fox)—INDIANA (2,700) (4c-
  8c). 8 days on stage. Gross: $24,000. (Average: $3,000.

- **THE NIGHT HAS A THOUSAND EYES (Para.) and DISASTER (Para.)—CIRCLE (2,700) (4c-
  8c). 2nd week. Gross: $25,000. (Average: $5,000.

- **RETURN OF OCTOBER (Col.) and LEATHER GLOVES (Col.)—LOEWS (2-
  4c). 6 days. Gross: $11,000. (Average: $1,830.

- **ATLANTA**

Business is mostly above average, with weather fair and cold. The circus has left town and business is expected to be good. Estimated receipts for the week ending Nov. 24:

- **CRY OF THE CITY (20th-Fox)—PARAMOUNT (2,300) (2c-
  4c). 5th week. Gross: $9,000. (Average: $1,800.

- **GOOD SAM (RKO Radio)—ROXY (2,400) (10c-
  20c). On a movietone from the Fox. 2nd week. Gross: $9,000. (Average: $5,400.

- **JULIA MISBEHAVES (M-G-M) and LITTLE LADY—GRAND (1,500) 2nd week. Gross: $5,500. (Average: $1,830.

- **STATION WEST (RKO) and SMART GIRLS DON'T TALK (WB)—ORY
  HÆUM (1,500) (4c-

**Baltimore**

New films arriving here attracted only average crowds for their openings. Weekend business failed to make up the slump and, as a result, several box-office figures are below standard this week. First-run theatre managers are blaming it on lack of major attractions, as well as the open air afternoon and night, and a charity benefit. Indoor circus running the entire weekend also took some receipts for the week ending Nov. 24:

- **BODYGUARD (RKO Radio) — HIPPO (2,800) 3rd week. Gross: $11,000. (Average: $3,666.

- **HARRY Y (UA)—LITTLE (32c) (5c-
  10c) Return engagement, 5th week. Gross: $6,000. (Average: $1,200.

- **THE PLUNDERERS (Rep.)—MAYFAIR (1,000) (2c-

- **SAN FRANCISCO (M-G-M)—VALENCE (1,400) (3c-
  6c) 2nd week. Gross: $3,300. (Average: $1,750.

- **OUR BABY SMILES AT ME (M-G-M)—TOWN (1,400) (2c-
  4c). 2nd week. Gross: $15,000. (Average: $10,714.

- **WHEN MY BABY SMILES AT ME (M-G-M)—PITTSBURG (1,500) (3c-

**Enterprise Resuming**

(Continued from page 1)

draw from active participation but will continue his financial stake in the company going forward.

Enterprise has three films awaiting release, "No Minor Vices," "Force of Evil," and "The Big Sleep." If the marketing and distribution profit projections made thus far will hold true, the company can expect a significant profit from the films. The advertising effort is designed to bring the films to the attention of a broad audience and to encourage repeat viewings. According to industry experts, the film can be expected to do well in the face of strong competition from other releases.

**Cleveland Aids Drive**

Cleveland, Nov. 23—Approximately $15,000 was raised for the Cleveland Municipal Hospital fund by 150 local industry members at a luncheon rally at the Statler Hotel here yesterday. George H. H. Smith, chairman of the Cleveland chapter of the National Exhibitors Association, was chairman of the rally.
Charles Barry Heads BC in Hollywood

Charles B. Barry, vice-president in charge of the western division of the National Broadcasting Company, is now president of the newly formed British Columbia Broadcasting System. The company, which will be known as “Barry Broadcasting Ltd,” takes over the assets and operations of the Vancouver Herald, where Barry was publisher and editor for 20 years.

Poisoned” (Paramount-Pathé, 1946) has been named one of the “Children of the Century” by the Motion Picture Alliance for the Prevention of Fascism. The film, directed by John Ford and starring John Wayne in his role as a western hero, has been praised for its anti-fascist message.

Glen Ford is to star in “The Big Fix” (United Artists), a film that is said to be a satirical look at the world of organized crime. The film is directed by John Huston and written by Preston Sturges.

“Poisoned” has been scheduled for release on May 1 in London, with New York to follow on May 2. The film is being distributed by the Associated Producers, Inc., of London.

In a recent interview with Variety, Barry said: “I think this is the year for us. We have a lot of good pictures lined up, and I’m confident that we will succeed.”
A Good Film. The kids will yell, Grown-ups will try to look bored, but will go for it.

In Trucolor and several notches above the general of sagebrushers.

Old West Roars in Better than Usual Western. Diverting and exciting. Trucolor has a soft, natural quality which succeeds in making people look human. WORLD TELEGRAM

A Western With Twists. Plenty of ridin', fightin' and shootin' action.

JOURNAL AMERICAN

A wealth of glowing color sparks this novel story of the wild west. Solid boxoffice returns.

INDEPENDENT FILM JOURNAL

Swift action, chases, superb horsemanship, outlaws, cowboys, the U. S. cavalry, Sioux Indians on the warpath, romance and the raw frontier in the early days of the west, plus several surprise story twists and a good cast.

DAILY VARIETY

Highly entertaining western. Belongs in the better western category.

THE EXHIBITOR

BIG ACTION-JAMMED WESTERN IN COLOR. Should draw well above average. FILM BULLETIN

Good Western melodrama, abounds in exciting action, suspense, and thrills. HARRISON'S REPORTS

A WESTERN THE AUDIENCE SHOULD GO FOR COMPLETELY. ONE FOR THE MONEY. FILM DAILY

Should bring them in right handily. Good, solid merchandise. SHOWMEN'S TRADE REVIEW

Everything the sagebrush fan could possibly yearn for. Amply qualified to carry the top side of almost any bill. BOXOFFICE

A lively Western, accentuating Trucolor. MOTION PICTURE DAILY

Smash Oater. Epic-Type Western Act Entertainment. HOLLYWOOD REPORTER

A Western formula on a large scale. Boxoffice attention should be satisfactory. WEEKLY VARIETY

Lively pace necessary for a good Western. MOTION PICTURE HERALD

THE PLUNDER

in TRUCOLOR

THREE WEEKS AT BROADWAY'S GOTHAM, NEW YORK
ROD CAMERON • ILONA MASSEY
and ADRIAN BOOTH • FORREST TUCKER
GEORGE CLEVELAND • GRANT WITHERS • TAYLOR HOLMES • PAUL FIX

Screen Play by Gerald Gerachty and Gerald Adams • Based on an Original Story by James Edward Grant
Associate Producer and Director — JOSEPH KANE

A REPUBLIC PRODUCTION
WASHINGTON, Nov. 23.—The legal fight between the Warner and Walbrook Theatres of Baltimore, will get even more tangled with the filing of a counter-suit by the Walbrook against the Warner.

In February, the Warner filed a $600,000 treble-damage and injunction suit here against the major distributors, the Walbrook Amusement Co., the Hilton Theatre Co., also of Baltimore, and Thomas D. McGuire, president of the Walbrook and Hilton.

The Baltimore firms moved that they be dismissed from the suit on the ground that they did not transact business in the District, under the terms of the anti-trust law. They were not granted.

The Warner then negotiated out-of-court settlements with 20th Century-Fox and Paramount, two of the defendants, whereby the distributors agreed to split their product between the Warner and the Walbrook. The Walbrook then sued 20th-Fox, alleging breach of contract, and this suit is pending.

Last Friday, the Warner brought a second suit, against RKO, in Baltimore against the Warner, Hilton and Goldberg. Today, Walbrook attorney Robert Sherr said: "That just makes it easy for us. We were going to sue them anyhow, and now we'll just sue our contract with the Warner, too."

Sherr said the counter-suit would allege that the Warner is restraining trade in its contracts with distributors, the same charge which the Warner alleged in its suit against the Walbrook. Sherr said that now the Walbrook is filing suit against RKO, Columbia, Eagle-Lion, Republic and Monogram, and half the films of Paramount and 20th-Fox. "We got 100 pictures for our two theatres," he stated, "and they get more than that for one theatre."

Igoe Frees Ricca
CHICAGO, Nov. 23.—Paul Ricca, Chicago union racketeer, was freed today from the federal maximum, after Igoe Igoe on legal issue. Ricca had been out on a habeas corpus.

R.K.O. Loses Appeal on 'Loop' Contempt
CHICAGO, Nov. 23.—Circuit Court of Appeals today upheld Federal Judge Michael Igoe's contempt ruling in the case of the RKO-Palace Theatre, that the company had breached its contract with RKO Pictures. In handing down the opinion, Judge Sherman Minton of the court said: "We are arrived at the conclusion that RKO's motion to reverse the trial court's finding is clearly erroneous."

In the opinion Judge Minton referred to the 'ghostlike' corporate figure, stating that RKO now "for the first time drains from the dregs of the closet a base-boned skeleton of an elaborate corporation structure and appears before us and asks us to subordinate reality to legal form."

Relying as the court did upon the testimony, and justly and fairly made in the original case, the ruling said, the court's finding that RKO operated the Palace Theatre was not clearly erroneous.

In the opinion Judge Minton referred to the 'ghostlike' corporate figure, stating that RKO now "for the first time drains from the closet the base-boned skeleton of an elaborate corporate structure and appears before us and asks us to subordinate reality to legal form."

The distributors' files answered denying the charge, but the two salesmen moved that they be dismissed from the suit on the ground that four companies could not constitute a monopoly of films. In an argument before Judge McGuire, Center Theatre Co., which had the disposal of the suit, cannot be considered a party to the suit nor another wholly owned subsidiary actually operates it."

Para. Hearings
(Continued from page 1)
later that the federal jurists had assignments for the week of Dec. 13 which were unimportant. In consequence, Judge Augustus N. Hand, presiding jurist, subsequently indicated he would set the case back another week, Dec. 20.

May Adjourn to Next Year
Indications are that if the resumed hearings promise to continue for an indefinite time, they will be adjourned until after the Christmas and New Year's holidays.

Company attorneys, meanwhile, have met again on preparation of a final draft of the new rules of arbitration to be presented to the court at the resumed hearings, in which they receive representative support from national distribution companies, independent-theatres owners and theatre owners, in the anti-trust case.

A final draft is expected to be completed within a few days, and is to be submitted to the industry and arbitration system. The new plan also may provide for arbitration of some subjects for which injunctive relief is sought by the government in the anti-trust case.

Counsel of Three to Meet
Counsel for United Artists, Universal and Columbia are expected to meet within the next few days to chart a course of joint action for the reason that the case and the kind of action on arbitration is indicated. At the court hearing earlier this month, Counsel Louis A. Baker expressed opposition to any such system while attorneys Edward Raftery, for United Artists, and Cyril Landau, for Universal, said that they preferred not to commit themselves until an actual plan is drawn and then to remain in the light of costs to the companies.

Two Salesmen Lose Plea in Capital Suit
WASHINGTON, Nov. 23.—Judge Matthew F. McGuire today refused to dismiss two theatre-owning film salesmen as defendants in a $150,000 damages suit against them and four major distributors.

In June, the Center Theatre of Centreville, Md., filed the suit against Paramount, 20th-Fox, Radio and Columbia, and against Columbia film salesman Charles Wingfield and 20th-Fox salesman F. B. Killen. The three salesmen own theatres in Church Hill and Chestertown, Md., and the suit charged that the four distributors gave the salesmen a monopoly of first-run product.

The distributors filed answers denying the charge, but the two salesmen moved that they be dismissed from the suit on the ground that four companies could not constitute a monopoly of films. In an argument before Judge McGuire, Center Theatre Co., which had the disposal of the suit, cannot be considered a party to the suit nor another wholly owned subsidiary actually operates it."

Dipson Trust Case Neans Final Round
BUFFALO, Nov. 23.—Hearing on the form of an order to be entered in the anti-trust action of Dipson Theatres against seven distributors and Buffalo Theatres, Inc., is expected to be set for about Jan. 31.

As the trial concluded here, Federal Judge John Bright directed plaintiffs' counsel to submit its proposed findings and conclusions to the court by Jan. 2, with the defendants given 20 days beyond that date in which to answer.

Isley Circuit
(Continued from page 1)
clude theatres smaller than the Pickwood. The Pickwood has not yet been opened. The suit asks for injunctive relief and court action to compel distributors to furnish first-run films to the plaintiff. Damages sought are three times the cost of the Pickwood.

Two More First-runs
BEGGS, Nov. 23.—The Paramount-Fenway theatres here, previously second-run houses on move-overs from the Metropolitan, henceforth will play first-run.

17 MGM Releases
(Continued from page 1)
co" and "A Night at the Opera," be
reprints.

For January there will be "The
Godfather," Technicolor, an Arg
production; "Forces of Evil," an E
P Producciones production; "The Kiss
Bride," Technicolor; "Precisely
Incident," Herbert Wilcox production. February releases will include "OfVi
Ballece," and "The Sun Comes Over
Technicolor. In March there will be "The
Bride" and "Take Me Out the Ballgame." Three for April will include "Little Women," in Tech
color; "The Great Sinner" and "T
Burkeleys of Bros.," in Technicolor.
There will be two in May, "T
Stratton Story" and "The Secret Go
den," partly in Technicolor.

'IA' Moves
(Continued from page 1)
F. Walsh are assistant international president Thomas J. Shea, vice-presi
dent Louise Wright and international representative Joseph D. Basson.

On hand yesterday in behalf of the trustees were Clarence Hill, 20thCentury-Fox; Anthony Petti, Univer
sal-International; C. J. (Pat) Sco
dard, Paramount; Charles O'Brien
Loew; Henry C. Kaufman, Columbia;
Leslie Thompson, RKO Radio; Sam
Schneider, Warner, and Harry Buck
ley, United Artists.

The negotiations are slated to meet again next week.

RKO Election
(Continued from page 1)
struggle for jurisdictional supremacy at film company home offices.

H.3 business agent Russell Mos
said yesterday that the "IA" local had "far more than a majority of RKO Radio's employees in our fold." Speak
men for SOPEG were not available for comment.

F-E Decree Changes
(Continued from page 1)
confer on changes necessary to rectify this deficiency.

Judge Mathis indicated that he will again study the decree when revised before taking his signature.

Judge Mathis postponed the pre
liminary hearings in the government
Technicolor case to the same date.

Parking Space Ordered
KNOXVILLE, Tenn., Nov. 23.—All theatres in the upstairs area must provide offstreet parking at the rate of one space for every 10 seats, under a new city ordinance now in effect.

Have YOU tried a SKYBERTH on American's famous DC-6 "MERCURY" flight to LOS ANGELES?

Phone Hackett 5-5000 or your travel agent.

Ticket Offices: Airliners Terminal Rockefeller Center, Hotel New Yorker 120 Broadway • Hotel St. George

AMERICAN AIRLINES

R.K.O. Loses Appeal

Two Salesmen Lose Plea in Capital Suit

17 MGM Releases

ICA Moves

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Ticket Offices: Airliners Terminal Rockefeller Center, Hotel New Yorker 120 Broadway • Hotel St. George

AMERICAN AIRLINES

Wednesday, November 24, 19
Iain Again Heads IPTO of Ontario

TOKYO, Nov. 23—H. C. D. Main, dependent owner of the Capital Theatre, Listowel, Ont., was elected president for a second term of the Motion Picture Theatre Association of Ontario at the first meeting of 1948-49. Mr. Main is the president of the Motion Picture Theatre Association of Detroit, Michigan, a post he held from 1946 to 1948. The new president is a former director of the Motion Picture Theatre Association of Ontario, and is the first Canadian to hold the position.

20 Glorious Years’ (Continued from page 1)

would function solely in the interest of the independent exhibitors and provide a bulwark against the large chains and producing-distributors, “Twenty Glorious Years” introduces many personalities, within and outside the major organizations, that have figured in the events which have been recorded in this book.

Industry, Civic Leaders


Also, Ray Feeley, Albert Gehman, Roy Hull, Harry Dietering, W. Snyder, Harold Pearson, Stanley D. Kane, J. H. Ashby, William A. Carroll, Henry J. Holloway, Jeff Jeffers, Bertha M. Thompson, and many others from Allied, from government service and the industry in general.

Reviews Industry Fights

Chronicled in forthright style, and expressing Allied's conviction that Allied has played a heroic role during the industry's past problems, the brochure presents graphic accounts of legal battles and other intra-industry disputes. It is a nostalgic journey in retrospect with the strong flavoring of eagerness to face the challenges of the future.

M-G-M Unit Ships Clothing Abroad

A special unit, formed at the M-G-M home office, has been collecting clothing here from the exchanges throughout the United States and the studio, for shipment to company personnel abroad.

Dave Blum, Loew International publicity director, and a supervisor of the program, points out that the ship- ment is part of the effort to make sure that "people abroad frequently cannot acquire adequate clothing because of extreme shortages." Blum added that several cases of clothing recently went to Finland and that new shipments are now ready for shipment to Italy.

Sets Up Booking Firm

DETROIT, Nov. 23—William Clark, independent film booker, has organized the Clark Theatre Service with offices in the Donovan Building here.

Canadian Building Increase Continues

OTTAWA, Nov. 23—The Canadian Government reports an increase in contracts awarded for new theatres during August to a total of $96,000, compared with $36,200 in July, and marking the second consecutive month of a gain since July's figure, compared with only $200,000 in June.

Mexico Trying to Stabilize Dollars

MEXICO CITY, Nov. 23.—The motion picture business, like all others in Mexico, is awaiting results of the reported strenuous efforts of the government to stabilize its monetary system by pegging the dollar. This is expected to be set at about 6.5 pesos, against the present 6.90 pesos and compared with the 4.85 which prevailed until the decree was adopted by safe.

$19,464,705 f r.o.m Canadian Rentals

TORONTO, Nov. 21.—Revenue from film rentals totaled a record $19,464,705 in 1947 for the 29 distributing companies operating 114 offices in the Dominion, according to a government report. The total compared with the 1946 total of $18,652,602. Prior to that the war was the total was $10,000,000 from 62 branch offices.

RKO Relinquishes Film Deals for Ships

Following a six-months trial period distributing pictures to steamship lines on its own, RKO has decided to sign a new contract with Movies-on-Route, providing for the same terms as a previous agreement for a year and under which RKO had its film booked aboard boats by M-O-R.

The experiment failed, it is understood, because the other companies did not go along and also because the lines preferred to deal with one central agency. Movies-on-Route handling bookings of most companies, but does not hold rights to 16mm versions of 20th-Century-Fox features.

Jack Kennedy, in charge of the project and working under the supervision of Robert Maroney, head of the Fmm. international department, will continue to supervise shipboard contracts.

UK Film Council to Meet Next Monday

LONDON, Nov. 23—Harold Wilson, president of the British Board of Trade, has set Nov. 29 for a meeting of the National Film Production Council. Seven representatives of British producers will face seven representatives of the studio unions. Britain's authors sought to be represented at the meeting, but Wilson has overlooked asking British Equity to sit in.

Current, 13 studios capable of turning out first-feature films are either closed entirely or engaged in production of a different sort, and indications are that the meeting will be marked by sharp conflict.

REEATURED WANTED

FOR NATIONAL DISTRIBUTION BY EXPERIENCED DISTRIBUTOR

BOX 418, M. P. DAILY
1270 Sixth Ave., N. Y. 20
Architect for castles—and cottages...

FROM blueprint to model to full-size structure—so grew this “dream castle”—product of the set designer’s skill.

As architect for filmdom’s castles and cottages, he heightens dramatic effect by his creative work with materials and textures. His sets help establish and maintain story mood...give camera and actors the freedom needed to do full justice to the scene.

For this he must be more than master architect: he must have real understanding of the photographic element in which his sets will “live.”

And from his close association with the camera art, he knows how much creative latitude depends on the proper films. Films with the versatility for which the Eastman motion picture family has long been famous.

EASTMAN KODAK COMPANY
ROCHESTER 4, N. Y.

J. E. BRULATOUR, INC., DISTRIBUTORS
FORT LEE • CHICAGO • HOLLYWOOD
Coast Court Signs Decree in Kodak Case

Judge’s Action Sudden; Technicolor Suit Still On

Los Angeles, Nov. 25.—The government-Eastman Kodak consent decree was signed by Federal judge William C. Mathes yesterday after an unscheduled and unex- pected presentation of a revised text of the decree by government and Eastman Kodak attorneys. On Tuesday Judge Mathes rejected the version which had been scheduled for re-submission on an 11th hour request. Protests by Technicolor, however, remained until an 11th hour. The government suit charging Eastman-Kodak with a conspiracy to monopolize the color motion picture film industry was filed in August.

The decree binds E-K to compulsory licensing on a royalty-free basis if all patents owned by the company are furnished technical information to all licensees of such patents, and to sell

(Continued on page 10)

Dividends Are Down by 15%

Washington, Nov. 25.—Film companies’ dividends in 1948 will be 15 to 20 per cent below last year’s record payments. U. S. Commerce Department figures released here indicate.

The Department said that publicly reported cash dividend payments in October were $2,700,000, compared with $4,571,000 in October, 1947. The October payments brought the Janus

(Continued on page 6)

UJA Cites Skouras For Philanthropies

Spyros P. Skouras, 20th Century-Fox president, was honored Wednesday for his “worthy record in the field of philanthropic endeavor,” at a United Jewish Appeal luncheon at the Hotel Astor.

Sir Frank, circuit executive and chairman of the meeting, thanked Skouras in behalf of the UJA amputation division “for services well done.” Other commendations came

(Continued on page 10)

4 TOA Units Testing Plan

Theatre Owners of America will have four conciliation boards working in the field by Dec. 15 under its 60-day trial plan, according to Arthur Lockwood, TOA president.

Grievance groups are being organized in Boston, New Haven, Oklahoma City and Memphis. Lockwood will actively assist in the selection of arbitrators who will comprise the committees.

Once the conciliation boards start functioning, the will be watched closely by TOA executives to determine any shortcomings in the program. The organization of other committees will get under way.

So far TOA has not contacted distributors. Lockwood disclosed, adding, however, that he expected most of them to cooperate fully.

20th-Fox Bid for ABC a Video Aim

Beyond the earlier confirmation of Spyros P. Skouras that 20th Century-Fox is negotiating either for purchase of American Broadcasting Co. or acquisition of a controlling stock interest in the radio-television company, no additional details have been made public by either company.

Skouras said that no agreement on terms has been reached and he declined to predict how long it might take to bring negotiations to a decisive stage. Observers pointed out that such a deal might involve complicated

(Continued on page 7)

Paris Discussions Today On ‘Low’ Quota for U. K.

$565,221 Columbia Profit for the Year

Columbia Pictures Corp. reports a net profit of $565,221 for the year ended June 30, equal to 40 cents a common share. This compared with a net of $3,706,241 or $5.33 a share in the preceding year.

Gross income totaled $43,888,785 and the operating profit, $1,477,889. In the preceding year these totals were $83,901,241 and $5,972,678, respectively.

11,904 Employed in Canadian Theatres

Ottawa, Nov. 25.—Of 11,904 employees in motion pictures houses in Canada last year, 9,797 were engaged in the operation of theatres which were open 360 days or more. They received $10,854,840 in salaries, the Canadian government reveals.

Projectionists and assistant projectionists in all theatres numbered 2,201 and drew salaries and wages of $4,067,705.

Urges Invite for CEA To Anglo-US Meet

London, Nov. 25.—Advisability of restricting British representation at the March 23-25 meeting in New York of the Anglo-American Joint Film Industry Committee to J. Arthur Rank, Sir Alexander Korda and Sir Henry French is being challenged in government and industry circles here. The suggestion has been advanced that Britain’s independent exhibitors also should be represented.

The argument is that Raoul, Korda and French will attend the conference as the salesmen for British films. whereas it is desirable from the standpoint of U. S. producers that the Americans’ best customers here, the independent exhibitors, be invited to participate in the talks. French will represent the British Film Producers Association. 

Feeling has mounted steadily that Sir Alexander King, Cinematograph

(Continued on page 7)

Allied Favors Star, Film Ban In Discipline

Finneran Plan Embodies Production Code Action

New Orleans, Nov. 25.—Allied States Association’s plan for disciplining “misbehaving stars” would have them barred from the industry until they have been cleared of charges against them, and the Production Code seal would be held up on any film featuring stars not cleared.

The plan, known as the Finneran Plan, is high on the agenda of the national Allied board of directors’ meeting, which will be held here at the Roosevelt Hotel Saturday.

(Continued on page 10)

Film Imports Criticized

Washington, Nov. 25.—The National Legion of Decency reported today a “marked increase” in the number of morally offensive films during 1948, but attributed this largely to the increased number of foreign films re-viewed.

The Legion’s report was presented by the Bishop’s Committee on Motion Pictures to a meeting of Catholic Archbishops and Bishops of the U. S.

(Continued on page 3)

Ascap Appeals from Minneapolis Ruling

Minneapolis, Nov. 25.—American Society of Composers, Authors and Publishers has filed notice of appeal from the decision of Federal Judge Gary Nordby, which held that the Society, members of which are plaintiffs in a suit against Benjamin Berger and other exhibitors, was in violation of the antitrust laws and legally

(Continued on page 10)
AAA to Hear 2 New Cases

First arbitration hearings to be voluntarily agreed to by all parties involved in clearance complaints filed with the Motion Picture Association of America since the U.S. Supreme Court ruled last June in the industry anti-trust suit, will be held next month, it was reported here on Wednesday by James Murphy, director of AAA's motion picture division.

First of two hearings will be held before arbitrator John A. Daly in Boston, on Dec. 16. At least 15 motion picture firms will be represented.

Second hearing will be held on Dec. 17 in New Haven before arbitrator Fred Wiggan. Case was also filed last summer by Nick Komaris and Apostolis Tolou, operators of the Newington (Conn.) New Haven Cinema, which was granted injunction against all majors.

Reduction is sought in the 30 days clearance which is granted to distributors in Canada, England, or New Britain, by Warner and 21 days granted by the other four defendants. First case to have intervenor, and the second to have.

Cohns Seek to Sell 1,414 of Common

WASHINGTON, Nov. 25—Columbia Wednesday, filed a registration statement with the Securities and Exchange Commission for 1,414 shares of no par common, proposed for public sale by Harry Cohn and Jack Cohn, president and executive vice-president, respectively, and their families.

The petition stated that the common stock dividends under the 2 1/2 per cent stock dividend paid by the company on May 14, there are in addition 24,365 shares of the company's common stock at 104-7/8, registration statement. It is proposed to sell the shares on the open market.

Sears Due Today: No Hughes Accord Yet

Gradwell Sears, president of United Artists, will return to New York from the coast today under an agreement with Howard Hughes on finalizing their long-pending three-picture transaction still to be reached. Subsequently, the company's board of directors has been asked to ratify Sears's agreement to sign a six-picture deal.

Hughes will have salary of $3 million a year, and the new films will be distributed by United Artists.

RKO Directors Meet

Radio-Keith-Orpheum board of directors met here on Wednesday. Meeting was termed "routine" by a company spokesman.

Personal Mention

CHARLES EINFIELD is scheduled to leave here today for the Coast following two weeks at the 20th Century-Fox home office.

RED KANN, vice-president of Quigley Publishing Co., left here yesterday for the annual convention of the American Automotive Dealers Ass'n in New Orleans. He will be in Dallas to attend the testimonial dinner for Bob O'Donnell on Dec. 4 and will then continue on the Coast for a stay of several weeks.

WILLIAM B. ZOELLNER, M-G-M head of short subjects sales, reprints and importations, will be married today to Treva Jones at the home of his parents, 113 East 4th Street, New York.

HAYLEY FAIRCHILD, former assistant manager of the Warner Capri Theatre in Danbury, Conn., has been promoted to manager.

HAROLD B. FREED of the United Artists exchange in New Haven, the recently elected president of IATSE Local No. B-41, exchange employees union.

HARRY KAPLAN of the Community Theatre in Fairfield, Conn., and Miss Kaplan have become parents of a son, Gary Joel.

ROGER SECREST has resigned as right manager of the Loop Theatre, Detroit, following a serious knee injury.

CLIFF SWICK has been appointed supervisor of three Hellman theatres in Albany and Troy, N. Y.

LAWRENCE HAAS has been named coordinator of news for CBS-TV.

C. E. A. stage manager for motion picture production.

Name H. E. Jameson Commonwealth Head

KANSAS CITY, Nov. 25—Howard E. Jameson, who retired from Fox-Midwest circuit activities last July after four years as district manager, has been elected president of Commonwealth Theatres, succeeding Clarence A. Schultz who is retiring because of ill health.

Schultz will retain his interest, will remain on the board of directors and will continue in an advisory capacity on call from the board.

Elmer Rhoden is chairman of the board and Bob Shelton is vice-president and general manager.

Ben Piazza Will Join Floyd Odum

HOLLYWOOD, Nov. 25—Ben Piazza, RKO Radio casting director for the past eight years, has confirmed his resignation from that post next month to associate with Floyd Odum in the latter's future industry activities. Piazza will vacation meanwhile. Fred Schuchel, casting director of Howie Wise Productions, has been mentioned as Piazza's successor.

Odum holds an option to purchase divested RKO theatres.

William A. Scully, Universal-International sales vice-president, will leave here Monday on a tour of Southern exchanges.


Mrs. Florence A. Selznick, mother of David O. Selznick, is in Good Samaritan Hospital in Los Angeles where she underwent an operation on Wednesday.

Daniel E. Field, Midwest exhibitor who is associated with Wulfseif Reinhardt in Midwest Productions, is in New York from Los Angeles.

Melvin Horak of the Hill Top Theatre, Louisville, has returned to that city after a two-month visit to the Coast.

Charles Simonelli, Universal-International exploitation manager, has returned to New York from Indianapolis.

Jeff Livingston, Universal-International "Hamlet" representative, will return to New York on Monday from Chicago.

Jack Berkshire of Screenfront Pictures has returned to New York from Buffalo.

LINDSEY PARSONS, Monogram producer, will leave Hollywood on Dec. 10 for 10 British and English films.

Smith Retiring from RKO Theatres Post

CHICAGO, Nov. 25—Frank Smith, who will retire as RKO Theatres Midwest division manager, effective Dec. 1, but will continue in an inactive capacity to handle labor relations. He will be succeeded by Jerry Shinbash, his assistant during the past year. Shinbash, who has been with RKO Theatres for six and a half years as theatre supervisor in Columbus, Cleveland and Cincinnati.

Smith, who has been with RKO for 20 years, was graduated from Ohio University of the arts.

Krugman Starts Post With E-L on Dec. 6

Saul J. Krugman, Eagle-Lion's newly-appointed assistant sales manager, will start his duties Dec. 6, in charge of the company's Philadelphia office, it was announced here by William J. Heineman, distribution vice-president. Krugman will succeed Malcolm F. Lewis, Eastern sales manager.

Krugman resigned his post as Selznick Releasing Organization's Eastern district manager to join E-L. Prior to SRO, he was Eastern district manager for Samuel Goldwyn Productions.

In Blood on the Moon

Robert Mitchum Barbara Bel Geddes Robert Preston

BLOOD ON THE MOON
BRAND'S GLOBE
BROADWAY AT 46TH STREET

Friday, November 26, 1943

SPECTACULAR STAGE PRESENTATION

Radio City Music Hall
Rockefeller Center

HILLS OF HOME
EDMUND GWENN • DONALD CRISP
TOM STRAIN • JANET LEIGH
By Color By Technicolor

A Metro-Goldwyn-Mayer Production

COLOR BY TECHNICOLOR
CATHERINE CROMWELL

Directed By
RICHARD F. BOSSERT
Screenplay By
LOUIS G. STERN

Produced By
SAMUEL GOLDWYN

A SONG IS BORN
Color by Technicolor

GARRISON KINGSTON
BY COLOR IN TECHNICOLOR

BRIAN HOPWOOD

STAGE: MONTY CATHERINE

SAMUEL GOLDWYN PRESENTS

DANNY KAYE MARY MAYO

ARON DANNY

JOHN PAUL

SANDY STARR

A TALENTED CENTURY - Fox Picture
ON STAGE: MICKEY ROONEY

dette GRABER • DAN DAILEY

"WHEN MY BABY SMILES AT ME"
In Technicolor

A Twentieth Century-Fox Picture

ROXY
70th Ave. & 36th St.

ARTY STRASSNER

ROPY

ROXY
Run Berlin Films Despite Russians

By H. ZU LOEWENSTEIN

BERLIN, Nov. 20 (By Airmail)—The Soviet blockade of Berlin is having no effect on motion picture life in the Western sector, but despite great difficulties the theatres continue to operate.

All shows starting after 10:30 p.m. are taking place, and tickets are in demand. This rule was necessitated by the fact that only twice a day—on alternate days—a show is thrown in for an electric current. Some theatres are planning later-night shows, when current is available.

However, none of the 72 theatres in the U. S. sector have so far been forced to close. Twenty-seven have their own power, 20 are connected with a special power line, eight have two show daily, 45 give two shows, and 10 have three shows a day.

In the British sector, only one of the 47 theatres has closed. The other nine, which are in three shows a day, with the French sector, the crisis is also under control.


British Dominion Being Reactivated

SLOVENY, Australia, Nov. 18 (By Airmail)—The British Dominion, which has not been active for more than a decade, is understood to be making a bid for re-entry into the Australian distribution field with an offer to Sir Alexander Korda to handle his product in this country.

Since the Korda break with 20th Century-Fox, the local trade has speculated on a possible outlet for non-American product, and it was rumored that Korda had been approached by a prominent theatre executive.

The agreement, which was not disclosed, provided that the Korda films, Premier St. Laurent has disclosed that Dr. J. J. McCann, Minister of Trade and Commerce, is a member of the board of the company. The board has been under the jurisdiction of the Department of Reconstruction and Supply.

Anglo-U. S. Meet

(Continued from page 1)

Exhibitors Association vice-president, and W. R. Fuller, CEA general secretary, showed after a number of cultural films, Premier St. Laurent has disclosed that Dr. J. J. McCann, Minister of Trade and Commerce, is a member of the board of the company. The board has been under the jurisdiction of the Department of Reconstruction and Supply.

Criticize Imports

(Continued from page 1)

at Catholic University here on Nov. 17-19, and was made public today.

The report revealed that during the year 1942-Nov. 1948, 451 features were released by the Legion, of which 134 or 38.58 per cent were classified as A-1, or morally unobjectionable (M.O.), 188 or 41.09 per cent were classified A-II, or morally unobjectionable for adults; 82 or 18.18 per cent were considered parental (P) or parental recommendation (P.R.) for all, and seven or 1.55 per cent as C or condemned.

In 1946-47, out of 440 films reviewed by the Legion, 191 or 43.36 per cent were classified as A-1, 172 or 39.09 per cent as A-II, 72 or 15.91 per cent as B, and three or 0.86 per cent as C.

The percentage of B films was the highest in Legion history during 1948, the report noted.

Breaking down the 1948 pictures into domestic and foreign films, the report showed that of 307 domestic films reviewed, only one was condemned. Of the 133 foreign pictures, 27 per cent were classified as A-1, 29 per cent as A-II, 11 per cent as B, while of 84 foreign films, six were condemned and 30 or 35.71 per cent were given a B rating.

"While noting the relatively high percentage of morally offensive material in the Hollywood product, the report stated, "the Bishops expressed their gravest concern with the moral nature of the imported product. Every exhibition of such films can do serious harm to the morals and the moral standards of those who patronize them, particularly children."

The Bishops warned that in domestic pictures suggestiveness in scenes, which largely depend on plot, is the most frequent ground for objection to films, being found on 57 occasions. Immorality in portrayals, or portraying divorce as the acceptable solution to marital problems, and the next most frequent source of offense, being reported in 28 films.

The Most Reverend Joseph H. Albers, Bishop of Lansing, completed his term as a member of the motion picture committee, and the Most Reverend John A. Ochs, Bishop of Baltimore, was elected chairman of the Bishop's Committee.

French Quota Is For Later Product

By EUGEN WEBER

Paris, Nov. 20 (By Airmail)—A surcharged tax on all films imported into France, the Franco-American film agreement is that the quota provided for only applies to films licensed on or after July 1 of the current year. The French government for import during the first part of the year do not come under the quota, but are considered part of the quota. Among the major companies, fearful of flooding the market will probably limit the number of films licensed for the first time of their first year's quota films for the second half of the year 1949.

Meanwhile, several bilateral agreements have recently been concluded between the French Producers' Union and producers abroad. These agreements concern representation in France and French-speaking countries and appear to have little in common with the commercial accord reached March 20, 1948, between France and Italy, which was arrived at on a much higher level.

This Franco-Italian agreement provides for the importation into Italy of 100 French features and 100 shorts, also for 50,000,000 francs worth of raw stock to be available in Italy for French production from.

Egyptian Production Is in a Bad Way

WASHINGTON, Nov. 25.—Motion picture production in Egypt has been brought to a standstill by the nationalization of the film industry. A recent report has been the refusal of the government to enforce its limitation of three foreign pictures a year to be imported for distribution in Egypt.

Production is at the rate of 30 pictures a year, but plans for the next season like the few are in prospect.

Curtain Ontario Shores

OTTAWA, Nov. 25.—As a result of the power "blackouts" between 9:30 and 10 P.M., theatres in smaller centers of Ontario have been forced to cancel their second shows when power cutoffs have been enforced.

Coming Events

Nov. 27-28—Allied States Association board meeting, Roosevelt Hotel, New Orleans.

Dec. 7—Hollywood Allied States Association annual convention, Skirvin Hotel, Oklahoma City.

Dec. 9—Tri-State Theatre Owners association executive committee meeting, Memphis.

Mexico's Film Bank In $3 Million Deals

Mexico City, Nov. 25.—The industry's Banco Nacional Cinematografico reports making loans, credits and discounts totaling $3,653,894 this year.

Some production and maintained financing in view of the depression, are trying to interest some of the majors in making a Western fable of a Western script in production. Industry and agriculture has been trying to get the money which has been lying idle since Sept., 1939.

Films Are Still on Top in Mexico City

Mexico City, Nov. 25.—Motion pictures still hold top place among the entertainment of the public, according to a survey by the municipal amusement supervision department, which reports that $14,998,916 was paid for 47,889, 507 admissions in 1947. Rodolfo J. Gonzalez, who attracted 1,016,808 customers last year. In 1934 local theatre patronage was 2,153,662.

Three Obtain Interest in Mexican Company

Mexico City, Nov. 25.—A production combine that plans to make 15 films in 1949 has been organized here by William Oscar Jenkins, Emilio Azcarraga and Gabriel Alarcon, all exhibitors. Along with Manual Espinosa Ignacio, circuit operator, they have acquired a one-third interest in Producciones Grova.

Argentina Requires Million in Equipment

WASHINGTON, Nov. 25.—Argentina is a market for at least $1,000,000 worth of U. S. motion picture equipment when trade controls are lifted, the U. S. Commerce Department said today.

A report by film chief Nathan D. Goldenson pointed out, however, that U. S. equipment imports have been suspended since early this year.

To Produce in Mexico

Mexico City, Nov. 25.—Felipe Melgar Ochoa, who has had contact with Odeon Theatres of Canada in connection with financial deals in the development of the J. H. Ochs Drive-In circuit, has purchased Park Drive-In Theatres, Ltd., from H. J. Ochs of Cleveland and associates. Five drive-ins are involved.
a quiet street that leads within the walls of a park, on an April night, flooded with moonlight. The woman and man, a part of every-thing, become a part of every-thing. A single, heart-stir-ning love story that will never end, and will speak, if it could, of all that is true in the world, the meaning of life, the meaning of love, the meaning of all our sorrows and our joys ...

Just about the most wonderful Love Story ever filmed!

SAMUEL GOLDWYN presents

Enchantment

“SAMUEL GOLDWYN’S

Enchantment

is for those who know how to listen
with the heart,” says Fannie Hurst

5 times in LIFE alone, 3 times in LOOK . . . and again and again in THE SATURDAY EVENING POST, COLLIER’S, McCALL’S, COSMOPOLITAN, SEVENTEEN, AMERICAN, WOMAN’S HOME COMPANION, LADIES’ HOME JOURNAL, DELL SCREEN UNIT, FAWCETT SCREEN UNIT, HILLMAN MOVIE GROUP, SCREENLAND UN
GOLDWYN HANDS YOU ANOTHER HIT PRE-SOLD FOR YOUR BOXOFFICE UNPRECEDENTED AD CAMPAIGN!

*In Magazines Alone Your Patrons Will See These Ads—300,000,000 Times!
Estimates of Key City Grosses

**FOLLOWING are estimated picture grosses for current engagements in key cities as reported by Motion Picture Daily. Estimates omit admission tax.**

**LOS ANGELES**

- The Three Musketeers and a "Rocky" are doing well in the first week of their pre-Thanksgiving stand, with the holowiders who dominated the first-run scene during December having left for the holidays. A new facet to this is the summering here, and holiday shopping has first started yet, so there is every likelihood that the picture has been well, and will be for awhile. Estimated receipts for the week ended Nov. 23:
  - **BELLE STARR'S DAUGHTER** (20th-Fox-Abom) and APPOINTMENT WITH MURDER (20th-Fox-Abom) $1,465, 6 days, 2nd week. Gross: $5,500. (Average: $833.)
  - **BELLE STARR'S DAUGHTER** (20th-Fox-Abom) and APPOINTMENT WITH MURDER (20th-Fox-Abom) $1,012, 6 days, 2nd week. Gross: $5,500. (Average: $833.)
  - **BELLE STARR'S DAUGHTER** (20th-Fox-Abom) and APPOINTMENT WITH MURDER (20th-Fox-Abom) $900, 6 days, 2nd week. Gross: $4,500. (Average: $750.)
  - **BELLE STARR'S DAUGHTER** (20th-Fox-Abom) and APPOINTMENT WITH MURDER (20th-Fox-Abom) $750, 6 days, 2nd week. Gross: $4,500. (Average: $750.)
  - **HAMLET** (U-I-Roark)—FOUR STAR (U-I-Roark) $750, 6 days, 1st week. Gross: $4,500. (Average: $750.)
  - **LUST FOR LIFE** (WB)—WARNERS (Down-town) $5,000, 6 days, 3rd week. Gross: $8,000. (Average: $1,333.)
  - **JUNE BRIDE** (WB)—WARNERS (Hollywood) $2,000, 3 days, 1st week. Gross: $2,000. (Average: $666.)
  - **JUNE BRIDE** (WB)—WARNERS (Hollywood) $2,000, 3 days, 1st week. Gross: $2,000. (Average: $666.)
  - **RED RIVER** (UA-Hawks)—MUSIC HALL (Beverly Hills) $900 (5c-65c-1st) 6th week. Gross: $3,000. (Average: $500.)
  - **RED RIVER** (UA-Hawks)—MUSIC HALL (Beverly Hills) $900 (5c-65c-1st) 6th week. Gross: $3,000. (Average: $500.)
  - **ROAD HOUSE** (20th-Fox) and MONEY MADNESS (FC)—CHINESE (2-50) 4th week. Gross: $1,000. (Average: $250.)
  - **ROAD HOUSE** (20th-Fox) and MONEY MADNESS (FC)—LOEW'S STATE (2-50) 4th week. Gross: $1,000. (Average: $250.)
  - **ROAD HOUSE** (20th-Fox) and MONEY MADNESS (FC)—LOYOLA (1-25) 4th week. Gross: $1,000. (Average: $250.)
  - **ROGUES' REGENCY** (U-I) and BUNG-ALOW 13 (20th-Fox-Bel amis) $1,900 (5c-65c-1st) 4th week. Gross: $4,800. (Average: $1,200.)
  - **ROGUES' REGENCY** (U-I) and BUNG-ALOW 13 (20th-Fox-Bel amis) $1,900 (5c-65c-1st) 4th week. Gross: $4,800. (Average: $1,200.)

**SAN FRANCISCO**

- Business remained at a low level this week, with almost all theaters on Market Street in their second week of a run or playing reissues. Estimated receipts for the week ended Nov. 24:
  - **BLOOD ON THE MOON** (ROK Radio) $2,900. Gross: $12,500. (Average: $3,125.)
  - **BLOOD ON THE MOON** (ROK Radio) $2,900. Gross: $12,500. (Average: $3,125.)
  - **BLOOD ON THE MOON** (ROK Radio) $2,900. Gross: $12,500. (Average: $3,125.)
  - **KISS THE BLOOD OFF MY HANDS** (20th-Fox) $2,000. 2nd week. Gross: $1,000. (Average: $500.)

**MINNEAPOLIS**

- Business maintained its favorable pace of the past two weeks as wintry weather gripped the area for the first time this year. Estimated receipts for the week ending Nov. 24:

**BULLETIN BOARD**

- **OMAHA**

  - Only one of five Omaha first-runs to show large gains in its second week was the well-reviewed "Tommy". Weather held down the industry, but the picture was far from bad. Estimated receipts for the week ending Nov. 24:
    - **FOLLOW HOLLOW TRUMPH (E-L)** and **THE OLYMPIC GAMES OF 1948 (E-L)** $4,800. (Average: $720.)
    - **ISN'T IT ROMANTIC?** (U-I) and **ORPHEUM** (E-L) $5,800. (Average: $857.)
  - **JOHNNY BELINDA** (20th-Fox) and **DIES THE WINNING SHOES (Mome.)**—OMAHA $2,000. (Average: $333.)
  - **MONEY** (20th-Fox) $2,000. (Average: $333.)
  - **OMAHA** (20th-Fox) $2,000. (Average: $333.)

**BUFFALO**

- "Cry of the City" led here in a fair week. "Julia Misbehaves" was off in a second week. Weather has been cold and overcast. Estimated receipts for the week ended Nov. 24:

**DIVIDENDS Off 15%**

  (Continued from page 1)

- ary-through-October total to $36,990,000, compared with $48,465,000 for the first 10 months of 1946, $45,544,000 for the year 1946 period. Filmes-panies in 1946, however, paid out a whopping $11,170,000 in the last two months of 1946, which is a 46% decline from this year. Payments in the last two months of 1947 totaled only $8,176,000, or a 27.9% decline from the same period this year. Commence estimates publicly-reported dividends at about 90 per cent of the 1946 rate. If there is a real decline in the last two months of 1948 reach the 1947 level—which is not likely due to the increase in the industry's capital stock of about $45,000,000 for the year, indicating grand total payments of about $87,000,000, compared with an estimated $90,000,000 in total pay- ments last year, and about $77,000,000 in

- Commence officials said the October drop was due principally to the fact that Warner and RKO lowered their dividends, while Universal skipped its payment entirely.

**Gorrel Adds Sixth Theatre to Circuit**

- CLEVELAND, Nov. 25.—Detroit En- terprises Co., which has formed here by S. P. Gorrel, former local Repub- lican branch manager, to operate the Detroit Theatre which he recently purchased, has added a sixth circuit. He now has an interest in five other theatres, including the Southern in Cleveland; and Cord and Grand in Oriv- ville, the Tip in Tipppecanoe, and the Brad in Bradford.

**Crescent To Build One**

- NASHVILLE, Nov. 25.—Judge Elmer D. Davies of U. S. District Court has ruled that Crescent Amusement Co. may take over the Masonic Temple. The theatre will be held next Tuesday evening, Maurice E. Hensler, owner of the theatre, has arranged a buffet supper to which he has invited indus- try and trade press representatives.
**Reviews**

**“Strike It Rich”**

**Hollywood, Nov. 25**

Undoubtedly the best thing to do by way of preparing oneself to produce a picture about the oil industry is to first go out and earn several million dollars as did Jack Wherthy, who probably did not have the former in mind while he was doing the latter, but the net result is the same—his story of oil drilling and oil battling in the mid-30’s is literally drenched in authenticity. It is a tale of Cameron, Miss gravy, Don Castle, Stuart Erwin and other able, nameless players in it, plus action, suspense and surprise, but the authenticity of the thing is what sets it apart from all other films distinctly and unambiguously the McCoy. You don’t have to know a thing about oil to sense that from the opening shot. Ditto the public. And authenticity is about the rarest article on the entertainment market.

The original screenplay, by Francis Rosenwald, traces the careers of Cameron, Castle and Erwin, three oil field sharpies successfully engaged in fleecing suckers, who get along fine together as long as they stay crooked, but one run into disagreement and conflict which, at one and then another strikes it rich. First thing they know, it’s real rich, whose wife, Miss gravy, has eloped with Cameron. Cameron’s success impels Cameron to seek to send his wife back to Castle, but she declines to go. Then Cameron strikes it rich,(eventually the two men find themselves lending opposing factions—the combination vs. the independents—in the “oil” strife that tore Texas wide open about 1936 or so. They resolve their differences as strong men should, against a background of National Guard force and embattled oilmen, but there is nothing ordinary about any of this. Lesley Selander directed the picture, with Sherman A. Harris supervising production, and an altogether admirable job it is.

Running time, 81 minutes. General audience classification. Release date, not set.

**William R. Weaver**

**“Sons of Adventure”**

**Republic**

The varied dare-devils activities of motion picture stunt men form an interesting background for this standard mystery adventure, which features such breakneck activities as street fights, shootouts, runaway horses and dangerous automobile rides.

Both stunt men become buddies during the war while battling the Japanese on a Pacific Island. Returning, Russ Hayden secures a job for his pal, Gordon Jones, a circus stunt man, and they go to work on a Western film set. Lyne Roberts plays a stunt rider and is Hayden’s girl. When the film is completed, however, it is realized that a man has been accidentally killed when a real bullet was put in the place of the usual blank. Jones is suspected of the killing but is released when no motive is found. Hayden and Miss Roberts, set about finding the killer, and eventually suffer a number of mysterious accidents. The murderer knows that Hayden possesses some incriminating information and attempts to kill him. At a party given when the film is complete, however, the killer makes a masochistic attempt on Hayden’s life. However, Hayden outsmarts him. He turns out to be the “movie” assistant director, played by George Chandler who dies in a fall from a set. Hayden is named assistant director and he and Miss Roberts “live happily ever after,” etc.

Frank Yaconelli, Margaret Crewe, directed, from an original screenplay by Adeon and Sol Shor. Others in the cast are: Grant Withers, George Chandler, John Newland, Stephanie Niznik, John Hinson, Richard Irving, Joan Blair, Lou Crawford, Keith Richards, James Dale.

Running time, 60 minutes. General audience classification.

**“Appointment with Murder”**

**Film Classics**

John Calvert, as the Falcon, is assigned by an insurance company to recover two stolen paintings, the pursuit taking him to Italy, with action and excitement breaking out all around. It all adds up to standard melodramatic fare.

The Falcon locates one of the supposedly genuine paintings in Italy and finds that the other is in a Los Angeles art gallery. There he meets the gallery’s manager, played by Catherine Craig, who has the other painting for sale. On the way back to America, the Falcon attempts to discover who is responsible for their theft and for the murder of an Italian painter who made what turns out to be these almost perfect copies of original masterpieces. Before the film is over, the villain who wreaked havoc on the sale of the pseudo paintings. The girl is cleared of any connection with the crime when the culprit is taken into custody.

Ralph Fabian Productions, with Jack Bernhard directing. The screenplay was written by Don Martin; the original story based on Michael Arlen’s character of the Falcon, was written by Joel Malone and George Leinko.

Running time, 67 minutes. General audience classification.


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**New Increase in Video Channels Is Pending**

**Washington, Nov. 25.**—Federal Communications Commission’s temporary cessation of processing and granting of applications for authorization to establish new television stations was due to a large extent to the prospect of an immediate increase in the number of video channels which could be made available to applicants, a source close to FCC disclosures. When the “freeze” was applied on Aug. 30, FCC said it would prevail until the Commission has a chance to overhaul its video rules and policies.

Television scientists and technicians, it is said, have informed FCC that the scope of available channels is due to be widened as a result of recent research.

**Show ‘Squadron’ in D.C.**

**Washington, Nov. 25.**—Top Air Force officials blistered a special tense premiere of “Fighter Squadron” at the Warner Theatre here Wednesday night. The brochure for the film, which carries scenes from the production and lies in the story of the fighter plane with “Fighter Squadron.”

**Acquires Albany House**

**Albany, N. Y., Nov. 25.** Harry Eisenstein of New York has taken over the Colonial Theatre which has embarked on a policy of revivals of American films and the exhibition of foreign product. Friedman and Orson, Yonkers, N. Y., has taken over the latter, which was previously, a coffee lounge and nursery will be installed. Herbert Jacobs is managing the Colonial which was owned, for many years by the William Berinstein estate.

**Hellman Buys Drive-in**

**Albany, N. Y., Nov. 25.—**Purchase of the Fabian interest in the Tri-City Drive-in at Blaughampton has been announced by Neil Hellman, Fabian and the Hellman brothers pooled the drive-in, which has a 625-car capacity, when it was built. It was opened in August, 1949. Hellman continues as general manager of the Fabian-Hellman Mohawk, Saratoga and Philadelphia drive-ins.

**UPTO Make NAM Film**

Finalization of a deal under which Universal will produce a 16mm. film for the National Association of Manufacturers has been announced here by Hofcme Parkes, NAM public relations director. David Seibert has written and titled “What Makes America Click!” It is slated to go before the cameras about Dec. 10.

**Mayer-Burstyn Get Film**

World distribution rights to “The Quiet One,” documentary produced by Film Documents, Inc., have been acquired by the Mayer-Burstyn, Inc. film, produced by Janice Loeb, with William Levitt as associate producer, is to open in Broadway before Christmas.
The amazing story of...

a woman cursed

IT'S A WOMAN'S PICTURE!  IT'S A MAN'S
by eternal youth!

ANGEL ON THE AMAZON

Starring

GEORGE BRENT · VERA RALSTON
BRIAN AHERNE · CONSTANCE BENNETT

with FORTUNIO BONANOVA · ALFONSO BEOYA · GUS SCHILLING · RICHARD CRANE

Screen Play by LAWRENCE KIMBLE · Original Story by EARL FELTON
Associate Producer-Director JOHN H. AUER

A REPUBLIC PICTURE

IT'S A MONEY PICTURE!
**乱象**

**Violation**

**Hearing**

**Music**

**Thorough**

**Assistant**

**Section**

**Declares**

**Recover**

**Bookable**

**Harry**

**lovable**

**laughable**

**in the wonderful comedy**

**"YOU Gotta STAY HAPPY"**

**Allied (Continued from page 1)**

and Sunday, and also on the agenda of the organization's annual convention, Monday through Wednesday, likewise at the Roosevelt. Abram F. Myers, board chairman, will preside at both.

Would Allow Previous Films

Nothing would be done about pictures made before the "mislabeling." Allied's board are reported willing to recognize the large investment often represented by such pictures, and feel that the barring of the stars from future employment will rob them of the "glamor" now attached to wrong-doers, and will convince the public that the studio is trying to keep its house in order and thus clear exhibitors for showing these films.

The Allied resolution on the Fin- neran Plan, it was understood, quotes copiously from the Production Code. It declares that the stars exert an enormous influence on the general public, especially adolescents, and that many have gained notoriety for acts at variance with Code principles.

The resolution condemns the minority for bringing the majority of cleaning-living actors and the industry in general up to the code, and criticizes the industry for taking elaborate precautions to clean up its films but doing nothing for disciplining stars for acting things that would be cut out of films.

Like Baseball Code

So Allied proposes a set-up similar to the disciplining system in big league baseball. It would write into the Production Code a section that no player who gains notoriety for any misconduct would not be allowed by the Code in a film will be barred from making films until he is acquitted by the appropriate court, or, if the act is not a bad example, is ex- nerated by a new intra-agency board.

Any picture made in violation of this section would not receive the Production Code seal. For minor offenses, not involving much public notoriety, the intra-agency board would make out short-term suspensions or fines.

Pictures already made would be released, because "if the stars are strictly dealt with, the pictures will not bring ill-will on the industry."

Lengthy Agenda Mapped

**For Allied Board Meeting**

NEW ORLEANS, Nov. 25.—An agenda of full length and top importance will face the board of directors of Allied States Association when it convenes in the Hotel Roosevelt Sat- urday afternoon at the time of the gavel by board chairman Abram F. Myers, for its 20th annual convention to run through Sunday. The asso- ciation's annual convention will open on Monday morning and will run through Wednesday at the Roosevelt.

**The Attack 'Forced Percentage'**

Subjects high on the agenda include a potential nationwide Allied attack on forced percentage playing, a drive for the establishment of special regional exhibitions, the Finneran Plan for disciplining errant stars, an amend- ment to the Robinson-Patman Act to prohibit price discrimination to motion picture exhibitors, the deal of the 20 per cent Federal ticket tax, or at least its reduction to 10 per cent, the threat of a new wave of film rental problems in general.

The board also will discuss the threatening challenge of television to theatres, as well as a possible appeal to film companies to withhold reg- ular entertainment films from televi- sion in competition with theatres.

National Allied will welcome its 18th general affiliation convention after the board approves the membership application over the weekend of the new Mid-Central Allied, which has headquarters in St. Louis. Henry Holloway, Mid-Central, will head his organization's convention, which will also include Jeff Jef- geris, Hugh Graham, Charles Beni- nati, W. H. Hoffman and Andy Dietz.

**To Discuss Legal Cases**

Reports will be read on the status of Paramount New York antitrust action, and the Schine and Griffith cases; also, RKO's consent decree in the New York case. Two less important suits intended for board con- sideration are the Smith-Berger con- clusion plan, the Allied Caravan, and some other matters.

National Allied directors include: Nathan Yannis, New England; Max- well A. Alderman, Connecticut; Ed- ward Lachman, New Jersey; Harry Chertoff, Eastern Pennsylvania; Meyer Leventhal, Maryland; M. A. Rosenberg, Western Pennsylvania; P. J. Wood, Ohio; Truman Rem- busch, Indiana; John Wolfberg, Rockey Mountain; W. A. Edwards, Gulf States; Ray Branch, Michigan; Jack Kirsch, Illinois; Sigmund Goldberg, Wisconsin; Charles Stitt, Iowa; Neal-braska; E. R. Custer, West Vir- ginia; Benjamin N. Berger, North- central; H. A. Cole, Texas; O. F. Sullivan, Kansas-Missouri.

**UJA Cites Skouras (Continued from page 1)**

from Sam Rinzler, circuit executive, and Dr. Joseph B. Wise, member of the UJA's executive committee. Wise also paid tribute to the record of the industry as a whole.

The assessment division so far this year has collected $1,356,140, com- pared to $1,080,000 in the preceding year, Fabian announced.

**U.S. Lawyers to Okla. For Griffith Case**

WASHINGTON, Nov. 25.—George W. Wise and Milton Kallis, Justice De- partment attorneys in the Griffith case, left Washington today by plane for Oklahoma City to represent the govern- ment in the proceedings scheduled there for Nov. 30.

**Kodak Decree (Continued from page 1)**

to all applicants in amounts required by all film manufactured by E-K.

E-K counsel revealed that Thomas J. Hargrave, E-K president, ex- pressed gratification that the case "is ended without the burden of a trial" and that the company will provide- licensees with a manual of instruc- tions for applying the processes.

Hargrave was also quoted as say- ing: "When this action began I felt there was nothing in any agreement with Kodak by which Technicolor would control or monopolize profes- sional color photography in the motion picture field," Hargrave said out that Kodak patents, not Technicolor patents, are released by the decree.

WASHINGTON, Nov. 25.—Dis- closing that the judgment entered on Wednesday against Eastman Kodak closes the Department of Justice's case against that company but not against Technicolor, a Department spokesman said the consent decree "will open the color motion picture industry to competition."

According to Assistant Attorney General Herbert A. Bergson, in charge of the anti-trust division, the decree "should also be helpful in re- moving other restrictions to the extent over 90 per cent of which has been controlled by Technicolor, aided by its agreements with Eastman."

**Ascap Appeals (Continued from page 1)**

not entitled to collect music fees from theatres.

Ascap has 20 days to file briefs with the U. S. Circuit Court of Appeals. At hearing in Minneapolis Fed- eral Court, scheduled for Dec. 13, As- cap will oppose an application for le- gal fees of $15,000 which has been submitted by Louis B. Schwartz and M. J. Glazier, counsel for the defendant exhibitors.

No action has been taken yet by Schwartz to recover money paid to Ascap for protecting exhibitors' rights to music by exhibitors here.

**Averbach in New Post**

CLEVELAND, Nov. 25.—Low Aver- bach, former assistant to Paramount division manager Earl Sweeney, has been appointed assistant to district manager Harry H. Grinman, who is in charge of Cleveland, Cincinnati and Detroit.
<table>
<thead>
<tr>
<th>WEEK OF</th>
<th>COLUMBIA</th>
<th>EAGLE-LION</th>
<th>M-G-M</th>
<th>PARAMOUNT</th>
<th>REPUBLIC</th>
<th>RKO RADIO</th>
<th>20TH-FOX</th>
<th>U.A.</th>
<th>UNIVERSAL-INTERNATIONAL</th>
<th>WARNERS</th>
<th>SRO</th>
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<tr>
<td>Nov. 7</td>
<td>I SURRENDER</td>
<td>Greta Garbo</td>
<td>7:50 min.</td>
<td>(Rev. 6/27/38)</td>
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<tr>
<td>Nov. 14</td>
<td>THE UNAMENDED BOND</td>
<td>Sonny Tufts, Barbara Brittin</td>
<td>7:50 min.</td>
<td>(Rev. 6/27/38)</td>
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<tr>
<td>Nov. 21</td>
<td>EL DORADO PART 1</td>
<td>Charles Starrett</td>
<td>7:50 min.</td>
<td>(Rev. 6/27/38)</td>
<td>(Rev. 6/27/38)</td>
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<tr>
<td>Nov. 28</td>
<td>THE THIEVES OF BENDIGO</td>
<td>(Color)</td>
<td>7:50 min.</td>
<td>(Rev. 6/27/38)</td>
<td>(Rev. 6/27/38)</td>
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<tr>
<td>Dec. 5</td>
<td>THE LONELY BLADE</td>
<td>Larry Parks, Marlene Dietrich</td>
<td>7:50 min.</td>
<td>(Rev. 6/27/38)</td>
<td>(Rev. 6/27/38)</td>
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<tr>
<td>Jan. 2</td>
<td>SMOKY MOUNTAIN ROVER</td>
<td>Roy Acuff</td>
<td>7:50 min.</td>
<td>(Rev. 6/27/38)</td>
<td>(Rev. 6/27/38)</td>
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<tr>
<td>Jan. 9</td>
<td>(Enterprise)</td>
<td>THE ACCUSED</td>
<td>Loretta Young, Fred MacMurray</td>
<td>7:50 min.</td>
<td>(Rev. 6/27/38)</td>
<td>(Rev. 6/27/38)</td>
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Dates are based on National Release Schedules and are subject to change. Letters denote the following: (D) Drama, (M) Musical, (C) Comedy, (O) Outdoor Action. Production Numbers are in parentheses. (Rev.) Motion Picture Daily Review Date.
MONDAY
DEC. 6TH

WARNER XMAS SHOW
COLOR BY TECHNICOLOR

ONE SUNDAY AFTERNOON

WARNER TRADE SHOW

ALBANY
Warner Screening Room
79 N. Pearl St. • 12:30 P.M.

ATLANTA
20th Century-Fox Screening Room
197 Wiltshire St. N.W. • 2:30 P.M.

BOSTON
KO Screening Room
122 Arlington St. • 2:30 P.M.

BUFFALO
Paramount Screening Room
444 Franklin St. • 2:00 P.M.

CHARLOTT
20th Century-Fox Screening Room
300 S. Church St. • 10:00 A.M.

CHICAGO
Warner Screening Room
1327 S. Wabash Ave. • 1:30 P.M.

CINCINNATI
KO Screening Room
Palace Th. Bidg. E 6th • 2:00 P.M.

CLEVELAND
Warner Screening Room
1200 Payne Ave. • 2:00 P.M.

DALLAS
20th Century-Fox Screening Room
1002 Wood St. • 2:00 P.M.

DENVER
Paramount Screening Room
2100 Stout St. • 2:00 P.M.

DES MOINES
20th Century-Fox Screening Room
1300 High St. • 12:45 P.M.

DETROIT
Film Exchange Building
2310 Cass Ave. • 2:00 P.M.

INDIANAPOLIS
Universal Screening Room
517 N. Illinois St. • 1:00 P.M.

KANSAS CITY
20th Century-Fox Screening Room
1720 Wyandotte St. • 1:30 P.M.

LOS ANGELES
Warner Screening Room
2025 S. Vermont Ave. • 2:00 P.M.

MEMPHIS
20th Century-Fox Screening Room
1200 Division St. • 2:00 P.M.

PITTSBURGH
20th Century-Fox Screening Room
1715 Blvd. of Allies • 1:30 P.M.

PORTLAND
Jewel Box Screening Room
1947 N.W. Kearney St. • 2:00 P.M.

SALT LAKE
20th Century-Fox Screening Room
216 East 1st South • 2:00 P.M.

SAN FRANCISCO
Paramount Screening Room
255 Golden Gate Ave. • 1:30 P.M.

SEATTLE
Jewel Box Screening Room
2319 Second Ave. • 10:30 A.M.

ST. LOUIS
Paramount Screening Room
10 North Linn St. • 1:30 P.M.

WASHINGTON
Warner Theatre Building
12th & E Sts. N.W. • 10:30 A.M.

Screen Play by ROBERT L. RICHARDS From the Play by JAMES HAGAN • Musical Numbers Created and Staged by LeROY PRinz • Music Arranged and Adapted by RAY HEINDORF
Rank Closing His Islington Studio in Jan.

300 Workers Affected; Move Starlites Trade

London, Nov. 28.—J. Arthur Rank will close the Gainsborough Islington studio here early next year. Although the move is described as a further step in the "streamlining" of Rank's huge organization, it startled the industry here both by its unexpectedness and as an indication of the scale of retrenchment to which Rank apparently is driven.

Approximately 300 employees will be affected by the shutdown. Rank said wherever practicable they will be absorbed elsewhere but it appears that the number who will be so affected is considerable.

Rank claims that the total output of his production companies will not be reduced by the shutdown and, indeed, suggests that the step will make additional studio space available to other producers, including those now reactivating films laid from the government.

(Continued on page 3)

Para., US in Decree Talks

Increasing evidence that Paramount is renewing efforts to effect a consent decree in the industry anti-trust case, came into view on Friday as four representatives of the company returned to the home office from Washington where they had conferred with Herbert Bergson, head of the Justice Department's anti-trust division, and Robert Wright, government attorney in the case.

While it was acknowledged that

(Continued on page 6)

U. S. Subpoenas 43 For Griffith Case

Oklahoma City, Nov. 28.—Government attorneys have subpoenaed 43 witnesses in five states to testify in hearings on the Griffith anti-trust case scheduled to go before Judge Edgar S. Vaught Tuesday. Upon learning of the action, defense attorneys conferred with the government will attempt

(Continued on page 6)

Allied Meet Starts Today

New Orleans, Nov. 28.—The largest attendance of any national Allied States annual convention was indicated here today by the reservation list of over 500 delegates to the three-day session which opens tomorrow morning at the Roosevelt Hotel to take up an agenda as extensive as any ever to face an Allied convention in the organization's 20 years. William L. Ainsworth, president, will preside, with Abram F. Myers, board chairman, on the program with him, and board members in attendance, remaining here following

(Continued on page 3)

Exhibitors to Get Industry Sales Talk

Theatre owners throughout America this week will receive from the Motion Picture Industry Film Project Committee first official data on the all-industry film series. Titled "The motion picture industry presents itself, using the screen to give the public an accurate picture of exhibition, distribution and production," a brochure which was prepared for the project committee by the Motion Picture Association of America, reports: This is something exhibitors have long waited for—a series of short films designed to tell the story of our industry on the screens of America, to give

(Continued on page 6)

Action on New York State Building Code by Jan. 1

Albany, N. Y., Nov. 28.—Revised state building code for theatres and other places of public assembly, on which hearings were held in five cities in June, 1947, and an additional hearing was held in New York last summer, will be presented to the State Board of Standards and Appeals for action by Jan. 1. If approved, it cannot become effective until February or March because time must be allowed for printing and promulgation.

Revisions are applicable to the maintenance of theatre stages, projection booths, exits, etc., and to various facets of drive-in operations. "There is no particular bugaboo holding up the code," said a board spokesmen. "It's a big code covering an important field and has many details. We have had two men working on it for months," it was said.

Exhibitors and IATSE representa- tives served on the advisory committee which drafted the revisions of the present 25-year-old code.

Union Forum Here Early Next Year

While acknowledging that all obstacles confronting the ultimate formation of a forum of Eastern motion picture guilds, unions and crafts have not yet been eliminated, Gene Martel, president of the Eastern Screen Directors Guild here, and chairman of the proposed forum's agenda committee, declares here that it is practically certain that the forum will be operating as a clearing house for ideas and information in the early part of next year.

Thus far some 11 film union locals and craft units have been invited to participate in the forum's formation. Martel said others, including the Screen Office and Professional Employees Guild (CIO), soon will be invited to join in the forum's work. Several IATSE (AFL) locals are among those already participating, one being the Motion Picture Home Office Employees Local No. 6-03 which is locked in a jurisdictional struggle here with SOPEG. Martel said he believes such disputes might be prevented in the East in the future through open discussion of issues before the forum.

The agenda committee will hold its next meeting in two weeks, Martel reported, indicating that that conference will serve to eliminate many obstacles in the path of formation.

Income Dropped Sharply In October, However

Washington, Nov. 28.—Box-office business during the first nine months of this year was only about two and one-half per cent below 1947 business, figures released here by the U. S. Bureau of Internal Revenues indicate.

They also show that October collections, reflecting September business were sharply below October 1947 collections and also sharply below the three previous 1948 months. In other recent years, collections, which start

(Continued on page 3)

Argue Ascap Stay Today

Suggestion that many exhibitors would prefer continuance of separate payments to Ascap for music performance rights is expected to be made by the Society when argument on its application for a stay of Federal Judge Vincent Leibell's decision is heard today before the Circuit Court Justice Learned Hand.

In its formal application for the interim order to make Judge Leibell's decision inoperative pending the outcome of appeals, Ascap reports that

(Continued on page 6)

Collections of Ascap Down to One-tenth

Ascap collected about $12,-

000 from theatres last month, representing one-tenth of revenue from the same source in Oct., 1947, when $120,000 was taken in, the Society disclosed in its application for a stay of New York Federal Court Judge Vincent Leibell's decision against it.

Actually, $12,000 for last month appears a substantial amount in view of the fact that ex-auto organization leaders throughout the country previously had advised members to either cease pay- ments or hold the money in escrow.
Personal Mention

MALCOLM KINGSBERG, RKO Theatre president, was in Bos-
ton over the weekend, from here.

WALTER BOOKS, director of Man-
gers' Round Table of Motion Picture
Herald, left here over the weekend,
for New York. He will leave New
York to attend the Allied Na-
tions convention, stopping off at Cin-
cinnati en route. He will be in Mem-
phis on his way back to New York.

HOWARD G. MINSKY, 20th Century-
Fox assistant Eastern division sales
manager, left here yesterday for John-
son Hopkins Hospital in Baltimore to
undergo surgery for injuries received
while he was in the service.

CAROL NATALIE STARR, daughter of
Mr. and Mrs. HERMAN STARR, has
come to New York, from San Fran-
cisco. She is visiting her sister, Mrs.
STARR, general sales manager, who
arrived in Hollywood from Denver.

TED R. GAMBLE, Theatre Owners of
America board chairman, was the gue-
s at the dinner at Stassen's at the
Army-Navy football game in Phila-
adelphia on Saturday.

GEORGE JESSEL, 20th Century-Fox
producer, and his daughter, visited
PRESIDENT TRUMAN in Washington on
Friday.

D. A. DORAN, Paramount studio
production executive, arrived in
Chicago, over the weekend from New
York.

H. A. SKEWORTH of Film Studios,
Chicago, has resigned to that city from
Louisville and Indianapolis.

B. G. KRANZ, Film Classics sales
vice-president, left here by plane over
the weekend for New Orleans.

P. ALBERT, producer, is due here
Wednesday from Paris.

Lockwood Traveling

BOSTON, Nov. 28.—Theatre Owners
of America president Arthur Lock-
wood has a heavy December travel-
ling schedule. He will leave here Tuesday
for New York from which he will
leave for Dallas on Dec. 4 to attend
the Robert J. O'Donnell dinner. He is
due in Oklahoma City on Dec. 6 for the
convention of the TOA unit there.

He will then proceed to Memphis, ar-
iving Dec. 10 for the Tri-States ex-
hibition convention which will meet
in Memphis, Dec. 11-13. From there
he will be in New York on Dec. 12.

Jack Benny, ‘Still’ Shift to CBS Jan. 2

Jack Benny will shift to Columbia Broadcasting System
from NBC, beginning with his
broadcast of Jan. 2. Benny
will be heard at the usual
time, from seven
thirty P. M., EST., under the
same sponsorship of Amer-
ican Tobacco Company.톤

20th-Fox Drops 13; SPG Maps Protest

Protest program was being mapped
by the Screen Publicists Guild at the
time. Further 20th-Fox’s release of 13 home office employees
on Friday. Attempts by SPG to
reach United Artists president,
for conferences were fruit-
less, according to a SPG spokesman.
Admissions Off 2¼%  
(Continued from page 1)

upwards in Spring, continue to rise through October.

General admission tax collections for February through October, re-
becting business for January through September, was $82,282,000 for
the same 1947 period. This is a drop of roughly $7,000,000, slightly above
2.4 per cent.

80% of Taxes from Films

The general admission tax collec-
tions from legitimate theatres, sports events, and other entertainment
as well as motion picture theatres, have dropped to 80 per cent of the
theatres, sports events, and other entertain-
cen of the total general admission
collections. Bureau officials said
there was no way of telling whether
motion picture admissions had
dropped more or less than the total.

Even if collections were off 2.4
per cent, costs have continued to rise
during this period, so that profits may
be off more than the admission tax
collections indicate.

Increases for Three Months

In only three months this year—
February, May, and July—was busi-
ness better than for the six
months which figures indicate. The in-
crease in these three months, however, was
so great as to bring the
increase for the
other six months for
which figures are available.

October general admission tax
collections, for example, were
business, totaled $2,136,111, compared
with $3,743,023 last October. It is the
first time since
July collections were $33,054,712.August collections were $3,414,194,
and September’s were $3,593,011.

Including general admissions, cab-
aret taxes, and taxes on overcharges and
brakes, were $36,456,036 in October,
against $43,058,427 last October.

Fr. Flanagan Statue Unveiled by Variety

OMAHA, Nov. 28.—Dedication cer-
monies were held at Boys Town to-
day for the unveiling of the statue and
plaque presented by Variety Clubs
International to the memory of the
late Father Flanagan, first recipient of
the club’s “Humanitarian Award,” in
1938.

William McCraw, executive di-
rector of the clubs, presided and the
ceremonies were made by Robert J.
O’Donnell, Variety International chief.
A dinner was held this evening at
the Fontenelle Hotel, with Edward
Shiflett, the club’s chairman of the
arrangements, presiding.

Others attending the ceremonies
were: Chick Lewis, A. H. Blank and
Ralph Branton, and a delegation of
20 barker’s from the Dallas tent, plus
representatives from other tents
around the country.

Set 28 Simultaneous U.S. Runs of ‘Hamlet’

Laurence Olivier’s “Hamlet,” the
J. Arthur Rank film being released here by
Universal-International is currently playing 13 engagements in
the U. S. simultaneously and has been
booked to open in 15 additional cities
before the end of January, U-7 reports
here.

The 15 additional openings are set
for the Adams Theatre, San Diego; Dec. 8; Dixie, Oakland; Tuck, Buf-
falo; Guild, Portland, Ore., all on
Dec. 24; Colonial, Albany, Dec. 25;
Golden Bough Playhouse, Carmel,
Cal., Jan. 1; Palace, Toledo, Jan. 12;
Studio, Salt Lake and Bridge, Bridge-
fort, Jan. 13; Alhambra, Milwaukee,
Jan. 17; Palace, Hartford, Jan. 20;
Keith, Indianapolis, Jan. 26; Elm,
Worcester, Jan. 27; Vista, Phoenix,
between Jan. 9 and 15; Kern, Bakers-
field, Calif., between Jan. 10 and 20;
and the Century, Minneapolis.

Allied Meet  
their annual meeting today and Satur-
day.

An unusually large number of dis-
tribution executives have registered,
registered in a measure for the em-
phatic interest of all parties in many
of the subjects to be discussed. The
agenda will pretty much cover
which the board members discussed,
including a potential nationwide Allied
attack on forced percentage playing, a
drive for the establishment of a special
regional anti-trust courts, the Financer
Plan for disciplining errant stars, an
amendment to the Robinson-Patman Act
to make it apply to motion picture
shows, repeal of the 20 per cent Fed-
eral ticket tax, or at least its reduc-
tion to 10 per cent, a thorough airing
of film rental problems in general, the
threatening challenge of television to
theatres, as well as a possible appeal
to film companies to withhold regu-
lar entertainment films from telecasts
in competition with theatres.

George Murphy and Gene Autry
will appear at various social functions
during the convention.

Lachman, Dollinger to N.O.

Edward Lachman, president, and
Irving Dollinger, manager of
Allied Theatre Owners of New Jer-
sey, have left here with their wives,
attending the national Allied conven-
tion in New Orleans today.

New Directors for Variety Tent No. 26

CHICAGO, Nov. 28.—The following
have been named directors of the
Variety Club, Tent No. 26, at the
annual election: John Balaban, J.
Harder Stevens, Nat Natterson,
Harry Lustgarten, Manmil Smerling,
Ralph Smith, Irving Mandel, Tom
Gilliam, James Booth, Henri Eelman
and Van A. Nomikos. Mandel and
Eelman were chosen as delegates to
the national convention. Officers for
1949 will be announced next month.
REPUBLIC'S

ROY ROGERS

AGAIN NO. 1 KING OF
IN THE BOXOFFICE BOX

All Rogers Pictures are made in

TRUCOLOR

Big Roy Rogers Hits Now In Release
UNDER CALIFORNIA STARS • EYES OF TEXAS
NIGHTTIME IN NEVADA • GRAND CANYON TRAIL
THE COWBOYS OF THE FAR FRONTIER

This Big One's Coming

SAFETY FILM
Review

“Cesar”

(Splitzkey International)

“Cesar” is the last picture of the trilogy written, directed and produced by Marcel Pagnol. The French master has lost none of his delft touch in relating a story of ordinary people with simplicity and eloquence. He might, however, have edited the film considerably since much of its effectiveness is lost through over-lengthiness.

The dialogue is in French, with English subtitles describing what has come to be expected of him acting of Pierre Fresnay and Orane Demazis has honesty and conviction. Much of the film’s charm stems from the perfect friendship between the two leads which the plot handles.

The story concerns the search of Fanny’s son for his father after he learns that the man whom he has called father is no relation at all. The outcome, however, is different and son, too, and the many serious situations are melodramatically presented, but the film attains an overall effect of warmth and realism.


Industry Sales Talk

(Continued from page 1)

the theatre-going public a first-hand knowledge of our business.

Continuing, the statement says:

The films are tagged ‘all-industry’ shorts with reason, for the pictures are made about the industry by the industry. That means full exhibitor participation and consultation . . .

Sobering Facts on ‘Glamor’

The time has been overripe to show that religion is not the only picture that has not been produced, distributed, and exhibited by legendarian. It’s time to do a last job of telling our industry’s story—something that has not been done in a whirl of carefree gaiety. They seldom mention that the actor gets on the set at 7:30 A.M. and is apt to be still there 12 hours later.

And the theatre manager! What a delightful life he leads, so many people think. Imagine! What fun to see all the new pictures first and get paid for doing it. And he can sleep late, too.

Distribution Group Meets

National Distributors Committee, of which RKO Radio sales chief Robert Mochrie is chairman, discussed recommendations for the release of films at the second of a series of meetings here on Friday.

The project committee, of which Y. Frank Freeman is chairman and Grant Lehnbroth, is coordinator, includes a production and an exhibition advisory committee. The membership of these working committees follows:


New Drive-in Units

Camden, N. J., Nov. 28.—A new line of drive-in theatre sound systems, with an output range of 70 to 1,000 watts, has been announced by J. P. O’Brien, sales manager of the RCA theatre equipment section.

Para. Decree Talks

(Continued from page 1)

“consents of some sort” were discussed, details were withheld.

The delegation to Washington included Edwin L. Weis, attorney and corporate director who long has been active in the case; Leonard Goldenson, vice-president in charge of theatres; Robert H. O’Brien, corporate secretary, and Walter Gross, theatre department attorney.

A conference in president Barney Babab’s office with Austin Keough, vice-president and general counsel, participating, followed the Washington meeting.

Friday’s session is believed to be the first formal one involving Paramount and the government since late in October when Goldenson took up the case with Justice Department officials in Washington. At that time it was said that Goldenson concerned himself only with those matters which would be peculiar to Paramount in the event a single settlement could be reached by all theatre-owning distributors in the case.

Detroit Facing Tax

Detroit, Nov. 28.—Edward P. Riehl, deputy city controller, has presented a plan to the city tax study committee, for an excise tax on theatres and other amusements as an alternative to the first recommendation of a local sales or income tax, in order to relieve the tax burden on real estate.

Argue Ascap Stay

(Continued from page 1)

its new rates were adjusted in negotiations with between 12,000 to 13,000 exhibitors, and that many theatres are completely in the dark on the entire question of music clearance right at the present time.

The application will be opposed I don’t know if the Ascap chairman, all member of the Independent Theatre Owners Association, New York, on the ground that a stay would add to the confusion. The Ascap president say not to apply to the plaintiffs.

Ascap charges that Judge Leibell did not take full cognizance of the content decree which Ascap and the government entered into in 1941.

All the other plaintiffs will fill notice of appeal from that part of the judgment which denies their application for the reason, presumably paid to Ascap by them since inception of the action. Ascap filed notice of appeal early last week.

U.S. Subpoenas 43

(Continued from page 1)

to review testimony in the nine-year-old monopoly suit at great length.

Judge Vaught was ordered by the U. S. Supreme Court, which reversed his acquittal of the circuits and their owners, to review the testimony and submit a full and complete opinion on what should be done to right the wrongs which the high court said were committed.

George W. Wise, special Assistant Attorney General, and Milton Kallis, who assisted Robert Wright in the Griffith trial here in 1945, will here reheard.

Wise refused to discuss the reasons for calling the witnesses, many of whom appeared during the 1945 trial, but indicated that diversification is the ultimate goal of the Justice Department in the case.

Promoted by Anso

Binghamton, N. Y., Nov. 28.—Harold E. Pletcher, manager of Anso’s film plant since 1945, has been named production manager by Allan Williford, Anso general manager.

COMING TO YOU SOON!

SOMETHING NEW IN
SHOWMANSHIP

IT WILL BRING THEM IN—AND SEND THEM OUT RAVING!

1—A 2 1/2 HOUR CIRCUS SHOW

2—FULL FEATURE COMEDY STAGE SHOWS

NEW! UNIQUE!

A Different Type of Entertainment

THIS WILL COME TO YOU FROM
SCREENCRAFT PICTURES, INC.
341 WEST 44TH STREET, NEW YORK CITY
NY Ascap Rule Is Stayed by Circuit Court

New York Federal Court's decision which enjoins Ascap from collecting music license fees from holders has become inoperative during the pending appeal as the result of an agreement reached here yesterday between counsel for the Society and New York exhibitor plaintiffs in the action on a conditional stay order. The order specifically directs that until the case is determined by the Court of Appeals here, Ascap or its members cannot sue the plaintiffs for not paying public performance rights to Ascap for music in films, and cannot sue producers or distributors of films licensed to the Ascap (Continued on page 6)

MPAA International Post to McCarthy

Eric Johnston, president, has appointed John G. McCarthy, managing director of the international division of the Motion Picture Association of America. He will succeed Gerald M. Mayer, who leaves New York on Thursday to assume the post of Commercial Manager for the MPAA with headquarters in Paris. Mayer, in (Continued on page 3)

Seek Another $2,000,000 For U. S. Int'l Film Unit

U.A. Board Approves Four Release Deals

United Artists board of directors yesterday approved distribution deals for two new films and two reissues at a meeting which also considered the company’s fiscal operations.

Under the pacts approved, UA will release “Another World,” which is to be produced in England by Anatole de Grunwald; “Criminals,” to be made in Hollywood by Samuel Goldwyn, Jr., in collaboration with Martin Mooney, and Lester Cowan’s “Story of G.I. Joe” and James Cagney’s “Blood on the Moon,” the latter two as reissues for the domestic market. The Goldwyn picture will precede its “Diplomatic Passport,” which UA also will distribute under a previous agreement.

Double First - Run For ‘Joan’ in N. Y.

“Joan of Arc” will be exhibited in two Times Square area first-run theatres simultaneously for an indefinite period beginning Dec. 14. Now playing at the 1,049-seat Victoria, where it is in its third week, “Joan” will also ten the 750-seat nearby Fulton Theatre to accommodate its overflow, reserved seats now being received at the Victoria. Picture will have two showings at the same time, on Saturdays and three for Sundays, at a $2.40 top.

Holiday Spurs N.Y. Business; ‘Joan’ Grossing $59,000

Spirited Thanksgiving holiday business stretching over a four-day weekend is giving New York Times Square first-run area a singularly prosperous current week, with attendance records being shattered at least two houses. On the Thursday holiday and the following day (also a school holiday), long lines were in evidence in front of a number of Broadway houses. A smash third week is in store for “Joan of Arc” at the Victoria where (Continued on page 3)

Allied Adopts Discipline Plan for Stars

Percentage Films Scored As 3-Day Meet Opens

By RED KANN

New Orleans, Nov. 29.—Allied States Association applauded and approved the Finneran Plan for disciplining stars “who gain notoriety through misconduct” and agreed to draft a strong resolution against compulsory percentage at the close of the first session of its 15th annual convention here today.

Conceived by Joseph F. Finneran, exhibitor of Franklin, Ind., the plan would institue sanctions against errant performers by changes in the Production Code and seek to incorporate in all future talent contracts provision implementing such sanctions.

In the words of Abram F. Myers, Allied’s general counsel, the convention (Continued on page 7)

Para.-Wallis Deal for 12

Paramount will distribute 12 films from Hal Wallis Productions, Inc., under a new deal now being finalized. Negotiations have been concluded and signatures are to be affixed here this week.

Pact was negotiated by Joseph Hazen, president of the Wallis company, and Y. Frank Freeman, Paramount vice-president, who is here from the Coast.

The old agreement for the distribution of 12 will terminate with Paramount’s release of Wallis’ “The Accused.”

Start the Release of PR Films in March

Following a series of meetings the National Distribution Committee announced the “Hollywoodthrough the Motion Picture Association of America that the all-industry film series, a non-profit project, will be released to theatres at the rate of one every two months, starting next March 1.

Each company will sell and distribute the pictures made at its studio according to the committee, which is (Continued on page 6)

Arizona Exhibitor Files Trust Action

Los Angeles, Nov. 29.—Anti-trust suit for treble damages totaling $144,900 was filed in U. S. District Court in Phoenix, Ariz., by Los Angeles attorney Fred A. Weller on behalf of the Times Theatre in Mesa, Ariz., owned by Wayne Phlegm.

Charged with conspiracy to delay films for the plaintiffs after first run are the major distributors and the Paramount-Harry Nace circuit of Arizona.

U. S. Cool to Para. Decree

Department of Justice has under study proposals by Paramount for a consent decree in the industry anti-trust case and is expected to make known its decision when representatives of the film company meet with government officers in Washington this week.

While details of the plan offered were withheld, it has been disclosed here that the government was not (Continued on page 6)
Personal Mention

JAMES R. GRAINGER, Republican sales vice-president, accompanied by division manager Walter L. Titus, Jr., left here yesterday for Dallas.

STANLEY GRIFFITH, chairman of the Paramount Theatre in New York, arrived here yesterday for a week-long visit.

Bert Goldberg, Herald Pictures' general sales manager, left here yesterday for Miami to begin a Southern sales tour.

Arthur Greenblatt, Screen Guild Productions Eastern sales representative, is due in Atlanta on Saturday from New York.

Edward L. Hyman, vice-president of Paramount Theatres Service Corp., has returned to New York for a month's visit-up-state. He will return late this week.

Edward E. Wallert, Republic assistant general sales manager, left New York yesterday for St. Louis.

Morgan Hughes of M-G-M's studio publicity department is on route to England by plane from the Coast.

Rudolph Berger, M-G-M Southern sales manager, is in New Orleans from Washington.

Al Lichtman, former M-G-M studio executive, and his wife left the Coast yesterday for New York.

Richard Harper of M-G-M's home office sales staff is due back here today from Flint, Mich.

Harry Warren, whose music company is affiliated with M-G-M, has returned to New York from the Coast.

Isadore Rappaport, owner of the Hippodrome and Town theatres, Baltimore, is in New York.

Samuel Goldwyn Wins Citation from UJA

Hollywood, Nov. 29.—Samuel Goldwyn has been named chairman of the UJA’s committee for the “Year of the Art” by the United Jewish Appeal, it was announced here yesterday by Henry Morgenthau, Jr., general chairman of the UJA.

Goldwyn, who is president of the United Jewish Welfare Fund of Los Angeles, which raised $10,000,000 in this year’s drive, will be given the citation at a dinner in his honor, which will be held here tomorrow night.

Eysell Heads Films’ Brotherhood Drive

Gus Eysell, managing director of Radio City Music Hall, has been named chairman of the exhibitors’ division of the New York Film Council committee for “Brotherhood Week.” Mayor O’Dwyer is chairman of the Metropolitan Film Council.

Britishers Arrive In Paris for Talks

Paris, Nov. 26 (By Airmail).—Commodore West of the British Overseas Film Corporation; Sir David Cunynghame of British Lion and Major R. P. Baker of Eagle Studios, acting for the British Film Producers’ Association, are here from London to attempt to obtain more favorable treatment for British films, under France’s import restrictions which permit only a limited number of British productions to be brought into this country.

London Crowds Hold Royal Performance

London, Nov. 29.—A thick London fog and overzealous police failed to dampen the enthusiasm of street crowds and the audience for the Royal Court opening at the London Theatre here tonight. The huge turnout was a tribute both to the Royal Family and the American stars who participated, particularly Myrna Loy and Alan Ladd.

At the theatre entrance, accompanied by Princess Margaret and the Duke of Edinburgh, was the signal for a prolonged demonstration by the throngs, aware of her anxiety for the ailing King.

J. Arthur Rank's film, "Scott of the Antarctic," was an obvious choice for the Royal Performance, depicting as it does the 25-year-old epic of lonely British valor. Sitting unperturbed in the back row were the original heroes of the story which for Brions is an unforgettable epic.

Opera Night Video At Para. Theatre

Opening night scenes at the Metropolitan Opera House here last night were televised and shown by Paramount's 50-second film process to the广大群众 in the audience at the Metropolitan Theatre in Times Square, a few blocks distant. The telecast to the theatre did not replace the performance by Leontyne Price, who did it as usual, but rather added a new dimension to the night's entertainment. Special infra-red lighting was used in the Metropolitan's auditorium for televising the off-stage opening night scenes, which were shown in the Paramount Theatre.

Wilson Before Commons

London, Nov. 29.—Following a meeting here today of the National Film Council, presided over by Brit. Board of Trade president Harrison Wilson, it was indicated that the latter will appear on Thursday at a House of Commons committee hearing of the Film Finance Corp. bill which would authorize independent production finance aid.

Haron Named W. B. District Manager

Ben Kalmenson, Warner sales vice-president, has promoted George W. Horan, Boston branch manager, to the post of New England district manager, with headquarters in Boston. Horan succeeds F. (Dinty) Moore, who recently resigned.

Horan joined Warner as a salesman in Boston 19 years ago, and was promoted to branch manager in 1941. At Dayz, of Affiliated Theatres in Boston, will succeed Horan as branch manager. Before joining Affiliated a few months ago, Daytz was local sales manager in Boston.

Davis to Classics as Washington Chief

B. G. Kranze, Film Classics sales chief, has appointed Walter Earl Davis branch manager of the company's Washington office, effective immediately.

Davis started in the industry with the Chouteau's Super Film Attractions in Washington and subsequently went with Jules Levy who, at the time, was the President of Inter-State Attractions, which later became Universal. With Universal he served until this month, resigning for the new FC appointment.

Meet to Determine Television's Future

WASHINGTON, Nov. 29.—First of a series of conferences which will in time determine what the future of television gets under way here tomorrow.

The conference, between top Federal Communications Commission officials and industry representatives, will last through Thursday. This one is a highly technical meeting on problems arising from tropospheric interference with video transmission and will probably go into other television problems.

Fred Waller Services

Patronage, Nov. 19.—Funeral services will be held here yesterday for Fred Gale Wallace, 66, former Hollywood and Broadway press agent, who died yesterday in the Presbyterian Hospital here. His widow, two brothers, and two sisters survive.

Mrs. Margaret Quinn, 72

Funeral services were held at Woodside, L. I., last Friday for Mrs. Margaret Quinn, 72, noted New Rochelle woman. Mrs. Quinn died on Nov. 21.

Charles D. Brown, 60

Hollywood, Nov. 29.—Charles D. Brown, 60, screen and stage actor, who died yesterday at Thursday of a heart ailment. His widow, Mrs. Nellie Tallman Brown, was his companion in his 39-year acting career.

MOTION PICTURE DAILY Tuesday, November 30, 19...
New York Grosses

(Continued from page 1)
close to $59,000—about equal to the first week gross—is indicated. Picket-
ing of the 1,049-seat house by members of Screen Publicists and Office and Professional Em-
ey. (CIO) did not resume after the Victoria management filed for protection to halt the ac-
cracy, which was rooted in a labor dispute between the unions and RKO.

Another site of robust business this week is the Roxy where “When My Baby Smiles at Me” is doing in the $2,000-a-week range. Victor J. Rooney, established a new all-time Thanksgiving holiday weekend attendance record, with an average of $18,000, despite the unusually high number of people. 

$51,000 for ‘Snake Pit’

At the Rivoli, “The Snake Pit” is zooming toward $51,000 for a first-week gross of $40,000 third week; picture will continue indefinitely at the house. First week of “Million Dollar Mermaid,” together with Stan Ken-
ton’s band on stage, is heading for a rousing $92,000 at the Paramount when Thanksgiving gross records reportedly were broken.

First week of “Hills of Home” and a stage production of “Fighter Squadron” at Min-
Hall Hall looks like a reasonably good $128,000 on the basis of $91,000 taken in Thursday through Sunday. Both Rosalind Russell and Albert Bechdel are expected to be present at the event. Bechdel’s previous week’s gross by virtue of two extra matinees during the holiday weekend. Each will gross $18,000 this week.

“The Kissing Bandit,” plus Skip Field’s ballet on stage, at the Capitol, is doing okay with $68,000 expected for the second week; first stanza brought in $40,000. At Loew’s State, meanwhile, “The Three Musketeers” is skyrocketing in its sixth week due to the holiday spirit, with $48,000 expected, or about $10,000 above the previous week.

$45,000 Seen for ‘Squadron’

About $45,000 is indicated for the second week for “Fighter Squadron,” plus Frankie Carle on stage at the Strand on the basis of $23,000 grossed prior week; Saturdays and Sundays play. The area are unimpressive in light of the holiday opportunity. Equally unim-
pressive is “A Southern Yankee” in its first week at the Criterion where a rela-
tively mild $20,000 is seen; “Live Today for Tomorrow” will take over Dec. 4. “A Song Is Born” is limping along at the Astor, with only $18,000 looked for in a sixth week; “Excalibur” will take over on Dec. 22. Third week of “Blood on the Moon” at the Globe is good, with $21,500 in view; “Northwest Stump-
pede” is scheduled to open there on Dec. 11.

The Gotham is enjoying pretty good business with a picturesque double-bill of “Captains Courageous” and “San Francisco”; second week is expected to bring in $10,000. “Skyscraper” is expected to gross $12,000 for the week at the May-

Detroit Video Expanding

Detroit, Nov. 29—Network tele-
vision in Detroit by WWJ-TV as the first step toward Coast-to-Coast opera-
tions, is expected to be linked to the Eastern network early next year.

Review

“The Decision of Christopher Blake”

(Harper Brothers) Hollywood, Nov. 29

E
 REALISM and fantasy are uniquely linked in the presentation of this story

by Ronald MacDougall, from stageplay by Moss Hart. The effect of this link is to switch the

audience mood from deep seriousness to semi-humor in a manner likely to engender varied results, although the seriousness predominates and is potent

enough to evoke moved response from the feminine side of a preview audience. Alexis Smith’s and Ted Donaldson’s are the names for the marques, and the likely angle for stressing is ad copy that divorce is an unmit-
gated evil.

Peter Godfrey is at his best in the sequences emphasizing that

Miss Smith and Robert Douglas, the latter a British import making his

American film debut, positively compelling even though his performance

of the title character is hampered by the fact that he was forced to learn

the role many hands in the way of a parent. The latter set which

upon whom the divorce is finally comes to trial, and when he learns that only

the son, who must decide which parent he wishes to go with. Under

the pact, the boy tells the father he wants to go with his mother, and tells the

father he wants to go with his father. The father of this artifice is that

the parents reconcile and the boy is made happy again. Other players are John

Hoyt, Harry Davenport, Wise, Art Beker, Lois Maxwell, Pet

Kennedy and Bert Haxon.

Running time, 74 min. General audience classification. Release date, not set.

William R. Weaver

U. S. Film Unit

(Continued from page 1)

McCarthy Post

turn, will succeed Frank McCarthy, who will become a 20th-Century-Fox

studio executive in Hollywood. Both Rosendo’s department with Frank McCarthy will be

Ronald Allen, his assistant, who will be replaced by Eugene Van De, for-
directed Picture Export Association

representative in Poland. At present in London, Van De is ex-
pected to return from Paris this week. McCarthy and Allen will leave Paris for the

U.S. in a few days.

During the past year Mayer was away from New York more than half of

the time, traveling abroad on vari-
ed negotiations, essentially

every. All of the MPAA European negotiations during the past 18 months have been directed by Mayer,

for the assistance of Frank Mc-

Carthy.

In addition to negotiations with for-

gran governments, Mayer has been en-

gaged, buying new equipment,

and paying salaries. The division’s cur-

rent program calls for 100 new re-

cents this year—60 acquired at no cost, and

and the other 40 to be paid for.

Department officials, who have asked for the same appropriation for the next fiscal year, with a view to

continuing activity at the same

rate, will use the new funds and dub-

bine them into 20-odd languages.

Mochrie Presiding at RKO Meeting Here

RKO Radio’s two-day meeting of home office executives and the company’s 11 district managers, got under way here yesterday in the Waldorf-Astoria, with Robert Mochrie, sales vice-president, presiding. Eric John-

son, president of the Motion Picture Association of America, addressed the meeting on European conditions.

Fred E. Depinet, RKO president, headed the home office contingent, consist-

ing of Walter E. Branson, Nat

Levy and Charles Boleberg, Eastern, and North-South division managers, respectively; Harry Michal-

sohn, short subject sales manager; A.

Schubert, manager of exchange operations; M. G. Poller, assistant to

Mochrie; Harry Gittleson, Frank Drumm, Carl peppercorn, assistants to the Western, Eastern and North-

South division managers; Leon J.

Bamberger, sales promotion manager; S. Barrett McCormick, national adver-

tising director, and Terry Turner, ex-

ploration manager.

Sales and contract departments were also represented by William McShea,

Sid Kramer, J. E. Cashman, L. H.

Miller, William Dahler, Frank Mooy-

nev, Irving Cane, William Zimmer-

man, Daniel J. Loventhal. Rudgers

Nelson, publicity manager, and Harry

Blair, trade paper contact, also repre-

sented the home office.

‘Red River’ Cited

Hollywood, Nov. 29.—Howard

Hawks’ “Red River” has been voted the best directorial achievement for the three months ended Oct. 31.
Crowds storm the Victoria from the first moment of opening November 11...This 1,100-seat house is playing to **ABSOLUTE CAPACITY for SEVEN SHOWS DAILY** at top Broadway scales!...Doors open at 8:30 A.M., last performance closes house at 2:30 A.M.—Eighteen solid hours a day of the busiest boxoffice you ever saw, with three-deep lines stretching 'way around the corner all the time!...It's the talk of the town, the pride of the industry, the all-time money wonder of all show business!

Released by RKO RADIO PICTURES, Inc.
Ascap Rule Stayed  

(Continued from page 1)  

plaintiffs without the condition that the latter obtain an Ascap license.

While theatremen other than the plaintiffs are not mentioned in the ruling, the effect is the same for all exhibitors because of the extent of the original opinion against Ascap, according to plaintiffs' attorney Merton Weisman. He stated that the order serves to protect Ascap from contempt proceedings.

The accord was reached just before argument was scheduled to be heard on Ascap's application for the order before the Court of Appeals. When advised of the agreement, Chief Justice Learned Hand directed the court clerk to draft the order for his signature.

Before appearing before Judge Hand and his bench colleagues, Judges Harrie B. Chase and Jerome Frank, Ascap attorneys Robert Patterson and Louis D. Frohlich huddled in the court anteroom with Weisman and his associate, Adolph Kaufman.

In its stay application, Ascap told the court that some theatremen are desirous of entering agreements on methods of paying for music until the case is ultimately adjudicated. The Supreme Court ruled that this would be able to negotiate without risking contempt action and indicated that in mind is for the music payments to be held in escrow. Ascap also told the court that it has used all the time to establish an escrow account where the payments to be held until the case is determined.

It is expected that appeals will be heard in about 60 days. The plaintiffs, all members of the Independent Theatre Owners Association, served notice of appeal yesterday. They seek to collect all revenue paid to Ascap since the suit was filed in 1941.

Griffith Re-trial  

To Begin Today

Oklahoma City, Nov. 29—Henry Griffith, counsel for Griffith Amusement Co., indicated today that defense strategy in the anti-trust proceedings scheduled here starting tomorrow will not require presentation of additional testimony. Failure of the defense to subpoena witnesses for the hearing before Judge Edgar S. Vaught was interpreted as foreshadowing defense objections to the government's extensive list of 43 witnesses.

Judge Vaught called the hearing to determine what should be ordered to meet terms of the Supreme Court decision reversing him and finding Griffith and its related circuits guilty of Sherman Act violations. Neither defense nor federal attorneys would disclose the results of the meeting today.

Griffith said he believed the central issue in the hearing would be the effects of the master film buying agreement which the high court found to be in restraint of trade. He said his interpretation of the final decision held that the master agreements covering both closed and competitive towns were the crux of the violations. The defense will fight to prevent diversion of physical assets of another firm when the acquisition results in a monopoly.

Bacon in New 20th Deal

Hollywood, Nov. 29.—Lloyd Bacon has signed a new term contract with 20th Century-Fox and has been handed directorial reins on "It Happens Every Spring," William Perlberg production, as his first under the new pact. Ray Milland and Jean Peters will star.

Paramount Decree  

(Continued from page 1)  

too receptive to the proposals when they were presented last Friday by Leonard Goldenson, vice-president in charge of theatres; Edwin L. Weist, corporate director; Robert O'Brien, corporate secretary; and Walter Gross, the company's attorney. One highly-placed executive of the company said that the case "is back where it started—in the courts." Another source indicated "a ray of hope" for settlement.

Meanwhile, it is reported that Warner has agreed to dissolve 25 partnerships in exhibition in meetings with government lawyers here. The sessions are designed to settle as many differences as possible before the new hearings in the case, which are scheduled to begin on Dec. 20 here.

PR Shorts  

(Continued from page 1)  

headed by Robert Mochrie, RKO Radio sales chief.

The first subject, "Let's Go to the Movies" (RKO Radio), will be made available to exhibitors for playing time on March 1. The balance of the releases will follow at two-month intervals in the order named: "This Theatre and You" (Warner), "Movies Are Adventure" (Universal), The Apprentice (20th Century-Fox), "The Screen Actor" (M-G-M).

The committee recommends that wherever possible the subjects will be played on a day-and-date basis. Efforts will be made to have prints delivered to all exchange centers early in January for trade showings.

House Group  

(Continued from page 1)  

Another Alied suggestion is likely to receive favorable comment. That is the suggestion to the Robinson-Patman Act that ban on price discrimination applies to film rentals as well as sales. A committee members might favor such a step. Rep. Patmon, who will head the committee next year, reported opposed to any amendment to the act which he co-authored. It said to fear that any attempt to an act may open the way for members to tick weakening amendments to the bill as it moves through Congress, and therefore that the situation had best be left as it is.

Top Justice Department officials reported opposed to the idea of specs anti-trust courts. They were favorable to a three-step, three-year plan that would bar one firm from acquiring the physical assets of another film when the acquisition results in a monopoly. The anti-trust division topers all will oppose any effort to change the present anti-trust laws. They have been burned at the idea of a new anti-trust action.

Williams-Patman bill would bar one firm from acquiring the physical assets of another film when the acquisition results in a monopoly. The anti-trust division topers all will oppose any effort to change the present anti-trust laws. They have been burned at the idea of a new anti-trust action.

The need is greater! Give more than last year!
day, November 30, 1948

MOTION PICTURE DAILY

Allied

(Continued from page 1)

sales policy. For instance, Jack Kirsch of Illinois voiced agreement with Berger and others in opposition to the proposed $15,000,000, and as a counter-point stated M-G-M had sold "A Date With Judy" and "Easter Parade" flat in some Chicago situations. In a lengthy resolution, the Associated exhibitors, which may be printed in a subsequent issue, endorsed the national proposal to eliminate all counterboycotts.

CONTINENTAL AGITATION: Cole

The veteran Allied leader from Texas advised "continued agitation, pressure and screaming" on his theory that such "terror" will bring the final analysis. On the probability of Allied maintaining an effective boycott it ever adopted, he observed that the exhibitors "are not in a position to do so" although its strength today, he said, is at its all-time peak.

Mr. Lees of Fort Worth, received attention when he stated 150 exhibitors in the Iowa-Nebraska territory today have signed an agreement not to buy on percentage. He added he hoped to swell that total to 300 exhibitors running 340 theatres in due course. All distributors, he said, including Century-Fox now sell flat in his territory, he maintained.

Charles W. Ohio drew a round of applause for suggesting exhibitors buy film company stocks and thereby take themselves partners in the production, distribution and national policies. As a 20th-Fox stockholder, he said, he had asked why that program was not being carried out in their own houses. The query passed from his stockbroker to A. W. Smith, Jr., who said, "Why do you think we aren't doing it? We aren't playing Andy's pictures in my own theatres, of course, but eventually the situation eased off so that approximately 62 Ohio situations served out of Cleveland are now buying Fox flat when they couldn't before."

H. Jones of Fort Worth, letters written by exhibitors as stockholders go in every week don't think anything of it. graduating from a "yes" to a "no" position on the same sales and also attacked the FTA in particular for its benefit to the community.

Not Binding Locally

However, the scattered regional units which have adopted the Andy Smith Plan, came under no mandate to abandon their decisions. Under local autonomy these regional units are more or less independent, and to determine or reject the national mandate would mean a forming upon production and distribution under individual corporate auspices.

BOARD APPROVES CRYPTIX

Approved by the board and again with minor modifications, the plan was the Cryptix method of coding theatre tickets. Developed by Willis Finneran of Ohio, the method claims 9,999 variations of lettering tickets, each one different, and is of primary interest to Allied because Cryptix is the joint effort of Ohio and Illinois, "the two worst states in the world," according to one Allied official.

The effect of the new plan is to place an additional, more exacting system of control on exhibitors. The Michigan-Central, Looming Agitation, and a statement of the terms of the New York suit, will be held in Dallas upon the invitation of Phil Isley, president of Texas Allied, which will meet jointly with the national directors. Looming at that time is a national tribute from Allied membership to C.E.B. A. Cole, one of the organization's founders and now chairman of the board of the Texas unit.

The board also voted approval of Myers' recent appearance before the House Small Business Committee in Washington where he charged the three-man Federal Court hearing the government suit in New York has been "pressureing" Robert Wright, Justice Department prosecutor, "to make concessions in the interest of saving time."

The convention undoubtedly will endorse its general counsel's proposal for special anti-trust courts to expedite government and private trust suits as well as his proposal for amendment of the Robinson-Patman Bill on price discrimination in order to embrace film copy, which, obviously, means film rentals.

Third point of Myers' agenda, which Myers himself views as more distasteful to the exhibitors, is a formulation of government policy in opposition to vertical integration of industry. Vertical integration, he said, would mean a forming upon production and distribution under individual corporate auspices.

FARES REDUCED on dependable

TWA CONSTITUTIONS

Now enjoy the finest in air travel at no extra fare! The only Coast-to-Coast Constellations

TRANS WORLD AIRLINES

U.S.A. - EUROPE - AFRICA - ASIA

As a startling new experience in the realm of suspense!
"The Motion Picture good enough to sell itself has not yet been made!"

Martin Quigley
Consent Deals Held Remote In Trust Case

Prospects of new consent decrees in the industry anti-trust suit are dim as of now with moves by Paramount and 20th Century-Fox meeting little encouragement from the Department of Justice. Additionally, Warners and Loew's apparently have withdrawn from the negotiating arena.

Meanwhile, attorneys for United Artists, Columbia and Universal are continuing negotiations by themselves on their next step in the case with the indication that they might ask the New York Federal Court to direct a variety of systems of selling and trade practices which would not be vulnerable to damage actions by exhibitors.

A top-ranking Paramount source admitted yesterday that “it looks like Paramount is going to trial.” Contrary to earlier impressions, he said that the film company has offered no other settlement proposals.

**M. & P. Would Buy Netco from Para.**

Boston, Nov. 30.—Negotiations for purchase of Paramount's 50 per cent interest in Netco Theatres are being conducted by Martin Mullin and Sam Piinanski of M. and P. Theatres, a Paramount affiliate.

Netco Theatres includes about 40 houses in the Massachusetts and New England territory. They are presently operated by M. and P. The two Paramount partners own the other 50 per cent of Netco. The negotiations have been under way for some time and are reported to be well advanced as of now. Previously published reports that Mullin and Piinanski were negotiating for Paramount's half interest in the 101-Para company's M. and P. circuit were denied here.

**Rules 20th, WB Must Bid for Own Product**

Philadelphia, Nov. 30.—U. S. District Court Judge William H. Kirkpatrick today ruled that Warner and 20th Century-Fox must bid competitively for the first-run rights to films produced in their own studios. Bidding was in reply to a request by the distributors for clarification in the extended legal battle started by William Goldmark Theaters.

**Agnew, Casanave Will Sell for Independents**

A two-day sales meeting of Warner district managers will get under way here today at the company's home office, with Ben Kalmanzon, sales vice-president, presiding.


**Coast MPAA Meet Off to Jan. 26-28**

Executive board of the Motion Picture Association of America yesterday postponed to Jan. 26-28 the Hollywood meeting of New York and studio officials, originally scheduled for Dec. 15-17, because some members would be unable to attend at the earlier date. Eric A. Johnston, MPAA president, returned to Washington last night following yesterday's board session, over which he presided.

**Phila. IATSE Local Rebels**

Philadelphia, Nov. 30.—Philadelphia Theatre Employees Local No. 14 of the IATSE, representing some 1,000 movie theatre employees in the area, filed yesterday in the local Common Pleas Court a bill of equity asking for an injunction to restrain national officers of "IA" from entering into any contract in behalf of the local with Warner Brothers Circuit Management Corp.

Officers of the local, which has been negotiating for a new contract since last August, do not want "IA" national representatives to make any agreements affecting the local without approval of a majority of the membership. It has been intimated that $100 would withdraw from the "IA" on AFL contract, and join CIO if... (Continued on page 2)

**Sears to Coast for New Product Deals**

Graftwell Sears, president of United Artists, will leave here Monday to tour the Coast on Friday with the object in mind of bolstering the company's release schedule by way of possible new distribution deals and finalization of the three-picture agreement with Howard Hughes.

UA's product supply for the months ahead was the subject of "deep concern" at the company's board meeting here on Monday. The product supply is said to be adequate at present but future operations appeared not too bright whenever pictures from independent producers releasing through UA are concerned, it was said.

**Allied Accepts Bid to Join in Coast Parley Will Carry Protest on 'Paid Ads' to Meeting**

By RED KANN

New Orleans, Nov. 30.—Allied States will register a vehement protest over inclusion of "paid advertising" in current product when Tristram Reichenbach participates in the industry meetings scheduled for Hollywood. Allied today accepted an invitation from Eric Johnston, president of the Motion Picture Association of America, to take part in a forum there on public reactions to film content. Johnston likewise has invited Arthur H. Lockwood, president of Theatre Owners of America, and Leo D. Behr, arm of the Pacific Coast Conference of Independent Theatre Owners.

In letter to William L. Ainsworth, president of Allied, who later designated Rembusch to represent Allied, Johnston stated the Hollywood agenda would discuss methods of cutting "paid ads" from product... (Continued on page 4)

**MGM Field Aides to Meet Next Week**

William F. Rodgers, M-G-M sales vice-president, will hold a series of meetings with the company's field sales heads and their territorial and home office assistants starting Dec. 6 at the Astor Hotel here. In addition, a number of home office executives will be on hand for the meetings which will wind up Dec. 11.
MOTION PICTURE DAILY

Wednesday, December 1, 1938

Personal Mention

E. MANNIX, M-G-M studio commissary, will leave here today for Hollywood.

MOREY GOLDBERG, Allied Artists-Monogram sales manager, left here yesterday for Chicago to meet company president Steve Brodie, vice-president, who will not have been made final R. DUNLAP, assistant to Broony. They will all attend the Variety testimonial for Roman J. O'DONNELL in Dallas on Saturday.

RICHARD A. EICHERG will sail for Europe, becoming the first American to make arrangements for a film to be produced on the Continent.

Karl HERZOG, Cinemex executive vice-president, is due here today by plane from the Coast.

Kenneth MACKENNA, M-G-M studio story head, will leave here today by plane for the Coast.

HERBERT SILVERBERG, Coast film attorney, will arrive in New York to meet Leni, Los Angeles.

JOSEPH HAEN, president of Hal Wallis Productions, left New York for the Coast last night.

Name 11 Managers In Depinet Drive

RKO Radio's 11 district managers will leave Indianapolis in their respective territories for the 12th annual "Ned Depinet Sales Drive," Dec. 17 through May 5, Robert Mohrue, distribution vice-president, announced here yesterday at the final session of the company's two-day meeting of district managers in the Waldorf-Astoria Hotel. The managers are: Metropolitian, Len S. Grunberg; Northwestern, Norman Lemke; Western, R. J. Follard; East Central, M. E. Lefko; Midwestern, H. H. Greenblatt; Prairie, R. V. Nolan; Rocky Mountain, H. C. Mack; Southwestern, H. J. McMenemy; Southeastern, Dave Prince; Southwestern, Ben Y. Cammany.

Mohrue stated that the drive would be spearheaded by Sierra Pictures' "Join of Arc."

Center Hearings Due

WASHINGTON, N. Y., Nov. 30.—An order rejecting a motion to dismiss F. B. Klein and 16 other managers of the theatre-owning film salesmen, as defendants in the damage and injunction action brought by the Center Theatre, Central Telephone and Telegraph Co. and Southern California Theatre Owners, was issued today by Judge Robert D. Shoemaker. A formal order was being prepared for signing.

Ascap to Negotiate Telecast Contracts

Board of directors of the American Society of Composers, Authors and Publishers, at its meeting here today voted early negotiation of licenses with television stations, advising the stations that present gratuitous arrangements will continue only to Jan. 1.

It was said that the licenses will be used in the same way as those issued March 24 to Marvin Mannix, ASCAP's vice president, to the effect that no contract negotiated within the two-month period will be in effect after Jan. 1, and that new contracts are to be made. ASCAP's telecast's video license arrangements with its members are expected to be completed this month.

Schine Cites LeRoy


In a presentation, with a scroll in a ceremony at the Ambassador Hotel.

Luncheon to Mark

Benjamin Retirement

National Screen employs here will give a farewell luncheon on Dec. 10 for Paul Benjamin, National Screen department chief, who will retire on Dec. 31 after 29 years with the firm.

Benjamin, a member of the Picture Publications staff, will leave here for Florida in January.

20th Board Is Due to

Elect Eifeld Dec. 16

Twentieth-Century-Fox board of directors will meet here Dec. 16, at which time to elect Charles Eifeld as the company's advertising-publicity vice-president. Eifeld, formerly president of Enterprise Productions, is scheduled to assume the post formally on Jan. 1.

Para. Video Permit

Granted for Coast

WASHINGTON, Nov. 30.—Paramount TelevisIon Productions, Inc., was granted a license today by the Federal Communications Commission for a new experimental television relay broadcast station in Los Angeles.

Video Forum Tonight

Large screen television, advertising, network operation, production, distribution and camera lenses will be discussed by six speakers this evening at the Museum of Modern Art here at an American Television Society forum, it was announced by Emerson York of Para-Video, Inc. speakers will include Donald Hyndman, Winslow Pender, Peter Coven, George E. Wilson, Van Nevel, Advertising Manager; Gus Paley, President of Hollywood Libreana; Yuca, Film Editor; William R. Weaver, Editor; Chicago Bureau, 130 South State, Editorial and Advertising.

3 Witnesses Heard

At Griffith Trial

OKLAHOMA CITY, Nov. 30.—Only three of the government's 43 witnesses today as the 20th day of the Griffith decision got off to a slow start before Federal Judge Edgar S. Martin.

Following testimony by Dennis Sealing of Lubbock, Tex., first government witness, attorney for Griffith, objected to what he said was the repetition of evidence presented in the 1945 trial and held that testimony related to the distributors was irrelevant because they are not parties to the case.

The prosecution's attorney, a government lawyer, said the distributors had been included in the Supreme Court ruling. Judge Martin asked: "Do you say the court held the defendants were in conspiracy with all the major distributors?"

"Yes," he answered Kallis.

"Then did they it without any evidence?" Judge Vaughn retorted, point out the only a number of these defendants would be to discontinue as defendants in the original suit. Also appearing today was William Nagle of Gallup, N. M., vice-president of Griffith, and W. M. Moran.

Cole Suit

(Continued from page 1)

refusal to answer questions of the House Un-American Activities Committee.

At the same time, the jurist turned down a plea by Robert Kenny, Cole's counsel, to decide that the witness' statement on the basis of the public interest. Judge Yankwich also would be unable to keep the issue of communism out of the proceedings by screening all questions and doing the questioning personally. Both Cole and Kenneth, E. J. Mannix, Jack Cummings and Nicholas Naficy among the witnesses he will subpoena.

Gamble Buying 30

(Continued from page 1)

before Jan. 1, but said disclosure of details would be premature at this time.

It is understood that Gamble will sell his 13 Far West houses upon acquiring the 30 Midwest theatres. That would leave him with his eight former Monarch circuit houses to tie in with the new 30, to make a Gamble Midwest circuit of 38. Gamble's only tie with the Far West would be through his three drive-ins in Oregon.

Cohns Not Selling Stock

Reports emanating from Washington late last week had Columbia's Harry and Jack Cohn proposing for purchase a 1,414 stock of the company's stock. The indication was erroneous, the company said here yesterday, explaining that the Cohn brothers are not registered with the Securities and Exchange Commission as a routine matter.

Newsreel Parade

THE Army-Navy game is a big light in current newsreels. Other items include the unveiling of Father Flanagan statue and a notice for the Yale season. Complete contents follow:


WARNER PATHES NEWS, No. 31—Saturday Matinee honors Army-Navy game. Pearl-Cornell.

Phila. 1A Local

(Continued from page 1)

it fails to obtain injunction it seeks. Hearing on the injunction petition was postponed by the court to Friday B-100 is seeking a 35-cents-per-motion house price increase for ushers and porters, and a flat $20 per week in increase for assistant managers. Company operating loss has been considerably below these demands.

IATSE national officers were not available here yesterday for comment on the report from Philadelphia.

Agnew, Casanova

(Continued from page 1)

advertising, press books and actual field sales work. Hereford, independent industry promotion organizations have not incorporated actual field selling to theatres in their services.

Agnew, who is president of the new organization, said MPS will have a specialized sales staff operating with a trained group of sales executives supervising sales operations. Casanova is MPS executive vice-president and treasurer.

Have YOU tried a SKYBHER on American's famous DC-6 "MERCURY" flight to LOS ANGELES?

Phone Hänemeyer 6-5000 or your travel agent

Ticket Offices: Airlines Terminal Rockefeller Center • Hotel New Yorker 120 Broadway • Hotel St. George

AMERICAN AIRLINES
"You mean MGM's '3 MUSKETEERS' is beating famed EASTER PARADE nationwide?"

"Yes, 'MUSKETEERS' is topping 'Parade' by 12% in the first six dates! It also continues Big, entering its 3rd record month on Broadway!"

SPREAD THE NEWS!

When you top "EASTER PARADE" that's some topping!
Alden Accepts
(Continued from page 1)

ning costs and increasing theater attendance which is the invited exhibitor leaders come in. He added the conference will want guidance on price. Price resistance or public objection to trends in the flow of product. The Production Code Administration will have prepared an analysis of rejected or objectionable content, the letter continued, while reactions of former consumers are available as a means of determining what films most representative of America are to be exported.

Negotiation to Allied's participation in this program developed at today's sessions. But the development would let loose considerable discussion as to the ground to be covered by Rembusch in acting for Allied films will be asked their ideas, but from the floor today came a veritable outpouring of heated charges accusing producers of accepting money in what are deliberately concealing paid advertising in entertainment features.

Cites Films With Ads
Principal charge was made by Rube Shor of West Virginia who produced photographs and a letter personally written to dealers of National Premium Beer by Norman S. Almony, advertising manager of the National Brewing Co. of Baltimore. The communications, as read by Shor, accused dealers of the names of current and unreleased product in which another National Premium Beer “appeared,” and in all instances concluded with this reference part: “It is in a very small part of our national advertising.” Ten United Artists films, six Monograms, two Warner Bros., two 20th Century-Fox and one Paramount and one Screen Guild were mentioned.

Julian Rilkin of Massachusetts alone withstood the tide. He took a view the correspondence attributed to National Brewing might be informative and that it lends itself to its possibilities of cooperative advertising with theatres and not necessarily as a substitute for advertising. So far as Allied’s convention concerned, consequently, the advertising will be Rembusch's chief presentation at the meeting, and though other matters were suggested and still others no doubt will be assembled for him from the field.

Would Change Studio Heads
Louis Wielie of Ohio thought rising costs ought to be cut and sug gested a change in studio management if the incumbents did not know how. On the other hand, John Woltberg of Indiana stated producers ought to get back their costs from affiliated theatres “who pay less than one-half of what is the independent.”

Such titles as “Kiss the Blood Off My Hands” were sharply criticized as too lurid, but O. F. Sullivan of Kansas suggested producers should drop them hurriedly if Allied theatres refused to pay attractions so endorsed. J. W. Addis of Wisconsin wanted few murder and mystery films, and N. K. McDaniel of Texas attacked cartoon for stressing “too much sex.”

The meeting’s most dominating forced percentage was passed unanimously. It provided for appointment of a committee, yet to be named, to confer with company heads, learn their intentions as to compulsory percentage and report findings to the national board meeting in Washington late in January.

Rembusch, who operates Station WWNI in Wabash, Ind., and WCSI at Columbus, Ind., led off a long exploration of video. His conclusion was television is in inexperienced hands, that it is dependent upon motion pictures, that the influence of TV would be greater-on radio than films. He predicted, too, that television would have to inaugurate its own film-making program because of its programming troubles and generally rested on his opinion that television and cinema films do not compete.

Industrial Shorts Prized
David Palfreyman of MPAA promised the first feature and other month in the industry series of short films in March and said subsequently 16mm. prints will be made available to all exhibitor associations. The films will be defined as short films of high praise of their quality and audience appeal.

Stanley Kane of North-Central Al lied reviewed the Ascap scenario declaring the long fight waged by exhibitors finally had won. National Allied hereafter will work with Benjamin Berger, who spearheaded the fight in the Northwest, and share an alliance in an unison basis as this becomes indicated.

The recently organized Mid-Central unit, headquartered in St. Louis, has entered a task force to be done on the future of radio, according to a source close to the meetings. The final day of the convention will be devoted to the Smith-Berger consolidation plan which Allied will by-pass. National Screen service is slated for attention, the film industry under the leadership of Abram F. Myers, general counsel, will be discussed.

The concluding banquet will pivot around Allied presidents, past and present, and a point of honor will be given to Herman A. Blum of Maryland, 82-year old Allied pioneer.

Deals Held Remote
(Continued from page 1)

concrete proposals to the Justice Department and characterized the purpose of the meeting with government attorneys in Washington as an effort to ascertain to what extent the views of both sides ran par allels so negotiations could begin.

Government representatives, he added, “talked around” the basic issues on divestiture instead of discussing themselves in any forthright fashion. He answered in the affirmative when asked if the government is still insisting on pressing for divestiture. “I added, “except where first-run are concerned.”

20th-Fox it was said, too, that concrete proposals have not been made and that the last meeting with the government, about 10 days ago, was exploratory in nature and no encouragement was given. No further meetings are on schedule at present but new discussions could be held at any time. 20th-Fox’s general idea for divestiture of interest in all houses

except first runs has yet to be worked out to exact terms, it was said.

That neither Loew’s nor Warners has given an assurance to reach an agreement was the assurance of reports by spokesmen from both companies.

Warners and Loew’s, however, have agreed to dissolve a few of the few partnerships arrangements, but no sale with any one other.
TOA, PCCITO Will Also Be At MPAA Meet

But, Unlike Allied, Minus Specific ‘Protest’ Plans

Representatives of the Theatre Owners of America and Pacific Coast Conference of Independent Theatres Owners will attend the Jan. 26-28 meeting in Hollywood of the Motion Picture Association of America executive board for discussion of what MPAA Eric A. Johnston's invitation termed "the public acceptance of current films." Allied States Association accepted Johnston's invitation on Tuesday, Jan. 14, where Allied's convention was in progress.

Whereas Allied has indicated that its members have failed to convey a vehement protest over inclusion of "paid advertising" in current product and will voice the organization's stand on a number of other pertinent points, PCCITO has indicated it has no special problems to submit and a TOA spokesman here said yes.

TOA Conciliation Group for Albany

ALBANY, Dec. 1—Formation of a temporary Theatre Owners of America conciliation committee for the Albany exchange district followed addresses on the plan by Allan A. Boxleitner, Gail Sullivan, TOA executive director, and by Ray Moon, 20th Century-Fox division manager, on the Andy W. Smith, Jr.-Ben Berger plan. Included on the committee, which will function for 90 days, are Harry Lamon, Stanley Dvore and John Gardner, with Leonard L. Rosenthal, executive director of the local TOA group, as counsel.

Korda Severs Ties With British Lion

LONDON, Dec. 1—Hugh Quennell, Sir David Cummingheid and Harold Boxall, associates of Sir Alexander Korda, have resigned their directorships in British Lion Distributing Co., a holdover accepted as closely integrated with Korda's London Films. Their resignations, Korda states, will cause London Films to concentrate on production only with British Lion given

Gowthorpe to Head Butterfield Circuit

DETROIT, Dec. 1—L. E. Gordon, president of Butterfield Theatres, announced today his retirement from active management of the theatre circuit which he assumed upon the death of E. C. Beatty in Jan., 1942. M. F. Gowthorpe of New York, long time Paramount operations executive, will become the new president and general manager, and will continue the present policies of the company. His resignation from Paramount will become effective Dec. 31, and he will move to Detroit about Feb. 1. Gowthorpe has been on the board of Butterfield for ten years. He entered the motion picture business in 1938, and has been associated with Fox for five years.

20th's Negotiations For ABC Collapse

Twentieth Century-Fox offer to purchase control of American Broadcasting was "subsequent to the picture business' and consequently negotiations have been terminated, it was disclosed here yesterday by Edward J. Nokie, ABC board chairman and majority stockholder. The network is unofficially valued at $20,000,000.

Truman Encourages US Films Abroad

WASHINGTON, Dec. 1—President Truman considers it very important that American motion pictures be shown in the world. This was the word relayed by Motion Picture Association of America president Eric Johnston today, as he emerged from a 15-minute White House session with Truman.

"I discussed with the President the problem of selling American films to the world and the world's film industry around the world and my experiences selling films to some of the countries in the world," Johnston told reporters. "I outlined the problems which the industry faces in increased restrictions on playing time, admission and other restrictions.

"The President expressed great interest in our problems. He said he considered motion pictures a very important matter that they should be shown in the world.

"Butterfield refused to say what specific help, if any, he has asked of the President. He also refused to comment on whether he had discussed labor legislation with the President."

Griffith Trial Hears Two More Witnesses

OKLAHOMA CITY, Dec. 1—Two additional witnesses were called by the government today in the Griffith antitrust suit hearings before Judge Edgar S. Vaught. C. B. Cochran observed that the pace set in the first two days of the hearing in the proceeding will take at least a month.

The witnesses were John Gray, former operator of the two Lubbock Texas, Bryant testified that from April to Oct. 19, he attempted to get better than the Griffith. Gray

Brochure on PCA Code to Theatres

Motion Picture Association of America today will begin distributing to exhibitors a special brochure based on the Production Code and pointing out that the theatre's "position has been built on a firm foundation of responsibility to the public.

"Characterizing the Code as "a crystallization of sound American judgment," the MPAA declares: "The industry's code represents carefully developed standards which through the years have won wide public acceptance and approval. It is a guarantee against indecency and bad taste, but within these limits it allows for the fullest variety of subjects and treatments. It puts no brake on creative ability."

Further Para. Case ‘Benefits’ Seen by Myers

Says Allied Will Aid in Policing Final Decree

By RED KANN

NEW ORLEANS, Dec. 1—A "new birth of freedom" has been given the independent exhibitor when Supreme Court decision in the government case, but its extent is yet to be grasped, Albram F. Myers, chairman of the board and general counsel of Allied, declared as the business phase of the Association's 15th annual convention closed this afternoon.

Mr. Myers stated that "this new freedom actually cannot become fully effective until the final decree is entered and until the Department of Justice has had the time to police it. The real fruits are in the future," Myers observed, adding that government policing also imposes on Allied a certain measure of its own policing.

Thereupon, we shall collect, sift and

(Continued on page 4)

New Allied Unit For Memphis Area

NEW ORLEANS, Dec. 1—Allied States will have a unit in the Memphis territory as soon as organization work is completed. The plan, currently centered on a group of exhibitors from that area, is already in work through a committee composed of T. A. Batlas, J. A. West, Edward O. Collins, Dave Flexer, John C. Mohrstadt, Lyle Richmond, Mrs. Claire Collier and Ned Green. Batlas and West are national directors of the TOA from which they stated today, they do not intend resigning.

Gulf States Allied Elects 7 Directors

NEW ORLEANS, Dec. 1—Gulf States Allied today increased its board from 12 to 15 and elected seven new directors. New three-year term directors are J. V. Quinn, Nick Lamantia, W. M. Sendy, Louis L. Gaspar, Andrew F. Rieder, G. L. French was elected for two years and J. Williams for one year.

A new board will elect officers at its next meeting.
100 Film Titles to USSR for Selection

WASHINGTON, Dec. 1.—List of 100 film titles from which the Soviet Union is to select is the films it wants to buy from the U.S. film industry has been submitted to Moscow. Motion picture association of America president Eric Johnston disclosed here today.

He said that the only announcement as to specific titles will be an announcement of the films Russia finally will declare. The list has not been formally submitted to the State Department for an opinion but that the State Department is familiar with all of the titles on the list.

Legion's 'B' Rating To 'Wonderful Urge'

Twenty Century-Fox's "The Wonderful Urge was given a "B" rating by the National Legion of Decency in its review this week of seven pictures. Rated as A-1 were: Allelon, who recently elevated mount's "Dynamite" and Warner's "Fighter Squadron Paramount" which was distributed by RKO. "A" ratings go to "Every Girl Should Be Married" and Film Classics' "Inner Sanctum" were classified A-II.

Jacobs Purchases 2 Northwest Branches

SAN FRANCISCO, Dec. 3.—A. P. Jacobs, formerly branch manager for RKO Radio, has purchased the Portland and Seattle branches of Favorite Films. Prior to his employment, he had bought the interests of Moe Kerman and Joe Felder, and with the acquisition of the interest of Harry G. Price, he now becomes sole owner of the exchanges.

Warners' UK Studio Reopens in January

LONDON, Dec. 1.—Anatole de Grunwald will produce his "Now Barbour, Now" at Warner's Teddington Studios beginning Jan. 3, thus marking the reopening of the closed plant. The picture is one of several new productions in which the company's executive producer and late studio president, Jack Warner, interest.

Mr. Florence Slater

Boston, Dec. 1—Mrs. Florence Scully Slater, sister of William A. Scully Universal-International sales vice-president, died at her home here Tuesday after a lengthy illness. Funeral services at Crocker's Funeral Parlor on Friday, with a requiem Mass at St. Ignatius Church at Boston College. Interment will be at Holywood Cemetery, Brookline. In addition to Scully, Mrs. Slater is survived by her husband, a son, Richard Jr., two other brothers, John J. Scully, district sales manager for U-I, and Frank Scully, formerly with Loew's, and two sisters, Anne and Mary Scully.

Korda, British Lion (Continued from page 1)

an opportunity to open its financial, distribution and studio facilities to a widening number of independent British producers.

It is believed in industry circles here that the resignations and the dis-association arose out of circumstances of the Government Film Bank's loan of $1,000,000 ($4,000,000) to British Lion, it being held desirable that British Lion therefore dissolve the production association with Korda.

British Lion, however, will continue to distribute Korda films, Sir Arthur Jarratt is acting as chairman of British Lion until a new chairman is elected shortly. It is understood that the new chairman will be a prominent financial authority hitherto unconnected with film interests.

Edward Black Dies In London at 48

LONDON, Dec. 1.—Producer Edward Black, 48, died here suddenly today. Son of a family of veteran theatre owners here, Black owned his own theatre at the age of 16. He entered studio management with Gainsborough in 1930, and entered production shortLy thereafter. After two years with M-G-M here, he joined Korda in 1944 as a producer.

Ray McCauley, 44

Hollywood, Dec. 1.—Ray McCauley, 44, veteran director and brother of Leo McCauley, was found dead at his home this morning. He directed "The Gay Intruders," a Frank Seltzer 20th Century-Fox film, this year. Survivors include the widow and two daughter.

TWO words with but a single-meaning

Entertainment

SAMUEL GOLDWYN'S

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is GREAT

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COME TO WARNERS' MUSICAL TRADE SHOW DEC. 6!

EXHIBITS WILL BE SINGING ITS PRAISES!
coordinate complaints for transmission to the proper authorities through a single channel—Allied," he said. "We shall have to get examples from the field and develop a pattern of behavior by collecting documented evidence so that we can submit it all at one time.

Allied also intends to publish a manual carrying in simplified language what the final decree provides, with footnotes by various of the organization's leaders as guidance for exhibitors.

Explains 'Anti-trust Court'

Myers perhaps divulged Allied's methodology for the future when he declared, "we look with no pleasure toward launching any further broad legislative campaigns." But the purpose of seeking establishment of special anti-trust courts, he explained, is to "fill in the cracks" and hasten trust litigation toward a conclusion by reducing the dilatory tactics and delays which he maintained clutter procedures in regular courts of law.

Proof of "tremendous price discrimination in favor of circuits versus independents," Myers said, are "perfectly overwhelming," although he did not supply any details. These various observations were made without resort to a prepared text and followed a 30-minute reading of an address in which he reviewed and interpreted the lower court and Supreme Court decision in the Paramount case, et al.

The Supreme Court decision has dropped a job of magnitude in the lower court's lap, he continued. Had the highest court specifically stated which theaters are to be divorced and which retained, Myers felt, an order would have been entered by this time.

'Horseracing' on RKO

Insofar as the RKO splitup is concerned, Myers' position was that the consent decree signed in that instance actually provided for divorce although not as drastic as litigation orders in other anti-trust cases had set forth. He said he recognized a "little horseracing" had crept in but he was not too critical on the ground that "It is present in all settlements." In any event, he added, RKO has gone through the meat grinder and I cannot believe that the others will fare any better.

The anticipated criticism of National Screen Service developed. Complaints over service, prices and general treatment were registered by delegates from Missouri, Illinois, Kansas, Indiana, Ohio, Pennsylvania, and Wisconsin. The upshot of a long parade of beefs was a willingness expressed by George F. Denbow, NSS general sales manager, to meet an Allied committee, the personnel of which was not named, in an effort to reach an accord.

Benjamin Berger of Minneapolis got around late to a discussion of the Smith-Berger conciliation plan. He launched into a vitriolic tirade against the distributors and their general sales managers, with the exception of A. W. Smith, Jr., of 20th Century-Fox, whom he described as the only one who had been willing to cooperate with Allied by discussing problems around the same table. "I think he is sincere and I feel independent exhibitors owe him a vote of thanks," said Berger.

Sees TOA as 'Puppet'

Although he had played a key part in launching territorial conciliation with Smith, Berger said he had voted with the Allied board in deferring national action at this juncture.

To him, Theatre Owners of America is a "puppet" of the producers who sought to abandon the Smith-Berger plan. He acknowledged that Allied is the organization of exhibitors with whom they ought to deal.

H. A. Cole of Texas was named chairman of the committee to discuss forced percentage selling with company heads. His conference will be Sidney Samuelson, Pennsylvania; Charles Niles, Iowa; Jack Kirsch, Illinois, and Martin Smith, Ohio-Fox.

In 1949, Allied will wage a national membership drive in honor of Myers. Trueman Rembusch, national treasurer, reported practice: "I have told all units had paid dues to the end of the year and similarly have Allied subscribers to the Caravan.

Tonight, the banquet took on the aura of a tribute to Allied stalwarts down through the years.

TOA, PCCITO (Continued from page 1)

...and his organization's representative will participate in the talks as an "open mind." PCCITO executive Hugh Br and TOA president Arthur Lockwood, who received personal invitations from Johnston, will be unable to attend, but will be represented. Br is committed to attend conferences in Portland, Ore., at that time.

Will Name New PCCITO Head

Hollywood, Dec. 1.—Trustees of the Pacific Coast Conference of Independent Theatre Owners are expected to appoint at their February meeting in Portland a successor to Robert Poole, whose resignation as executive secretary became effective today.

Griffith Trial (Continued from page 1)

told the court he tried to line up pictures from the eight major distributors in 1936 and 1937, but none would negotiate with him.

Dennis Scaling of Lubbock testified again today at the start of the session attempting to support his assertion yesterday that he was forced to sell the Fair in Plainview, Texas, because of inability to buy product.

Cole vs. MGM (Continued from page 1)

told them it didn't make any difference to me what a man's politics are. A man that matters is that you are a good screen writer." Katz added that if J. Mamix later telephoned Cole and notified him he was discharged "of all orders from the East.

Illinois Allied Unit's Sixth Anniversary

Chicago, Dec. 1.—A celebration commemorating the sixth anniversary of Illinois Allied's buying and booking organization, headed by Jack Kirsch, is expected to be attended by some 600 industry representatives at the Chez Paree Restaurant here on Dec. 16.
Parliament Votes Approval of Film Finance Corp. Bill

LONDON, Dec. 2.—Parliament’s approval of the Film Finance Corporation bill under which $20,000,000 of government money is being made available for independent production, was voted following House of Commons debate on the measure today.

Opposition speakers decided not to fight the bill and limited themselves to claims that under the bill taxpayers’ money is committed to hazardous use. Opponents said, in consequence, they want the advice of a committee of experts to be made available to the Film Finance Corporation to ensure that the best interests of the films which it proposes to finance.

In this way, they said, public money could be protected and artistic quality of the films might be raised.

In moving for a second reading (Continued on page 6)

B.B.C.’s Video Film Terms Unacceptable

LONDON, Dec. 2.—The film industry’s one year experimental television agreement with British Broadcasting Corp. ran into complications when BBC revealed the films it wants to televise must not be older than 12 to 18 months.

Yet another snag was encountered when BBC disclosed its proposed rental terms for the films. They are: Harold Howard, Harold Hoffman, J. W. Armacost, Gradwell Sears, Arthur Jeffrey, Ted Gamble, Sol Schwartz, Leonard W. Metz, Maurice Mauzer, Harold Hoff

Johnston Sees Decreased Remittances Next Year

In the wake of a disclosure early this week by the Motion Picture Association of America that during 1948 remittances from “soft-currency” countries have netted MPAA member companies “several million dollars,” MPAA president Eric A. Johnston said here yesterday that he believes dollar income from those territories next year will be less. He declined to expand this statement with actual figures, but said he based his forecast for 1949 on “the continuing tight dollar situation abroad.”

Johnston gave this opinion in a press interview which followed an address which he made before a meeting of the New York Chamber of Com-

Promotional Group To Aid ‘PR’ Shorts

A public relations committee was named here yesterday to work on the all-industry film version of which all phases of the film industry are said to be cooperating.

At a meeting of the Advertising and Publicity Directors Committee of the Motion Picture Association of America, and circuit publicity heads, the following were named to the Publicity and Promotion Committee for the current year.”

See Rembush Next Head of Allied States

Annual Election is Due At Board Meet Jan. 28-29

By RED KANN

NEW ORLEANS, Dec. 2.—True

man Rembush, president of Associated Theatre Owners of Indiana and currently treasurer of Allied States, is seen in line for the presidency of the national organization. He would succeed William L. Ainsworth of Wisconsin. The election of Allied Independent Theatre Owners at its annual meeting slated for Washington Jan. 28-29.

This was to be done by way of proof substantiating this prediction, but as the directors and delegates to the Allied convention left the Roosevelt Hotel throughout the day for their respective home cities, some of them carried from New Orleans impressions plus an occasional conviction that the decision for Rembush was practically “in the bag.” The fact that he was named to represent Allied at the MPAA-industry meet-

Parkhurst Manager Of Kans.-Mo. Allied

KANSAS CITY, Dec. 2.—C. M. (Parks) Parkhurst, president of Republic-Midwest Film Distributors, is resigning to become general manager of Allied Independent Theatre Owners of Kansas and Missouri Jan. 1, to succeed Jack Stewart, the first general manager of this new unit of Allied.

Parkhurst has been with the Republic-Midwest organization for 20 years and was previously branch man-

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Yeshiva U. To Honor Eyssell and Schaefer

Gus Eyssell, president of Radio City Music Hall, and George Schaefer, vice-president and traffic director, will receive certificates of merit in bronze, at Yeshiva University's annual dinner on Dec. 12th in the Hotel Waldorf-Astoria.

The plaques will honor both for their "many years of service to the Jewish community through membership in the Motion Picture Industry Scholarship Fund," which was headed for 10 years by Schaefer and is now directed by Eyssell. It provides scholarships for needy students.

Lockwood Would Send Gamble to Coast Meet

New Orleans, Dec. 2.—If he is unable to accept Eric Johnston's invitation to represent Theatre Owners of America at the industry meetings of the MPPA in Hollywood Jan. 28, Ted R. Gamble will be his alternate, Arthur H. Lockwood, TOA president, said today.

He is here along with Herman A. Levy, TOA general counsel, en route to Dallas where both will attend the Variety Club dinner for Robert J. O'Donnell at the Baker Hotel Saturday evening. Thereafter they expect to act as TOA representatives at the Oklahoma convention in Oklahoma City Dec. 6-7.

Boston Variety Plans Dinner for Lockwood

Boston, Dec. 2.—The Boston Variety Club is planning a banquet dinner in honor of Arthur Lockwood, Theatre Owners of America president, on Jan. 11 at the Copley Plaza Hotel.

Boston Variety officers for 1948-49 are: E. Harold Stoneham, chief banker; Louis Gordon, first assistant banker; Samuel Pininski, second assistant; Louis Richardson, treasurer; John Dervin, property master; and William Koster, executive director.

To Honor M. A. Mooney

CLEVELAND, Dec. 2.— Milton A. Mooney, outgoing chief banker of the Variety Club, will be honored at a testimonial dinner by the club early next year. Date of the affair has not been set. Mooney is on a vacation cruise. Nate Schultz and Nat Wolf have been named co-chairmen in charge of the dinner with Shlenker and Jerry Friedlander as alternates.

Meanwhile, the following were elected to the 1949 crew (board): Lou Ratner, I. J. Schmertz, Irving Silver, Jerry Weedes, Ironwood, Sanford Lecvitt, Milton Grant, Nat Barach, Jack Essick, Ray Shlenker, and Manny Strong. Schmertz and Ratner were elected to the Variety International Board of Directors with Shlenker and Jerry Friedlander as alternates.

Shift AA-Mono. Office

Allied Artists-Monogram executive office in New York will be moved tomorrow to 1550 Broadway, the building in which the Monogram International Enterprises branch is located. Now in Times Square, exchange operations will continue from the Film Center Building on Ninth Avenue.
**Luncheon Launches USO Reactivation**

An entertainment industry luncheon marking the reactivation of the USO and urging support of the campaign committee’s drive for funds was held yesterday at the downtown Marriott Hotel. James S. Sauter, chairman of the SO New York entertainment industry campaign committee, cited the fact that industry entertainers have all in past USO endeavors.

Walter Hoving, chairman of the board of both USO and Veterans Hospital Camp Shows, asserted that USO has joined with show business in a complete responsibility for the financial needs of the organization that your industry set up “to bring cheer and help to service men.”

Dr. Lindsey F. Kimball, president of USO; Gen. Francis R. Kerr, assistant administrative special services in the Veterans Administration; John J. Raskob, general chairman of the campaign committee, were among other speakers.

**Parkhurst Named (Continued from page 1)**

ager at Omaha. He started with Pathe in 1916 as a booker.

Fred Herbst continues as buyer and booker for the group. The Kansas-Missouri unit will hold a meeting for independents on Dec. 7, with William F. Ainsworth, Allied’s national president, and Charles Nile, Allied general manager for Iowa-Nebraska, as featured speakers. Reports on the New Orleans national convention will be given.

**Rembusch and Allied (Continued from page 1)**

ings in Hollywood Jan. 26-28, on the invitation of Eric Johnston, PMAA president, was not without significance.

At the banquet which brought the convention to a close last night, actor George Murphy said steps, within legal limitations, will be undertaken to curb misadventure among film players. Education and persuasion appear to be the best methods, he added, in pointing out that he had been authorized to bring such a message here from M-G-M executives in Hollywood and New York and from other companies as well. While Murphy had unquestioned authority to speak on behalf of M-G-M, there was considerable doubt the morning after it he had not taken in far more territory than was justified.

**Allied Names Committee For ‘Brotherhood Week’**

Maxwell Alderman of New Haven, Edward Lachman of Morrisstown, N. J., and Nathan Yamin of Boston have been named by Allied States to serve on a committee to aid the industry’s participation in ‘Brotherhood Week.’ Feb. 20-27.

**KMTA To Publicize Arbitration Unit**

**Kansas City, Dec. 2.—A promotional campaign is being applied by the Kansas Missouri Theatres Association’s board of directors to its recently appointed arbitration committee which is to give assistance to all exhibitors in this area, to prevent litigation in courts.**

**Griffith Re-hearing (Continued from page 1)**

B. Cochran, Griffith attorney, who acted to bar submission of a summary of Smith’s correspondence with film distributors purporting to show his difficulties in securing film for his State Theatre when it opened in 1946. Judge Vaughn agreed with Cochran that the letters themselves, rather than the summary, would be the best evidence.

Smith also related what he described as disadvantages to him in bringing action by the distributors to the Griffith circuits.

Today was the third day of the re-hearing before the Supreme Court in its reversal of Judge Vaughn’s decision and demanding a settlement which would prevent anti-trust violations by Griffith.

**George P. Skouras Heads Scout Drive**

George P. Skouras, president of Selective districts, and chairman of the board of Dalian, Inc., are chairman and co-chairman, respectively, of the amusement industry division for the Greater New York Council of Boy Scouts of America’s 1949 finance drive to raise $40,000.

Membership of the amusement industry division follows: Si Fabian, President, and J. M. Merhe, Joseph, Newman, Sol Strassberg, Sol Schwartz, Joe Vogel, Harry Brandt, Joe Selig.


**Divestiture (Continued from page 1)**

ager, Joseph P. Kennedy, former Ambassador to Great Britain and one-time head of Film Booking Office, was named chairman of Paramount’s division of America, Keith-Albacin-Orpheum Corp. and Pathé Exchange, Inc., is said to own 8 per cent.

Ford confirmed recently that talks had been held but declined to make any prediction on their outcome.

In April of Paramount’s minority interest in Western Massachusetts’ 17 theatres presumably would be to Samuel Goldstein of Springfield, Mass., present operator and parishioner.

As previously reported, negotiations by M. and P. Theatres for acquisition of Paramount’s interest in Netco Theatres is continuing. Divestiture of M. and P. from Paramount is not involved in the negotiations.

**Exchange Pay Hike (Continued from page 1)**

overall policy, which will be adhered to in negotiations with the “trade spokesman” for the group, which is under the chairmanship of Clarence P. Rinzler, president of the Century-Fox, has indicated that pay will be sufficient if established in time for next week’s meeting.

The exchange workers’ 1948 contracts expired last Wednesday, but are subject to automatic extension until agreement on the new pact is reached.

**21 Named in Altec Expansion Program**

A series of organizational changes involving top positions of the newly formed expansion program of Altec Service manpower, which started last month with the creation of an expanded executive vice-president. Changes are immediate.

The Central division, embracing the former Chicago division, under W. G. Raskob, will have R. Hilton as manager; field offices are in Chicago, Minneapolis, Kansas City, Atlanta, and San Antonio.

O. E. Maxwell, E. A. Briggs, E. C. Shriver, T. J. Canavan, and C. W. A. MacCormack were named sales representatives, and J. B. Pesek, C. W. Scott, S. J. Warkozewski and C. J. Zern were appointed field managers. D. L. Turner is business manager.

The Southern division, taking in the former Atlanta, Cincinnati and Charlotte districts, has been divided into field offices in those three cities. M. G. Thomas is division manager, and F. B. Meaney, manager.

The Western division, continuing the present Altec division, has P. C. Dickley, F. W. Cockett, F. S. Barnes, and O. G. Taylor were named sales representatives, and J. L. Mather, R. B. Brown and J. S. Kaufman were appointed field managers.

**Hear Arguments in Case vs. Salesmen**

WASHINGTON, Dec. 2.—Further argument was heard here today by District Judge McGuire on the motion of two theatre-owning film salesmen to be dismissed as defendants in the action brought by the Center Theatre of Central, Md., against them and four distributors. Judge McGuire took the motion under advisement.

The motion was first argued some months ago, and on Nov. 21 McGuire ordered the filing of a demurrer and asked counsel for the Center to draw up a final order. Before the order could be issued, however, E. W. Molohon, Jr., attorney for the two salesmen defendants, F. B. Klein and Clarence W. Ritz, had the court to hear further argument.

**Production Is Off Slightly; 26 in Work**

Hollywood, Dec. 2.—The production tally dipped to 26 from last week’s 36. Four films were launched, while eight were finished.

Shooting started on “In the Good Old Summertime,” M-G-M’s “The Hidout,” Republic; “It’s Only Money,” RKO Radio; “Dan Patch” (Frank), United Artists.


**Press Agent**

Wanted—experienced theatre press agent to develop publicity for group of 12 theatres 50 miles from New York City. Must know ads, novelty display and theatre papers, stage use, experience, and minimum salary.

BOX NO. 420 — M. P. DAILY
1270 SIXTH AVE, NEW YORK 20, N. Y.
Audiences far and wide will fall under its spell and retain the glow which "Enchantment" imparts. No film can be expected to do more.

Yours,

Red Kann

Mr. Samuel Goldwyn
1041 North Formosa Avenue
Hollywood 46, California
SAMUEL GOLDFWN PRESENTS

"Enchantment"

expected to do more!

JUST ABOUT THE MOST WONDERFUL LOVE STORY EVER FILMED!
Says Films 'Muffed' 1st Chance at Video

Position of the motion picture industry in television today is weak from the standpoint of obtaining a permanent part of the "radio spectrum" for theatre television purposes because it took no concrete interest in the experimental frequencies allocated by the Federal Communications Commission, it was declared at the American Television Society's Film Forum at the Museum of Modern Art here Wednesday by Donald Hyndman, chairman of the television committee of the Society of Motion Picture Engineers.

'O'Donnell Plane' (Continued from page 1)

Jr., and Harry Thomas. The group is scheduled to leave La Guardia Airport, New York, tomorrow afternoon.


Bonded to Handle Republic Prints

PHILADELPHIA, Dec. 2 — Bonded Film Storage will handle physical distribution in New York for Republic Pictures, starting Saturday, it was announced here by William J. Clark, executive vice-president of National Film Service. Bonded is New York representative for National.

Johnston Sees (Continued from page 1)

merce. Johnston was president of the United States Chamber of Commerce.

Ultimatley, Johnston said, the Economic Cooperation Administration's activities will bring about a substantial and steady flow of film company remittances, but not before the end of 1949. It has been estimated that some $30,000,000 in U.S. film company earnings are still frozen abroad.

Yesterday's speech was a forthright, facts-and-figures analysis of Europe's present economy, and a warning to the 400 businessmen present that they must avoid the economic pitfalls into which Europe's businessmen have stumbled.

Johnston expressed the opinion, arrived at during his recent "behind-the-curtain" trip in Europe, that production of food, clothing, etc., was the standard of living in Soviet satellite countries has diminished meanwhile due to the "drains" exercised by the Russians.

Johnston said he believes American businessmen can succeed "in keeping out our business" by reaffirming the importance of a capitalist economy by increased production.

B.B.C.'s Video Film (Continued from page 1)

their films are available and have referred the subject to their home offices.

Meanwhile, British exhibitors are eying the developments warily, asserting that their interests may be jeopardized by broadcasts to domestic receivers of films whose theatre life has not been exhausted.

Efforts are being made for an early resumption of the industry-BBC television film talks, mainly because Arthur Rank is anxious to begin television shows in his selected theatres next month.

UK Finance Bill (Continued from page 1)

Commons of the finance measure, Harold Wilson, president of the Board of Trade, reiterated the government's plans concerning the present British production situation to demonstrate the need for the bill and the desirability of having a healthy, growing British film industry, capable of standing on its own because it could do much to provide a better way of life around the world and could contribute to reducing the outward flow of dollars.

Proper exhibition opportunities will be afforded by the new Quota Act for all government-financed theatres. That was the way it was said. He claimed that the quota already has greatly stimulated production but admitted that a shortage of "angels" has distressed independent production.

He emphasized that creation of the Film Finance Corp. is an emergency measure which would operate only until the industry reverts to normal financing methods. He denied with emphasis that the government has any intention of subsidizing the film industry. He said all loans made will be repayable in five years and that new lending will cease after five years.

Wilson cited the problem of high production costs, calling it "the occupational disease caught like the plague from overseas.

He said he has appointed a "working committee" of producers and unions to examine the cost problem and make a report by the end of January.

He said a contributory reason for the production slump was that American production here had not reached anticipated levels but he was glad to have the opportunity of correcting any impression that Americans had let the British industry down in this regard.

Tom O'Brien, Member of Parliament and general secretary of the National Association of Theatrical and Stage Employees, surprised Commons with a forthright attack on exhibitors, claiming they contribute nothing to the production industry. O'Brien said he welcomed the appointment of the working committee and hoped that it might find some means of reducing costs.

To Aid 'PR' Shorts (Continued from page 1)

man, and Maurice Bergman, Universal, to represent the Ad-Publicity Directors Committee; Harry Goldberg, Warner, and Ernest Emerling, Loew's, to represent affiliated circuits; Harry Machinison, RKO; Peter Levathes, 20th Century-Fox, with Oscar Morgan, of Paramount, to represent distributors; Kenneth Clark and Tom Waller, to represent the MPAA.

At yesterday's meeting, Robert Mochrie, general sales manager of RKO Radio and chairman of the National Distribution Committee of the Motion Picture Industry, discussed plans for the distribution of the short subjects.

$30,000 Damage in Film Truck Crash

BOSTON, Dec. 2 — A film truck collision at Rowley, Mass., damaged $30,000 worth of film destined for Maine theatres. The truck, owned by Interstate Film Dispatch of Somerville, Mass., was badly damaged, and its driver, Arthur LeBeau, was critically hurt.

Brought thrillingly to the screen by the makers of "Canon City!"

THE WALKED BY NIGHT

starring

RICHARD BASEHART • SCOTT "CANON CITY" BRADY

A BRYAN FOY Production • An EAGLE LION FILMS Presentation

"Will rank with 'T-Men' and 'Canon City!'" — Variety
National Film
Clean-Up Is
Slated by PTA

3-Point Program Includes Also Comic Books, Radio

Word reaching New York from various parts of the country at the weekend indicates that the National Congress of Parents and Teachers has rallied its 4,500,000 members in a drive against "unwholesome comic books, motion pictures and radio programs." Motion Picture Association of America, meanwhile, said it is "easing the situation carefully."

An "action committee" of five, set up by NCPT headquarters in Chicago, and headed by Mrs. Joseph W. Eshelman of Birmingham, has urged the organization's various state groups to take specific steps to implement the national organization's eight-point program of action.

Meanwhile, it is understood, a national council of organizations, including (Continued on page 4)

Chicago Drive-ins
Start Trust Action

Chicago, Dec. 5—An anti-trust suit was filed on Friday in U. S. District Court here by Fink and Gandell, operators of two drive-in theaters in this area, which asks for injunctive relief against five distributor and circuit defendants. Suit charges that the plaintiff's North Avenue Outdoor and Harlem Avenue Outdoor theatres were denied the privilege of competing for films for first subsequent-run showing after their Loop run.

Both drive-ins recently closed for the winter, having played third-run during the summer. Defendants are Paramount, Universal, Balaban and Katz, and Warner. Plaintiff's attorney is Seymour Simon.

Rodgers Opens MGM Sales Parley Today

Discussion of general conditions and the company's current and forthcoming releases will be spotlighted at the five-day conference of M-G-M field sales managers and their territorial and home office assistants which will be opened here today at the Hotel Astor by William F. Rodgers, sales vice-president. The company recently (Continued on page 3)

French Reject
U. K. Appeal
Against Quota

London, Dec. 5—The French government has refused adamantly to increase the low minimum quota set in France on British film imports shown during the year ending June 30, 1949. The reaction here would seem to indicate that the British find it easier to dish out quota restrictions than to take them.

The French refusal, it is reported by the three British film producers' representatives sent to Paris to secure an easing of the restriction, was attributed by that government to film (Continued on page 3)

CEA Is Adaman on
Rank's Film Terms

London, Dec. 5.—Cinematograph Exhibitors' Association thus far has kept the British Film Producers Association outside its dispute with J. Arthur Rank over film rentals and sales practices of Rank's General Film Distributors by declining to attend meetings on the subject sought by the BFEA.

After several meetings with Rank, the CEA won an agreement for a sliding scale of rental terms rising from 33 1/3 per cent to 50 per cent with intermediate break figures for the exhibitor's protection. Rank also undertook to extend small exhibitor terms to theatres grossing a maximum of $800 weekly, provided other distributors agreed. The exhibitors, in turn, (Continued on page 3)

Griffith Trial Hears
Of Testimony Error

Oklahoma City, Dec. 5—A government witness in the Griffith hearing which started here last week before Judge Edgar S. Vaught after the Supreme Court reversed his decision absolving the Griffith circuit of anti-trust actions admitted on Friday that he had testified falsely in the trial three years ago.

Malcolm Geiger, who managed the Bays Theatre in Blackwell, Okla., in 1938-39, for George Laham of Wichita, Kan., said that after many hours of questioning in 1945 he was confused. He made this statement after Charles Cochran, Griffith attorney, read the record of the earlier trial to (Continued on page 4)

Taxes in Maryland
Are Hiked to 25%

Baltimore, Dec. 5—Effective Feb. 1, an additional 1 1/2 per cent tax on theatre admissions will be added to the one-half per cent now collected by the state and remitted to Baltimore County. This is result of an unprecedented tax boost imposed by the Baltimore County Commissioners. The change does not apply to Baltimore, which is not located in the county.

With the Federal tax of 20 cent and Maryland's new five per cent tax, theatres in the state now collect ticket taxes of 26 1/2 per cent, excluding Baltimore, which collects 20 1/2 per cent.

$100,000,000
Remittances in
1948 Expected

U. S. Says $124,000,000
Was Received in 1947

Washington, Dec. 5—The Commerce Department reported today that U. S. motion picture companies during 1947 received $124,000,000 in remittances from abroad for exhibitions here, a decline of only about 10 per cent from 1946's record $138,000,000.

Commerce estimates that remittances this year would probably drop to about $100,000,000. The decrease in remittances from Britain was the chief factor for the drop in both years.

The figures, the Department says, represent the American companies' share of income received from film rentals in foreign lands after payment of overseas expenses. They do not include returns on investments abroad, which might add several million dollars to the figures in each year.

"Contributing to the decline," Commerce reported, "was a marked decrease in American film receipts in (Continued on page 3)

Hundreds in Tribute
To R. J. O'Donnell

Dallas, Dec. 5—Hundreds from all branches of amusement, and from all walks of life paid tribute here last night at a testimonial dinner in the Hotel Baker to Robert J. (Bob) O'Donnell, sixth-time president of Variety International and general manager of Interstate Theatres of Texas. Scores of congratulatory telegrams from all over the U. S. and cables from abroad were read from a day's stud (Continued on page 3)
G. L. CARRINGTON, Altic Ser-

vice-vice-president, is here from the

COAST.

DOUGLAS FAIRBAINS, Jr., actor-

producer, was in Washington late last

week. He is here to see MOUNT

PREZIDENT TRUMAN on his recent

visit to Europe. FAIRBAINS is chair-

man of the Share-through-CARE

Committee, a sponsor of the Ameri-

can Association for the United Na-

cions.

ALBERT SPALTER, president of Spal-

ter International Pictures, is sched-

uled to leave here tomorrow on the

SS Queen Elizabeth for a tour of

Europe.

LYMAN MUNSON, 20th Century

Fox European production chief, has

been made a Commander of the Or-

der of the British Empire for his war-

time services in the Canadian Army.

JEFFREY BURNARD, Allied Artists

president, arrived from a visit to Paris

and Rome from London. They are

due back on the Coast on Dec. 20.

IRA MORRIS, RKO Theatres home

office publicist, was married here yes-

terday to Elizabeth Wiegels. The cou-

ple is honeymooning in the South.

MURRAY SILVERSTONE, president of

20th-Fox International, will return

from Europe today aboard the SS

Queen Elizabeth.

JULES LIVINGSTON, Republic sales-

man in Cleveland, and Mrs. Living-

ston have become parents of a daugh-

ter, DEBRICE.

EDWARD T. DOHERTY, Chicago

financier and chairman of the board of

United International, has arrived on

the Coast from Chicago.

SI SKINNER, M-G-M advertising

man, is back here today from Hollywood.

H. M. RICHEY, M-G-M exhibitor

relations, has returned from New York

at the weekend from New Orleans.

LEN HAMMOND, European director

of Movietone News, Inc., has sailed for

Paris following a month’s stay here.

HENRY RONGE, United Artists man-

ager in Panama, is here for pane

office talks.

Joseph and Lipton Here

John Joseph, Universal-International

national director of advertising—pub-

licity, and David A. Lipton, studio co-

ordinator of advertising and promo-

tion, are here from California for a

week, and will leave here for New York

forthcoming U-1 releases with Wil-

liam A. Scully, sales vice-president,

and Maurice A. Bergman, eastern ad-

vertising manager, respectively.

OKLAHOMA OWNERS’ MEET TODAY

Oklahoma City, Dec. 5—Some

250 exhibitors and more than a dozen

national figures are expected here for

a two-day meet Thursday and Fri-

day of the Theatre Owners of Oklaho-

ma and Variety Tent No. 22 which opens

tomorrow at the Servin Hotel. Morris Low-

stein is president of the exhibitor

group.

Chief speakers and guests of honor

will include Arthur H. Lockwood, Theatre

Owners of America president, and Robert J. O’Donnell, chief banker of Variety.

Others speakers and guests expected to participate in the meeting are:

• John Granville, executive vice-

chairman of the National Asso-

ciation of America; Nathan O. Golden, Andy W. Smith, Jr., Herman Levy, George Demong, Col. Wil-

tam H. Richey and Sam Shain. Actor George Murphy will also address the organization.

The result of a New York trial which would let cities and towns tax business firms will be among the regional industrial problems to be aired.

A delegation from Hollywood will include: Cornelia Graville, Stuart Cameron, Don Castle and Jack Wrather.

Willis Davis Warns of Gov’t Encroachment

ATLANTA, Dec. 5—Pointing out

the danger of the screen as a propaga-

tanda medium, Willis J. Davis, execu-

tive of Georgia Theatres, warned against encroachment by the govern-

ment on commercial recreation, in an address before the Georgia Citizens’ Council in Atlanta.

In his address, Mr. Davis said that the screens of the nation become propaganda media under a cen-

tral governmental agency supported by tax money, they would lend themselves readily to government encroachment on individual liberty,” said Davis.

Selznick, Eagle-Lion Talk Reseal Deal

Hollywood, Dec. 5—An under-

standing was reached Saturday night

of dating as far back as "The Prisoner of Zenda," will be distributed by Eagle-Lion if discussions under way to take over this Allied Artists company and David O. Selznick materialize. No new Selznick product would be involved.

It is reliably reported here that the deal will be taken to Film Classics if the talks with E-L break down.

$25,000 Chicago Fire

Chicago, Dec. 5—Damage esti-

mated at $25,000 resulted on Friday

when a three-alarm fire swept the 425-

thy Theatre, and the building was

closed for the evening. Owners are

Leon Kaplan and Nathan Fadin.

Circuit Gets FM

WASHINGTON, D. C. — Syndicate

Theatres, Inc., has been granted a li-

cence by the Federal Communications

Commission for the first new station

inrcation near Columbus, Ind.

Ask Non-Defendants’ Trust Depositions

DENVER, Dec. 5—Cinema Amuse-

ments plaintiffs and 100 nationwide

instituting to counter against 20th Century-Fox, RKO and Loew’s, has served sub-

poenas on branch managers of non-

defendants in a contempt action on their selling practices as related to the case. Cinema is headed by John W. Hohenschild.

The three defendants, also served to move that all subpoenas. The case was filed in U. S. District Court in Wilmington, Del.

Warner Short To Aid N.Y. ‘Freedom Train’

ALBANY, N. Y., Dec. 5—Warner

is producing, through its Pathe unit, a one-reel film for showing in theatres in connection with visits of the New York State "Freedom Train" which is scheduled to begin a one-year tour of the state in January, it was dis-

closed here Friday by Charles Smichak, Warner district manager. Walton Ament is directing the film which will dramatize history of conditions in New York.

The state American Legion is paying for prints to be shown in schools.

FRANK FOLSON NAMED PRESIDENT OF RCA

Upon the recommendation of David

Sarnoff, RCA board chairman, di-

rectors of the corporation at a meet-

ing here on Friday elected Frank M. 

Folson to the presidency, which post

he will assume when the present board chairman will continue as chief executive officer. Folson has been succeeded as executive vice-president by W. J. Wilson, and as president and general manager for RCA in Camden. The change will become effective on Jan. 1.

Frank and Foote Will Make Three

HOLLYWOOD, Dec. 5—Producer W.

R. Frank and author J. Taintor Foote, now co-producing "Dan Patch" for United Artists release, have formed a new partnership under which they will jointly produce three more features.

Skouras Aids Wounded

Stars of show business will appear on the stage of the Skouras Academy of Music, Manhattan, tomorrow night, on a "Stars and Heroes" show launch-

ing the New York Journal-American—

Skouras Theatres war-wounded Christ-

mas fete, and the same group will observe Pearl Harbor Day. Under the direction of Skouras’ Nick John

Skouras, 54 Skouras theatres in the Metropolitan area will feature special Pearl Harbor Day Memorial services.

RMA To Meet Here

WASHINGTON, D. C.—Radio in-

dustry leaders will convene in New York

tCity Tuesday through Thursday for a

meeting of the Radio Manufacturers Asso-

ciation on industry problems, with the board of directors slated to elect F. E. Balcom as

president of the RMA.

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FIGHTING in China and Madame Chiang Kai-shek’s visit here are current newreel highlights. Vari-

ties of human interest round out the complete newreel.

MOYERTOWN, N. J.—Firefighters fig-

hite Chinese Reds in such a

vuming as a result of a deli-

ent committee on European aid. Re-

cently the Communist Chinese Red

plane comes home. New plane pro-

duced for Chinese Red is an air-

armed development of the home-


DEAD IN SHOOTING, No. 29. Fi-

ghts between elements in the "sin-

cruce" slum, Tokyo. Doodle-doo bell3 balls are the shooting. Glamor, Red is the new."
Trading Is Light In Company Stock

Washington, Dec. 5.—In a month's trading by office and directors in film company stocks, Albert Warner bought 15,500 shares of Warner common stock during October, and gave away 7,500, increasing his holdings by a net 8,000 shares to 444,200, according to the latest report of the Securities and Exchange Commission on trading by officers and directors in film company stocks. The 7,500 share gift went to the United Jewish Appeal. David Warner fielded 3,510 shares of Loew common as a bequest, bringing his holdings to 24,510 shares.

At Universal, Daniel Sheaffner continued to drop his total, selling 860 shares to leave him with 1,507. Charles D. Prutenne gave away warrants for 2,000 shares of Universal common, leaving him with 6,100 shares and warrants for another 21,250.

Harry Brandt bought 2,000 shares of Trans Lux common. At the end of the month, he had 90,665 shares, his wife had 4,700, Broadyork, Inc., had 1,000 and Harday Inc. had 1,400. William M. Girden bought 100 shares of Trans Lux common by very light trading in his holdings to 2,500 shares, and Herbert E. Herrman bought 100 shares, increasing his holdings to 5,100 shares.

Hits U.K. Film 'Luxury'

Manchester, England, Dec. 5.—Urging British producers to unite in building up a foreign market for their pictures, John Boulting, producer, director, told the Manchester Cinematograph Club that there are "too many champagne-soaked conventions and too many luxurious offices" in the film industry.

Set Foreign Film Awards

Foreign Film News will make annual awards for the best foreign-language film shown in the U. S., as well as for the best male and female performances, and best direction, Arthur Davis, publisher of the periodical, announced. Judging of the films will be by filmgoers through balloting.

Remittances

(Continued from page 1)

the third and fourth quarters of 1947, the result of the temporary cessation of shipments of films to the United Kingdom following the increased British import duty on foreign films imposed in August, 1947. According to British government figures, shipments to the United States in 1947 amounted to $56,000,000, compared with $70,000,000 in 1946.

"The United Kingdom—United States film agreement of March, 1948, film exports to Great Britain were resumed but remittances from that country in 1948 probably amount to about $35,000,000 and total receipts from all countries to about $100,000,000." Prior to 1946, the high in remittances was in 1921, when they hit an estimated $125,000,000, including dollar accumulations from earlier years released by the British in that year. The estimate for 1943 was $114,000,000; for 1944, $110,000,000, and for 1945, $111,000,000.

The pre-war high was an estimated $100,000,000 in 1925.

Commerce released the following quarterly and annual comparative breakdown in remittances: January-March, $34,000,000 in 1947, against $33,000,000 in 1946; April-June, $33,000,000 in 1947, against $32,000,000 in 1946; July-September, $29,000,000 in 1947, against $34,000,000 in 1946; October-December, $28,000,000 in 1947, against $38,000,000 in 1946.

M-G-M Sales Parley

(Continued from page 1)

announced that it will release 17 pictures, eight of them in Technicolor, in the next six months.

Among those slated to attend from the field will be John P. Byrne, Herman Rips, John J. Maloney, Frank C. Hensler, Rudolph Berger, John S. Allen, Burtis Bishop, Jr., Ralph W. Maw, George A. Hickey and Samuel J. Gardner. Home office assistants present will include Paul J. Kehl, Charles F. Deesen, Leonard Hirsch, Irving Helfont, and others.

French Producer Here for Talent

Only good films are doing business in France, regardless of whether they are American, English or French. P. Albert, president of Realisations D'Art Cinematographiques of Paris, has decided. Albert, with Compte De Perregaux, head of the same unit's affiliate in Switzerland, both are here to arrange the New York opening of their film, "Man to Man," and also to go to Hollywood to line up talent for a picture based on the story of the Panama Canal.

French Reject

(Continued from page 1)

quota commitments already made to other countries. The British mission to Paris included F. M. F. West, managing director of J. Arthur Rank's Eagle-Lion Distributors; Sir David Cahnsgymphe of Sir A. Korda's London Films, and Reginald Baler of Ealing Studios.

The trio termed the Paris conversations "useful," however, as there was the hope prevailing that increased playing time will be given British films in France in the following year.

Meanwhile, the British Film Producers Association is endeavoring to persuade the British government to engage in government-level talks with the French in behalf of the BFPA. The association claims its members are entitled to a French quota of between 30 and 40 pictures annually in view of stepped-up British production. The present quota limits the British to 22 features annually.

Answering British exhibitor allega-

tions, meanwhile, that U.K. producers will be unable to produce enough films to meet the 45 per cent British quota, Sir Henry French still claims the producers will probably produce 160 "first features" for release during the year ending Sept. 30 next. He admits, however, that there is a lagging level of American production here, a fact which makes his prophecy more problematic than ever.

BFPA is expected to appoint soon a special panel to select the most appropriate pictures to export to France during present quota restrictions.

CEA Adamant

(Continued from page 1)

promised Rank to do all they could to make the detested 45 per cent quota workable.

The BFPA stepped in and insisted that Rank conduct no further negotiations unless accompanied by his fellow-producers. The CEA subsequently declined to continue the negotiations which would include BFPA representatives.

Meanwhile, the exhibitors either are securing the kind of terms Rank promised or are they are complaining loudly and even from penciling in GFD dates.

American distributors here are watching the situation closely determined to oppose the development of a common renting formula for the whole trade.

UK Govt. '47 Films

Cost Was $2,758,156

London, Dec. 5—British Government's Central Office of Information reveals in its annual report for 1947 that its third largest expenditure for information items was for film production. Out of a total of 3,250,000 pounds ($13,000,000), 689,329 pounds ($27,581,156) were spent for films.

"Pa Kettle" in fine fettle... and funnier than ever in "YOU Gotta STAY HAPPY!"

"Even better than 'T-Men' and 'Canon City!'" — Harrison's Reports
Film ‘Clean-Up’

(Continued from page 1)

Censorship Bill Is Introduced in Mass.

BOSTON, Dec. 5. — Rep. Bernard Lally of Boston proposes creation of a five-man board to censor motion pictures in Massachusetts. He has filed a bill under which the board could ban films found to incite race prejudice or depicting immoral or criminal conditions.

The governor would appoint the board, its members to consist of at least one woman and one clergyman. Tenure of office would be left to the discretion of the governor.

Photographers Party

Annual ball of the Press Photographers Association of New York will be held on Feb. 4 at the Waldorf-Astoria Hotel here. For the first time in its 30 years, the association will choose its “Queen” from the general public, professionals having been the entrants up to now. The association’s membership includes many photographers from the film business. Joe Hengler is chairman of the publicity committee.

M-G-M Buys Story

HOLLYWOOD, Dec. 5. — David O. Selznick has sold F. Scott Fitzgerald’s “Tender Is the Night” to M-G-M as a starring vehicle for Jennifer Jones. However, Miss Jones’ stage and screen commitments may prevent her from being available if M-G-M decides to make the picture before next fall.

Approve Sunday Shows

KINGSPORT, Tenn., Dec. 5.—Motion picture shows here on Sundays appear assured following adoption of a resolution by the mayor and aldermen, with only one dissenting vote, ordering the preparation of an ordinance legalizing Sunday showings.

Suspend Rita Hayworth

HOLLYWOOD, Dec. 5. — Columbia suspended Rita Hayworth for her refusal to report to the studio on Friday in connection with “Lona Henry,” Beckworth Corp. production, which is scheduled to start this week.

Reviews

“A Letter to Three Wives”

(20th Century-Fox)

SKILLFUL treatment has brought humor, drama and insight to a story dealing with three sets of people in an average American town. The innate appeal of the story has been strengthened by a handsome production mounting and a resourceful cast. An encouraging debut.

The story opens with the town’s siren informing three young wives that she has run off with one of their husbands. The tormenting question is which husband, and since the three wives are all in love with the same man, of a day’s outing, they cannot get to a phone to verify their fears. The pattern has each of the wives drift into a reverie of flashbacks. Young Joe Crain, now married to Jeffrey Lynn, a navy officer just out of service, cannot adjust herself to the town’s social set. She fears a breach with her husband. Ann Sothern, who writes “soap operas” for radio, has had some domestic differences with her school teacher husband, Kirk Douglas. Finally, Linda Darnell, born to poverty and privation, and married to the same man, the town’s tycoon. Disputes follow between these two because of Miss Darnell’s fast-register approach to marriage.

In highly entertaining fashion, the film dwells on various aspects of the lives of the three wives, with tension mounting over the question of which one has lost her husband to the siren. A surprise ending ties the story up in a happy bow, when it develops that none of the girls has a long spouse.

Joseph L. Mankiewicz who directed also wrote the script. Some of the sequences are quite outspoken, making the picture adult fare. Sol C. Siegel produced, from a novel by John Klemperer. Performances are notable all down the line. Secondary roles are held up well by Barbara Lawrence, Cornell Gilchrist and Florence Bates. Running time, 103 minutes. Adult audience classification. Set for February release.

MANHEIM HERBSTMAN

“Jiggs and Maggie in Court”

(Monogram)

Hollywood, Dec. 5

“JIGGS AND MAGGIE IN COURT” is far and away the best in the comedy series. Based on the George Mamanus comic strip, the picture’s success, is mainly due to the fact that the strip itself is the basis of contention throughout the film, and because Mamanus this time plays a principal part in the proceedings, proving himself an accomplished actor. He is so convincingly brought to life in this picture, that it is hard to imagine anyone else as the Frenchman in the supporting roles which the cartoonist accomplishes with pen-and-ink, producer Barney Gerard rates a special variety of praise.

With Joe Yale and Rene Riano again playing Jiggs and Maggie, Tim Ryan as Dinty Moore and Pat Goldin as Dugan, the script gets under way as Maggie, resentful of being pointed out and laughed at in public due to her resemblance to the cartoon character, visits Mamanus in his office and tries to persuade him to stop drawing the cartoon. He agrees to do so, in 1939, and escapes her wrath momentarily, accompanied by Jiggs, only to meet up with it again when she retains counsel and has him brought into court. The engaging of counsel, the court session, and several completely slapstick-type sequences at Dinty Moore’s bar, are studded with hearty laughs, all strictly in the Mamanus pattern. William Beaudine directed ably, from a script by producer Gerard and Eddie Cline.


Griffith Trial

(Continued from page 1)

show that some of Geiger’s statements on Friday were at variance.

Called by the government to show that Griffith had cornered the product in Blackwell at that time, Geiger said he had been unable to buy from any of the majors during the 1938-39 season, but later changed this assertion and said he had cut back purchase opportunities, and had obtained RKO film running Universal, Grand National and Republic.

Friday’s other witness was J. D. Wineland, former independent operator of Skyline Drive-In, who will testify in a similar manner as Mr. Goldin, to return to the stand tomorrow. The hearing will be recessed on Tuesday but will be resumed Wednesday.

PRESS AGENT

Wanted—earnest-minded theatre press agent to do publicity for group of 12 theatres 50 miles from New York City. Must know of make-up, lobby displays and exploitation. State age, experience, location, salary. Box No. 420. M. P. DAILY.
Hollywood, Dec. 6—Hal Wallis Productions will spend $18,000 on the 12 films which it will make for Paramount release at the Paramount studio under terms of the contract finalized here today.

The Wallis unit will have "complete autonomy" and will use all Paramount facilities, it was stated, although information on the extent of "autonomy" participation in the financing was not disclosed.

The deal, which is for "several years," was signed by Hal Wallis and Joseph Hazen, president of the company. It culminates several weeks of negotiations both here and in New York, with the Paramount participants, including Barney Balaban, president; Frank Freeman, studio vice-president, and Henry Ginsberg, executive producer and vice-president in charge of studio operations.

Wallis' last deal with Paramount (Continued on page 4)

IA' Soppe Facing Long Legal Tussle

A long chain of formal National Labor Relations Board hearings, covering a period of about six months, now faces the union disputants in New York's jurisdictional battle for supremacy in film industry offices, it is believed in labor circles here.

Already CIO's Screen Office and Professional Employees Guild has indicated it will bid for a formal hearing in the dispute involving De Luxe Laboratories' "white collarists" whose allegiance the AFL's IATSE Motion (Continued on page 2)

Will Reseese Griffith Hearing to Jan. 24

OKLAHOMA CITY, Dec. 6—Parties in the drawn-out Griffith anti-trust case will get a respite next week when the hearing will be halted until Jan. 24 in order to give U. S. District Judge Edgar S. Vaughn a chance to clear up other cases on the docket. It will also break up a hearing that has already consumed one week in

(Continued on page 3)

Hit by Television, Newsreelers Concert

Seriousness of the effect of television on newsreel theatres has been spotlighted with the conversion of two houses to regular film runs. While video's news coverage admittedly is not too extensive, nevertheless it is said to outdate much newsreel material. The two converting are Trans-Lux houses in Philadelphia and Washington.

Rank to Testify in Suit Here Mar. 21

British film industry leader J. Arthur Rank and his chief counsel, G. L. Woodham-Smith, are scheduled to testify in U. S. District Court here on March 21 in connection with the $500,000 litigation pending against Rank's General Cinema Finance Corp., the American Production and Universal-International, as filed by Canada's Empire-Universal Corp., court records disclose.

Reports from London have indicated that Rank will make his annual visit to the U. S. in March, and the case has been continued for that time to give him and Woodham-Smith an opportunity to testify. At the same time, Rank is scheduled to attend the first meeting of the Anglo-American Film Council in New York.

Empire-Universal, franchise distributor in Canada of Universal and Republic product, has retained attorney Samuel L. Spring of the New York law firm of Spring and Eastman, as

(Continued on page 4)

Italian-U. S. Deal Is Off

Negotiations between the U. S. Embassy in Rome and the Italian government, looking to an unfreezing of blocked American funds in Italy, have broken down, it was learned here. Reason was said to have been the Italians' demand for a stiff quota on American films in return for any dollar concessions. Until now no quota has existed in Italy and a great number of U. S. films have played that country.

Sentiment at New York home offices is that American distributors would eventually agree to the quota in Italy in return for dollars.

Eagle-Lion, shut out of the French market under the revised Blum-Byrnes accord, has appealed to the Rome Embassy not to permit a similar thing to happen in Italy and has been advised that any accord reached would cover all companies.

Eagle-Lion Protests French Film Accord

Eagle-Lion has filed a formal protest with the U. S. State Department against the recently revised Blum-Byrnes accord on film imports in France. Sam Seidelman, Eagle-Lion's foreign office head, disclosed here.

Eagle-Lion feels that it has been ignored by the Paris Embassy, which negotiated the new film pact in that country. Under the terms of the agreement, it claims it is virtually frozen out of the French market. The revised Blum-Byrnes accord provides for the

(Continued on page 4)

Gulf States Allied For Clearance Cut

By RED KANN

NEW ORLEANS, Dec. 6—High on the program of Allied Theatres of the Gulf States is clearance and a revision downward of the prevailing order, according to W. A. Previtt, Jr., president of the unit.

"The independent exhibitors are probably at last in getting at this situation too late," Previtt said, "but the $4 members who represent 186 houses served out of New Orleans exchanges did not get themselves set

(Continued on page 4)

New Trust Suit Is Filed in New Haven

HARTFORD, Dec. 6—A complaint has been filed in U.S. District Court at New Haven charging violations of the Sherman and Clayton anti-trust acts, by monopolizing and attempting to monopolize first-run pictures in Fairfield county, by a group of distributors. Injunctive relief is sought by Elmwood Theatre Corp., New Britain, and

(Continued on page 4)
Personal Mention

CHARLES REAGAN, Paramount Pictures executive, flew to the Coast last night from Dallas. He is due back in New York tomorrow.

GAIL SULLIVAN, executive director of Theatre Owners of America, will arrive in New York for the opening of Walter Reade Theatres in Asbury Park, N. J., and two other speaking engagements. She is expected to give a motion picture on juvenile delinquency tomorrow evening at Station WJLK-FM in Asbury Park.

E. L. McEwov, Universal-International short subjects sales manager, is in Milwaukee today from New York. C. J. Feldman, Western sales manager, is in Detroit from here, and Faye Meyers, Eastern sales manager, will be in Philadelphia tomorrow and in Washington on Thursday.

JUSTIN SPIEGEL was honor guest at a dinner given by the Film Salesmen’s Club of Cleveland Saturday night on his being included in the list of local Screen Guild exchange. He was previously Eagle-Lion salesman in the Toledo territory.

GUS S. EYSSELL, president of Radio City Music Hall and executive director of the American Guild of Musical Artists, is among those in “Look Alaplands” in the issue of “Look Magazine,” released today.

Joe INGERS, Brandit Theatre booker-buyer here, and Mrs. Ingers have become parents of a son, Michael Anthony, following the birth of a Chicago Hospital, Bronx, on Sunday.

Dr. C. E. K. MESS, Eastman Kodak vice-president of research, has been awarded a gold medal by the Photographic Society of America.

ALFRED HITCHCOCK is in Toronto from Hollywood.

Disney Dividend

Hollywood, Dec. 6.—Regular quarterly dividend of 371/2 cents on 18,580 outstanding shares of six per cent cumulative convertible preferred stock was declared today by the Walt Disney Productions board of directors together with payment on accumulation of $2.25 per share, thereby reducing preferred arrearage to $2.25 per share. Both dividends are payable Jan. 1 to stockholders of record on Dec. 18.

15-Cent RKO Dividend

Board of directors of Radio-Keith-Orpheum Corp., at a meeting here yesterday, declared a dividend of 15 cents per share, or 15 cents per common stock, payable Jan. 3 to stockholders of record on Dec. 17.

Columbia Meeting Feb. 3

A meeting of the stockholders of Columbia Pictures has been called here for Feb. 3 for stockholders of record on Jan. 3.

Lining Up Talent for Inauguration

WASHINGTON, Dec. 6.—James Saunder was appointed chairman of the talent committee for the Presidents’ Suite on Inauguration Day by Melvin D. Hilldebrand, chairman of the Inaugural Committee.

Carter Barron, chairman of the parade and special events committee, announced that theatre executives here, said today that the talent committee will make arrangements for appearances of stars at events during the inaugural week.Appearances of stars from motion pictures will be arranged by Melvyn Douglas, chairman of the motion picture committee.

James C. Petroillo, president of the American Federation of Musicians, said that an agreement was made on cooperation and the import of his organization for the Inaugural Gala. A production committee is being set up on Dec. 15 of the details of production and direction for the Gala. Radio and television companies are also making plans to cover the event.

Sherman Plan, Inc. in Bid to Film Trumpet in Inferno

WASHINGTON, Dec. 6. Sherman Plan, Inc., has submitted a bid to Melvin D. Hilldebrand, chairman of the Inaugural Committee, for the film “The Inaugural Story,” a motion picture record in color, of the fording of President Elect Truman, it was disclosed here by Al Sherman, president of the film organization.

Northwest Owners To Meet on Dec. 15

PORTLAND, Ore., Dec. 6.—Oregon independent theatre owners here will join with exhibitors of Washington, Northern Idaho and Alaska for a meeting on Dec. 15 of the independent Theatre Owners’ Association, at the New Washington Hotel here.

Donald Dexter, 44

Hollywood, Dec. 6.—Funeral services will be held tomorrow morning at 10 o’clock in this church for 44, who died of a heart attack last Friday. Combat cameraman with the 32nd Army Air Corps in Europe during the war, following a long career at Universal, the deceased joined Jerry Fairbanks Productions on his return from service. The widow and two brothers survive.

Boot MacCracken, 42

ROCKY, June 6.—Booth MacCracken, 42, unit business manager for the 20th Century-Fox production here of “The Face of Foss,” died in a hospital here on Saturday of a heart ailment. A native of Pittsburgh, he was associated with the company for nearly 20 years. The widow and two brothers survive.

Services for Schlatter

PHILADELPHIA, Dec. 6.—Funeral services were held here today for Henry Schlatter, former managing director of the Tite Theatre, Forchheim, who died at his home on Tuesday.

NY Musicians Elect Incumbent Officers

By a narrow margin of 80 votes, Richard McCann, heading a victorious incumbent slate, was returned to the presidency of Local 80 of the American Federation of Musicians in an election held here late last week. McCann polled 5,199 votes, while his opponent, Al Manuiti, netted 5,279 votes. Other officers returned are Samuel Sutter, vice-president; Charles Luceck, secretary; Jack Stein, treasurer. Manuiti, speaking for the defeated “Unity Coalition,” which elected only one slate to the Board of Directors and two as delegates to other labor groups with which the union is affiliated, said he would call for a check of the election records.

Philco, Local Votes To Break with TA

Philadelphia, Dec. 6.—Local 1300 of the Phila. Theatre Employees Union withdrew its injunction proceedings to decertify the IATSE listed for hearing in the U. S. District Court here today; this was the result of a secret meeting held last night at which the group voted to cease from IATSE and to join Local 222, Building & Service Employees Union. The decision of the local will matter will come up before the Pennsylvania Labor Relations Board on Dec. 21st. It was then determined the proper bargaining agent.

'TA', SOPEG

(Continued from page 1)

Picture House Employees Local No. H-63 claims to have won away from CIO’s SOPEG. Seen in the offing are formal hearings on bids involving shops of the independent Citizens, which will be submitted before the Philadelphia Board of Elections Monday. SOPEG spokesmen have refused to agree to the bargain. The National Labor Relations Board has authorized a vote.

The issue is somewhat more complicated at Paramount. The company is said to be considering a new plan to break into about six individual “white collar” units which will have one unit at Paramount under the present union. The new union is insisting the single original unit be maintained for a consent election. H-63, on the other hand, says it is satisfied with the latter plan as long as a consent election is held.

Tomorrow, RKO Radio “White Collar” will engage in a non-Communist agency agreement election to determine whether the shop will revert to SOPEG, swing over to H-63, or have no union.

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$8,200 for Hospital

ALBANY, N. Y., Dec. 6—Some $8,200 was raised for the Will Roger Memorial Fund in the Albany exchange district as a result of a dance held Saturday night at Ten Eyck Hotel.

RADIO CITY MUSIC HALL

Rockefeller Center

"HILLS OF HOME"

EDMUND GWINN • DONALD DRAPER

TOM DRAKE • JANET LEVY

Color by Technicolor

A Metro-Goldwyn-Mayer Picture

SPECTACULAR STAGE PRESENTATION
Tax-Free Sales  
(Continued from page 1)

which was withdrawn, has not been abandoned but rather has been in a state of extended animation.

It is explained, however, that the “blanket” nature of that proposal very likely will not be re-adjudicated since the House committee last May terminated the proposal “too controversial” to be included in a tax-revision bill which was then to be reported. The proposal at that time would make tax-free any gain realized in selling theatres under a new divestiture order provided that the proceeds were reinvested in other theatre properties. This time, if the theatre-owning defectors should find that such a tax-exemption measure is desirable or necessary following the New York court’s ruling, the bid would be “more specific,” it was said. Treasury Department representatives spoke against the proposal at the May House committee hearings on it. Following its apparent defeat by the Treasury Department, one member of the proposal’s advocates was “sure it’ll be back again next year.” On May 12 the theatre-owning defectors asked the House to stop or any further consideration of the bill until the New York District Court hands down a new divestiture decree in the Paramount case.

Meanwhile, Leslie M. Rapp, of the New York law firm of Simpson, Thacher & Bartlett, who lobbied in Washington last May in behalf of the proposal for Paramount, has withdrawn as a lobbyist. It is understood, however, that he would return as such if and when a need for pressing the proposal arises.

Griffith Hearing  
(Continued from page 1)

which the government has put only about 10 of its 43 witnesses on the stand.

Today testimony came from J. D. Wineland, of Seneca, Mo., who formerly operated the Mystic in Picher, Okla., and Roy H. Rus, owner of the Camera in Stillwater, Okla. Wineland was cross-examined on testimony given earlier as defense attorneys sought to show how films were available to get for his independent house, rather than what he claimed he was unable to get.

Russ told of competing against three Griffith houses in Stillwater and insisted that he was unable to get product from major distributors unless they were not selling to Griffith. In 1941, he said, the house was able to sign with Griffith but when the company was signed by Griffith he could not buy any more.

The government, bringing the picture up to date, brought out the fact that Rusk now shows Monogram first run, M-G-M second run, and War-ner, Republic, Century-Fox and Paramount third run.

Ban Charity Lottery  
Boxos, Dec. 6—All charitable lottery, including the $15,000 in prizes sponsored by the Boston Variety Clubs, has been banned by the Bos- tone police department, and Deputy Superintendent J. T. Sheehan has ordered all leaders of such lotteries arrested. When the order was announced the Hotel Statler removed from its lobby a car displayed on behalf of the Variety group. It is not known at present what will happen to money collected by the club for charity.

Name Paramount In  
N. Y. Libel Action

A $2,000 libel action has been filed in New York Supreme Court by Paramount against a Rank, this month, by Robert Krop, David Berk, and David Holzer. Suit charges that the thea-ter’s libel action has been brought as a result of Paramount’s alleged untruthful in-clusion of Rich in the 100-odd defendants listed in the company’s $250,000 libel action against Brandt Theatres, et al.

Moving yesterday to vacate or modify the plaintiff’s motion for examination of Paramount president Barney Balaban, the company maintained that Balaban has no knowledge of the de-tails surrounding the libel action. Paramount’s affidavit holds also that the percentage action was brought against theatres in the Branch circuit during the six-year period, that the Rich house was during that period part of the Branch circuit and that the company was unaware that it had, meanwhile, been withdrawn from the Branch organization. In addition, that its complaint in the percentage suit lists only Rich Amusement and not the owners.

Defendants Lose Bid  
In Action by Isley

Los Angeles, Dec. 6—Phil Isley Theatres, which is suing major distributors and the Fox West Coast on charges of conspiracy to withhold first run product from the newly completed Pickwick Theatre, won a skirmish in Federal Court here today when the defense asked dismissal of the case on the grounds that Isley had not joined the co-owners in the action. In denying the motion the court granted Fred A. Weller, Isley attorney, permission to file amend-ments joining the co-owners. At the same time Weller said the amount of damages sought will be increased from $495,000 to about $1,500,000.

New Trust Suit  
(Continued from page 1)

the Susan Reitse, Properties, Inc., Bridgeport, Petition for a preliminary injunction is expected to be heard in New Haven on Friday.

Listed as defendants are Loew’s, RKO Radio, Paramount, 20th-Century-Fox, Warner, Columbia, United Artists, Universal, and Marcus Loew Theatres, Inc.

Elmwood Corp., says the complaint, plans to open the Hy-Way Theatre in Stamford on Dec. 25, and has request-ed the distributors for an opportunity to negotiate film license agreements with an availability of 14 days after first-run Bridgeport theatre run.

“Each of the distributors,” according to the complaint, “has refused to negotiate license agreements for the exhibition of pictures at the Hy-Way Theatre on the requested run or on any terms whatever and have offered to negotiate only license agreements by which the defendant is given an availability of 30 days or more after the pictures play first-run Bridgeport theatre.

Thieves Get $5,000  
Philadelphia, Dec. 6.—At least $5,000 in cash was stolen from the bag of the Elen Theatre, thieves prisoning off the door of the safe and carry- ing away theatre receipts.
“Words and Music” (Continued from page 1)

in the cast including June Allyson, Perry Como, Judy Garland, Lena Home, Gene Kelly, Ann Sothern, Cyril Charisse, Betty Garrett, Janet Leigh, Mel Torme, Bing-Ellis, Marshall Thompson and Rodger Chillingworth.

Once the Rodgers and Hart team gets past its trying beginning, it rises brilliantly, with milestones centering in New York, London and Hollywood.

As the film goes along, it becomes apparent that Hollywood is a healthy and emotionally adjusted individual, who goes on to marry Miss Leigh and rear a happy family.

At the end of the picture, their succession of Broadway hits and their elaborate parties, furnish the settings for a wealth of entertainment specialities. Various acts of the performers have been blended neatly into the narrative's development. Thus the stars come on and off stage without any rupture of faithfulness.

Rarely, if ever, have such entertainment riches been encompassed in one film. A meager outline of the numbers follows. Miss Garrett sings "There's a Girl in My Life" with Bing-Ellis, "Love, Love, Love," and "Singin' in the Rain." Miss Burns performs the song, "With a Song in My Heart" and "Blue Moon," the latter number also sung by Torne.

A T A glittering Hollywood party Miss Garland shows up to sing two songs, "Johnny One Note" and "I Wish I Were in Love Again," the latter song as well as other numbers performed by Vera-Ellen and Gene Kelly, and there are several dance numbers by Miss Charisse as well as other songs by Rooney and Drake. The picture has something in it to please everybody. All of the numbers are done with appeal and expressiveness.

It is a question if one or two for special praise would be unfair to all of the others.

A rare Yeouldean treat is in store for patrons of Radio City Music Hall where the picture is being performed. Under Norman Taurog's direction the story skips merrily along. Arthur Freed's production was based on the Fred Finklehoff screenplay from the story by Guy Bolton and Jean Holloway.

Running time, 105 minutes. General audience classification. For December release.

Manuel Hermann

“Enchantment” (Continued from page 1)

do well, if one is to be singled out as deserving of special commendation here it would have to be Irving Reis for his magnificent direction. Special mention goes also to Greg Toland who, as director of photography, apparently added much to the picture.

David Niven is aged and alone, living only with the memory of a lost love of some 50 years ago. To his home in England during the war come Evelyn Keyes and Farley Granger, both of whom have been from America, both in the service and both distantly related to Niven. It is in the course of their romance that Niven looks back through the years and the film focuses on his relationship with Miss Keyes.

While the scene moves from the present to the past and back again on numerous occasions the shifts never are disconcerting, never does the story confuse as it might have had it been entrusted to less skillful hands.

Miss Keyes also is nominated for an Academy Award as the best actress of the current year. Her performance is with the股市, charming, sympathetic, and passionate.

The film comes to a close as Miss Keyes and Granger, under Niven's encouragement, embrace during a violent air raid which kills Niven.

Other players are Lewis Gilbert, Philip Friend, Shepperd Strudwick, Henry Stephenson and Peter Miles. The screenplay is by John Patrick from a novel by Rumer Godden.

“Enchantment” apparently is just what Goldwyn intended it to be. It is slow and not very robust but a quicker tempo and "action" probably would have added much to the over-all story. Running time, 100 minutes. General audience classification for February release.

Gene Anstel

MGM to Recruit New Sales Trainees Soon

Success of the M-G-M sales trainee course in building future manpower was discussed yesterday at the opening session of the company's five-day sales conference held at its New York offices.

Four of the six trainees in the first course have been promoted, it was pointed out, and another six trainees from a future group will be selected after Jan. 1 for the same indoctrination process.

Distribution vice-president William F. Rodgers, Jr., presiding, greeted field sales managers and territorial and home office sales assistants, described current and forthcoming M-G-M product.

Eagle-Lion Protests (Continued from page 1)

import of 121 pictures by members of the Motion Picture Association of America from independent 11 films from U. S. independents.

Herman J. Lausch, governor-elect of Ohio, will represent Eagle-Lion in new talks with the State Department this week. The company feels it has a right to export 11 films to France like the Alexander Korda "Song of Life," Schick Releasing Organization and Walt Disney Productions fall into the independent category. Such films would have left only 81 pictures available.

The official protest of the Eagle-Lion was based on the view that the company was not advised of the negotiations with the French and that its needs were not taken into consideration. Eagle-Lion has requested a re-allocating of the 121 pictures or permission to add the same number of films as other distributors.

Eagle-Lion at first planned to distribute in France through the Rank Organization. Since the decision was made, Eagle-Lion product in France would be distributed by Gam- na, utilizing an agreement already concluded by Aga Khan. Gamma is being set up to distribute Eagle-Lion films in France, England, Austria, Germany and Switzerland, as well as in France.

Para.-Wallis Deal (Continued from page 1)

also for 12, and entered into in 1944, terminated with the completion of the production of篇 and "The Hard Way." His name films under the new pact will be "Thelma Jordan," starring Barbara Stanwyck and Wendell Corey, and "Rope of Sand," starring Bart Lant- castler, both starting in January. "My Friend Irma," from the radio pro- gram, will begin in February.

TV 2 Years Ahead

Chelanford, Dec. 6—Television as an industry and as a service to the American people is two years ahead of the industry's expectations, Frank M. Folsom, executive vice president in charge of RCA, said in his address here before the Clove Club.

It is physically impossible, he said, for the radio industry to expand to meet the increase in present day demand, and this condition will continue throughout 1949.

In the meantime, the return from television broadcasting and the allied program activities are added to television manufacturing, this new art would add $8,000,000,000 a year to the national economy five years hence. That amount would place the radio-television industry among the 10 largest industries in the United States.

Lapidus to Preside At Warner Meet

Cleveland, Dec. 6—Jules Lapidus, Warner Eastern and Canadian division manager, will preside over a sales meeting of the company's Central dis- trict. The meeting will be held in the Grand Ballroom at the New York Hotel.

Joining him will be Charles Rich, Central dis- trict manager, and J. S. Abrose, Cin- cinnati manager. Others attending will be Wechsler, Cleveland manager; C. W. McKeen, Indianapolis manager, and Paul Krommacker of Pittsburgh.

This conference will be held through tomorrow, returning to New York the end of the week.

Gulf Allied (Continued from page 1)

up in Gulf States Allied until January of last year and it was nine months later before the unit was accepted by national Allied. He had considerable opposition to his plan, but the "big shots" went along.

"That is well along now so that today we are in a position to direct attention to other phases of our problems," he declares. "Along with clearance is the matter of film prices. From a national viewpoint, obviously, we stand on the side of order and the use of fair basic policies as the Finneran Plan, opposition to compulsory percentage pooling, and the rest of it, have been adopted at the convention last week.

Prewitt reports independent theatre- men look askance at the discrimina- tion they allege is practiced against them by distributors. "There are inst- ances," he maintains, "where the better or the best theatre is prevented from buying product even at prices acceptable to distributors because the circuit doesn't want it. It is, therefore, a strange state of affairs under which a man who is a better customer can be passed over. The theatre needs, particularly when price is no barrier."

When it was pointed out to the Gulf States president that distributors voluntarily are adjusting clearances in a number of other territories, Prewitt replied: "We have been told by many of our distributors that to the effect that are circulating among Film Row. He said two distributors, un- known to him, have been offered unwinding of the existing system but "so far it is just talk."

When it is all learned, a plan is afoot to correct clearance in New Or- leans from 60 to 45 days. One of the two distributors considering this is understood to be 20th Century-Fox.

Wins $290,000 in Suit

St. Louis, Dec. 6—A jury has awarded $290,000 in damages to Mrs. Bruce Greenwalt, widow of the late William Greenwalt, formerly of M-G-M's "They Were Expendable." An Army nurse on Convoy Corporal, Mrs. Greenwalt sought $400,000 for the use of incidents of her husband's wartime friendship with Lt. Robert B. Kelly on Convoy Corporal, as portrayed in the film by the character of "Sandy."

Rank to Testify (Continued from page 1)

trial counsel. Plaintiff alleges Rank's interests broke a 10-year distribution contract negotiated between Rank's now-defunct United World Films of London, F-K-C, and E-U, and that Rank produc- tion which rightfully should be released in Canada through E-U is being distributed by Rank agencies.
MPA Asks for Better Tariff
Breaks Abroad

Seeks U. S. Support in Negotiations Pending

WASHINGTON, Dec. 7.—The Motion Picture Association of America today submitted to the U. S. Committee for Reciprocity Information a memorandum relating to negotiations between the United States and 11 countries for reciprocal reduction of tariff and other trade barriers.

The memorandum, which was presented by Theodore Smith of the international division of the MPPA, looks toward accession of those countries to the general agreement on tariff.

(Continued on page 6)

Wilson’s Film Moves
Draw Press Fire

LONDON, Dec. 7.—The British press has been uniformly critical of the penchant of Harold Wilson, president of the Board of Trade, for appointing committee heads to pull the production industry here out of its despondency.

His latest project is a “working party” composed of producers and studio representatives which is scheduled to give attention to the root of all production’s evils—high costs.

“Perhaps,” said the Manchester Guardian, “the best thing he (Wilson) could do would be to dissolve some of the many committees he has established.”

(Continued on page 6)

Kansas-Mo. Allied
Names Parkhurst

KANSAS CITY, Dec. 7.—C. M. Parkhurst was appointed general manager of Allied Independent Theatre Owners of Kansas and Missouri today at a meeting which approved the stand taken by Allied States at its New Orleans convention against foreclosing combination pictures and the Filmmar Plan for disciplining stars.

A new and lower schedule of dues in the lower brackets is recommended.

(Continued on page 7)

New Coast Academy Video Awards Jan. 25

Hollywood, Dec. 7.—Recently-organized Academy of Television Arts and Sciences will hold its first annual awards banquet on Jan. 25, at the Hollywood Athletic Club, bestowing statuettes for the best television film produced in Hollywood, for the outstanding television personality, and a plaque to the local television station chosen for overall achievement in 1948. The public is invited to vote for the most popular local television program.

7 Film Executives
In TV Production, Distribution Firm

Seven industry executives have formed Lion Television Corp. to produce pictures for television and distribute them through Robert M. Savini’s Astor Pictures Corp., exchanges or independent Astor franchise holders throughout the country. Lion has already acquired numerous productions, which will be made available immediately to telecasters along with “live show” programming and spot announcement material, company spokesman said.

President of Lion is Earl W. Ham.

(Continued on page 6)

Para. Weighs Division of Its Operations

Division of Paramount into two separate companies, one for theatre operation and the other for production—distribution, independent of each other through a re-distribution of stock, has been considered by the company as a means of settling the industry anti-trust suit. Management of present company would take over the theatres.

This was cited as one of the more prominent plans which have been discussed by officials of the company. The likelihood that it will actually materialize, however, has been considerably lessened by the fact that president Barney Balaban is inclined to believe the company stands a better chance if the case is litigated to an ultimate decision in the courts.

These disclosures were made yesterday.

(Continued on page 7)

Osserman to Manage
For RKO in L. A.

Jack Osserman, RKO Radio Latin American supervisor, has been named Los Angeles branch manager, effective Dec. 13, by Robert Mochrie, sales vice-president. Prior to joining the company’s foreign department, Osserman was Chicago’s assistant manager and then Midwest district manager.

‘Collarite’ Vote Today a
Test on AFL vs. CIO

F. C. Division Heads
To Meet on Dec. 18

B. G. Kranze, sales vice-president of Film Classics, has called a division managers’ meeting in the home office for Dec. 18. Sales polier for forthcoming new product will be discussed, in addition to pre-release engagements of “Unknown Island,” new picture in Cinecolor.

Division heads who will attend include Jake Lutzen, Southern; Bob Abelson, Western; Max Roth, Mid-Western, and Max Cohen, newly appointed Eastern manager.

Weeks of intensified electioneering will be climaxx by today when RKO Radio’s home office “white collar” workers cast ballots to decide the pattern of their future collective bargaining with the company.

Some union spokesmen hold that the outcome of today’s voting will make a definite trend in the current struggle between AFL and CIO locals for jurisdictional supremacy in film company home offices. All agree, however, that it will forestall increased efforts on the part of both unions in the competition that began last summer when AFL’s “IA” Motion Picture Home Office Employees Local No. H-63 began an invasion which succeeded in winning United Artists’ office employees through a campaign to have CIO’s Screen Office and Professional Employees Guild elected into the “IA” fold.

That was before SPOEG, or its

‘Little 3’ Ask N.Y. Court for Separate Rule

To Give More Testimony
When Hearings Resume

United Artists, Columbia and Universal, in a joint memorandum sent yesterday to the lower federal court hearing the Paramount case, ask that if a decree is to be entered against them it should be separate and apart from any order involving the remaining four theatre-owning distributors.

The three companies advise the court that they intend to offer a “limited amount” of oral testimony on the resumption of hearings in the case on Dec. 20 for the purpose of presenting “a manner and method of licensing feature pictures.” Also, the three state, “an additional matter that will require evidence” will be their attempt to eliminate the government’s proposed bans on certain practices.

A means of including admission prices in the terms of exhibition contract.

(Continued on page 7)

50% Business Drop
In Newsreel Houses

This year’s newsreel theatre business is off as much as 50 per cent from the 1947 level in Philadelphia and Washington and about 20 per cent in New York, Norman Elson, vice-president of Trans-Lux, said yesterday in confirming that the circuit’s units in Philadelphia and Washington will convert to regular first-run features on Christmas Day, “Enchantment” will open at the Trans Lux.

(Continued on page 7)

Mayer to Testify Today in Cole Suit

Hollywood, Dec. 7.—Louis B. Mayer is scheduled to testify tomorrow morning when trial of Lester Cole’s suit against M-G-M is resumed.

Mayer was subpoenaed by Cole who claims that his contract with the studio was violated when he was suspended by the studio following his refusal to answer questions asked by the House Un-American Activities Committee.
Personal Mention

H. WILLIAM AUTEN, Eagle-Lion advertising manager, has returned to his post from San Francisco.

M. A. J. HEALY, Motion Picture Association of America, is on a tour of Japan here with Mrs. HEALY on a leave of absence from his post.

HAROLD POSTMAN, assistant to ALAN F. CUMMINGS, head of M-G-M exchange operations, returned to New York yesterday from Cleveland.

ARTHUR HORNLOW, Jr., M-G-M producer, arrived here yesterday from the SS Queen Mary en route to the Coast.

CHARLES MAVER, Motion Picture Export Association manager for Japan and Korea, will leave here today by plane for Tokyo.

MAX E. YOUNGSTEIN, Eagle-Lion advertising manager, has returned here yesterday from Hollywood.

ST SEARER, M-G-M advertising manager, has returned to New York from the Coast.

JACK ROSENFIELD has joined Herald Pictures as special sales representa-tive for the New York territory.

PAUL PEREZ, Eagle-Lion staff writer, will leave here this weekend for a three-week vacation on the Coast.

‘Don Juan’ to Launch Film ‘Book of Month’

The Movie Book-of-the-Month will be launched late this month with the publication of Warner’s ‘The Adventure of Don Juan,’ starring Robert Mitchum, in which the entire industry has considerable interest these days — on the dais, four company presidents and all but one of the ranking executives in national distribution.

There were large contingents from California and New York. Nineteen states had home sons on the dais.

Bankers, newspaper publishers, radio station owners, as well as city, state and federal officials indigenous to Dallas and Texas were present in somewhat dazz-ling profusion.

Over a lot of years of reporting and through many of them as a suffering victim of banality, this correspondent probably has never listened to a better array of speech-making. Some of it got overly sentimen-tal and downright sappy, which was to be expected, but by an easy majority the many speakers were witty, light-handed and up-ar-royously funny.

George Murphy, traveling toastmaster from the Metro studio, had acted in his capacity at Allied’s concluding banquet in New Orleans three nights ear-lier. His audience there thought him good. They should have heard him here.

He read an amusing wire from George Jessel who insisted Murphy’s real name was Max Levine: the actual reason why he was so disappointed over the election was because Murphy had interested him, according to the story told by former Murphy representative Tom Dewey to the circulation man.

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The Public Loves Those Technicolor M-G-Musicals!

Isn't it the truth! The folks get a screenful of gay stars, gorgeous settings, hit songs, happy entertainment (and Technicolor, too!) when M-G-M brings to your theatre its multi-million dollar musicals! And everybody from 6 to 60 wants to see them!

The fans loved such M-G-Musicals as "Easter Parade," "A Date With Judy," "On An Island With You," "Luxury Liner," but they haven't seen anything yet!

Watch for the BIGGEST Musical yet, "WORDS AND MUSIC." World Premiere Radio City Music Hall and nationwide at New Years.

First in Musicals, too! M-G-M, Box-office Music!
OBEY THAT IMPULSE.... BOOK IT

TYRONE POWER
GENE TIERNEY

with

REGINALD GARDINER • ARLEEN WHELAN • Lucile Watson • Gene Lockhart • Lloyd Gough •

Screen Play by Jay Dratler • From a

...for that WONDERFUL BOXOFFICE
"SURE-FIRE LAUGH-WINNER AND COIN-SNARER!"...—Variety

"POWER AND TIERNEY STRONG MEDICINE FOR THE BOXOFFICE!"...
—Film Daily

"WILL HIT RICH PAY DI RT!"...—Boxoffice

"NO QUESTION ABOUT BOXOFFICE RESULTS!"...—Motion Picture Daily

YOUR BIGGEST HOLIDAY TIME!!!!

SURE-FIRE URGE

Richard Gaines • Taylor Holmes • Chill Wills • Directed by Robert S. Sinclair • Produced by Fred Kohlmar

from 20th Century-Fox!
Motion Picture Daily

Wednesday, December 8, 1948

Await Key Men to Reappraise MPEA

Although they were tentatively scheduled to meet here this week to discuss the future of the Motion Picture Export Association, members of the MPEA executive committee, after postponing the conference indefinitely pending the return here from the field of key executives whose attendance at such a meeting is necessary.

Main point to be decided is whether joint operations overseas in terms of MPA production and distribution should be continued as in the past, or continued with modifications.

MPA general manager Irving Wax will preside at the conference.

Review

"Family Honeymoon"

(General-International)

A NOther bright comedy is added to the Universal-International roster in "Family Honeymoon," which presents Claudette Colbert and Fred MacMurray in a robust story that keeps the mirth moving freely. As merchants designed especially for the family trade, it appears to be headed for a cheerful reception from the customers.

The story is one that gets into all sorts of spirited difficulties. It has MacMurray, a botany professor, marry Miss Colbert, the widowed mother of three lively youngsters. Unfortunately, a sister who was to take care of the children while the newlyweds went on their honeymoon, breaks a leg. There remains no alternative but to take the youngsters along to Grand Canyon. As might be expected, this unusual honeymoon results in some unusual incidents. First the children get lost, then they stir up their own brand of excitement, and finally the little ones wind up by getting into everyone's figurative hair. Added to these disturbances, an amorous siren in the form of Rita Johnson enters the scene at this time, and her attentions upon MacMurray are not calculated to prolong his marriage.

An amusing series of complications brings the couple to a point of calling their marriage off. But by the time they get home everything is under control and the fade-out is a happy one. Claude Binyon's direction allows a few obvious incidents to take place but they are handled with the general hilarity. The screenplay, by Dane Lasser, is animated by many pungent quips. John Beck and the three youngsters are Gigi Perreau, running time, 90 minutes. General release.

the American market may accurately said to be wide open for foreign films. At our ports of entry only negligible duties are levied on foreign films, and member companies of the MPAA would, on a basis of reciprocity, be glad to see these duties abolished. The association and its members will welcome any appropriate measures taken to make possible the completely unimpeded flow of motion pictures among all the nations of the earth," McCarthy's note said.

Wilson's Film Moves

(Continued from page 1)

set up to enquire into problems and give more thought to the problems himself.

Said a government Minister, discussing the industry's cost problems: "The film industry is the only trade in the country which regulates its business by making an article for a shilling (20 cents) and knows it must sell it for sixpence (10 cents)."

The Minister had no prescription of his own, he being a good Labour man.

The trade feels there is little likelihood of the Wilson working-party getting him anywhere. Its two union members, George Elvin and Tom O'Brien, are in the process now of obtaining new wage increases for laboratory and theatre employees, respectively.

What many fear is that Wilson may feel himself driven, when all his committees fall him, to have to resort to the Socialists' ultimate panacea, the nationalization of production, at least. Even that might not reduce production costs. But it could eliminate many of Wilson's critics, who might well be absorbed into the government's ambit.

Bunin Returns to US

Lou Bunin, producer of "Alice in Wonderland," which will be released by Eagle-Lion, has returned to the United States with the first print of the film. Shot in France, the film combines live action with animated puppets and will be in Anscolor color.

Charter Hollywood AFL Film Council

Hollywood, Dec. 7—The Hollywood AFL Film Council, in operation for the past year, has been incorporated as a non-profit corporation to represent all AFL affiliates, promote harmonious relations with employers, encourage the conciliation of disputes and establish a fund for the welfare of the union's members.

The AFL Education Film Association was simultaneously incorporated as a non-profit corporation to produce and distribute educational films to members. Officers of the AFL and its affiliates.

'Collarites' Vote

(Continued from page 1)

parent union, United Office and Professional Workers of America, has complied with the non-Communist affiliate provisions of the Taft-Hartley law. But their compliance means, according to Industry, "a can't say anything." A national president Richard F. Walsh has continued to point the Communist issue.

In a statement made prior to leaving here for Minneapolis, where he will attend, a testimonial dinner last night for Roy W. Weir, of "IA" Local No. 13, who was elected to Congress on Nov. 2, Walsh said: "We welcome the turn of events that has replaced SOPEG on the ballots. The workers now have a clear-cut opportuni to work with the low wages, the security. We feel it is the better chance for financial security." Walsh held that the "A" white-collarites' scales in home offices "are uniformly higher than SOPEG's.

RKO Radio "collarites" will vote in today's National Labor Relations Board-sponsored election whether they want either of the unions or none at all.

7 Film Executives

(Continued from page 1)

mons, founder and former president of Educational Pictures, who has been in the television film field on his own for the year, is: executive vice-president, producer Jules Levey; vice-president and treasurer, Charles L. Casavirage, who is glad to see even more of his work; Robert O'Brien, of O'Brien Sales Corp.; secretary and counsel, Newman Lawler of the New York office; Assistant Treasurer, Ralphy and Lawler; vice-presidents, Neil Agnew, Savini and Paul White. Savini will be also assistant treasurer, and White, president of Paul White Productions, will be assistant to Hammons. Agnew is president of Motion Picture Sales Corp.

The new company reports that for some time it has been maintaining production in New York studios, but because of a large schedule of future production, additional studio facilities existing sought both here and on the Coast.

Young with Greenthal

Gyy Young, formerly with the production department of the Greenthal Theatres here, and previously with the War Activities Committee during World War II, has joined The Moore Greenthal Advertising Agency in New York, in the magazine media department headed by Bert Schwartz.
Seasonal Drop At N.Y. Runs

Business at most first-runs here is 70 per cent of the usual levels, with only the Strand, the Little Theater, the Astor, and the Loew's showing normal business. Aside from the Strand, most first-run houses here show a drop in attendance of from 10,000 to 20,000 per week.

In addition, the last two weeks have shown the same trend as the last two years: wide attendance swings between the so-called 'seasonal' and 'winter' weeks. Last week was a 'seasonal', a week in which the industry experienced a large increase in attendance of from 10,000 to 20,000 per show. This week, the attendance is lower than last week by an average of 15,000 per show.

Paras. Loses Round In Tiffin Action

CHICAGO, Dec. 7.—Paramount and B. and K. were denied their motion today by Judge Walter Leby of U.S. District Court which sought to prevent the plaintiff in the Tiffin Theatre from $84,000 anti-trust suit taking deposits from Barney Balaban and Charles Kalmonson in New York on Dec. 19. The defendants argued in court today that the depositions should be taken on written interrogatories rather than orally. The court said that whether or not they should be taken in writing or orally it was a matter for the plaintiffs to decide.

Paramount Weighs

(Continued From page 1)

1) the 'Bandit' by a Paramount official who pointed to the company's vastness and corporate complexities in emphasizing the difficulties involved in any settlement which would be acceptable to it and the government.

Under the RKO reorganization plan, has been granted permission to acquire 30 of the 217 houses it operates in partnership. Paramount has 475 individual partners in exhibition, and are over 1,000 theatres.

The general feeling among Paramount executives is that if it were to be divided into two companies, the theatre company could effect numerical splits of its theatres with its partners to the extent that the government would approve.

It was also disclosed that some discussions have been held with partners and that these were in the nature of "feeler," with no commitments of any kind being made. Many of the partners evidenced a wait-and-see attitude, the informant said.

Deal Pending for Two 'Frisco' Houses

SAN FRANCISCO, Dec. 7.—Negotiations involving reversion of the local Warfield Theatre from Fox West Coast to Loew's are still in the making, as a decision expected within a few days. Also involved is Loew's State in Los Angeles.

Effect of a transfer would leave Fox West Coast with only two local houses, the 5,000-seat Warfield, and the 1,100-seat United Nations. The Warfield has been operated by FWC for some time on a month-to-month basis.

Kansas-Mo. Allied

(Continued from page 1)

by the board earlier today, was also endorsed by the meeting, along with national Allied's attitude of not taking action on the Andy W. Smith, Jr., con-...
HERE, for the asking, is the latest word on projector carbons. This handbook is easy to read and packed with useful information—charts, tables, photographs and drawings—everything you need to know to get top efficiency in projector carbon operation.

The handbook contains chapters on such subjects as the physics and measurement of light...progress in projection lighting...the various types of High Intensity and Low Intensity Arcs...carbon arc projection for 16mm film...

In addition, the handbook provides tips on adjustment and alignment of projector carbons...on the amperage and voltage requirements of each type...on operating precautions and the proper care of electrical equipment and optical systems.

The handbook will be distributed through the Cleveland office of National Carbon Company, Inc., Post Office Box 6087, Cleveland, Ohio.
First Rise in Admissions for U.S. in a Year

Children's Prices Decline, Adults' Tickets Are Up

WASHINGTON, Dec. 8.—Admission prices for children continued their steady decline during the third quarter of 1948, but adult admission prices turned up, and the result was a slight rise in the U. S. Bureau of Labor statistics combined adult-admission-price index, it was shown here today when the bureau released its admission price figures for the quarter.

The rise in the combined index was very slight—less than 0.3 per cent— but it was the first rise since the first quarter of 1948.

The bureau's figures are collected quarterly in 18 large cities, and adjusted to represent the average price trends in the 34 large cities in which the bureau collects retail price data.

At the end of the quarter, the children's price index stood at 57.3 per (Continued on page 4)

Loewenstein Again Heads Okla. T. O.

OKLAHOMA CITY, DEc. 8.—Morris Loewenstein, Oklahoma City, was re-elected president of the Oklahomans for Oklahoma at its annual convention here. Other officers retained were Max Brock, Lawton, vice-president; C. B. Akers, Hobert, second vice-president; Ralph Talbot, Tulsa, secretary-treasurer.

John Griffin, Miami, Okla., was named head of a new conciliation committee, with Mrs. Avece Waldron, Lindsay, and Brock as members.

New theatre owner directors will be Phil Hays, Bartlesville; George (Continued on page 2)

Uvick Elected Head Of Michigan Allied

DETROIT, Dec. 8.—Joseph F. Uvick, of Flint was elected president of Allied Theatre Owners of Michigan for 1949, and Joseph Denniston of Monroe was elected vice-president with Irving Belinsky, secretary-treasurer and Ray Branch, national representative. In addition to Uvick and Denniston, Glenn Cross was elected to the board.

(Continued on page 3)

Half of TOA Conciliates Resign

Thirteen Theatre Owners of America units in the field, or nearly half of the full potential of about 30, already have set in motion exhibitor-distributor conciliation machinery, TOA headquarters here reported yesterday.

At present TOA president Arthur Lockwood and general counsel Herman Levy are touring field units to encourage adoption of and explain the organization's 60-day conciliation trial program. From time to time, TOA executive director Gail Sullivan has performed a similar function before field men.

Among the cities and areas where the TOA plan for settling specific differences arising between distributors and exhibitors has been adopted, are: Albany, Buffalo, Oklahoma City, (Continued on page 4)

L.B. Mayer Testifies In Cole-MGM Suit

LOS ANGELES, Dec. 8.—Louis B. Mayer, describing himself as "hiltier opposed to communism," declared today that "all we (producers) are responsible for is seeing that communism is not reflected on the screen, and it isn't." Chief witness at the re- sumption of Lester Cole's suit against M-G-M for restoration of his contract with the studio, Mayer was questioned at length about calls made upon him by House Un-American Activities Committee investigators before the Washington hearings at which Cole refused to answer certain questions.

Mayer, who was subpoenaed by Cole, confirmed testimony given earlier in the day by Jack Cummings, Cole's immediate superior at the studio, to the effect that Cole's contract had been revised upward on Cummings' (Continued on page 4)

N. Y. Ruling Bans Theatre Picketing

A ruling handed down in New York Supreme Court here yesterday may end the boycotting and picketing of independent theatres in this city and state by unions engaged in disputes with film distributors.

In the ruling on motions in the case involving the Victoria Theatre here and the CIO's Screen Publicists and Screen Office and Professional Employees guilds, New York Supreme Court Justice Morris Eder held that no labor dispute existed within the (Continued on page 4)

RKO Shop Election Is Won by SOPEG

CIO's Screen Office and Professional Employees Guild yesterday re- captured control of the RKO Radio home office "white collar" shop.

A consent election, in which 279 members were eligible to vote brought 138 votes for SOPEG and 113 for AFL's IATSE Metal Workers' Home Office Employees Local No. H-63. The latter union had challenged the results of the election for control of the shop before SOPEG's recent compli- ance with the non-Communist affidavits (Continued on page 4)

Coy Sees Television Freeze Off by January

Business Is Good. Lockwood Insists

Memphis, Dec. 8.—Citing federal government tax figures to show that attendance is only two and a half per cent lower than in 1941, Arthur H. Lockwood, Theatre Owners of America president, told the Tri-State Theatre Owners board of directors that theatre business across the country is good.

Lockwood and Herman Levy, TOA general counsel, are here for a meeting with the Tri-State members to-morrow.

The freeze on television construction very likely will be off in Janu- ary, Wayne Coy, chairman of the Federal Communications Commission, asserted here yesterday at a luncheon session of Television Broadcasters Association's Television Clinic at the Waldorf-Astoria Hotel.

Making this prediction at the risk of "being accused of an optimist," Coy disclosed that a committee is now studying the problems that necessi- tated the freeze. As soon as the committee's report is available, the FCC "would decide on allocations," Coy said.

It is expected that television's recent progress involves an increased need for responsibility, Coy said that "the days of temptation will come" and (Continued on page 2)

MGM Promotional Plans Set For Year

Plans for advertising, publicity and exploitation for M-G-M product for the next year were revealed to the company's field sales managers, their territorial managers and home office executives yesterday at the Astor Hotel here by Howard Dietz, advertising vice-president; Silas F. Sandler, ad- ministering director of exploitation; and William R. Ferguson, exploitation head.

Both Dietz and Sandler discussed (Continued on page 4)

Para. Decree Talks With US Make Progress

Goldenson, Gross, O'Brien Meet Again with Bergson

Some progress in Paramount's theatre divestiture negotiations with the Department of Justice was indicated following a new meeting of company officials with Herbert Bergson, head of the anti-trust di- vision of the Department, in Washing- ton yesterday.

Paramount was represented in the conference by Leonard Goldenson, vice-president in charge of theatre op- erations; Walter Gross, theatre de- partment attorney; and Robert O'Brien, corporate secretary. The three have participated in previous discussions with Justice officials and, at their last meeting, were accompa- nied by Edwin L. Wolf, attorney and member of the Paramount board.

Neither Paramount nor the Justice Department would comment on yester- day's meeting, but it was apparent (Continued on page 2)

N. O. Theatres Shy At Para. Film Buys

NEW ORLEANS, Dec. 8.—Independent exhibitors are in no rush to move into the buying vacuum created by Paramount's current break with E. V. Richards, Jr. This is a cross- sectional view:

1. Product has been in plentiful supply. Richards does not play M-G-M, RKO Radio and Eagle-Lion, and now it is more so.

2. Paramount is asking independent subsequent-run prices which it never got from Richards who averaged 15 per cent, as is commonly known here, (Continued on page 2)
**Personal Mention**

SCOTT R. DUNLAP, executive assistant to Steve Brody, Allied Artists-Monogram president, and HAROLD MIESCH, vice-president, are here from Dallas.

NORMAN KERRIDGE, Australia-New Zealand producer, is in New York en route home from a visit in London with J. ARTHUR RANK, partner in Kerridge Theatres.

MRS. HOPE BURNUP, manager of the London bureau of Quigley Publication, has entered, while in New York, the Hospital at Northwood, Middlesex, England.

MRS. VIRGINIA BROWN, wife of JOE L. BROWN, Allied Artists-Monogram publicist, is recovering at California Hospital following an appendectomy.

DICK REGAN, Film Classics' managing editor, has arrived in Miami, where Mr. Regan is parents of a son, MARTIN DICK, Jr.

H. J. CHAPMANN, Columbia branch manager in Minneapolis, is in Tuc- son, Ariz., for a month's rest.

RUDY MATE, Columbia director, will arrive here today on the SS DeGrasse from France.

CARROLL PUTATO, Realart general manager, has left New York for a two-week vacation in Bermuda.

ED HITCHCOCK, head of the Warner publicity department, has arrived in Del- phalia today from New York.

SHIRLEY FISHERMAN has resigned as exploitation-publicity head of the RKO Palace Theatre in Cleveland.

**Broidy Considers Here; Variety Deal Closed**

Steve Broidy, Monogram-Affiliated Artists president, arrived here yesterday from Dallas, en route to the Coast, for three days of product conferences with company executives. The four-day conference, which will concern release schedules for 25 completed pictures, including five produced under the Broidy banner.

Broidy said that while he was in Dallas he completed arrangements with Variety Clubs International officials for the promotion of "Bad Boy," which was made by AA in cooperation with Variety. He said the film will have a world premiere around Feb. 15 and will be released under an arrangement similar to the one Variety makes with Variety for "Variety Girl."

**Four Premieres Set**

Following its opening at the Hill-street and Pantages theatres in Los Angeles on Dec. 23, SAMUEL Gold- wyn's "Enchantment" will have three other premieres in Los Angeles during Christmas Day—at the Astor in New York, at Boston's Astor, and at Wash- ington's Strand Theatre.

**Griffith ‘Practices’ Hit in Testimony**

OKLAHOMA CITY, Dec. 8—Testimony purporting to show the dominance of the Griffith circuit in exhibi- tion was presented today by three witnesses at the anti-trust hearing before U. S. District Judge Edgar S. Vaug- ht, who are the operators of an independent house at Altus, Okla., in 1936 and 1937, asserted the circuit's buying practices from the independents of business, but he refused to answer directly concerning specific licensing agreements in cross-examination by Mr. Poppele, L. E.

Earlier today, Rubin Frels, operator of 15 Texas houses, said his buying was restricted because of Griffith chains, and Wendell Bearden, another Texas independent, offered similar testimony.

**Para. Decree (Continued from page 1)**

that the door has been left open for further discussions, and additional meetings are certain to be held. Therefore, the indication is that the suit will not proceed and Paramount's divestiture proposals sufficiently interest- ing to warrant further attempts at amicable solutions.

Meanwhile, 20th Century-Fox officials report that there has been no fur- ther development with respect to the divestiture proposals which it has pre- sented to the government.

They indicated that it is their view that the most direct move is to the Justice Department and, apparently, have no intention of pressing the matter fur- ther, as they feel that antitrust suit against the government in some form. It was clear that they do not regard their divestiture discussions as being at an end despite the Justice Department's silence up to this point.

Indications are that substantial divestiture proposals, should it materialize, might result in a further postponement of the New York court hearing on the government anti-trust suit beyond the presently scheduled Dec. 20 date.

**Para. Affiliate in Me. To Meet on Dec. 14**

Maine and New Hampshire Thea- tres, Paramount affiliate which op- erates 20 houses throughout the Green- land, will hold its annual board of directors meeting in Lewiston, Me., on Dec. 14, at which time possible consolidation or separation from Paramount is expected to be taken up.

**Settle Bernard Suit**

Jack Manheimer, assignee for Joseph Bernard, in the former's suit against Republic in connection with a dispute over a percentage of profits received from highighting, will receive a "substantial sum" under an out-of-court settlement, according to Manheimer's attorney, who filed the suit by Manheimer's attor- ney, S. L. Spring, in behalf of Bernard's interests. At present Bernard is president of Motion Picture Almanac, Farm. Entered as second class matter. Sept. 29, 1938, at the post offices in New York, N. Y., under the act of March 3, 1879. Subscription rates per year, $6 in the Americas and $12 foreign: single copies, 10c.

**Television Freeze (Continued from page 1)**

added that "now is the time to recognize this danger and resolve that untruths will not go unpunished," adding, "it is time to set a foot hold. ..." He said that "if you take precautions now not to be tempt- ed by the present tide, you will be saving this art from the excesses, the remorse, the clamor for reform, the political attacks for redemption of a plague, in varying degrees, almost every other form of communication."

Reviewing the progress of the past year and adding that some of the stations have jumped from 17 to 48; that the number of sets in the hands of the public is now close to 1,000,000; that in addition to 47 stations on the air, 734 are under construction, and 310 approved for construction.

J. R. Poppele, TBA president, who presided at the session, said that a TBA membership of 150 is expected next year.

**N. O. Theatres (Continued from page 1)**

and independents, consequently, view this as price discrimination.

While there is no dearth of film, the future projection of income presents some difficulties. Until the product has a key run, availability for the networks, which follow those of Loew's State, however, already has played two Paramounts which nor- mally would have gone into the home theatre circuit.

It is understood Willis Houck, who operates the Strand, has closed for the network, thereby making pictures available for those interested six at- tractions which would not have been available if Paramount had not de- cided to pass on certain titles.

But independents say they are be- ing cautious on another count. They are not entirely persuaded that the present impasse has any permanency. They point out that Paramount and Richards, after all are partners. While partners sometimes fall out and stay that way, sometimes they fall back in, too.

They are in the right occasion little surprise here, therefore, if a truce between the two dissident groups were to be reached in the next few weeks, thus restoring the former situation.

**Loewenstein (Continued from page 1)**

Proctor, Jr., Muskgogee; E. R. Slo- cum, Comanche; Paul Covey, La- Varn.

Akers, formerly Griffith Amusement Co. executive, was named legislative representative for the Motion Picture Finance Corp., Akers served as state capital contact man two years ago.

Akers went on record as opposed to a proposal, advanced by the Oklahoma Municipal League, which would permit cities to ad- d municipal advertising.

**New Post for Sunbury**

PHILADELPHIA, Dec. 8.—Abe Sun- bury, assistant manager of the Rialto in Philadelphia, is to join the staff of the Will, and will be the general manager of the Fan- hillian circuit.

**Sees Video as Aid to Film Consciousness**

OKLAHOMA CITY, Dec. 8.—While television may be a serious com- petitor to film theatres in a few years, Theatre Owners of America insists that medium that as eventual boon in creating "movie consciousness."" 

A conventional type of production of the Oklahoma Theatre Q. here yesterday, Lockwood predicted that television "will exhibit motion pictures on scales as large as the present rate." He disclosed that producers are trying to curtail video shows in an effort to maintain the integrity of the medium.

Nathan Golden, film chief of the U. S. Commerce Department, a guest of President Roosevelt, did not give many bools who do not want to pay Acsap fees to go on record as putting the payments in reserve pending the outcome of the present litigation.

**Harmon To Defend Films in Debate**

Francis Harmon, vice-president of the Motion Picture Association of America, and actor Walter Abel will defend the industry in a television program tonight over WJZ-TV and the Eastern television network of the "Critical-at-Large" program.

P. V. Lewis Allen, editor of Harpers Magazine, will make the motion picture's interpretation of the American scene. John Mason Brown, critic, will be moderator.

**Uwick Elected (Continued from page 1)**

and William A. Cassidy, Henry Carley and Cullen Johnson are alternates.

Charles Snyder, executive secretary of the Motion Picture Assn. of Penn- sylvania and Art Departmental work during the past year, and Branch gave a report on the Allied States convention in New Orleans.

**Forms Photo Supply Firm**

ATLANTA, Dec. 8.—Formation of United Photo Supply Corp. here to distribute photographic products in the area, completed by James Frank, Jr., former New York branch manager of National Theatre Supply, the largest outlet of the new company. Samuel J. Schell is vice-president and treasurer.

**New Prine Plant**

PRINCETON, N. J., Dec. 8.—Princeton Film Centers' new film and television plant is expected to be ready for use in January, according to John C. Prine, president.

One wing of the new building will be given over to the Center's distribution department and its library of over 1,000 films.
NEVER TOLD BEFORE! The Top-Secret Saga of the Never-Say-Die Guys of the Skies!!!

ABLAZE WITH THE FURY!
AGLOW WITH THE FUN!
THRILL-DEEP WITH THE ADVENTURES OF THOSE YANKEE-DOODLE DAREDEVILS WHO PAINT THE SKIES RED, WHITE AND BLUE!!

WARNER BROS.

"FIGHTER SQUADRON"

THE FLYING FIST OF THE AIR FORCE

IN COLOR AT TECHNICOLOR!

What action! Included in this picture are Amazing Air-Battle Scenes From Guarded Air Force Vaults! Actual combat photographed by flying, fighting cameramen!

signed
EDMOND O'BRIEN • ROBERT STACK • JOHN RODNEY

TOM D'ANDREA • HENRY HULL

directed by
RAOUL WALSH

produced by
SETON I. MILLER

STATE LAKE

FIGHTING ACTION ON THE SCREEN! FIGHTING ACTION IN THE ADS!

WARNER BROS.

ARE SKYWRITING NEW BUSINESS HEADLINES!

ALL-TIME RECORD IN DAYTON.

5-YEAR RECORD IN CHICAGO!

TREMENDOUS IN ALL 125 ENGAGEMENTS TO DATE!

THIS IS THE ADVERTISING THAT DID RECORD JOBS IN CHICAGO AND DAYTON! YOUR PRESSBOOK HAS IT ALL!
Production Rises
To 32, from 26

Hollywood, Dec. 8.—The production tally rose to 32 from last week's 26. Seven new films were launched, while only one was completed.


Shooting started on "The Beaujolaise From Bashful Bend," 20th-Fox.

'C' Rating for One As Legion Reviews 12

"The Sins of the Fathers," Maynard Film Distribution, Ltd., has been placed C on C by the National Legion of Decency in its review of 12 pictures this week, while "Volpone" (French), distributed by Sirioty International, was reclassified from B- to B in its revised version, and 20th-Century-Fox's "Yellow Sky" was given A rating.

A-A-I rating was given to "Angel on the Amazon," Republic; "The Lucky Stiff," United Artists; "Million Dollar Western" and "Parole," from Eagle-Lion.


Admission Prices Rise
(Continued from page 1)

cent above the 1935-39 average. This compares with 9.9 per cent at the end of June and 9.0 per cent at the end of December, 1947. It is the lowest index this has been since August 1946, when it was 5.6 per cent above the base figure.

The adult price index was 67.1 per cent above the 1935-39 average, compared with 60.4 per cent in June, 67.7 per cent at the end of March—the all-time high—and 67.5 per cent at the end of 1947.

The combined index was 65.7 per cent above the base figure.

Osserman Due Sunday

Los Angeles, Dec. 8.—Jack Osserman, until now RKO Radio's head American supervisor, is due to arrive here on Sunday to take over the sales management of the company's branch here, under H. C. Cohen, branch manager.

Reviews

"So Dear To My Heart"
(Walt Disney-RKO Radio)

Aging-child-people ages will delight in viewing Walt Disney's latest feature-length blend of cartoon animation and live action. "So Dear to My Heart" takes the audience on a nostalgic retrospective journey into the whimsical reminiscences set down in Sterling North's story of the same title.

In this adaptation, directed by C. Diagnosis— seized once again, in one of the most sentimental short films ever made. The lawyer refuses to help his young client, still a strapping lad, but the lawyer and his young charge are eventually united by the twinkling in the young man's eye.

"Chicken Every Sunday" (20th-Century-Fox)

Familial understanding reactions and obviously gleeplful entertaining. The responses of the crowd at the typical top-neighborhood theater where "Chicken Every Sunday" was sneak-previewed—RKO's 89th Street, New York—is any criterion, then the successful commercial performance of this film Perleberg production attests to its emotional and sentimental values.

M-G-M Plans Set
(Continued from page 1)

be "big pictures" already completed and some near completion seen during their recent visits to the Coast studio. Also among these are the pictures of Lucille Ball, Robert Rubin, M-G-M general counsel and vice-president; Joseph R. Vogel, vice-president and head of M-G-M's legal staff; Charles D. O'Brien, head of industrial relations; and Alan F. Cummings, in charge of exchange operation.

M-G-M's plans set for immediate release are: "The Big Noise," a musical comedy; and "The Adventures of Don Juan," a black and white picture.

Beau Verona Take More

The meeting will continue through tomorrow.

Packard Joins Columbia

Hollywood, Dec. 8.—Fred M. Packard has joined Columbia studios as a producer. The deal is in addition to a commitment he has made to 20th-Century-Fox to release his "Quicksand."

RKO Shop Election
(Continued from page 1)

provisions of the Taft-Hartley Law. The company refused to "do business" with SOPEEG until it had complied. The election, which was controlled by the National Labor Relations Board, produced seven votes in favor of the company, two in favor of the union and one vote was disallowed.

Exchange Contract Negotiations
Get Under Way in New York

Negotiations between IATSE International representatives and a distributor-exchange agency over a new contract covering 6,300 exchange workers in 32 exchange centers got under way here yesterday. Negotiations are expected to go on for three days.

TOA Conclaves
(Continued from page 1)

North Carolina, South Carolina, Kansas, West Virginia and Texas, where conclave boards are about to be set up include Boston, New Haven, Memphis, St. Louis.

Buffalo Conclave Panel
Of Three Is Established

As early as Dec. 7, the Motion Picture Theatre Owners of New York State (Buffalo), a Theatre Owners of America unit, of which M. O'B. Ruane is president, established its TOA conclave plan. Members of the Buffalo conclave panel are Robert H. Schuster, general manager, theatrical manager, N. F. Nagara Falls; Henry Dillenbush, Broadway Lycem, Buffalo, and Lloyd Mills, Midtown, Buffalo. Alternates are: Jack Read, Hollywood Theatre; Gowanda; George Gamble, Eggertsville; Y. Y. Memo Dyktstra, Glen Theatre, Williamsville; Charles Lorenz, Buffalo.

Albany Panel Calls for
Wide Use of Its Service

ALBANY, N. Y., Dec. 8.—Leonard Rosenthal, executive director of the TOA unit in New York state, has announced that the Albany conclave board, which is to be the current issuance of a bulletin to theatre owners in the territory, advising all—TOA members and others—to make use of the service. The submission of the board to different distributors "does not influence upon your legal rights," exhibitors are told.

The board will hold its first meeting during the coming week, with M. O'B. Ruane presiding as temporary chairman. La
dey, who has returned from con

Theatre Picketing
(Continued from page 1)

meaning of Section No. 8 of the CBA and Section 33 of the IATSE constitution, which provides for picketing, and boycotting of the theatre, which is playing "Joan of Arc."

Theatre Picketers have been passing out leaflets among the patrons of several Broadway theatres, including the Victoria, which was the first unaffiliated house to apply for a court injunction against the activity.

Mayer Testifies
(Continued from page 1)

suggestion on the basis of the writer's script.

Most of the morning session was occupied with a cold reading of depositions from E. J. Mannix, in which the studio executive described his dealings with Mayer. Mannix told his colleagues that the studio had been supplied with current stories by Mayer, but that he had not seen any work by Mayer.

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M-G-M's plans set for immediate release are: "The Big Noise," a musical comedy; and "The Adventures of Don Juan," a black and white picture.

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The meeting will continue through tomorrow.

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RKO Shop Election
(Continued from page 1)

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How she fares depends on him...

WHAT the laboratory superintendent does is highly important to star...director...and movie-goer.

For his is the responsibility of providing release prints that meet the producer's specifications...and satisfy, at the same time, the requirements of the exhibitors.

Through his picture sense...his broad knowledge of photochemistry and the mechanics of processing, his precise control of printing density and contrast...he can bring out the best in every film, make the star's voice and presence more effective, help protect her popularity with her audience.

Critical work—this; but done all the more easily and efficiently by the laboratory superintendent and his staff, because of the quality and reliability they find in the famous family of Eastman motion picture films.

EASTMAN KODAK COMPANY
ROCHESTER 4, N. Y.

J. E. BRULATOUR, INC., DISTRIBUTORS
FORT LEE • CHICAGO • HOLLYWOOD
MONOGRAM proudly presents

THE ELECTRIFYING NEW WESTERN STAR SENSATION

Rip-roaring rodeo champ!
Daredevil whip wizard!
Steel-nerved bronc-buster!
Lightning-fast trigger man!

IN THE BOXOFFICE TRADITION OF GREAT OUTDOOR STARS...

WHIP WILSON

in

6 OUTDOOR SPECIALS!

with

ANDY CLYDE

GET READY FOR WHIP'S FIRST SMASH HIT...

"Crashing Thru" COMING SOON FROM MONOGRAM
Canadian ‘Co-op’ Seen Only Partially Successful

MONTREAL, Dec. 9.—Complaints are being heard from the domestic motion picture industry that the Canadian Cooperation Project, initiated between American film interests and the Canadian government last January to forestall possible curbs on the flow of some $12,000,000 in Canadian film revenue annually to the U. S., has met with partial success only.

The project, as its inception, had three main objectives: To promote Canada as much as possible on U. S. screens, send U. S. tourists dollars to Canada; to assign Canadian film producers to produce in Canada, paying costs in U. S. dollars; to make films in

Columbia Executives To Aid Sales Drive

Rube Jacker, Columbia's assistant general sales manager, who is in charge of its current playdate drive, has selected 10 sales executives to assist in the campaign, which will continue through Feb. 17.

Those named are: Louis Astor, Louis Weinberg and Irving Wormser, circuit sales executives; Maurice Grad, short subject sales manager; George Josephs, assistant to A. Montague; H. C. Kaufman, manager of exchange operations; Joseph Freiberg, sales account; Seth Raister, contract department; Vincent Gladstone, circuit sales executives; Sydney Singer, assistant manager of exchange operations.

Jacker and Josephs will leave here on Monday to visit several of the company's exchanges in the interests of the drive.

Dismiss FP-C Action Against Nathansons

TORONTO, Dec. 9.—The long-standing legal action of Famous Players Canada against Ontario Theatres, the late N. L. Nathanson and his son, Paul Nathanson, has been continued by an order of dismissal with the consent of the parties concerned. Involving theatre ownership, the case developed when N. L. Nathanson resigned as president of FP-C eight years ago.

The decision on dismissal was made by G. D. Conant, Master-in-Chambers, at Osgoode Hall on the appearance of J. H. Stratton, counsel for the defendants.

U. A. Set With Enough Films Until August

Company Seeking Deals For Mid-year Releasing

Although independents still are confronted with severe financing problems, United Artists has sufficient product on definite schedule to carry the company at least to August. While admittedly some of those forthcoming are of lower-bracket quality, the bulk of them are figured by the company as wholly adequate potential grossers, thus assuring healthy operations. Rentals of between $1,000,000 to $2,000,000 or more are anticipated for each of the better films to be delivered, according to a U. A. executive.

Gradwell Sears, U. A. president, left Hollywood last night after closing the three-picture deal with Howard Hughes, returning to Hughes to work out distribution rights to three which he will produce, and obtaining

Sears-Hughes Deal On 3 Films Is Set

Hollywood, Dec. 9.—Gradwell Sears, United Artists president, today concluded a deal under which three features, produced by Howard Hughes and available for release in February, will revert to RKO and will be made in color and replaced by three others to be made by U. A. and Hughes. In the event that Hughes decides to make no films, U. A. will have exclusive distribution rights to the films produced by Hughes.

In announcing the deal, Sears said: "RKO and I have been discussing the production of films for some time. The agreement provides that RKO will produce and distribute three films made by me and Hughes. If Hughes decides to make no films, the deal is off. RKO will then have exclusive distribution rights to the films produced by Hughes."

Services Tomorrow For J. J. Murdock

Hollywood, Dec. 9.—Services will be held here Saturday morning at Forest Lawn for John J. Murdock, 89, one of the founders of RKO, who died yesterday morning at St. Elizabeth's Sanitarium, which he entered last spring. He had been ill for two years.

Murdock came to this country from his native Scotland 77 years ago. He was in various phases of the theatrical film industry, starting as an advance man in 1898, before becoming general manager of the B. F. Keith Circuit in New York in 1911. He represented his company, Pathe, by the Keith-Albee Circuit, from Joseph P. Kennedy to form RKO in 1929. He was RKO's first and present board chairman.

In acquiring Pathe and its interest in DuPont Film, Murdock announced

E-L, SRO ‘Changes’ Could Bring a Deal

Daniel T. O'Shea, executive director of the Selznick Studio, president of Vanguard Films, and a member of the executive committee of the Selznick Releasing Organization, said here yesterday, in a statement released through the SRO office here, that "any talk of Eagle-Lion as presently constructed, distributing Selznick product, or of SRO as presently constituted, distributing Eagle-Lion product, is ridiculous."

O'Shea said the "larger part of our discussions (with Eagle-Lion) has been centered around

Tri-States Adopts TOA Conciliation

MEMPHIS, Dec. 9.—The Theatre Owners of America conciliation plan was adopted today by the board of directors of the Tri-States Theatre Owners. The board had been authorized to act for the entire organization in the matter.

The board unanimously adopted the TOA plan and designated Max Con
New Product to Be Available in 16mm.

United-International Films announces the production of a new 16mm. release which already has four pictures in work on the Coast, will be the first of a new company to market its first product in 13 and 16mm. simultaneously, according to general sales manager Lester Tobias, who has arrived in Hollywood with the attraction. The national distribution deal with a state right exchange system. Tobias, who will be here three weeks, says he expects to close a deal before he returns to the Coast.

The company, whose features will be budgeted at between $125,000 and $350,000, will have 13 pictures completed, in production or ready to be filmed in the Pennsylvania. Tobias disbursed that the company will market prints in both fields, for both processes to be filmed. Tobias had closed. He emphasized that the company will market prints in both fields, for both processes to be filmed, and only one process for each.

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Bandits Get $3,100 At Providence House

Providence, Dec. 9—Bandits took $3,100 in receipts from the RKO release "Secretary's Love," following its Thursday night's showing at the Providence House. The film, which opens at the RKO next week, was directed by Barry J. Nelson, director of the first picture of the year, "The Perfect Fugitive." The producer-director, according to the Providence Journal, is Charles Vidor, who last year directed "The Perfect Fugitive." The Journal also reported that Vidor is planning to make another picture in the near future.

VitaWoman Aids Benefit

Robert M. Welman, manager of the Paramount Theatre here, will direct the annual benefit show for the Actor's Temple to be held Sunday night at the Imperial Theatre here under the sponsorship of Rabbi Bernard Birstein. Stipendiaries scheduled to appear include Bill Robinson, Lucille Ball, Phillip Reed, Billy De Wolfe, Phil Silvers, Stan Kenton's band, and others.

Extend Hospital Drive

The financial crisis that confronts the Weill Children's Memorial Hospital has reached a stage where the current drive for funds is being extended upon the decision of the executive committee. The committee has announced that the new date for the drawing will be announced shortly.
agreed salary of $1,250 a week, but would only $1,150 at first, and that when he commented to Sam Katz the latter mentioned that Cole's name had come up in "another fashion." Cole agreed that there had been no reason for the salary discrepancy and that he would refer the matter to the M-G-M president.

Said Mayer called him to see once and told him about visits to Warner Bros. and its investment in the American Activities Committee. The screenwriter then quoted Mayer as having assured him "our business is practical. I have told him he had plans for making Cole a studio executive.

Cole Names McGuinness

Cole also stated that he told Mayer that James K. McGuinness had started the talk linking him with the Communist ideology after the Screen Writers Guild had beaten the Screen Playwrights Union, headed by McGuinness, in a National Labor Relations Board case. Mayer indicated he knew this, Cole added.

Earlier today, the court heard that Cole was suspended by the studio last October because, according to a Communist, but because we feared a national attack on the box-office," according to E. J. Mannix, M-G-M studio executive.

The deposition by Mannix, as read into the court record, quoted M-G-M executive as saying, "I don't know or care whether Lester Cole is a Communist. He did something to cause me to dislike him. I consider him an American person. In my opinion, there is no question that the industry did the right thing in getting rid of him."

Kenny Called to Stand

In a surprise move, Katz called the screenwriter's chief counsel, Robert W. Kenny, to the stand to testify regarding a meeting attended by Keny, Eric Johnston, Paul V. McNutt and others at the Shoreham Hotel in Washington. The hearing was called by the American Activities Committee opened the hearings at which Cole refused to answer questions.

Kenny related that he told the executive that his clients "are concerned about reports that a blacklist is in effect, and we have been planning to meet with you." Cole replied: "You can tell them that as long as I am president of the Motion Picture Assn. of America, there will never be a blacklist."

Louis B. Mayer, who confirmed his testimony at the morning session, left by train for New York later for conferences with M-G-M executives there. He was accompanied by Howard Strickling, the studio publicity. Nicholas Nayfack, M-G-M executive, is scheduled to be called as the next witness.

Eric Johnston Is Heading

The Hollywood Guild

WASHINGTON, Dec. 9—Motion Picture Association of America President Eric A. Johnston now expects to resume the sit-down of M-G-M studios very soon in connection with the breach-of-contract suits by Lester Cole and Donald Crisp at the studios. Industry following the House-American Activities Committee hearings last year.

Johnston was slated to leave last weekend, but the Coast trials recessed and his trip was postponed. Now they have resumed, Johnston will be in New York tomorrow.
He won’t say “YES”!
She won’t take “NO”!
The kind of stuff to delight average audiences... it sure should make the coin boxesinkle."
—SHOWMEN’S TRADE REVIEW

The female of the species on the prowlin amusing comedy... fun to watch."—M. P. HERALD

"Light, frothy comedy, delightfully acted by the dependable Cary Grant and a refreshing newcomer, Betsy Drake... sure-fire."—BOXOFFICE

"If every comedy were asdeliriously funny there wouldbe no such thing as box-office blues."—HOLLYWOOD REPORTER

"Rich comedy the family will gofor in all situations."—INDEPENDENT FILM JOURNAL

"One of those rare comic delicacies that are always in good season at the boxoffice... will have a terrific payoff."—VARIETY

"Entertaining all the way... made for those who enjoy laughs."—THE EXHIBITOR

"Topflight contender for honors in the comedy field."—DAILY VARIETY

"Grand boxoffice comedy... has wit, charm, lively pace and a polished cast."—FILM BULLETIN
Three More Testify In Griffith Hearing

Oklahoma City, Dec. 9—Gov-
ernment attorneys called three oper-
ators of the Chief Theatre, independ-
ent house in Seminole, Okla., to to-
day’s Griffith hearing in an attempt to prove the house suffered through the product shortage over a 12-year period.

Joe Love, operator of the Chief from 1936 to 1946, said he got second runs throughout the period, but lost money several years because he was unable to buy better product.

William E. Dickey, Jr., who bought the house from Love, said he was able to get all the third run films he wanted but was unable to buy second runs except from minor companies which had first run rights. He told the house to Layton Carter who testified that he too had a difficult buying problem.

Other witnesses today were James D. Guest of Duncan, Okla., and Jess Hale of Holart, Okla.

Artkino, Classics Settle

Artkino, official distribution of Rus-
rian films in the U. S., and Film Classics have settled out-of-court their legal dispute revolving around PC’s inclusion in its film, “Will It Happen?” some four years filmed in Russia. Artkino had brought ac-
tion in New York Supreme Court for an injunction to prevent PC’s use of the footage, claiming it has exclusive U. S. rights to all Russian-made film.

Coeuteau Coming Here

Jean Coeuteau, French producer and director, is coming here from Paris to attend the debut of his latest pro-
duction, Vog Film’s “The Eagle with Two Heads” which will open at the Little CineMET on Dec. 29.

Hoffberg Acquires Three

Three featurettes for 35mm, 16mm, and television distribution have been acquired by Hoffberg Productions here. They are “Memories of Shake-
spere,” “The Works of Charles Dickens” and “The Pearl of Nyat-
san.”

Review

“My Own True Love” (Paramount)

A ROMANTIC triangle between father, son and sweetheart forms the basis of this Paramount drama, set in England during the period follow-
ing the close of the last war. It comes off as an uncertain blend, very good in some parts, routine in others. The cast, both able and persuasive, is headed by John专职, Phyllis Calvert, Wanda Hendrix, Philip Friend and Binnie Barnes.

Calvert, a former Army officer and a widower, falls in love with Miss Calvert of the young mansion. In time they plan to marry, but a change came when Douglas’ son returns home, an emotionally shaken veteran who had lost a leg. Miss Calvert sympathizes with the son, portrayed by Friend, and he falls in love with her. Before long a crisis is at hand punctuated by misunderstandings and explosive scenes. At last a desperate point is reached where the son thinks of killing himself, Douglas decides to go to Africa, and Miss Calvert prepares to run away. In the end, however, all come to their mature senses and the story closes happily.

As the daughter of Douglas, Miss Hendrix fits in and out of scenes with kithenship appeal. The screenplay, by Theodore Strauss and Josef Mishkel, gets in several serious observations on the problems of veterans post-war ad-
justment, to Compton Bennett directed and Val Lewton produced.

Running time, 84 minutes. Adult audience classification. Release date, Feb. 4.

Anglo-U.S. Meet

(Continued from page 1)

and British industries cannot resolve their present differences and work to-
gether on a reciprocical basis, the future of both will be in jeopardy. Neither industry, he said, can survive on its domestic market alone.

He believes the March meeting of the Anglo-U. S. Film Council offers a rare opportunity for both industries to arrive at constructive understand-
ings, providing the meeting is suf-
ciently representative.

Rank is a partner of Kerridge’s, owning 50 per cent of the dominant New Zealand theatre circuit—Kerr-
gidge-Odcor.

Robert Kerridge, who is accom-
panying his brother on the current business, has had a successful theatre business in New Zealand to be “very good” at present. American films account for about 70 per cent of the playing time in the 230 New Zealand theactres, Kerridge reported. British films have risen in popularity there. They command almost 30 per cent of the playing time now, com-
pared with less than 20 per cent a few years ago. A few French and Italian pictures also are marketable in New Zealand.

Kerridge estimated American film earnings here at approximately $4,000,000 annually, with no existing re-
dictions or restraints to the U. S.

The Kerridge brothers were guests of Capt. Harold Auten of United Ar-
rots at a luncheon at the Lotos Club yesterday, attended by trade press ed-
itors. They will visit in Hollywood before embarking for New Zealand.

Bar Reels in English

PANAMA, Dec. 9—Newsreels with English narration have been barred from exhibition in local theatres by the Municipal Council of this city. Newsreels may be shown only if they carry Spanish narration or titles.

New Canadian Firm

TORONTO, Dec. 9—Granada Films, an independent film exchange headed by J. H. Allen, has opened offices here. Allen is also general manager of Astral Films which releases Film Classics in Canada.

British Video

(Continued from page 1)

year experimental television partnership.

Also, basis of a formula has been arrived at governing the amount of film rental BBC will pay for pictures used on its television programs. This, too, had been a stumbling block earlier. First transmitted under the new arrangement will take place in Janu-
ary. The Producers’ Association has agreed to put its library material at the disposal of the BBC.

Meanwhile, Scophony, Ltd., has ac-
cquired the rights of John Logie Baird’s television pioneer, who broke with J. Arthur Rank shortly after the latter’s acquisition of the Baird television process. Scophony’s directors claim that they are now able to embark on large screen equipment and arrangements have been made for installations in the Capital and Pro-
vincial News Theatres in London.

Jock MacKay, the lighting and stage actor, has joined Scophony’s board. He was largely responsible for the original Baird financing.


**Reviews**

**“Whispering Smith”**

*(Paramount)*


It’s a mechanized Western, about railroad development at the end of the stagecoach period, apparently set in Rocky Mountain territory. Picturesque production appurtenances and an attractive cast help overcome some lack of ingenuity in plot.

Trouble-shooter for the line, Ladd makes quick work of the lawless Dalton Boys engaged in a series of train holdups. Then he undertakes a tougher job, that of putting an end to a series of wrecks plotted by his old buddy, Preston Foster, who has become mixed up with the wrong people. Super-imposed on the Western activity is a mild romantic between Foster’s wife, Brenda Marshall, and Ladd.

The color enhances some picturesque sets and snow-capped mountain background scenery, setting off nicely the robust stunts and chases which Leslie Fenton staged with good effect. Frank Butler and Karl Lamb did the screenplay, from the novel by Frank H. Spearman. Mel Epstein was associate producer. The cast includes Donald Crisp, William Duquette, Fay Holden, Frank Faylen, John Eldredge and J. Farrell MacDonald.


**Gene Arness**

---

**“Mexican Hayride”**

*(Universal-International)*

ABBOTT AND COSTELLO, those slapstick artists of many adventures now have a merry romp South of the border, and acquire themselves even better than they deserve in terms of laughs and fun for the audience. There is little in “Mexican Hayride” that is not standard for Bud and Lou: broad farce, hectic chases, Joe Miller gags, absurd situations. What seems to give this edition of their adventures sharpened appeal, however, is added time and pace in the direction by Charles T. Barton who worked from a screenplay by Oscar Brodney and John Grant. Robert Arthur’s production is based on a musical play by Herbert and Dorothy Fields and Cole Porter.

The rotund Costello, victimized and vilified by confidence man Abbott, has been trailed into Mexico by U. S. government sleuths. It’s easy for them to spot Lou since he suffers from “Samba-itis”—he goes into a Samba dance every time he hears Samba music. But they have to keep away from Lou temporarily since he was accidentally named America’s good-will Ambassador to Mexico for a week.

Meanwhile, Abbott and his fellow swindlers use Costello as a foil in their attempt to sell a fake silver mine to Mexican financiers. Funniest scene: Costello and a savage bull pause during a bullfight sequence to dance a Samba when the band breaks out with a Latin melody. In support are Luba Malina, who sings film’s only tune, plus Virginia Grey, John Hubbard, Pedro de Corda, Fritz Feld and several others in lesser roles.

Running time, 77 minutes. General audience classification. For December release.

**Charles L. Franke**

---

**“Desperadoes of Dodge City”**

*(Republic)*

ALLAN (ROCKY) LANE once again is pitted against the forces of evil in an outdoor action drama which centers about a group of homesteaders who are prevented from crossing over a necessary route by a gang of outlaws. The better-than-average screenplay provided by Robert Williams is sprinkled generously with action and gumplay.

Lane portrays a government agent who tries to gain possession of a document which authorizes a cavalry guard for a homesteader wagon-train which was scheduled for attack by a band of outlaws. This powerful group of men was preventing settlers from crossing their territory. Lane and five stagers, including his assistant, are trapped in a cabin by some of the outlaws. The stage driver, played by Eddy Waller, helps Lane discover the identity of the head gunman. Lane finds the document and gets word to the cavalry in time to save the homesteaders from being killed by the outlaws. Gordon Kay was associate producer and Philip Ford directed.

Running time, 60 minutes. General audience classification.

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**Rockwell to ‘Esquire’**

Honor Rockwell, vice-president of Liberty Magazine for the past six years who served at various times as publisher of Screenland and Silver Screen, has joined the executive sales staff of Esquire. He is one of the founders and first president of the Association of Screen Magazine Publishers.

**Dynamic Films Formed**

Formation of Dynamic Films, Inc. with studios and offices here, has been completed by Henry Morley, president, who was formerly general manager of J. A. Maurer, Inc. Nathan Zucker is treasurer and board chairman of the new firm.

**Censors Cut 18**

CHICAGO, Dec. 9.—During November the Chicago board of censors reviewed 86 pictures, made 18 cuts and placed the following foreign films in the “adults only” classification: “Scampola” (Italian - Continental); “Triumph of Love” (German); “Ficc-Frac” (French); “Day of Wrath” (Danish), and “The Kneeling Goddess” (Aztec).

**Honor RCA Employees**

CAMDEN, N. J., Dec. 9.—Gold watches and gold pins honoring 853 active and retired employees of RCA Victor for their completion of 25 or more years’ service will be presented by the company at a ceremony this month.
COMING IN 1949...

"The Man on the Eiffel Tower"

in Ansco Color

also starring

JEAN WALLACE
PATRICIA ROC
BELITA

Produced by IRVING ALLEN
Directed by BURGESS MEREDITH
Screenplay by Harry Brown
Based on novel by George Simenon
Costumes by Jacques Griffe and Robert Piquet
Grosses Rise At 1st-Runs In Key Cities

A pronounced rise was registered in theatre grosses last month, according to box-office reports on some 170 key situations received from Moross Picture Daily field correspondents. Meanwhile, the last week of the month, which included the Thanksgiving holiday, was a busy week since the first week of April, producing an income average of $17,254.

Average income for November rose to $15,180, from October's $14,757. Weekly average gross per theatre for November of last year was $16,483.

The picture which appeared most frequently in last month's reports as a box-office leader was "Johnny Belinda," followed closely by "The Three Musketeers" and "Red River," only a small margin away from tying for second spot.

Other films which appeared frequently included (Continued on page 5)

Ask Press to Aid Brotherhood Week

An appeal for trade press assistance in the Brotherhood Week campaign, Feb. 20-27, was made by Ned E. Depinet, chairman of the motion picture division of the campaign, at a luncheon at the 21 Club here on Friday. Publishers and editors of the industry press were Depinet's guests.

"There is no more important segment of our business involved in the Brotherhood's work than our trade press," Depinet said. "All other (Continued on page 4)

Cole vs. M-G-M Trial Will Resume Today

Los Angeles, Dec. 12.—Trial of Lester Cole's suit against M-G-M for reinstatement of his contract, which was suspended following his appearance before the House Un-American Activities Committee, will be resumed here this afternoon before Federal Judge Leon Yankwich.

The jurist was in conference with opposing counsel Friday afternoon after counsel for Cole played for the jury a transcription of the Oct. 30, 1947, hearing at which Cole was interrogated by the House group.

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Arnall Set to Take Top SIMPP Post

HOLLYWOOD, Dec. 12.—Former Governor Ells Arnall of Georgia is expected to accept the top executive post in the Society of Independent Motion Picture Producers, probably at a get-acquainted dinner which SIMPP is planning in New York this week to honor him at Perino's Restaurant. The new executive would be named to succeed Jack L. Warner.

SIMPP has been without an executive since Donald M. Nelson resigned a year ago. The post was offered to Arnall several weeks ago and he has had it under consideration since.

Arnall arrived here from Atlanta by plane yesterday and will address the full membership of SIMPP at tonight's dinner meeting.

Under the SIMPP constitution a president can be elected only by the board of directors which includes all members of the organization. Tonight's dinner is the first such meeting since the post was offered to Arnall, whose presence tonight indicated acceptance.

Group to Prove UK Industry Is Named

LONDON, Dec. 12.—Seven of the eight members of the government committee to probe the industry-wide operations have been announced here by Harold Wilson, president of the Board of Trade.

They are: Lord Portal, former associate of J. Arthur Rank in the formation and original financing of General Film Distributors, who is chairman of the committee; Barrington C. Gain, Rank's chief financial adviser and, until the recent Odeon-General Cinema Finance merger, a director of several of Rank's film companies; Prof. Sir Arnold Plant, member of the Cinematograph Films

(Continued on page 5)

Procedure Altered for Film, Equipment Exports

WASHINGTON, Dec. 12.—Companies or individuals planning to ship films or equipment abroad next year had better check the revised Commerce Department schedule "B" list to make certain their commodity numbers are still the same, Commerce advises.

Schedule "B" is the list from which shippers take commodity numbers to put on their shippers' export declarations. These declarations must accompany each shipment, and U. S. Customs officers will not pass shipments without the correct commodity number. Moreover, in cases where licenses are required, the schedule number must be on the license.

Commerce has just issued a new and revised schedule "B," the first revision since 1945. It will go into effect on Jan. 1. Commerce officials said they did not believe there are many changes in the numbers for film classifications. However, most commodity numbers have been changed, they declared.

Latest Para.

Decree Move Unsuccessful

Settlement Possible But Slim As Talks Fail Again

Paramount's most recent and apparently most determined effort to strike an agreement with the government on settling its part of the industry anti-trust suit was unsuccessful, it was disclosed here on Friday.

The disclosure followed two days of negotiations between the studio, the company and the Department of Justice in Washington.

Paramount was said to be firmer than ever in its conviction that it figures to lose less of its theatre holdings in the courts as against the sweeping divestiture it would have to make to satisfy the government in order to effect a settlement.

However, it was pointed out that the door is still open for further discussions with the Justice Department.

(Continued on page 4)

Film Salesmen Okay Union Membership

Results of a National Labor Relations Board election among the country's 1,000 odd film salesmen trade associations were effective at the weekend a maintenance of membership in the Colosseum of Motion Picture Salesmen of America, it was reported on Friday by Colosseum attorney David Benmor, who came here from Milwaukee to be on hand for the counting of NLRB ballots.

Such an election is required under the National Labor Relations Act fol (Continued on page 5)

MGM Sales Toppers To See New Product

Marking the first time they will get together since they convened in New York last June, M-G-M will call its entire executive field sales force of 46, comprising sales managers, their assistants, and district and branch managers, to Los Angeles, Feb. 6-12, to see new product far in advance of its general release. William F. Doegros, sales vice-president, announces.

Approximately 15 pictures will be screened, as well as a number in rough form. The pictures will represent part of the product to be released starting in March.
**Motion Picture Daily**

**Monday, December 13, 1948**

**U-I Chiefs Set 5 New-Film Campaigns**

At a series of meetings concluded at the home office Friday, promotional plans for five future Universal-International releases were established. Included in the program are personal appearances, territorial premiers, weekend papers and newspaper and radio tie-ins.

John Joseph, national advertising-promotion head, and Combe Davis, national publicity coordinator, came here from Hollywood to participate in the conferences with N. J. Blumberg, president; W. A. Johnson, executive vice-president; Maurice A. Bergman, Eastern advertising-publicity director.

Which will have its premiere at the Music Hall here in February, will get its kickoff with a "Family Home Movie Month," tied in with national radio programs on contests to send lucky families on "family honeymoons" to Chicago, Mi-

****U-I Chief Set 5 New-Film Campaigns****

**Newsmore Parade**

**T**HE Berlin elections and the Red spy probe at home are current
newsreel highlights. Other items in-


**P**ARAMOUNT NEWS, No. 82—World’s biggest war plane gets screening test. New B-29 Superfortress will drop $200,000 in 432 bill fire cities. Report from China.


**W**ARNER PATHE NEWS, No. 34—People in the news: President Prio of Cuba, Fidel Castro, who was arrested. Red attacks in Berlin. Law from China. The send-up on Fidel Castro.

**RKO Holds Depinet Drive Meet Today**

Len S. Sengenber, RKO Radio metropolitan district manager, will preside at the first meeting of the newly formed Depinet drive today in the company’s exchange here. Gra- nberg is one of the 11 district managers acting as drive captains in this 12th annual meet which will get under way on Dec. 12.

**Lapidos to Hold Meet**

Warner New sales managers will convene at the home office here tomorrow for a meeting with Jules Lapidos, Eastern di-

**Judge Round Table ‘Youth’ Competition**

**Judge in the selection of a winning contestant for the special award by Award in the**

**Y**OUTH MONTH COMPETITION “1948” was conducted here at the Junior Chamber of Commerce. Paula Gould, head of pub-

**N**OTICE OF APPEAL: The case of the “Motion Picture Herald’s Round Table Section of Dec. 18.**

**Personal Mention**

**NICHOLAS M. SCHENCK, Loew’s president, will leave here today or early next week to attend the holidays. He will be joined here by JOSEPH M. SCHENCK who will go directly from the East.**

**J**oHN F. COHEN, Eagle-Lion Eastern sales manager, was in Dal-

**W**ILLIAM F. ROGERS, M-G-M’s district manager for the John F. Kennedy here next Saturday for a brief stay in New York.

**S**AM L. SKIDMILL, Eagle-Lion foreign relations head, left here by plane at the weekend for Mexico.

**J**OHN JOSEPH, Universal-International advertising-publicity head, left here at the weekend for Hollywood.

**L**ouis Astor, Columbia circuit sales executive, will leave here today for Philadelphia.

**J**immy Sarno, Paramount studio publicist, will leave here tomorrow for the Coast.

**W**arner Stresses Comedies, Musicals

With exhibitors asking for more comedies, musicals and outdoor films as one answer to box-office problems, Warners’ roster of product planned for the first semester of 1949 promises that the studio has placed production emphasis on this type of film fare. Of 25 features in varying stages of production or completed, 14 come under this trio of headings.

**Legion of Decency Pledge Is Renewed**

The annual pledge to abide by the Legion of Decency’s rulings on objectionable and condemned motion picture pictures in Roman Catholic churches throughout the country, except in the Archdio-

**F**OY FILM SLATED TO REOPEN E-L STUDIO

Hollywood, Dec. 12—Eagle-Lion’s studio, which has been shut since No-

**E-L Sets $600,000 To Promote Four**

Eagle-Lion Films has allotted $600-

**W**ay designates the “Motion Picture Herald’s Round Table Section of Dec. 18.”

**N**S Names Elelman To Succeed Benjamin

Milton Elelman will replace Paul Benjamin, retiring head of National Screen Service’s production department, it was disclosed at a luncheon given in Benjamin’s honor at the Astor Hotel here on Friday. Elelman has been assistant to Benjamin.

**Goldstone Acquires 3**

Famous Pictures Film Exchange of New York has acquired distribution rights to three former Paramount re-

**M**otion Picture Daily, Martin Quigley, Editor-in-Chief and Publisher; Sherwin Rams, Editor; Martin Quigley, Jr., Associate Editor, Publisher. Published daily except Saturdays. Office of publication, 120 Ninth Avenue, Rockefeller Center, New York, N. Y. Copyright, 1948, Martin Quigley, President; Red Knox, Vice-President; Martin Quigley, Jr., Executive Vice-President; Theo. J. Sullivan, Vice-President and Treasurer; Leo J. Brady, Secretary. Subscriptions, $4 a year. Entered at the post office at New York, N. Y., under the act of March 3, 1879. Copyright 2012 by ACP New Media, Inc. All rights reserved. No part of this publication may be reproduced in any form without permission. For more information, call the ACP New Media, Inc. at 203-620-1400.
IT NEVER HAPPENED BEFORE!

NEW BOX OFFICE HISTORY WRITTEN as public demand for reserved seats makes necessary engagement of the second Times Square Theatre, where "Joan" will run on two-a-day basis at TOP ROAD SHOW SCALE!

This IN ADDITION to the continuing fabulous World Premiere engagement at the Victoria, where 7-shows-daily, continuous-performance grosses are piling up that look almost impossible for ANY 1,100-seat house, even at highest Broadway scales!

TOO BIG FOR ONE THEATRE

Unprecedented public demand has made it necessary to also engage the FULTON THEATRE, STARTING TUESDAY DEC. 14th for reserved seat showings of "JOAN OF ARC"

which will still continue at the Victoria Theatre, with continuous performances, 7 shows daily.

Reserved Seats at the
FULTON
46th St. West of B'way
Circle 6-0380

Mail Orders Filled Promptly. Seat Sale Starts Friday for First 6 Weeks.

REGULAR PERFORMANCES:
Twice daily at 2:30 and 8:30 PM Saturdays and Sundays, 2:30, 5:30 and 11:30 PM

CHRISTMAS WEEK SCHEDULE:
Christmas Day, Dec. 25th: 2:30, 5:30, 8:30, 11:30 Christmas Week, Daily from Dec. 27th thru Dec. 31st, 10:30 AM, 2:30, 5:30, 8:30

PRICES AT FULTON
Matinees: $1.80 Evenings: $2.40 (tax included)
SPECIAL NEW YEAR'S EVE SHOW AT MIDNIGHT

SAVE THIS AD for complete Holiday week performance schedule of 'Joan of Arc'

Continuous at the VICTORIA
B'way at 46th Street
7 Shows Daily, Starring 9 AM, 11:30, 2 P.M., 4:30, 7, 9:30, 12 Midnight.

A pair of reserved seats for 'Joan of Arc' makes the ideal Christmas gift!

(This kind of advertising in all New York newspapers.)
**TUESDAY, DEC. 14**

**HOTEL ASTOR**

Federation of Jewish Philanthropies

**TESTIMONIAL LUNCHEON**

**MAYOR WILLIAM O'DWYER**

Guest of Honor

**Tickets now on sale!**

**Room 168**

**HOTEL ASTOR**

Circle 6-6460

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**Motion Picture Daily**

Monday, December 13, 1948

**Brotherhood Week (Continued from page 1)**

branchies of the industry depend greatly on one another, and you were particularly generous in providing space for the Brotherhood Week material.

Depinet enumerated four project which will comprise the basic part of the industry's campaign program. First, he detailed plans to display the Brotherhood Week poster in its lobby; will be asked to the nation's theaters to the minimum of 10 new members for Brotherhood, each making a contribution of $1 or more.

The special material required for fulfilling the four basic projects is now being prepared and much of it will be available to exhibitors soon.

Dr. Everett R. Clinchy, president of the National Conference of Christians and Jews, sponsor of Brother-

wood Week, described the campaign activities of other communications media.

Gibert Golden, Warner Brothers advertising manager, reported on campaign plans for the advertising-pub-

licity phase. Mr. Golden pointed out that the council has also cited opportunities for improving the public relations of the independent theatres and for countries close identification with a recognized movement to improve national unity by the elimination of bigotry.

**Para. Decree Talks**

(Continued from page 1)

and a consent decree still remains a possibility, although remote.

Hudiddles with the Department in Washington took place on Wednesday and Thursday of last week, including Leonard Goldenson, Paramount vice-president in charge of theatre operations; Robert O'Brien, corporate secretary, and Walter Gross, legal department assistant.

A meeting of company of official was held Friday at the home office, but this was said to concern itself only with the company's financial problems, and in no way with the trust case.

Barney Balaban, president, presided, and discussion was held with Howard O'Brien, Austin Keough, vice-president and general counsel, and Edwin L. Weis, board members.

The Department of Justice will oppose any further postponement in the Paramount case hearing, set for Dec. 16 through Christmas holi-

days, a spokesman for the Department said meanwhile in Washington.

**Griffith Trial**

(Continued from page 2)

...the Ell City house in order to release a property from under a woman who had it for 20 years brought objections by Justice Department attorney Milton Kallis, who argued out of the ob-

jections by Kallis, that Hamm has owned a dozen different houses in as many years.

The government made two attempts to bring the competitive situations in court in the course of the trial record, but one of them backfired when Charles Mahone of Hobart told Coch-...
Cameramen to Draft New Pact Demands

Membership of IATSE Cameramen’s Local No. 644 will meet here tomorrow evening to draft new contract demands. According to eastern short subject producers before Jan. 1, Walter Lang, the local’s business agent, reported. Last year’s agreement expired on Jan. 1 and general pay increase after months of terrors.

T. P. Zalesmen

(Continued from page 1)

... the agreement between management and a union on contract terms, Zallesmen’s signed its first pact with distributors in the<br...

Frank Flaherty

CHICAGO, Dec. 3.—Frank Flaherty, former president of the Chicago chapter of Motion Picture Salesmen of America, vice-president of the national organization, and Columbia circuit salesman for 15 years, has announced his resignation from both Columbia and the Colossus, in which he has a partnership affiliation with Charles Landau.

Riccardi-Petrollo’s Aid

A. Rex Riccardi has been appointed first assistant to John Petrollo, president of the American Federation of Musicians, succeeding Harry J. Stearns, who is national<br...

Chakeres Switches Two

LOUISVILLE, Dec. 12.—Jamesatterby, former assistant manager of the Capitol Theatre in Franklin, has been named manager of the newly acquired Trail Theatre in Morehead, Ky., with Ben Hathaway, formerly assistant manager of the Ohio, succeeding Atterbury, it is announced here by Gene Lutes, district manager of Chakeres Kentucky Theatres.

Four Classed ‘Adult’

TORONTO, Dec. 12.—The Ontario Censor Board has placed four features in the adult classification, which means they are not to be shown at performances principally attended by children. The four are: “Sorry, Wrong Number,” “Johnny Belinda,” “Hollow Triumph” and “Larceny.”

Review

“Bungalow 13” (20th-Century-Fox)

A TOUCH of g...
Showmanship Built Show Business!
Showmanship can Better Show Business!

NATIONAL Screen SERVICE
PRIZE BABY OF THE INDUSTRY
20th-Fox Sets Divestiture Plan for U.S.

Paramount Continues Its Negotiations Here

Twentieth-Century-Fox has formulated a plan for settlement of its part in the industry and anti-trust suit which it will propose to government attorney Robert Wright presumably when he concludes current and separate discussions with Paramount officials, it was officially indicated yesterday.

Otto Kogel, general counsel, and Fred Pride, his legal aide in the case, returned to New York at the weekend from the Coast where the terms of this proposed settlement were said to be devised in meetings with Charles P. Skouras, president of National Theatres; Dan Michalove, executive, whose participation in the discussions has yet to return to his headquarters here. Executives of 20th-Fox and its wholly-owned circuit took up the matter of a consent decree at length during October and November sessions.

Chalif Named to UA Executive Position

Selmer Chalif, Hollywood production executive, has joined United Artists in an executive capacity. He was announced here yesterday by Gradwell L. Sears, company president.

Chalif's duties will primarily be the securing of new product for UA in Hollywood and throughout the world. In connection with his activities will supplement those of George L. Bagwell, vice-president.

While he will have headquarters in Hollywood, it is expected that Chalif will leave in the near future for an international position. (Continued on page 5)

Damages Sought by Isley Are Tripled

Los Angeles, Dec. 13.—Amount sought in the Phil Isley Theatres suit against the majors on charges of conspiracy to prevent the Pickwick Theatre from obtaining first-run pictures was increased from $498,000 to $1,494,000 as trial resumed in U.S. District Court today. Fred A. Weis, plaintiffs' attorney, said his client is (Continued on page 5)

ECA Grant to MPEA

Economic Cooperation Administration yesterday officially guaranteed the Motion Picture Export Association's $230,000 to cover dollar expenses involved in the distribution of American films in Germany. It was ECA's first informational media guarantee.

Under the terms of the contract, which is retroactive from Aug. 1, 1948, and runs to Jan. 1, 1950, ECA will authorize the conversion of that portion of marks earned by MPEA in Germany not exceeding the amount specified. The convertibility guarantee is restricted to earnings made from German films since Aug. 1, and does not apply to millions of frozen marks which accrued to the credit of MPEA prior to that date.

The contract, first to appear under the section of the Economic Cooperation Act which authorizes the expenditure of $10,000,000 for "informational media" guarantees, was signed by Howard Bruce, acting ECA administrator. (Continued on page 4)

Difficulties Hit US Producers Abroad

Currency restrictions and fluctuations together with manifold production problems make film-making in Europe a trying experience for American producers, it was indicated here today by Dan Dunitz, independent producer who recently finished filming "Alice in Wonderkind" in Paris, Nice and London. Knowing now from experience the difficulties involved in making a picture in Europe, would he (Continued on page 4)

$356,024 Loss for RKO in 9 Months

Net loss of $356,024 for the first nine months of 1948 after all taxes and charges, including provision for estimated losses of $3,560,129 on outside productions, stories and continuity, is reported by RKO Radio. The loss includes a profit of $13,919 on sale of capital assets. The 1948 figure compares with a net income of $6,896,501 for the similar period of 1947 after taxes and all other charges, in (Continued on page 4)

Ascaph's Overall Revenue Seen Close to '47 Level

American Society of Composers, Authors and Publishers' overall collections for 1948 will represent only a slight decrease under last year's revenue despite the Society's set-back in the theatre field, the annual membership meeting at the Waldorf-Astoria Hotel here today is expected to be told.

The loss from theatres was not substantial, it is said, because many exhibitors had paid their full year's fee to the organization prior to the court decisions against it. Additionally, Ascaph's income from radio and (Continued on page 5)

Tax Powers to be Requested For All Cities

WASHINGTON, Dec. 13.—A strong demand that all cities be given power to levy admission taxes and require licenses from theatres will be made this week by the American Municipal Association.

The association, representing some 9,500 cities throughout the country, opened its 1948 conference here today. The meeting marks the association's first attempt to get its members behind certain broad policies on taxes and other matters, with the avowed purpose of lobbying for these policies in Washington and in state capitals.

A session on municipal finances, scheduled for Wednesday morning, is expected to bring approval from the (Continued on page 5)

Arnall to Gun for Theatre 'Monopolies'

New SIMPP Head Will Use Courts, Legislation

Hollywood, Dec. 13.—Ellis Gibs Arnall, 41, former Governor of Georgia, who last night was elected president of the Society of Independent Motion Picture Producers, today outlined a five-point program to which he will give himself immediately. Arnall left here by plane tonight to speak at the Waldorf-Astoria Hotel dinner in New York for Vice-President Eisenstein and will return tomorrow night. Arnall succeeds Donald M. Nelson as SIMPP president.

Arnall is a New York installment here today that his first order of business will be to move vigorously on all counts to curtail the monopsonies, utilizing education, litigation, and legislation to accomplish this aim.

Second point in his program is to be a vigorous effort to improve the foreign market situation by seekingmodification of restriction, quotas and antitrust actions. Third objective is a furtherance of interests of SIMPP members in all (Continued on page 5)

Berger Lauds Allied Percentage Action

MINNEAPOLIS, Dec. 13.—Ben Berger, president of North Central Allied, declaimed the national Allied Association's appointment of a committee to discuss forced percentages with heads of major companies "is the first sensible and concrete approach ever made on a large scale to rid the industry of one of its worst rackets." He predicted the committee, named by Allied to take up the percentage come (Continued on page 5)

Charge Navy Houses Compete Unfairly

WASHINGTON, Dec. 13.—Theatre- owner Sidney Lust has sent the Navy a strong protest that it is not adequately policing civilian admissions to the theatre on Naval installations.

Lust claims that since the Armed Services relaxed their policy on admitting civilians early last month, many unqualified civilians have been going to the theatre at the Bethesda (Continued on page 5)
Personal Mention

MOREY GOLDSMITH, Allied Artists—Monogram national sales manager, flew here yesterday for Boston to attend a New England sales staff meeting today.

EDWARD L. HYMAN, vice-president of Paramount Theatres Service Corp., arrived today to head a board of directors meeting of Maine and New Hampshire Theatres at Portland Springs, Me. He will return to New York tomorrow.

EDITH ALTMAN of the RKO film booking department here was married to PHILIP LEVINE at Memora Masonic Temple in Brooklyn on Sunday. They are honeymooning in Florida.

GEORGE A. HICKY, M-G-M Western sales manager, is due on the coast today after attending sales conferences in New York.

STANLEY KANE, North Central Allied executive director, has been elected as attorney for Golden Valley, Minneapolis suburb.

MAXWELL SHAHE, Universal-International producer, and A. HOWERTON, U-I press relations chief, will be in Washington today from New York.

ARTHUR LOCKWOOD, president of the Theatre Owners of America, has been made a colonel on the staff of Oklaloma Governor Kerr.

STEVE BRODY, Allied Artists-Monogram president, and Mrs. Brody became parents of a daughter, LEAH LYNN, born on Saturday.

M. A. SCHLESINGER left here yesterday by plane for a brief visit in South Africa.

HOWARD STRICKLING, M-G-M studio publicity head, arrived here yesterday from the Coast.

MARVIN SCHENCK, M-G-M Eastern studio representative, returned to New York yesterday from the Coast.

TED R. GAMEISE, Theatre Owners of America board chairman, has left Chicago for Portland, Ore.

Safer Film to Allen

TORONTO, Dec. 13.—Morris Safer, U. S. distributor of "Cactus Magic," full-length concert on film and starring Yehudi Meninsky, has appointed Harry J. Allen and his associates distributors of the picture in Canada. Safer will return to New York to complete arrangements for immediate release.

'Sign' Cites 'Joan'

Jerry Cotter, motion picture editor of The Sign, National Catholic monthly, reports that the sixteenth annual award for the "outstanding motion picture of the year" goes to Walter Wanger for his "Joan of Arc," RKO Radio Pictures.

Eugene F. Ford, 53, Managed for Loew's

WASHINGTON, Dec. 13.—Eugene Francis Ford, 53, died at Doctors' Hospital on Sunday. He was managing director of Loew's Capitol Theatre here, and was well known in show business as a producer, composer and manager.

From 1929 to 1934 he was associated with the Capitol, in New York, going to Washington in 1934 to produce a musical of "Going to Town." A requiem mass will be celebrated tomorrow morning at St. Thomas Apostle's Church with internment at Loretto Cemetery. Surviving are the widow, Katharine, two children, Eugene Francis, Jr., 18, and Fay; 10, and two brothers, Lieut. Comm. Frank Ford of Jacksonville and Lawrence E. Ford of Norwalk, Ohio.

Cohen Conducting Meeting in Atlanta

ATLANTA, Dec. 13.—Milton E. Cohen, president of New York's SRO manager and captain of the "Jack Schaefer Testimonial Drive," is here for a two-day drive meeting with brothers' personnel and for talks with exhibitors.

Cohen, who has already conducted meetings in St. Louis, Chicago, San Francisco, Los Angeles, Salt Lake City, Denver and Dallas, will make his second show night for Chicago, where he will conduct the final meeting of his current trip.

Bursten Heads SRO's New Legal Staff

David L. Bursten, industry attorney, will head the newly-established legal department of Selnick Releasing Organization here, it was announced yesterday by Leonerd R. Case, SRO treasurer. He has been associated with the firm of Jaffe and Horowitz, representing Monogram Pictures, and also with Paine, Kramer and Marx who was primarily concerned with the legal affairs of Selnick enterprises in the East.

M-G-M to Distribute 3 SRO Films in Africa

M-G-M will distribute and exhibit three Selnick Releasing Organization films in South Africa early next year at the first-run Metro theatres in Johannesburg and Durban, it was announced here by Leonerd R. Case, SRO treasurer, who involved with SRO's "Duel in the Sun," "The Paradise Case" and "Portrait of Jennie." O'Dwyer Luncheon Today

More than 1,000 members of the amusement and allied industries are expected to honor Mayor William O'Dwyer today at a testimonial dinner at 12:30 P.M. in the Hotel Astor here in connection with the Federation of Jewish Philanthropists' campaign to aid industries and Jewish war veterans. There will be one of the speakers, Fred Schwartz, vice-president of Century Theatres, is chairman of the drive.

Film-Govt. Liaison Urged for Overseas

WASHINGTON, Dec. 13.—The government film program must establish better liaison with Hollywood "both to avoid objectionable matter in exported films and to support positive attempts to extend entertainment of America or of world issues abroad," according to a study released by the Brookings Institution today.

The study, entitled "The Overseas Information Service of the U. S. Government," was made by Charles A. H. Thomson and William C. Brookings during the war to serve as a propaganda policy officer with various Allied propaganda and overcoming Axis propaganda.

Thomson points out a joint House-Senate committee might serve to supervise the policy of the program.

Cole Trial Slows as Counsel, Court Talk

Los Angeles, Dec. 13.—While the trial of Lester Cole stood by in readiness to resume testimony begun on Monday, it was disclosed today that all remaining sessions of his M-G-M contract, today's session was consumed in conferences between opposing counsel and the court concerning admissability of news articles published two years ago in a local magazine purporting to list Hollywood professionals who were said to be members of the Communist Party.

Until then, it was stated by court aids that Eric Johnston, Motion Picture Association of America president, will probably be called on Wednesday to appear as a witness.

West Managing Mono. Cincinnati Exchange

HOLLYWOOD, Dec. 13.—George West, who for the past several years has represented franchise holders at the Motion Picture studio, has assumed active management of the company's Cincinnati exchange, in which he holds a part interest.

In Industry Shorts Post

HOLLYWOOD, Dec. 13.—Y. Frank Freeman, Paramount studio executive, has been appointed chairman of the local political advisory committee for the industry public relations short sponsors by the Academy of Motion Pictures. Freeman will meet Dec. 22 to review the five shorts completed and draft plans for future projects. He will be assisted by Edward Koster, MGM, and John D. Walker, RKO, who will meet Dec. 22 to review the five shorts completed and draft plans for future projects. He will be assisted by Edward Koster, MGM, and John D. Walker, RKO, who will serve as co-chairmen at the meeting.
RESULTS PROVE IT’S TOP BOXOFFICE!

COLUMBIA PICTURES presents

Glenn William Ford • Holden

in

The Man from Colorado

with Ellen Drew

Ray Collins • Edgar Buchanan • Jerome Courtland • James Millican

Screenplay by Robert D. Andrews and Ben Maddow
Directed by Henry Levin • Produced by Jules Schermer

COLOR BY TECHNICOLOR
MGM Regional Meets In N.Y., Salt Lake

Two M-G-M regional meetings, one at the Astor Hotel here and the other at the Utah Hotel, Salt Lake City, will be held this week and Thursday when sales executives will relay to branch managers details of the company's excellent sales conference here. John P. Byrne, Eastern sales manager, will preside at the New York meeting, with A. Seligman, assistant Western sales head, will conduct the Salt Lake meet. Burtus Bishop, Jr., Midwest sales head, held a similar chapter in Chicago yesterday.

Meanwhile, Alan F. Cummings, head of exchange operations, has called the company's field directors to a four-day meeting which will convene at the Astor here starting Jan. 4.

Reviews

"Manhattan Angel" (Columbia)

"MANHATTAN ANGEL" is a mildly amusing musical romance about a young sales girl attempting to prevent the youth center from being acquired by a young skyscraper. Miss Jean spends some $25,000 beauty contest and after some unethical maneuvering she wins. The money goes to preserve the center.

The musical end of the picture offers a little more in the way of entertainment than the story. Miss Jean and a new singing youngster offer several songs, including "It's a Wonderful, Wonderful Feeling," "I'll Take Romance," "Candy Store Blues," and others.

Supporting players include Patricia White, Thurston Hall, Alice Tyrell and Benny Baker. Sam Katzman produced, Arthur Dreifuss directed and the screenplay was written by Albert Deering, from an original which he wrote with George H. Plympton.


"Just William's Luck" (United Artists)

The supervision caused an average British household by the spirited energies of one of its 'teen-age turns to be a comedy. Produced in England, its cast is not one of sufficient name appeal to give the picture wide appeal here. The juvenile trade, however, is likely to find delight in the company of their British counterparts. William Graham, portraying William of the title, seems to be forever getting into trouble with other members of his family because of his youthful enthusiasm. It is enough to say of this film, (Continued from page 1) that, despite a few rough spots, it is a highly entertaining British production. The screenplay, by Val Guest, has little in the way of originality. An R. E. Shipman and David Coplan presentation, James A. Carter produced and directed. Others in the cast include Gary Marsh and Jane Welsh as the boy's beleaguered parents.

Running time, 88 minutes. General audience classification. For January release.

RKO Loss

(Continued from page 1)

cluding provision for estimated losses of $1,130,225 on outside productions, a net profit of $4,764,766 on sale of capital assets.

During the third quarter of this year, the net loss was $2,257,887, including provision for estimated losses of $3,405,194 on outside production, which was carried to the U.S. Supreme Court, where it was rejected, leaving the previous amount on the books. Supreme Court in favor of the company. The settlement reached frees her to accept free lance work at other studios and at her own organization, Culver Productions.

L.A. Judge Is Firm On Picket Sentences

Los Angeles, Dec. 13—Municipal Judge Byron Walters today refused to modify sentences passed on 125 studio workers who picketed the Columbia studio in a strike two years ago. Five were sent to jail for periods ranging up to one year, a fine totaling $9,650 was imposed on 32 pickets and sentence was suspended on the rest. Appeals had been made for refusal to obey a court order, disturbing the peace and refusal to heed police orders.

Ontario Blackout Relief

Toronto, Dec. 13—Under a new state revenue department regulation, operators of places providing television amusement for patrons and charging admissions or other compensation placed under the state's amusement tax laws, according to David K. Walker, director of the division of excises.

Kentucky Taxes Video

Louisville, Dec. 13—A new state revenue department regulation requiring operators of places providing television amusement for patrons and charging admissions or other compensation placed under the state's amusement tax laws, according to David K. Walker, director of the division of excises.
Arnall

(Continued from page 1)

possible ways. Fourth embraces all undertakings to benefit the film industry at large. Fifth is a campaign to dispel "prejudices" prevailing in the industry at this time.

Although answering all questions at length, Arnall said frankly he is not in possession of the means upon his program and could outline his course only in general terms. His Green writing project, with MPAA's Eric Johnston in seeking his objectives, Arnall said, will enable him to change his attitude toward the industry.

Would Debate on Air

He added that while in New York he would suggest to George Denny to have a "Town Meeting of the Air" debate on monopoly in the film industry in which he would present his views to the public, "to educate them on the subject," in a debate with another personality, probably a Downton. Arnall stressed his belief that public support for breaking up theatre monopoly can be recruited by putting the case before the people.

Declaring theatre monopolies have kept "superior entertainment made by independents off screens," and built up the costs to the industry and public, Arnall cited SIMPP's Detroit suit as an example of the manner in which SIMPP will take whatever circumstances warrant. Declaring a monopoly trend which he said was displayed by the 80th Congress, he asserted "that trend will be reversed by the new Congress, and the nation will drive anti-monopoly controls in all branches of American life."

He added monopolies must be opposed as vigorously by America as totalitarianism or Communism.

Asks Ban on Errant Stars

Answering question, he said players whose private lives bring films into disrepute or "dull the screen," questioned on a published report he would receive $50,000 yearly for appearing in the "dull the screen." Queried on a published report he would receive $50,000 yearly for appearing in the "dull the screen," he was surprised and shocked that such a question should be asked and that, when I have been around Hollywood long enough, I may answer the present, my answer is, 'no comment'.

Arnall said he will give the SIMPP presidency "as much time as is required to do what we've set out to do," but he will retain his private law practice, his presidency of an insurance company which he described as "small," and lecture tours, on which he is booked for five lectures monthly from now to next June. He will continue to reside in New York, Ga., but will maintain offices in New York and Hollywood, and "will have a good deal of time in Washington."

Chalif to UA Post

(Continued from page 1)

31 Features Are in Work on the Coast

Hollywood, Dec. 13.—The production index stood at 31, dropping one from last week's 32. Eight films were completed and six were finished.


Shooting was finished on "Jeded," Columbia new release; M-G-M; "Riverboat Rhythm," Mono- gram; "Ritter Victory," Paramount; "The Hikout," R-Circle; "Sons of Sante," RKo Radio; "Champion" (Screen Plays), United Artists; "Ma and Pa Kettle" and "Arctic Manhunt," U-1.

Tax Power for Cities

(Continued from page 1)

500 delegates for a resolution which will say in part: "The municipalities should be permitted to adopt a larger number of new cities and give a larger number to local authorities, which can provide revenue from other sources, for example, by use of local taxes the payroll-in- come tax, local sales taxes, license taxes based on volume of business, cigarette and tobacco taxes, amusement or admission taxes, hotel taxes, liquor taxes, utility taxes, and various service charges.

The association feels that municipal- ities are pinched because inflation- ary pressures increase costs without increasing revenue proportionately.

Isley Suit

(Continued from page 1)

seeking a temporary injunction to per- mit the Pickwick to open to Christmas.

The amended complaint lists as co- owners Mr. and Mrs. Earl Collins and Griffith Theatres, Inc., with Isley ownership of the newly completed Pickwick.

Berger Lauds Allied

(Continued from page 1)

plaint with distributors "will come close to getting what they want." Berger pointed out that the association's opposition against forced percent- ages does not include first-runs in- large cities "and some other situa- tions," but is aimed particularly at subsequent-runs and smaller towns.

Most exhibitors "fear" percentages because those engagements are used as a yardstick in arriving at flat rent- als, Berger charges, adding that ex- hibitors are fully aware of such pro- cedure and "it causes them not to be shown." Berger also charged the percentage policy of distributors' forces exhibitors to play pictures too long and on the wrong playing time.

Exhibitors will pay a fair rental price consistent with profits if pro- ducers deliver pictures to them which will make a profit, Berger asserted. "Unfair percentage terms and conditions do not have to be shoved down the exhibitor's throat for the distrib- utor to get his rightful share of the box-office income," Berger said.

The exhibitor leader predicted com- pany heads will eventually abandon percentages as outlined by Allied.

Compete Unfairly

(Continued from page 1)

Naval Hospital, to the damage of his own Bethesda Theatre.

On Nov. 4, the Army, Navy and Air Force said that the industry had agreed to allow military personnel to take civilian guests to post theatres. The agencies promised to police ad- missions forthcoming to prevent competi- tion with commercial theatres.

Lust claims he has had friends and employees go to the Naval Hospital Theatre and be admitted without any question. He says attendance at his theatre has slumped far more than the usual seasonal drop in the last month.

Competition from service theatres was discussed at the convention of the Theatre Owners of America in Chi- cago, and, since Lust is the Washing- ton organization's national TOA di- rector, he was asked to go forward at the TOA executive com- mittee meeting here in January. It is also slated for early discussion by the local Theatre Owners Association.

20th-Fox Plan

(Continued from page 1)

portion in New York but at that time Skouros reportedly was reluctant to sign a lease with the producers, but others felt would be required.

Meanwhile, Paramount home office theatre executives who conferred on divestiture proposals for two days in Washington last week with Herbert Bergson, head of the Department of Justice anti-trust division, and Wright, in charge of prosecution of the Para- mount case for the government, re- sumed their discussions here yesterday at the local offices of the Justice De- partment.

Participating in the conferences were Wright, who arrived in New York from Washington last Friday, and Leonard Goldberg, Paramount vice-president in charge of theatre opera- tions; Walter Gross of the home office legal department, and Robert O'Brien, Paramount secretary.

Paramount officials have reportedly discounted the likelihood of an accept- able agreement on divestiture being reached with the government by the next week. Wright has made clear that the conferences with government representatives at regular inter- vals will continue to be held, and that comment on yesterday's meeting but further sessions are expected to be held.

Wright said he is in New York pri- marily to prepare for resumption of hearings before the three-judge Fede- ral Court here next Monday.
The First EXPLOITATION "NATURAL"
In Ten Years!

The first exploitation "natural"

Is It FACT or Is It FICTION?

PREHISTORIC MONSTERS OF AN UNKNOWN WORLD INVADE THE WORLD OF TODAY!

TERMINAL OPENING

HELD OVER!
at the Magnificent
JOY THEATRE
NEW ORLEANS, La.

HELD OVER!
R.K.O. GRAND
CHICAGO, III.

HELD OVER!
Interstate's
EMPIRE
SAN ANTONIO, Tex.

HELD OVER!
Interstate's
KIRBY
HOUSTON, Tex.

LOEW'S-POLI
BIJOU
NEW HAVEN, Conn.

Set for Big Biz
-IN-

PARAMOUNT
San Francisco, Cal.

PALACE—Toledo, Ohio

ECKEL—Syracuse, N. Y.

RIVOLI—Paterson, N. J.

CAPITOL—Passaic, N. J.

RIALTO—New York City

HOLLYWOOD
Schaick City, Ia.

GARDEN—Charleston, S. C.

STARTING XMAS

ESQUIRE—Oakland, Cal.

GRAND—Albany, N. Y.

KINEMA—Freemont, Cal.

CARLTON—Providence, R. I.

SIERRA—Stockton, Cal.

GRANDY—Norfolk, Va.

COLUMBIA—Erie, Pa.

AMERICAN—Tray, N. Y.

SHORE—Atlantic City, N. J.

MAJESTIC—Johnstown, Pa.

ERIE—Schenectady, N. Y.

LIBERTY—Sharon, Pa.

UTICA—Utica, N. Y.

PALACE—Fort Worth, Texas

CAPITOL—Scranton, Pa.

PENN—Wilkes Barre, Pa.

AND MORE COMING

Virginia GREY • Philip REED
Barton MacLANE • Richard DENNING

Directed by JACK BERNHARD
Produced by ALBERT JAY COHEN

ORIGIN STORY BY ROBT. T. SHANNON
SCREEN PLAY BY ROBT. T. SHANNON & JACK HARVEY

Released by
FILM CLASSICS, INC.
Jack Benny Is Voted Radio’s ’48 Champion

Critics Give Crosby 3 Firsts in Annual Poll

By GENE ARNEE

American newspaper and magazine radio editors and columnists, voting in Motion Picture Daily’s 15th annual Radio Poll for Fame, tapped Jack Benny as radio’s Champion of the Best Comedian for 1948. Fred Allen, last year’s winner of the same two classifications, finished second this year.

The radio critics designated Herb Shriner, the CBS comedian, as radio’s Most Promising Star of Tomorrow.

Bing Crosby took third place — Best Master of Ceremonies, Film Personality Most Effective in Radio, and Best Personality Male Vocalist — as he did in last year’s poll. Those, plus his third place in the Champion of Comedian classification, gave him more individual honors in the poll than went to any other radio performer or program.

Godfrey a Winner

Arthur Godfrey was given the critics’ nod with a first in the Best Daytime Program division third by the Best Master of Ceremonies and fourth place in Champion of Comedian classification. His voting strength was scattered among other divisions also, but felljust short of placing him among the top three elsewhere.

Vaughn Monroe’s orchestra was voted Best Dance Band, replacing Guy Lombardo for the first time in the history of the poll.

Radio Giveaways Worse than Commercials, Editors Say

Radio’s giveaways have replaced radio’s commercials as the Number One complaint of the nation’s newspaper and magazine radio editors and columnists, their comments in connection with Motion Picture Daily’s 13th annual Radio Poll for Fame disclose.

The critical ballottors did not indicate whether they believe that radio commercials are improving or merely are less annoying than giveaway programs, but the fact remains that fewer critics railed at the commercials than condemned giveaways.

Giveaway programs, the critics believe, already have lowered the overall quality of radio entertainment. Apart from the lack of ingenuity in giveaway programs themselves, the critics blame them for forcing more meritorious programs off the air. The ballottors assert that fewer giveaways should be the rule. “Stop them before the Federation of Women’s industrialists’ 116 affiliated local bodies, hospitals and welfare agencies.”

Industry Honors Mayor O’Dwyer At FJP Luncheon

Mayor William O’Dwyer was honored here yesterday by leaders of the motion picture and allied entertainment fields for his “humanitarian and philanthropic efforts” in behalf of the people of New York City at a luncheon in the announcement division of the Federation of Industries.

Fred Schwartz, president of the FJP, welcomed the mayor by assuring Helen Hayes as a gift from the industry.

Economy Drive Is Lagging: Schaefer

Hollywood production economies have advanced thus far only about one-third of the way toward the point which will bring production costs in line with domestic and foreign market conditions, industry sales executive George J. Schaefer observed here yesterday following his return from the Coast. “Economy-mindedness,” he believes, will take cost-saving another

US Maneuvers for Scopiphony Decree

The Government yesterday moved in U. S. District Court to pressure Scopiphony into a settlement of the government’s anti-trust suit by asking Judge J. J. Barlow to strike the case from the court’s calendar, subject to restoration. The story behind this is as follows: The government, according to a Justice Department official, is “practically ready to announce a consent decree with General Piczak Equipment and Television Productions, Inc., other defendants in the case, and although the Department would like to take these two firms out of the case, thus giving it the power to hold over Scopiphony’s head the threat that the case would resume Monday in the District Court.”

Jack Ellis Resigns UA Sales Post Here

Jack Ellis, New York district manager for United Artists, has resigned, effective Jan. 1. Though he has several proposals under consideration, no announcement of his plans will be made until after he leaves U. A., Ellis said.

Ellis has been in his present post...
Boston Conciliation Unit to Be Named

Boston: Theatre Owners of America conciliation board will be named at the end of the week. Walter L. Lathwell, in Albany, Harry Lamont yesterday was appointed temporary chairman of the Albany area board, which will probably meet on Tuesdays at the Albany office of Upstate Theatres, Inc.

E-I's MacMillen Is Pathe-vice president

William C. MacMillen, Jr., yesterday was elected vice-president of Pathe cooperative advertising as: Unit of the Pathe board of directors. MacMillen, who is 35, will continue as vice-president of Eagle-Lion Films and vice-president of Eagle Lion Studios, wholly-owned subsidiaries of Pathe Industries.

Besides the Eagle-Lion companies, other principal subsidiaries of Pathe are Columbia Pictures, which has Hollywood processing laboratories in Hollywood, Boud Broughton, N. J., and New York City; Paramount Pictures, Inc., Television Center, Inc., Pathe Realty Corp., and the V. D. Anderson Co., manufacturer of oil expellers and other machinery.

Before joining Eagle-Lion last June, MacMillen was assistant to Robert R. Quigley, president of the company. He is a director of the Missouri Pacific Railroad and a member of the Federal Reserve for the area.

No Cooperative Ad Cuts Planned by 5

Other distributors have indicated here they have no plans to curtail cooperative advertising as has Warners, a round-up of the cooperative activities for the first nine months of the year indicates, although, however, Universal-International drastically reduced its cooperative advertising outside of New York, it was reported.

Those companies whose spokesmen said are without plans for discontinuing cooperative advertising are: United Artists, Eagle-Lion, Paramount, RKO Radio, Republic. A check of 20th-Fox produced "no comment."

Memphis Censor Suit To Be Heard Dec. 27

Memphis, Dec. 14—Hearing on United Artists' and Hal Roach's challenge of the constitutionality of the Memphis board of censors, following its banning of Roach's "Curley" from the city will be held Dec. 27 by the Circuit Court in Memphis.
I HAVE JUST COME FROM HOLLYWOOD!

(You'll profit by reading this eye-witness report)

On the West Coast, those who have surveyed the potentialities of all companies are predicting: "M-G-M is 'way out front for '49."

There's good reason for the prediction. The most exciting news out there is the M-G-M Studio.

Nowhere else is production at such a pace. I saw the enthusiasm, the team-work, the burning conviction of leadership.

I attended the Press Preview of M-G-M's Technicolor "Words and Music" at the Academy Theatre. A packed house of hard-boiled newspaper people rocked the theatre with applause. The trade press reviews are ecstatic. This great musical of the life and songs of Rodgers and Hart with 15 stars and 22 song hits is off to a flying start at Radio City Music Hall for Xmas and New Years. Soon for simultaneous New Years release across the nation!

I saw "Barkleys of Broadway" which already is forecast by the Hollywood grapevine as a bigger hit than "Easter Parade." Fred Astaire reunited with Ginger Rogers in a Big-Star-Cast Technicolor musical with sensational numbers and hot music is destined to be the top musical of next year.

I saw "Act of Violence" previewed to terrific acclaim, a thriller starring Van Heflin and Robert Ryan in the story of a manhunt no woman could stop.

I saw the happy, brimful-of-love production of "Little Women" with the year's gayest cast of youthful stars, a big Technicolor attraction that will spellbind America with its magic appeal.

I saw Broadway's No. 1 stage hit come to life on the screen in M-G-M's mighty production of "Edward, My Son" already forecast by coast observers as one of 1949's Ten Best!

I saw the completed prints in projection rooms of coming Big Ones, "The Bribe" and "Force of Evil" and "The Sun Comes Up" (Technicolor).

I saw with thrilled delight the first screenings of pictures which are yet in work, "The Stratton Story," "The Secret Garden," "The Great Sinner" and the Technicolor musical "Neptune's Daughter." You hear it from the studio technicians, the props, the workers, that these are entertainments to await with joyous expectancy. They know it from the inside!

It is not often that an unqualified promise is made about a picture, but unanimously among film folk in Hollywood it is stated that "Take Me Out To The Ball Game" a Technicolor Musical will without question be one of the top grossing films of next season.

Preview after preview tells the Hollywood story. It's a thrilling story that you should listen to carefully in the New Year coming. It says: "IN '49 THE DOLLAR SIGN IS M-G-M!"
Radio Poll
(Continued from page 1)

Guy were tied for first last year. Guy's new Kaiser-Frazer show drew substantial votes in the Best Musical Show division and, besides dividing his full critical support, it was insufficient to place him among the winners in the latter category.

Eve Arden replaced Joan Davis, 1947's Best Comedienne; Don Wilson took over the Best Studio Announcer title from Ken Carpenter, and Ben Grauer, who has not appeared among the first three in the announcer's division in recent years, finished second. Carpenter was third.

CBS's Edward R. Murrow again took the Best News Commentator or Analyst title in a walk. Walter Winchell, a stranger to the poll's winning columns, finished second, well ahead of H. V. Kaltenborn, who in earlier years was a perennial favorite of the critics in this division.

Winchell's Votes Split
Winchell, like Godfrey and Lombardo, showed stronger critical favor this year than the results indicate. The voting strength behind Winchell was dissipated by a considerable number of ballots which placed his name in the Champion of Champions division, where he failed to finish among the first four.

Fibber McGee & Molly again won the Best Comedy Team. Amos 'n Andy, obviously picking up voting strength in their new Sunday night CBS spot, finished second, after having been missing for years from among the first place winners in the poll. "Mr. A. & Mr. JANE" apparently are in good standing with the critics, if not with their sponsor. They took third place in the comedy division, ahead of many strong competing combinations.

Melton Still Tops
Many old favorites proved that they have not been surpassed as yet in the judgment of the critics by being returned for another year to the top niches.

James Melton was again voted Best Classical Male Vocalist by a wide margin. Dinah Shore was way out in front once more as Best Popular Female Vocalist; while Rise Stevens repeated as Best Classical Female Vocalist.

Bill Stern led the Best Sportscaster field, as in other years, with Red Barber and Mel Allen, in that order, finishing strongly.

Fred Waring, 1947 winner, lost out to Arthur Godfrey in Best Daytime Show classification, taking second place, and finished second behind The Telephone Hour in Best Musical Show division, where he also was first last year.

Lux Theatre Repeats
Lux Radio Theatre was a repeater in Best Dramatic Program class, just ahead of Theatre Guild on the Air, which shared a first place tie with Lux Theatre last year.

America's Town Meeting of the Air swept the Best Educational Program division by a wide margin. Suspense winner of the Best Mystery Show title, also was way out in front in its division.

Consequences or Second best in the Audience Participation class.

Groucho Marx's program, You Bet Your Life, apparently captured critical favor rapidly. It was voted Best Quiz Show, finishing ahead of many well known old timers in the quiz show division, a type of program which, year in and year out, the critics plead for less of. Maybe Groucho demonstrates it "ain't what you do but how you do it" that counts.

The NBC Symphony Orchestra took over first place from the New York Philharmonic in Best Symphonic Orchestra division.

NBC Symphony First
The NBC and CBS publicity services went down to the finish wire neck and neck, with NBC ahead by a whisker at the close. The CBS publicity service was first last year.

The J. Walter Thompson agency was voted Best Individual Publicity Service by the voting writers, who last year picked Earle Ferris. The latter finished third this year, behind the N. W. Ayer boys.

Radio Editors
(Continued from page 1)
past made possible the mushrooming of giveaway programs, and that with the trend once more in the direction of improving quality, the giveaways will be forced aside.

An increasing number of good documentaries was cited again and again by those who write about radio.

Oddly enough, only a relatively few of the editors had any comment whatever to make about television or its possible effect on radio. Here and there an editor expressed apprehension that the flight of sponsors' dollars to television might impair radio program quality at some future date but, on the whole, television prospects have made no deep impression yet on the great body of radio editors and columnists, if their silence on the subject is at all indicative.

Here is an assortment of the most frequently mentioned criticisms of radio: Too many quiz and audience participation shows; too little new talent in radio; not enough good comedy shows and genuine comedians, too much mere talk, most of it of no consequence if it is not actually boring, on the air; too many effusive masters of ceremonies with too little to say; too much bombast from announcers; too many guest stars with too little to contribute; too much spurious applause from studio audiences; too few good musical and classical programs.

Among the suggestions noted on critics' ballots is a familiar one, that crime and mystery programs be scheduled at late hours in order to reduce the number of juvenile listeners, and that good dance music, educational and children's programs be substituted for them at the earlier hours.

While many radio editors concede that the networks provide the "best free show on earth," they argue strongly for programs which will better meet "minority listening preferences." They estimate that approximately 35 per cent of set owners are
Complete Results of 1948 Radio Poll

1948 Vote on Radio Publicity Services Gives Top Honors to NBC and Thompson

Publicity services rendered by the networks and independent agencies which were appraised by the critics in the Motion Picture Daily-Fame poll, which replaces CBS in the first spot, and to J. Walter Thompson which supplanted Earl Ferris, last year's winner, in the individual category, Sidney Eiges is vice-president in charge of the NBC press department and the Thompson agency's radio publicity department is headed by Albert Durante.

CBS, 1947's "first," placed second this year with Mutual Broadcasting finishing in the third spot. NBC's "Best" vote is its third since network and independent publicity services in broadcasting finished in the poll seven years ago.

N. W. Ayer was voted second place in the independent division this year, followed by Ferris. Last year J. Walter Thompson finished in a second-place tie with David Albert behind Ferris.

BEST FEMALE VOCALIST (Popular)
1. Dinah Shore (Pabal Blue Ribbon Beer-Warwick & Legler-NBC, Fridays, 9:00 P.M.)
2. Peggy Lee (NBC)
3. Jo Stafford (NBC)

BEST FEMALE VOCALIST (Classical)
1. Risi Stevens (Metropolitan Opera pickup on ABC)
2. Marion Anderson (unattached), Lily Pons (unattached) and Eleanor Steber (NBC), tied.

BEST ANNOUNCER (Studio)
1. Don Wilson (American Tobacco Co.—BBDO-Jack Benny Show—NBC, Sundays, 7:00 P.M.)
2. Ben Grauer (NBC and ABC)
3. Ken Carpenter (ABC)

BEST NEWS COMMENTATOR OR ANALYST
1. Edward R. Murrow (Franco-American Products—Warwick & Lock Co.—CBS, Monday through Friday, 7:45 P.M.)
2. Walter Winchell (ABC)
3. H. V. Kalenborn (NBC)

BEST SPORTSCASTER
1. Bill Stern (Colgate—Shearer & Marquette—NBC, Fridays, 10:30 P.M.) Also Monday through Friday, local New York, NBC, 6:15 P.M. for White Owl Cigars, special events.
2. Red Barber (CBS)
3. Mel Allen (MBS)

BEST SYMPHONIC ORCHESTRA
1. NBC Symphony (NBC sustaining, Saturdays, 6:30 P.M.)
2. New York Philharmonic (CBS)
3. Boston Symphony (NBC)

BEST DANCE BAND
2. Guy Lombardo (MBS pickup)
3. Tex Beneke (Pickups)

BEST DAYTIME PROGRAM
1. Arthur Godfrey (Gold Seal Co.—Campbell-Mission, Inc. —CBS, Monday through Friday, 10:30-10:45 A.M.; National Biscuit Co.—McNam-Archer—CBS, Monday through Friday, 10:45-11:00 A.M.; Liggett & Myers Tobacco—Newell-Emmett—CBS, Monday through Friday, 11:00-11:30 A.M.)
2. Fred Waring (NBC)
3. Welcome Travelers (ABC)

BEST DRAMATIC PROGRAM
1. Lux Radio Theatre (Lever Bros.—J. Walter Thompson—CBS, Mondays, 9:00 P.M.)
2. Theatre Guild on the Air (ABC)
3. Ford Theatre (CBS)

BEST EDUCATIONAL PROGRAM
1. America's Town Meeting of the Air (ABC, cooperative, Tuesday, 8:30 P.M.)
2. You Are There (CBS)
3. Living—1948 (NBC)

BEST MYSTERY SHOW
1. Suspense (Electric Auto-Lite Co.—Newell-Emmett —CBS, Thursdays, 9:00 P.M.)
2. Fred Waring Show (NBC)
3. The Pause that Refreshes (CBS)

BEST QUIZ SHOW
1. You Bet Your Life—Gronchi Marx (Elgin American—Weiss & Geller—ABC, Wednesdays, 9:30 P.M.)
2. Thirty Questions (MBS)
3. Who Said That? (NBC) and Dr. I. Q. (NBC), tied.

BEST MUSIC SHOW
1. Telephone Hour (Bell Telephone System—N. W. Ayer—NBC, Mondays, 9:00 P.M.)
2. Fred Waring Show (NBC)
3. The Pause that Refreshes (CBS)

BEST COMEDY SHOW
1. Your Gal's Gig (Philco—CBS, Monday, 9:00 P.M.)
2. You Bet Your Life (NBC)
3. Dr. I. Q. (NBC)

BEST NETWORK PUBLICITY SERVICE
1. NBC
2. CBS
3. MBS

BEST INDIVIDUAL PUBLICITY SERVICE
1. J. W. Thompson
2. N. W. Ayer
3. Earl Ferris.
Grosses Off At NY Runs

While there are the usual few exceptions to the rule, business at New York theatres this week was still on the soft side as the expected pre-holiday slump continued this week.

"Words and Music," one of four newcomers, is the week's big money-maker. With the annual holiday stage traffic slack, it will very likely give the Music Hall a huge $145,000 for its first week.

The other newcomers are: "Christopher Blake," with "Dizzie" Gillespie and others on stage at the Strand is fairly impressive at $52,000 for its second week.

A mediocre initial week's take of about $48,000 is indicated for "Let's Live a Little" at the Capitol with the stage show including Bill Robinson, Anna Sten and George Paxton's orchestra. First week of "Northwest Stampede" should provide the Globe with an unimportant gross of about $12,500.

Holdovers are topped by "Joan of Arc," which opened at a second house, the Fulton, yesterday. Continuing at the Victoria, "Fury" is faring its way with a third week's gross of $43,000, and that's mighty good.

Another sturdy long-run is "Smokey Piru," and it looks as though a sixth week's business is estimated at $32,000.

"When My Baby Smiles at Me" with Mickey Rooney is holding up fairly well at the Roxy where $73,000 is seen for a third week. The Roxy's next will be "That Wonderful Urge," due on Dec. 21.

At the Park, "Hamlet's" 11th week's draw is figured at $16,000, which means it will close. "The Real Face" bows in at the Paramount today, following "Miss Tatlock's Millions," which, with Stan Kenton's orchestra and Red Buttons in person, completed its third and final week with an estimated $35,000 gross, which is adequate.

At the Bijou, "Red Shoes" is still going along with its 16th week for an eighth week. An estimated $8,000 is good for "Blanche Fury" in a fourth week at the Sutton. In view of the length of its run, $9,000 is a healthy business for the sixth week of "Road House" at the Mayfair, "Song Is Born" is down to about $12,000 in its eighth week at the Astor. "Live Today for Tomorrow" probably will wind up a second week at the Criterion with a fair $15,000 gross.

De Wolfe to Chicago
Stage Show Dec. 24

Boxbor, Dec. 14.—Billie De Wolfe, recently returned from London where he appeared in the Command Performance, will open a two week personal appearance engagement at the Chicago Theatre, Chicago, on Dec. 24 at a reported $7,500 a week. He is scheduled to report to the Paramount studio on Jan. 10 to begin work in the "Woman" and "Broadway Story." He was loaned by Paramount to a new five-year contract.

Technicolor Meet Today

Technicolor's board of directors will meet here today. Dr. Herbert T. Kalmus, company president and general manager, will preside. He has lived here from Hollywood yesterday.

RecordMakers, AFM Finalize Peace Pact

A new five-year contract between James C. Petullo's American Federation of Musicians and the record companies was signed here yesterday by AFM President William A. Petsil and by William A. Schaefer, of Columbia Records, as spokesman for the record industry, signed on its behalf. Both spokesmen had been at the table.

The pact, which ends a record companies' antimonial of approximately $2,000,000 a year, will give rise to two-and-a-half cent royalty on the sale of each record.

The royalty applies to the sale of records produced between Sept. 20, 1943, and Dec. 31, 1947, and between Oct. 1, 1948, and Dec. 31, 1953. Sam and Harry, and recording attorney, also at the table, was Thomas C. Clark.

The new agreement substantially renews wartime, hour and work ing hours of the May 13, 1941, contract.

The sale of records during 1948 has dropped by about 35 per cent from the 1947 volume, but still amounted to $400,000,000. New records will be cut as soon as Petullo has notified his union's main local president. A contract in force under which the agreement will be signed soon by the transcription companies, Petullo said.

He added that the new scale, which may be of great aid to musicians working in television pictures is being worked out. He added that no change in the unions' ban against the use of film music for television is in the offing.

Sharp Income Shift
To South and West

WASHINGTON, Dec. 14.—Of interest to film exhibition, there was a pronounced shift of income from New England to the southern regions to the South and West, from 1929 to 1947, the Commerce Department reports.

A review of the nation's total income payments to individuals received by the first two areas dropped from 57.8 per cent in 1929 to 29 per cent in 1947. The proportion received by the Southeast, Southwest, Northwest, and Far West increased from 29 per cent to 37 per cent. The Central region remained practically unchanged—29 per cent in 1929 and 28 per cent in 1947.

A dollar volume for the nation as a whole was up 130 per cent, from $7,500,000,000 in 1929 to $19,500,000,000 in 1947. The Far West's share was up 209 per cent, the Southeast 196 per cent, the Northeast 175 per cent, and the Northwest 158 per cent. The Midwest and New England regions increased 94 per cent.

Cut Scenes of Violence

TOMORROW, Dec. 14.—Asserting that in the current waratah court censorship board had ordered the elimination of 33 scenes depicting "violence in war" out of 136 in "The Caine Mutiny" and that whether the court shall continue a trustee for Blue Seal Cine Devices, Inc., which has been approved for bankruptcy last April.

Blue Seal Trustee

Hearing will be held in U. S. District Court here Dec. 21, regarding whether the court shall continue a trustee for Blue Seal Ciné Devices, Inc., which has been approved for bankruptcy last April.

Review

"Homicide for Three" (Republic)

When choosing Douglas and Audrey Long are featured in this standard, fast-moving melodrama, in the course of which several murders are committed, making it adequate fare for the fans of this type of production. A young N.Y. lieutenant, played by Douglas, and his bookie, Messor Long, encounter difficulties in finding hotel accommodations in Los Angeles but finally secure a suite. After settling in their rooms, they receive a mysterious telephone call warning them of a murder which is about to be committed. They try to stop the murder but are too late. The third victim is discovered in the lagoon and the canvasing of the hotel finally arrest the Navy man, his wife and two clowns who were attempting to kill the aerial performer.

At police headquarters it is discovered that the two men who were acting as private detectives were the killers. They had recently been released from prison and planned to murder the three women whose testimony sent them to jail. The police chief admonishes the Navy officer for not reporting the murders but frees him and his wife on their honeymoon. Stephen Auer produced and George Blair directed.


Two Films Rated 'B'
As Legion Reviews 8

Paramount's "My Own True Love" and Republic's "The Deadliest of the Lot in the Clouds" (Italian) have been given "B" ratings by the National Legion's Legionnaire's review this week. They are eight pictures this week. Classified A-1 were: "Fighting Fools," Monogram, and "Reckless," Screen Kings, "Santa Fe," both Republic.


37th Annual Meet For Carolina T.O.

CHARLOTTE, Dec. 14.—Theatre Owners of North and South Carolina will hold its 37th annual convention at the Hotel Charlotte here Jan. 30-Feb. 1. The meeting will be a homecoming program for show business celebrities of the Carolinas.

The program will open on Tuesday, which has been set as the "Public Day," and will be attended by various groups of local Allied Theatre Owners.

Tri - States Allied
To Meet in January

MEMPHIS, Dec. 14.—Formation of Allied Independent Theatre Owners unit for the Tri-State territory is moving ahead with a second meeting of local exhibitors set for just before Christmas to fix a date for a January session which will be addressed by national Allied leaders. Ed Collins of Memphis is temporary city chairman and John Knowles, Junior, Holston's temporary county chairman. The unit will cover Mississippi, Tennessee and Arkansas, and have headquarters here.

Ellis Resigns

(Continued from page 1)

Since 1946. For three years previously that he was New York branch manager for the company. Before that he was manager of the UA radio studio in New York for 20 years. Ellis has been a four-term president of the UAoma Artists' Association and was recently elected president of the Film Board of Trade here.

No successor to Ellis has been selected, said UA.
Motion Picture Daily

Gov't Will Oppose New Schine Evidence

WASHINGTON, Dec. 14.—Govern- ment attorneys said today that they will oppose a Schine Circuit motion allowing the latter to introduce further evidence in new proceedings in Buffalo Federal Court on the government's anti-trust suit. The motion Schine motion also asks the Justice Depart- ment to state what new evidence, if any, the government will introduce. Argument on the motion was post- poned yesterday until next Monday by the Buffalo court.

"We don't want this case to drag on forever," a Justice Department lawyer said, "We think the case is full enough for the District court to carry out the Supreme court's decision. This motion is just delay the final dissolution order."

Schine's answer to the government's opposed findings and conclusions of new was due this week, but will prob- ably not be filed until the current motion is disposed of.

Scophony Decree
(Continued from page 1)

The government will go trial against scophony alone, it has decided not to try it as late as is the calendar. So the motion to take the case off the calendar is signed to let the government come terms with PRG and Television Productions, and then scophony with a suit against alone.

Scophony opposed the motion, ask- ing for a six-week stay, during which, said, it would try to come terms with both.

Judge Knox took the case under advisement. A ruling is expected in several days.

Two Papers Raise Rates
HARTFORD, Dec. 14.—Two Connecticut newspapers have announced amende- ment advertising rates. The New- ritan Herald, effective Jan. 1, will raise its rates 10 cents, while the Hartford Times announces that effective Feb. 1, a standard rate will be $3.22 per inch.

Routine U. S. Action on E-L's Complaint

WASHINGTON, Dec. 14.—The State Department is not likely to go forward with the Eagle-Lion protest over the French film agreement. It is not likely to transmit the protest to the French Government. The Department official said to- day.

"The new pact leaves us to the French Government the distribution of the film quota among individual companies. This is not fair to the State Department. The State Department is always reluctant to intervene with another nation in determining the proper ministry in Paris."

Cole Ends Testimony
In M-G-M Pact Suit

LOS ANGELES, Dec. 14.—Lester Cole wrapped up his testimony in the hearing of testimony in the hearing of the M-G-M contract for the reinstatement of his M-G-M contract this afternoon by further and unwar- ranted conclusion of the House Un-American Activities Commit- tee.

Under questioning by Irving Walker, M-G-M attorney, Cole described his return to Hollywood after the committee hearings in the company of Louis B. Mayer and Howard Strickling, studio publicity head. Cole, who was a star, gave them their suggestion reading, "I am a loyal American. I am not an agent of any foreign power. I am not in favor of the overthrow of the existing go- vernment and force by violence." He also testified he had previously taken an oath of allegiance.

Counsel for Cole sought unsuccessfully to introduce recordings made at the hearings by representatives of 10 "unfriendly" witnesses, but Judge Yank- rich permitted playing only of a transcription of the Cole hearing. The Motion Pictures Association of America president, Cole, will be on the stand tomorrow.

Have YOU tried a SKYBERTH on American's famous DC-6 MERCURY flight to LOS ANGELES?

one Ravemoyer 6-5000 or your travel agent

Ticket Offices: Airlines Terminal Rockefeller Center, New York 120 Broadway • Hotel St. George

AMERICAN AIRLINES

N. Z. Hits British Films, Favors U. S.

WASHINGTON, Dec. 14.—Unexpect- edly, New Zealand film officials and producers, including a letter on behalf of British film owners and praise for American films comes from the New Zealand Government Censor Board, as quoted in a Commerce Depart- ment statement released here.

Says the statement: "British films vary. Some are first-class produc- tions, others are not so good. Often they get a bit further than U. S. films and present crime perhaps too attrac- tive, while the dialogue is sometimes coarse and vulgar which we do not get with U. S. pictures. It is relev- ant to the English viewpoint, of course, but what suits sections of the big industrial towns of England does not necessarily meet with the ideas of New Zealand audiences. New Zea- land has a large picture-going public who have a rather high standard, and we want to show them films that are "U. S. films also display a more subtle angle in depicting questionable scenes."

Honor O'Dwyer
(Continued from page 1)

chairman of the Federation's national campaign, outlined the needs and ac- tivities of the organization.

Dissatisfied with the "job being done by the Federation" and pointed out how vital its endeavors are in augmenting public welfare aid. A report on "M-G-M's performance at the luncheon which was attended by 1,000. Rabbi Bernard Birstein deliv- ered the invocation. Others on the date were:


Also: William Klein, Malcolm Kingsegg, Robert Moorhouse, George Moskow, Louise Newcomer, Louis Sargent, Walter Dech, John Raines, David Parnell, and others.

M & N. H. Stock Bid
(Continued from page 1)

Maine & New Hampshire, said prior that the exchange of motion pictures among the Allied occupying powers in Germany, which has been in effect in the Bi- zonal British-American area for some months, is expected to be extended to the French zone of Germany and the French sector of Berlin, the U. S. Army.

The French-licensed film distribut- ing agency, International Film Al- liance, has accepted about 2,400 theatres in the Bizonal area as outlets for its films, the report said.

Stockholder vs. WB Suit


UNESCO Unit Calls
For Industry Aid

WASHINGTON, Dec. 14.—Recommen- dation that cooperation of the American film industry be sought "for the making of short films portraying the U. S. for distribution in countries desiring them" was made in a report by the section on communications of the United States National Commis- sion for UNESCO, it is disclosed in a bulletin of the Library of Congress.

Also recommended was UNESCO's appointment of a liaison officer in New York who would, among other duties, have the fourfold purpose of collecting data on films relevant to UNESCO's program; stimulating the production of films dealing with UNESCO subjects; develop- distribution channels for the wider use of films on UNESCO, and represent UNESCO on the UN film board.

The section noted the need for the work of the projects division of the mass communications department of UNESCO in enlisting the aid of film producers, publishers and radio net- works in programs designed to pro- mote peace through international understanding.

Mexican Managers
To Discuss Slump

MEXICO CITY, Dec. 14.—Measures for betterment exhibition here both from the boxoffice and cultural standpoints have been discussed at the official convention here late in January of the Mexican Motion Picture Theatre Im- pressors Association, it is announced by Francisco Somolinos, president, Miguel Alcanas, president of Mexico, is expected to open the convention.

With local exhibitors doing only about half the business they were doing this time a year ago, a financial depression that has been hovering over the business was expected to pass in the coming months, but will remain a contentious issue.

V'ariety Village'
From Toronto Tent

TORONTO, Dec. 14.—Variety Tent No. 28 has invited former Premier George Drew of Ontario to say the cornerstone on Dec. 21 for Variety Village, vocational training center for crippled children. Chairman of the function will be J. Fitz- gibbon, chief barber of the club and president of Famous Players Canadian Corp., who inspired the Variety project. Some $130,000 was raised by the Tent to build the school. Chairman of arrangements is Morris Stein, East- ern division manager of Famous Players.
...The **SEASON'S BEST** for Every House in the Land from...

20th CENTURY FOX

*THE SNAKE PIT* · *YELLOW SKY* · *ROAD HOUSE*

*THAT WONDERFUL URGE · UNFAITHFULLY YOURS*
CITIES DEMAND TAXING POWER ON ADMISSIONS

Would Substitute Local Levies for U. S. Impost

WASHINGTON, Dec. 15.—The 1948 conference of the American Municipal Association, representing some 9,500 cities throughout the country, today came out strongly for repeal of the 20 per cent Federal admission excise and called upon state legislatures to make admission tax authority available to their municipalities.

As expected, a session today on SIMPP urged the adoption of a series of resolutions calling for the states to give their municipalities power to raise more money, and centered on admission taxes as "peculiarly suited to municipal administration and justified as a municipal surcharge." The conference, attended by some 500 delegates, was the first of its kind, and specifically designed to get the

SIMPP WANTS 'OUT' FROM SUIT BY 'TEN'

HOLLYWOOD, Dec. 15.—Declaring "this means the united front of the industry," the Ten Motion Picture Association, represented by attorney Robert Kenny, who represented Lester Cole and others in the Washington hearings before the Un-American Activities Committee, took time out from the Cole-M-G-M trial in Federal Court here today to release to the press a letter from Gunther Lessing, chairman of the executive committee of the Society of Independent Motion Picture Producers, asking that SIMPP be dismissed as a co-defendant in the $99,000,000 suit pending in Superior Court charging conspiracy

JOHNSON ON STAND IN COLE-MGM TRIAL

Los Angeles, Dec. 15.—Motion Picture Association of America president Eric Johnston, principal witness for the defense in the Lester Cole-M-G-M trial, today underwent severe questioning by Cole attorney Robert Kenny regarding circumstances under which their companies formulated their policy against employing persons indicted for contempt of

NAME HAMMONS ABC VIDEO CONSULTANT

Earle Hammons, president of the new Lion Television Pictures, has been named film television consultant for American Broadcasting by Paul Mowrey, national director of video for the network.

Hammons indicates that he intends to survey film libraries and other sources throughout the country to uncover product for telecasting.

U. K. FILM-VIDEO PACT NEAR APPROVAL

LONDON, Dec. 15.—Another meeting of industry delegations with British Broadcasting Corporation was held today to discuss the late criticism by exhibitors to the joint six-months' experimental television agreement will be called shortly.

The pact will undoubtedly be ratified at the meeting and will become effective next month.

The trade already has agreed "in principle" to a mutual exchange of films with 18 selected films, six of them American, to BBC and the latter agreeing to large-screen exhibition of its programs in certain London theatres. None of the 18 films is now in commercial circulation in television. Financial terms offered by BBC for the films are acceptable to the distributors' organization.

Two American companies have flatly refused to allow their films to be used here on television. At least one

20th, Para. to Sell 14 Away from Rank

Los Angeles, Dec. 15.—Paramount and 20th-Century-Fox will offer exclusively to independent exhibitors no fewer than 14 top-branch features in their initial sell-off from the J. Arthur Rank circuits. Additional features will be made available from the two companies and, according to present indications, from other American distributors in the near future.

In the Paramount group are pictures of the caliber of "Emperor Waltz," "Beyond Glory," "Dream Girl," "Sealed Verdict," "My Own True Love," "Silver City," "Sorry, Wrong Number," and "Hazard." Six others of similar calibre will be offered by the independent circuits, with all being made available during January, February and March. E. F. Hutchinson, Paramount general manager, has stated that his company has abandoned its first release date plan with inauguration of

STUDIOS, EXTRAS IN AGREEMENT ON PACT

HOLLYWOOD, Dec. 15.—Completion of negotiations for a new five-year contract, providing for a union shop and replacing the pact in effect since November, 1946, was announced jointly today by the Screen Extras Guild and the major studios.

Among the provisions are agreement by the producers to give preference to players now listed with Central Casting Bureau, creation of a producer-player committee to handle problems not covered by the pact and

U. K. TRADE SEES MPAA BOOKING PLAN FAILING

LONDON, Dec. 15.—Breakdown of the Eric Johnston plan for selling American films here on a "unit" system appears to be inevitable and a decision by the Motion Picture Association of America to abandon the plan would surprise no one here.

Non-MPAA distributors have been playing a rich trade in booking American pictures as support to British features, thus contravening the Johnston plan, and it is alleged that there has been a breach of faith on the part of other American distributors unable to furnish exhibitors with a second feature in support of a top picture as Johnston promised an Exhibitors' Association.

GOLDWYN URGES FIRM DEALINGS WITH STARS

HOLLYWOOD, Dec. 15.—A more stringent attitude on the part of the studios in their relations with star players was called for today by Samuel Goldwyn as he announced cancellation of Teresa Wright's contract because she allegedly refused to cooperate in promoting "Enchantment" in which she appears.

Goldwyn claimed that Miss Wright refused to travel to New York in connection with the opening of the picture and also refused to submit to a psychiatric examination on the state of her health, as provided in the pact

NO AGREEMENTS ON DIVESTITURE MADE: WRIGHT

U. S. Attorney Discounts Chances of Early Pacts

Recent series of conferences here and in Washington between Department of Justice and Paramount officials on proposals for liquidation by the latter of certain partially-owned theatre interests have resulted in no agreement and none is foreseen in the immediate future, Robert L. Wright, in charge of prosecution of the government anti-trust suit, said today.

Wright reported that no recent proposals for theatre divestiture or disposal of partially-owned theatre interests had been received from 20th-Century-Fox, Warner or Loew's. He said unequivocally that he did not anticipate the agreement in the theatre divestiture with any of the four prior to the resumption of hearings in the Paramount case before the three-judge Federal hearing court here next Monday.

Wright was emphatic in saying the

U. S. EXPECTS 3-DAY PARA. CASE HEARING

WASHINGTON, Dec. 15.—Top Justice Department officials expect next Friday to have the alleged 3-D para. proceedings to be very brief, lasting at most two or three days.

They pointed out that most of the defendants are presenting their evidence in the form of affidavits, and that Robert Wright is now checking these in New York. He has his hands full

OHIO OWNER CHARGES 9 WITH CONSPIRACY

DETOIT, Dec. 15.—A $600,000 anti-trust damage suit was filed in Federal Court here today charging nine companies with conspiracy against Jack Locks Enterprises, Inc., of Grand Rapids.

Locks, operating the Power Photo News Theatre in Grand Rapids, blames the loss of $200,000 in the four-year pe

(Continued on page 4)
Four MGM Regional Meets Start Today

Four M-G-M regional sales meetings will get under way today and will continue through tomorrow. "Field sales" and assistant managers will pass on to branch managers details of the week's conferences held in New York.

At Pittsburgh, John J. Maloney, central sales chief, will meet with local distributors including Edwin M. Booth, Cincinnati; Frank J. Downey, Detroit, and Jack Sogg, Chicago.

Frank C. Hensler, field assistant to Maloney, will meet with his men at the Corona Hotel, St. Louis, naga- men will arrive at the Adam Birch Hotel, Chicago, for the meeting of Long John Maloney, and Albert L. Adler, Kansas City; Foster B. Gailer, Indianapolis.

Rudolph Berger, southern sales manager, will convene his managers at the Statler Hotel in Washington. Personnel are Charles Bobe, Dallas district manager, Atlantic; Jerome Adams, Washington; Jacques C. Re-Ville, Charlotte; Ansel B. Padgett, New Orleans; and Louis C. Ingram, Memphis.

John S. Allen, Berger's field aide, will hold a three-day buyers' head office at the Baker Hotel, Dallas. They will be Roy Eckel, Dallas; H. Russell Geier, Houston; and S. James Brant, New Orleans.

Sam Gardner, field assistant to George L. Schlaifer, regional sales manager, yesterday opened the first of a two-day meeting with Carl P. Nedley, Salt Lake City manager, and Harry A. Tenk, territory manager, at the Utah Hotel, Salt Lake City.

John S. Byrne, eastern sales head, yesterday held a two-day sales meeting at the Astor Hotel here with the following in attendance: John J. Bowen, Jersey City; F. P. Fields and Leo Allowitz, New York; Robert Lynch and Lou Formato, Philadelphia; Jack Goldberg, Albany; Ben H. Rosenzweig, Houston; and Harry Rosenblatt, New Haven and Paul J. Richrath, home office assistant.

Loew Employes Will Boycott Theatres

New York City's film-goers will be asked to stay out of Loew home office employes, seeking to force resumption of contract negotiations. Screen Office and Professional Employes Guild (CIO) discloses.

Some 5000 circulars, urging the public not to attend Loew theatres, will be distributed in front of theatres, and through local unions to all CIO theatres in this city.

An injunction was handed down in New York Supreme Court here recently to halt picketing of the Victoria Theatre by an organization known as "Theatres for Democracy." Theatres for Democracy and Screen Publicists Guild members who were in dispute with RKO were in court yesterday playing the Victoria. Court ruled that the picketing must cease since the guilds had no dispute with the Victoria's management.

Claim 500 Theatres In 'Jingle' Contest

The "Jingle Jamboree Contest," sponsored by Attendance Builders, a Chicago corporation of which singing fish is president, are reported to have signed more than 500 theatres for its first contest, which will get under way here Dec. 22.

The "Jingle Jamboree" will take place two weeks later, on the evenings of Jan. 5, 12, 19 and 26.

Sales promotion of this program is being done by attorney, William F. Gehring, at a cost of $100,000, which is to be paid to the government savings bonds and will continue regularly each week thereafter, in the same amount.

Attendance Builders is selling the contest to theatres as a package that includes release of court-approved advertising, as well as the awards. Signing of an attendance card signifying presence in the theatre at the time awards are announced will protect the winners for 48 hours, AB claims.

Another Meet for 'Schaifer Drive'

CHICAGO, Dec. 15.—Independent and circuit exhibitors are attending meeting today of the "Schaifer-Radio Eagle's-Lion's 'Jack Schaifer Testimonial Drive,'" presided over by Millen F. Lynch, Jr., vice-president and general manager of the drive.

Cohen is also meeting with branch managers to discuss the "Radio Eagle" machinery for conducting the 26-week drive. Following conclusion of his talks here he will return to the home office in New York.

Technicolor Colorized Dividend Up

Technicolor's board of directors yesterday declared a 50% stock dividend of 50 cents a share on common stock, payable Dec. 31 to stockholders of record on Dec. 22. Dividend for the previous quarter was 25 cents a share.

2 Rank Films at Beacon

Two J. Arthur Rank productions will have their American premieres at the Beacon Theatre here on Dec. 24 as a twin bill. The films are "Waterloo Bridge" and "Don't Take It to Heart."
EVERY HARD GUY CAN BE SOFTENED UP!

SOMETIMES YOU DO IT WITH A WHIP
SOMETIMES YOU DO IT WITH A WOMAN!

ARNERS HAVE A NEW STORY SENSATION!

"HIPLASH"

DALE CLARK • ALEXIS SMITH • ZACHARY SCOTT • EVE ARDEN

Screened by MAURICE GERAGHTY and HARRIET FRANK, Jr. • Adaptation by GORDON KAHN • From a Story by KENNETH EARL • Music by FRANZ WAXMAN

Directed by WILLIAM JACOBS

TRADE SHOW
DECEMBER 20

ALBANY
Warner Screening Room
70 N. Pearl St. • 1:30 P.M.

ATLANTA
20th Century-Fox Screening Room
197 W. Peachtree St. • 2:30 P.M.

BOSTON
800 Screening Room
122 Arlington St. • 1:30 P.M.

BUFFALO
Rensselaer Screening Room
414 Franklin St. • 1:30 P.M.

CHARLOTTE
20th Century-Fox Screening Room
108 S. Church St. • 10:00 A.M.

CHICAGO
Warner Screening Room
1307 S. Wabash Ave. • 1:30 P.M.

CINCINNATI
800 Screening Room
Poulsbo Th. 4th • 2:00 P.M.

CLEVELAND
Warner Screening Room
2301 Payne Ave. • 2:00 P.M.

DALLAS
20th Century-Fox Screening Room
1803 Wood St. • 2:00 P.M.

DENVER
Paramount Screening Room
2100 Steele St. • 2:00 P.M.

DES MOINES
20th Century-Fox Screening Room
1300 High St. • 10:00 A.M.

DETROIT
Kodak Exchange Building
2310 Cass Ave. • 2:00 P.M.

INDIANAPOLIS
Universal Screening Room
517 No. Illinois St. • 1:00 P.M.

KANSAS CITY
20th Century-Fox Screening Room
1720 Wyandotte St. • 1:30 P.M.

LOS ANGELES
Warner Screening Room
1025 S. Vermont Ave. • 2:00 P.M.

MEMPHIS
20th Century-Fox Screening Room
515 First Ave. • 10:00 A.M.

MILWAUKEE
Warner Screening Room
237 W. Wisconsin Ave. • 2:00 P.M.

MINNEAPOLIS
Warner Screening Room
1000 Coral Ave. • 2:00 P.M.

NEW HAVEN
Warner Theatre Projection Room
70 College St. • 2:00 P.M.

NEW ORLEANS
20th Century-Fox Screening Room
200 S. Liberty St. • 1:30 P.M.

NEW YORK
First Office
727 W. 4th St. • 2:30 P.M.

OKLAHOMA
20th Century-Fox Screening Room
10 North First St. • 1:30 P.M.

OMAHA
20th Century-Fox Screening Room
1500 Davenport St. • 10:00 A.M.

PHILADELPHIA
Warner Screening Room
230 N. 13th St. • 2:30 P.M.

PITTSBURGH
20th Century-Fox Screening Room
1715 Blvd. of Allies • 1:30 P.M.

PORTLAND
Jewel Box Screening Room
1407 N. W. 21st Ave. • 2:00 P.M.

SALT LAKE
20th Century-Fox Screening Room
515 East 1st South • 2:00 P.M.

SAN FRANCISCO
Paramount Screening Room
205 Golden Gate Ave. • 1:30 P.M.

SEATTLE
Jewel Box Screening Room
2310 Second Ave. • 1:30 P.M.

ST. LOUIS
Staten Screening Room
3143 Olive St. • 9:00 A.M.

WASHINGTON
Warner Theatre Building
1324 1st St. N.W. • 10:30 A.M.
U.S. Would Eliminate Trial of Scopiphoy

The government's strategy in the Scopiphoy case is to ask the New York District Court to rule against Scopiphoy without further trial. The government on Tuesday asked the court here to take its case off the trial calendar and put it on the motion calendar. If this is granted, the government would then enter consent decrees with the other major defendants—General Precision Equipment Corp. and Television Productions, and would then move that the court hand down a decision finding Scopiphoy guilty on the basis of evidence already in.

SIMPP (Continued from page 1)
on the part of the employing studios to refuse employment to the "unfriend-ly" ten." The Lessing letter read in part, "This is to advise that SIMPP has at no time entered into any of the alleged conspiracies, and closed with the request that SIMPP be dismissed as a defendant." Kennedy said charges against SIMPP will be withdrawn.

Kenny told the press that Lessing's letter indicates that SIMPP under Ellis Armini has broken away from the Motion Picture Association of America at the policy level.

In response to a query on the letter released by Kenny, Lessing said: "SIMPP has at no time conspired as alleged by the plaintiffs, nor has it created a 'blacklist.' My letter so stated. Whether any individual member of SIMPP chooses to employ or not to employ any person is, as it has always been, entirely up to him. There has been no policy followed with respect to this matter, and therefore there could be no change."

Crouch To Produce

"Citation," original race track story by Jon Naipier, has been purchased by W. F. C. Productions, Inc., for production here as a feature under the supervision of Bill Crouch, New York producer. Shooting is scheduled to start early next spring.

No Agreements (Continued from page 1)
Monday hearing would go ahead on schedule. He declined to reveal details of any proposals discussed with Paramount in recent weeks, stating only that no agreement has been reached and expressing his belief that none could be reached within the next few days. He did not rule out the possibility of discussions being resumed with Paramount or other companies at a later date, however.

For their part, Paramount and other company officials have repeatedly said, despite their continuing conferences with government representatives, that they regard the position of the Department of Justice on theatre divestiture as being more severe than is warranted by either the Supreme Court decision or the pronouncements of the New York Federal court jurists.

Top executives of both Paramount and 20th-Fox have expressed the belief that the companies will fare better in the courts than they possibly could by submitting to the Justice Department's present demands.

Ohio Owner Charges (Continued from page 1)
ried he has been running his independent theatre.

Accused of Embezzling (Continued from page 1)
PHOENIX, Dec. 15.—Police today charged Russell Mowry, treasurer of RKO's Albee Theatre with embezzlement of $5,000. Mowry is said to have told police that he faked robberies to cover up his own thefts. He led detectives to a vault in the theatre's basement where $3,100 was found, the amount taken in a supposed holdup last Thursday. Mowry claimed that he could not manage on his $46 weekly salary, it was said.

Johnston on Stand (Continued from page 1)
Congress following Un-American Activities Committee hearings. Johnston, who is chief lobbyist at the Shoreham Hotel in Washington a day before the hearings opened, in which counsel for 19 summoned to the hearings sought agreement with attorneys for majors on a course to be followed. No agreement was found feasible, the MPAA head asserted.

He then described a meeting with major company heads at the Waldorf Astoria in New York, Nov. 25-26, at which time Nicholas Schenck brought in a resolution which was modified after objections by Samuel Goldwyn and E. J. Manx.

Kenny then introduced a copy of Johnston's speech to the Picture Producers, reprinted in the Congressional Record, quoting Johnston as saying, "They may have had a right to challenge the (Thomas) committee. I don't know. That is something to be tested in the courts."

Kenny stopped interpolation at this point.

Earlier in the day Maurice Benja- min had sought to testify concerning information asserted in the position of company presidents when the policy decision was made, but Judge Tankwich ruled this would be hearsay evidence.

M-G-M executive James McGuiness, mentioned in Cede's testimony, also asked for permission to testify, saying "I take nothing personal at all, but I'm interested in the argument that its general secretary, Walter Fuller, and exhibitors like Sir Alexander King should attend the New York meeting.

U. K. Film-Video Pact (Continued from page 1)
other is arguing for a realistic attitude directed at getting the best film rental terms possible from BBC and advocating allocation of a special television wave-length to the industry for broadcasting its own programs. Still other proposals are to stand, awaiting word from their home offices, or have agreed to make available certain out-of-circulation films.

U. S. Expects (Continued from page 1)
working on the affidavits," one top Justice official said.

After both sides finish putting on evidence, according to these officials, the court will probably direct one side, or the other to submit amended find- ings of fact. Then the other side will submit its amended findings, then there will be argument, and "one of these days we'll get a decision, if something else doesn't happen first," they said.

Midwest Drive-in Meets

Bosston, Dec. 15.—The 11th annual stockholders' meeting of Midwest Drive-In Theatres was held at the Hotel Statler, with Philip Smith, president, presiding. The corporation is said to be the largest of its kind in the country, operating 13 theatres.

It's the "RED WITCH" for action!
"WAKE OF THE RED WITCH" IS THE GREATEST SEA STORY IN YEARS!

20th, Para. to Sell (Continued from page 1)
the independent group and henceforth will sell the company by areas.

"This will apply to London as well as to the rest of the country," Hutchison said. "Places like Tooting and Mitcham (London suburbs) will be come towns from the point of view of selling treatment. Essentially, it will mean that the independent exhibitors who hitherto has occupied the sub- quent-run position will be the first-run house."

Independent exhibitors are welcome to the new setup.

MPAA Booking Plan (Continued from page 1)
sociation delegation would be done when he announced his all-America booking plan.

In any event, it must be confessed that the Johnston plan has not been an unqualified success. It is expected to be a top agenda point at the Anglo U. S. Films Council meeting in New York next March and, therefore, the plan is about to come to the pipes, repressing its argument that its general secretary, Walter Fuller, and exhibitors like Sir Alexander King should attend the New York meeting.

BANKING FOR THE MOTION PICTURE INDUSTRY

MEMBER FEDERAL DEPOSIT INSURANCE CORPORATION

BANKERS TRUST COMPANY
NEW YORK
Para. Controls DuMont, Says FCC in Ruling

Would Reject Pending Bids for Video Outlets

WASHINGTON, Dec. 16—Federal Communications Commission today ruled that Paramount controls Allen B. DuMont Laboratories and that neither Paramount—as long as it controls DuMont—nor DuMont nor any Paramount subsidiary should be allowed to get any new television stations.

The ruling came in a proposed decision which would specifically disqualify applicants DuMont in the Paramount subsidiaries for video stations in five cities: in Cleveland and Cincinnati for DuMont; in Detroit for United Detroit Theatres; in Boston for New England Theatres, and in San Francisco for Television Productions, Inc. It would presumably apply as well to an application by Gulf Theatres for a station in Tampa, which was filed after the Paramount-Dumont issue came up. The Tampa application was filed as a possible (Continued on page 4)

Ted Gamble Closes Deal for Standard

 MILWAUKEE, Dec. 16—Deal by which Ted R. Gamble will take over Standard Circuit's 30 theatres in Wisconsin reportedly has been closed.

Gamble has been working on details of the closing for the past 10 days, with the deal scheduled to close Jan. 1. E. F. Gran, general manager of the circuit will continue (Continued on page 4)

Frank To Confer on $4,000,000 Deal

Hollywood, Dec. 16—Producer-circuit owner W. R. Frank will leave here next Wednesday for his home, Mt. of Minneapolis for conferences with unnamed Chicago interests seeking the purchase of his 16-theatre circuit in Minneapolis area. Nine are in the Twin Cities, the remaining seven in the downtown. Frank said a $4,000,000 purchase price has been discussed.

Unions Clash Today Over 20th, Columbia, Loew's

Legal maneuvering by competing AIP and CIO film home office workers' unions will begin today at the National Labor Relations Board here in the jurisdictional dispute involving "white collarite" shops at 20th Century-Fox, Columbia, and Loew's.

No contracts have been closed by those workers since the expiration last September of pacts held by CIO's Screen Office and Professional Employees Guild. New contract negotiations were ovibated by the companies' refusal to "do business" with SOPEG until its officers had complied with the non-Co-operative provisions of the Taft-Hartley Law. Meanwhile, AIP's IATSE Motion Picture Home Office Employees Local No. 68 began campaigns to win 20th-Fox, Columbia's, and Loew's employees away from SOPEG.

Arnall Wants Gov't Support In UK Dispute

Put Trade on Top-Level Basis, SIMPP Head Urges

Ellis Arnall, president of the Society of Independent Motion Picture Producers, yesterday expressed the conviction that the film industry could place itself in a stronger position if it were to work through the U.S. Department of Commerce in dealings with England and other foreign countries.

Arnall said that the U.S. government represents its film industry and for that reason representation of the U.S. film trade should be

Judge Rules Today In Cole-MGM Suit

Los Angeles, Dec. 16—Federal Judge Leon Yankwich yesterday decided to hold a trial in the case of A. R. Cole against M-G-M for reinstatement of his contract, which he alleges was violated by suspending him following his refusal to answer certain questions before the House Un-American Activities Committee. Opposing counsel today completed their arguments and the judge said he will make his decision after the jury submits its verdict.

WB Alters New Stand On Co-operative Ads

Chicago, Dec. 16—Although it has been reported that Warners will discontinue any all-co-operative advertising with exhibitors throughout the country, the company nevertheless, will share approximately 30 per cent of advertising costs with Balaban and Katz for "June Bride," opening Dec. 23 at the State Lake.
Bradley Is Forming Film Storage Firm

John G. Bradley, formerly of the National Archives and more recently the music record picture affairs of the Library of Congress, currently on leave, came to New York yesterday from Washington in connection with the organization of a company to handle his water-seal storage cabinet for preserving films and archives. The government has the cooperative interest of film producers and of organizations concerned with the preservation of negatives. Bradley was for years chairman of the Society of Motion Picture Engineers' committee on film preservation.

Wash. Solons Attend ITO Annual Meeting

SEATTLE, Dec. 16—All officers of the I. T. O. of Washington, Northern Idaho and Alaska, headed by J. M. Hose, executive secretary, were re-elected at the organization's annual meeting here this week. All directors were re-elected also.

At a feature of the meeting was the presence of members of the Washington state legislative body as guests at the meeting held in conjunction with the state organizations' annual session.

III. Allied Marks 6th Year of Buying Unit

CHICAGO, Dec. 16—More than 600 members of the film industry, including the executive majors of the major companies and exhibitors of the Chicago area, tonight participated in Ili- nois' annual convention to commemorate six years of Allied's buying and booking division headed by Jack Kirch, president. Kirch, who spoke briefly, was presented with a card table set.

Ellis Will Offer to Quit Film Board Post

Jack Ellis, president of the New York Film Board of Trade, is expected by some to suggest the election of a successor in that post at a meeting of the organization today on the grounds that, at least for the time being, he is unable to continue. Ellis resigned as New York district manager for United Artists last month, but is continuing to work for the Film Board presidency on a technicality.

Tom Clark a Thespian

WASHINGTON, Dec. 16—U. S. At- torney General Tom Clark will make his film debut in Universal-International's new picture, "The Great CarouseL" says the program. Watson B. Miller, head of the U. S. Immigration and Naturalization Service face the cameras today in Wash- ington, will provide a produee for the picture, said to be the first documenta- ry film to be made with the full cooperation of the Immigration Department.

B. & K. $3 Dividend

Chicago, Dec. 16—Balaban and Katz directors have declared a $3,000 dividend on the common stock, payable on Dec. 29.

George Atton Wins Q. P.'s 'Youth' Award

George Atton, manager of the Fox Hanford Theatre, Hanford, Calif., has been declared the winner of the first annual competition for the special play The Fox motion Picture Herald's "Managers' Round Table" in its national "Youth Month" promotion. The contest was concluded, as second choice, the campaigns prepared by J. B. White, manager of the President Theatre, Manchester, Ga., and as third choice, the job done by manager John Perry of the Park Theatre, Taunton, Mass.

The judges, who were unanimous in their selections, were: Paula Gould, publicity director for the Capitol Theatre here; Beatrice Ross, exploitation manager for Republic Pictures in New York, and Blanche Livingston of the exploitation and publicity department of RKO Theatres.

Lichtman to Coast; Leaves Denials Here

AI Lichtman, M-G-M studio executive whose contract will expire next month, is scheduled to leave here for the Coast today. Lichtman denied reports that he will join a major company here in charge of exploitation and others to the effect that he is interested in purchasing a Midwestern theatre.

"Nothing to it," Lichtman said.

Sam Dembrow Will Handle Benny Film

Hollywood, Dec. 16—Jack Benny's Amusement Enterprises has appointed Sam Dembrow, Jr., as its New York representative in charge of promotional activities of "Lucky Stiff," produced by Benny.

Will Show "Twist" Here

"Oliver Twist," J. Arthur Rank production which has evoked protests and an attempt by the New York Postmaster General to have it banned, will be released in this country "at the earliest suitable date," according to John Davis, managing di- rector of the Rank organization in London, who announced this decision in a letter to Elmer Rice, spokesman for the National Organization for the Protection of the Liberties Union. At issue in the controversy is the allegedly "anti-semitic" portrayal of the character "Fagin."

N.Y. Colosseum Party Set

New York: New York's temperature of $100 million Picture Salesmen of America has selected the Colosseum Theatre in Union Square Green here as the site of its first dinner-dance, to be held in March, it was reported here yesterday by lodge chairman Alex A. Lee, under the chair of Lee Greenfield chairman of an ar- rangements committee.
On The Screen For The First Time!
ALL THE SINUOUS, SEDUCTIVE SPLENDOR OF THE SIREN OF...

THEY LIVE AGAIN!

...Legendary luxury cities!

...Exotic quarters for the Queen's favorites!

...Secret armies...ready to strike against the world!

...100 dancing hours...for the royal pleasure!

MARIA

JEAN PIERRE

DENNIS

Montez · Aumont · O'Keefe

in Seymour Nebenzal's

"SIREN OF ATLANTIS"

Directed by GREGG TALLAS · Produced by SEYMOUR NEBENZAL

Based on the novel "Atlantida" by Pierre Benoit · Released thru United Artists

ONE OF THE HARD-HITTING NATIONAL MAGAZINE ADS THAT'LL SELL SELL SELL THRU UA!
Arnall Wants

(Continued from page 1)

elevated to State Department posts here, thus placing American producers on an equal footing with the British.

A resident of Connecticut could assert himself in any situation with the Governor of New York State through his own Governor far more effectively than he could as an individual, Arnall said by way of illustrating his point.

He made this observation when asked if he intended to take up the matter of trade with England with Harold Wilson, President of the British Board of Trade, when the latter arrives here from London next month; "Our government has a direct interest in representing our business people," he said.

Arnall told a press meeting that he is at odds on a variety of issues with Eric Johnston, president of the Motion Picture Association of America, but at all times qualified his remarks with declarations to the effect that it is not his intent to disparage Johnston personally.

Seeks Unity with MPAA Abroad

He said he is hopeful of cooperation with the MPAA in foreign matters. "It is important to the industry that we work together abroad," he declared, but it is made clear again that the assistance of government officials should be sought to eliminate quotas and other restrictions in foreign markets.

Continuing, he said that the view is prevalent among foreign government that Johnston represents the only U.S. industry, adding that it is his intention to see that attention is called to independent producers in this industry and in this respect looked upon the existence of major companies as imperilling the quality of some pictures. "With the majors owning large chains, they are driving us (independents) to the wall," he asserted. He declared on this with the accusations that affiliated circuits, playing the product of their own companies at low rentals, can have the effect of reducing rentals for independent pictures.

May Press Divorce Issue

At one point Arnall implied that he might take up where the government leaves off in the matter of divorce in the industry anti-trust suit. Asked if the RKO theatre company which will stem from that company's consent decree with the government would be a target for attack by him, Arnall said that he was firmly against the holding of any advantages in exhibition by any one company.

Arnall prefixed several of his anathemas of economic powers" within the industry in which his job will take with the acknowledgment that he is "not fully conversant with trade problems." His job ahead, Arnall announced, is to substitute equalities for monopolies and it was with this in mind, he said, that he proposed "in very friendly fashion," a discussion of industry practices with Johnston. The offer was turned down subsequently by the producer, who said that the industry to become a "debating society" in the eyes of the public, the press reports which Arnall acknowledged.

The idea has not been abandoned yet, however, according to Arnall, who reported that the "Town Meeting of the Air" radio program plans to schedule an air discussion on monopolistic practices in the film industry. He said he "assumed" that he and Johnston will be invited to participate. The program, scheduled, he suggested, Arnall admitted.

Arnall said that he is holding fast to the position that the public should be made the master of the trade and added that he intends to pursue that aim, personally, through the courts and press, in furthering the rights of the public. He said he will "speak out and call names to direct attention to these (monopolistic) practices."

Unle Was Georgia Exhibitor

That Arnall is not familiar with the industry as yet was made amusingly obvious when he referred to "Zarry Flinch" for example, which he considered, to be a "bogus" name. Flinch Bucket was described by another exhibitor as a "two-fisted" man who threatened to leave for the Coast in January. He said he will spend "a good deal of time in New York" because that is the industry's "selling center" and where the independents require full representation. He will also have an office in Hollywood.

Cole-MGM Suit (Continued from page 1)

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Mr. Herbert J. White

Mrs. Herbert J. White, 82, mother of Madelon White, Allied Artists Monogram producer, and of Edward White of Eastman Kodak, New York, died yesterday at her home in Lynbrook, L. I., funeral services will be held tomorrow morning at Campbell Funeral Chapel. McKean died at his home here yesterday. Surviving are the widow and two sons.

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M-G-M Plans Expansion of Sliding Scale

Judge Rules Today in Cole Suit after Jury Upholds Writer

Nizer Chairman of N.C.C.J. Luncheon

Code in Germany Seen by Pommer

US, Companies Still Apart; Case on Today

Gamble Eyeing Ill., Ind. Theatres Next

Challenges Methods Of Operators' Union

Siegell Markley in Gowthero's Post

Navy Accedes to Probe of Civilian Admissions

Bresler May Make Picture in Israel
Tradewise...

By SHERWIN KANE

E LLIS ARNALL, who once ran the state of Georgia and now, titularly, at least, runs the National Association of Independent Motion Picture Producers, made it plain to interviewers in New York last week that he conceives his new job to be primarily one of merchandising. He experienced some little success as governor of Georgia in combating the North-South freight rate differentials of what he considered monopolies. Apparently, that measure of success, which, however, did not entirely solve the South's industrial freight problem, whetted his appetite for more big game.

At least, he made it appear to his New York press conference that the promise of making of monopolies lurking in the motion picture "business" (a term he prefers to "industry" when speaking of film and theatre operations) had much to do with his decision to accept the presidency of SIMPP when it was proffered him.

Arnall no doubt is sincere when he says he thinks he can make a contribution to the public and the nation, as well as to motion pictures and SIMPP, by seeking out and attacking monopolies in this "business." Monopolies, he told the press, defeat free enterprise and encourage Communism by limiting or eliminating individual opportunities and forgetting the public interest.

Therefore, he believes, by attacking monopolies he serves the nation. In particular, he said, he serves his 18-year-old son, a sailor, and Alvin throughout the length and breadth of the land, for whom he would preserve the maximum opportunities.

However, Arnall is disposed, he expects Alvin to become President of the United States. That's all right for a Democratic organization man. But how does Arnall suppose a Republican father feels, possessed of the same ambition for his young yet confronted by the Democratic monopoly on that office?

Arnall enumerated his activities.  

"Apart from the presidency of SIMPP, he has an insurance business, his law practice, in addition to acting as a consulting business, a lecture series and writing assignments. But he said he has retired from politics, at least for two more years."

Of course, he has no novices in the industry, and, to handled himself well in his first view in New York as president of SIMPP. He established the impression of being an earnest and industrious man, with evident capabilities. He is disarmingly frank, answering all questions with the exception only of those which he readily admitted."

Many industry or "film business" leaders are in agreement with his assertion that foreign problems, particularly where they arise at the government level, as in Britain, should be dealt with by the State Department. Left to organization or company officials, as many of the American motion picture and foreign problems have been, of necessity, the party of the second part has the advantage.

More, perhaps, will take issue with Arnall on his desire to debate industry monopolies and other problems on the radio. It is doubtful whether any recognized industry authority could join him in such a dubious and futile activity.

Currently, it is the wish of the great majority in the industry that the method of settling international controversies be to soliciting a few of the world's great leaders of soiled linen, rather than more of it. A broadcast of the kind would resolve nothing and, more likely than not, would add to the world's trade. Congress has already batted public relations, to the further injury of the box office.

The microphone and debating rostrum are available to the social unfortunates who have no other A. L. Alexander to go to with their woes, but they are not the places to which one brings industrial complaints. Arnall may or may not be aware that the courts of the land have been giving their attention for the past 10 years to charges of monopolies in the industry. Even now they are on the point of final determination. A radio debate will not hasten the conclusion nor alter the outcome. If SIMPP has no new monopoly complaints, the courts of the land are still open and qualified to determine their merits.

No matter how meritorious the cause, lawyer SIMPP nor anyone else can enforce a judgment handed down by America's Town Meeting of the Air.

Newsreel Parade

T H E Chinese sea disaster and Cardinal Spellman's playing host to youngsters at a Christmas party are current newsreel hits. Other items include the UN ending its Paris session, fashions and sports. Complete comments are on page 2.


NEW YORK, Dec. 18—U.S. Assembly ends stormy Paris session. Many leaders suspect the American motion picture and foreign problems have been, of necessity, the party of the second part has the advantage.

J. Allied to Meet  

ToadyComplaints

Allied Theatre Owners of New Jersey will hold a general membership meeting here today to discuss a number of complaints against distributors which have accumulated within the organization since it adopted the so-called "Berger-Tretler" committee plan, under which only differences existing between 20th Century-Fox, whose general sales manager is Andy W. Smith, Jr., co-drafter, and exhibitors are subject to discussion. Hence, today's discussions will center around complaints against companies other than 20th-Fox.

North Central Allied's Benjamin Bernstein, who was credit manager for Disney when he drafted the plan for handling complaints through an organization committee.

Award Ceremonies At Warner Studio

HOLLYWOOD, Dec. 18—The board of directors of the Academy of Motion Picture Arts and Sciences has re-elected Jack Warner's long-standing offer to use the Warner studio sound stages for the ceremonies in connection with the annual Academy Awards on March 24.

Schwartz Hosts Aides

Following a customary inviting manner, the studio's executives and guests at his lodge in Lake Placid, Century executive Fred J. Schwartz currently hosts the theatre managers and the rest of the gang. The station management committee will be in town, as will be the owners of the Kingsway, and district manager William Applegate.
Sopeg Seeks a $30 Minimum at RKO

CIO’s Screen Office and Professional Employees Guild, which is awaiting clearance from the National Labor Relations Board certification of the guild’s recent election, today revealed new demand for minimum pay of 6,300 dollars a year for new members and 35 for clerks which it will submit to RKO Radio for inclusion in a new contract, it is revealed. The new Sopeg president, Mr. Young said. Minimums are now set at $35 and $27, respectively. Sopeg, in a recent shop election, defeated 3,000, AFL’s IATSE Motion Picture Home Office Employees Local No. H-63, and the renamed Federal Radio shop.

General wage rises also will be sought at RKO Radio, Young said. The NLRA here, meanwhile, has set tomorrow for another meeting with Sopeg and H-63 officials and Columbia representatives to settle the question of whether the Sopeg’s “unions will be eligible to participate in a proposed contract election at that company.

Exchange Negotiations Continue

The distributors’ labor relations committee and IATSE representatives met here today to confer in connection with current negotiations on a new contract for $3,000 exchange workers in 32 exchange centers.

Columbia Branches Grouped for Drive

Columbia’s 31 branches have been divided into six groups for the current release playdate, to be handled by Rube Jacker, drive chairman.

Make-up of the groups follows:

Group one: New York, Los Angeles, Boston, Philadelphia, Salt Lake City, and St. Louis; group two: Chicago, Atlanta, Washington, Dallas, Detroit; group three: Cincinnati, Columbus, Cleveland, San Francisco, Charlotte, St. Louis; group four: Minneapolis, Indianapolis, Kansas City, Seattle, New Orleans; group five: Denver, Milwaukee, Buffalo, Oklahoma City, New Haven; group six: Memphis, Des Moines, Salt Lake City, Albany, Portland, and Panama.

L. A., Phila., N. O., ‘Joan’ Openings Set

Sierra Pictures’ “Joan of Arc,” which is now playing its sixth week at the Victoria in New York, will open Wednesday in Los Angeles, New Orleans and Philadelphia. It was announced here at the weekend by RKO Radio, which is distributing the Walter Wanger production. Picture is scheduled to open at Miami Beach and Palm Beach on Jan. 12.

Heads Pictorial Films

George J. Bonwick, associated with various Robert R. Young enterprises since 1930 in securities, railroads and motion pictures, has been elected president of Pictorial Films, wholly-owned subsidiary of Pathe Industries and distributor of the Latest from Hollywood production by Harold A. Chasen.

Frank Engages Buchanan

W. R. Frank, producer, has appointed E. C. Stidolph Co., president of the advertising campaign for “The Great Dan Patch,” which will be released by United Artists, with newspaper and radio advertisements being prepared by the agency’s East and West Coast offices.

AMP A Christmas Affair

Associated Motion Picture Advertisers will hold its annual Christmas luncheon on Thursday in the Biltmore Restaurant here, it is announced by Max Youngstein, president.

New Talent Urged

By Maxwell Shane

Effectiveness of new faces in lending a greater depth of reality to pictures was stressed by Maxwell Shane, producer-director-writer, in an interview at the Universal-International home office at the weekend. Shane is here from the Coast to view stage and screen activities in connection with his next film, “Sing Your Way Out.”

The ticket-buying public wants pictures that play realistic and historically true,” he said, and one way to achieve this is to get fresh faces on the screen. Exhibitors, too, Shane stated, have been persistently demanding “something new.”

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NBC Claims Wider Television Coverage

A newly-developed method of extending television coverage by reducing interference so that signals on the same channel are being used on a full-time basis between the New York and Washington stations of National Broadcasting, it is disclosed by David Sarnoff, chairman of the board of NBC.

The method, known as television-carrier synchronization, has been in regular operation for about 10 days, employing NBC’s three laboratories at Princeton, N. J., according to Sarnoff.

The extreme effect of these operations has been to extend interference-free service to thousands of families, including viewing families in the franchise, or on sale service, of stations WNBT, New York, and WNBW, Washington,” he added.

Raibourn Says FCC Rule Is Preliminary

Federal Communications Commission’s announced proposed order limiting Paramount’s and DeMott’s combined holdings to five television stations in each market, was received here, according to Paul Raibourn, Paramount vice-president in charge of television.

Raibourn said: “The proposed decision of the FCC constitutes only a preliminary step in the final determination of the question of station ownerships, insofar as Paramount is concerned.”

FCC last Thursday said that because Paramount controls DuMont, neither of the two companies would be allowed to have any new stations.

Theatre Memorial For ‘Bob’ Benchley

Boston, Dec. 19.—Plans to raise $100,000 to establish a theatre in memory of the late Robert (Bob) Benchley, the versatile film, stage and radio actor, at Phillips Exeter Academy, have been announced here. Benchley was a member of the Academy faculty. Donald Oenslager is East Coast chairman of the fund-raising committee, and Michael J. Lyman, a member of the National Academy of Dramatic Arts, has been named chairman of the committee in New York. Mike Romanoff heads the West Coast committee.

Phillips Etoff officials said the theatre, to seat 1,200, will be used for plays, films and general assemblies.
Near All-Time Record For the Palace, New York!... 1400 seats main floor, and balcony — 39,000 admissions first week, as pressing crowds made it necessary to open gallery over weekends. HELD FOR FIVE WEEKS!

Two Top Weeks For The Boston, Boston... with eager boxoffice lines stretching 'way around the corner from first show early in morning to last show late at night!

Block-long lines storm the Grand, in the heart of Chicago's Loop!... Capacity crowds hour after hour all day long, to record a first week that saw 34,000 admissions sold for 1100 seat house. HELD FOR FOUR WEEKS!

"THE LAST DAYS OF POMPEII"
Both MERIAN C. COOPER PRODUCTION.
WDS COME FROM?

A great, big, sensational box-office bonanza has dropped right out of the sky into the lap of a show business reeling with amazement at the figures being rolled up!

It's RKO's astounding double-header spectacle and action show—a combination bill that OUTGROSSED TOP FIRST-RUN PICTURES ON BROADWAY, IN THE LOOP AND DOWNTOWN BOSTON!

So sensational are the returns that "The Showmanship Company" is turning its staff upside down to get it to you in a hurry!...

Contact your nearest RKO Exchange for availability of the biggest quick-money chance you've had in recent show history!

Flash ads like this helped do the job!... You get new prints... new COMBINATION accessories, including spectacular posters, exciting newspaper ads and colorful lobby displays!

Re-Released by RKO RADIO PICTURES, INC.

MPEII” and H. RIDER HAGGARD'S “SHE”
WRITING NEW BOXOFFICE HISTORY!
Para. Case Today

(Continued from page 1)

is designed to shorten actual hearing time in court.

For the interim, counsel for both sides failed to reach any accord on partnership dissolution. That they should endeavor to iron out as many issues on joint ownerships as possible was suggested by Judge Hand at the close of the November session. That no positive results were achieved stemmed in part at least from the fact the companies felt they could not get the hands of some partners without knowledge of the extent of their legal ownerships when the case is ultimately decided.

Documentary evidence to be entered today is designed to support the defense contention that theatre partners in various instances are not in themselves potential exhibitors, but instead are interested in exhibition solely as investors, or joined in operations with Paramount as a result of the company's bankruptcy proceedings.

Affidavits also will aim to show that "forms" or distribution practices adopted since the summer of 1946 when the New York court handed down its first opinion have rendered unnecessary any new restraints on the manner of licensing product.

The six-week period also was marked by numerous exploratory meetings in New York and Washington on consent decrees, out of which nothing has materialized. Settlement out of court continues as a possibility.

Either Paramount or 20th Century-Fox will lead off in court today. A. C. Bickford of the law firm of Simpson, Thacher and Bartlett will appear for Paramount along with Louis Phillips of the house of Whiting, North Seymour, who previously served as trial counsel for that company, is now engaged in a Coast case in behalf of American Can Co.

Philadelphia, Theatre Robbed

PHILADELPHIA, Dec. 19.—Robert Suits, manager of the Overlook Theatre, was held up and robbed as he was about to deposit the day's receipts in the night box of the City's National Bank. The police later picked up two youths who admitted the crime.

Gowthorpe Gets A Dual Farewell

With M-G-M sales head William P. Rodgers' trade press luncheon on Friday booked into a Hotel Astor room adjoining that in which Paramount was giving a farewell luncheon to M. F. Gowthorpe, who is leaving to head Butterfield Theatres in Michigan, guests of both kept getting into the wrong parties.

At one point, Metro pictures were being bid adieu by M-G-M and trade press editors. But eventually everyone ate at the right table.

Siegel, Markley

(Continued from page 1)

Gowthorpe and Markley has handled legal assignments for Paramount's theatre interests.

Some 60 Paramount executives and theatre partners paid tribute to Gowthorpe on the occasion of his leaving the company at a Hotel Astor luncheon on Friday.

Leonard Goldenson, vice-president in charge of theatres for Paramount, was toastmaster, and brief addresses were given by Barney Balaban, Adolph Zukor, F. V. Richards, Jr., and Robert O'Donnell, the latter two both Paramount partners.

Gowthorpe was the recipient of an elaborate solid silver set and a testimonial book signed by all persons present.

Gamble

(Continued from page 1)

Owners of America, of which Gamble is board chairman, has been named general manager and special counsel for Gamble Enterprises, with headquarters in New York.

Earlier reports linking Gamble with the projected purchase of 16 W. R. Frank theatres in Minnesota were officially minimized here but Gamble could not be reached for comment.

Film Dividends

(Continued from page 1)

company dividends this year will be somewhere between 15 and 25 per cent below the 1947 record—depending on how much is paid out in December.

Film companies reported cash dividends of $224,000 in November, compared with $217,000 last year. This was only the second month since 1948 was ahead of 1947, and in the other month, too, the total amounts involved were small. In February of this year, payments totaled $226,000, against $217,000 in February, 1947. In all of the other months, 1948 ran behind.

The November figures brought the 11-month 1948 total to $37,214,000, compared with $48,982,000 last year and $35,874,000 in 1946. In 1947 film companies paid out $7,959,000 in December, and in 1946 they paid out a whopping $10,840,000 in the last month. The way dividends have been running this year, it is hard to see how the December, 1948 figures will match either 1947 or 1946.

Bresler - Israel

(Continued from page 1)

tive is Baruch Diener, Israeli film writer, critic and broadcaster.

Ground will be broken next month for the $800,000 studio and laboratory at Hershaya, first to be established in Israel, he said in revealing that Henry Blankfort, Hollywood writer, will leave tomorrow for Israel to gather material for a picture he expects to make there when the studio is ready, about the mid-year. Blankfort is one of 35 Hollywoodites active on an advisory committee to the Israeli-American company.

Diener also said the company's pictures will be filmed in English on a cooperative basis, with all talent deferring salaries against future profits, and will be strictly entertainment subjects designed for world exhibition.

New Supply Branch

OSSINA, Dec. 19.—Western Theatre Supply will open a branch in Des Moines this month, with Herbert Loeffer, who has been associated with National Theatre Supply in that city for 12 years, in charge.

M-G-M Plans

(Continued from page 1)

customers to play even a greater number of our pictures on this proven medium by making it more economical, "We have not adopted a policy of specific percentage terms except in a few cases, and we are unable to mutually agree upon a basis to govern a sliding scale arrangement, Loew's has not changed its sales policies except that we cannot expand when the market is too small and it is difficult and sometimes impractical to show our pictures at the present time on a participating arrangement." Rodgers expressed confidence in the calibre of product forthcoming from the studio, asserting that no economy measures will be adopted which will impair the quality of the company's pictures.

Loew's will celebrate its 25th anniversary next year with appropriate advertising and exploitation campaigns. A feature of the anniversary observance, Rodgers said, will be a year-long effort to sell to new customers.

In reply to a question, Rodgers said it is Loew's continuing aim to adjust costs and income so that the company will be making a profit on domestic business alone. He said it is difficult at this time to say without qualification that the objective has been achieved in practice but "Business is very unsettled right now," he added. "Some first-runs are seriously off while subsequent runs are doing very well. From time to time that order is reversed and, again, a picture will come along that will do as well or better all along the line than our best pictures of earlier years."

Rodgers left for Miami on Saturday for a brief vacation and plans to visit the Culver City studio late in January.

Cole Suit

(Continued from page 1)

sion negate their right to suspend him.

While the judge could reverse the jury's verdict, it is not believed likely in this case. In view of what is expected to be ruling favorable to Cole an attorney for M-G-M indicated the company would probably appeal.

Plan Cambridge Drive-in

BOSTON, Dec. 19.—Construction of an all-purpose drive-in theatre in Cambridge by Loew-Lasky Corp. of Boston is expected to get under way when zoning laws are changed from a residential to a business district. The theatre is expected to cost $300,000.

Warn on Stage Shows

TORONTO, Dec. 19.—Exhibitors in Ontario have been warned by the Ontario censor board that licenses for theatres showing film programs do not permit them to give stage shows. Stage shows, which require special permits, have been on the increase.

Cowan Buys Two More

TORONTO, Dec. 19.—A. C. Cowan, who reportedly has been associated with Canadian Odéon in theatre deals, has acquired two more drive-ins in Ontario, the Sunset units at Brant—seven other drive-ins.
Percent Suits May Result in US Tax Probe

To Alert Revenue Men
On Film Rental Claims

By J. A. OTTEN

WASHINGTON, Dec. 20.—The Bureau of Internal Revenue might soon order all local collectors to investigate film rental percentage suits filed in Federal courts by distributors against exhibitors as possible leads for claims for tax deficiencies, a top official of the Bureau has disclosed.

The official said that local collectors are supposed to watch local papers for tips such as these suits would afford and they usually do. But, he continued, "if the suits are becoming so widespread, it might be worthwhile to alert the local collectors to make sure they do not overlook them." He said the Bureau had no way of knowing whether any local collectors had already started such investigations or if so, how many were under way. He pointed out that exhibitors usually are "very circumspect in paying"

Top 'U' Executives Take Salary Cuts

Approximately a dozen top Universal executives have voluntarily agreed to take sizable salary cuts during 1949 in the company's over-all endeavors to bring corporate costs more closely into line with anticipated income, house executives confirmed here yesterday.

The top executives of Universal this year will receive approximately 40 per cent less than last year, without salary cuts, inasmuch as their agreements all for profit participations, none of

Cole's Salary Is
Restored in Full

HOLLYWOOD, Dec. 20.—M-G-M must say Lester Cole's $1,350 weekly salary until expiration of his contract November of next year, and 36 weeks back pay covering the period since he was suspended following the House Un-American Activities Committee hearings, Federal Judge Leon Yankwich ruled today in conforming with

See Industry Meeting
Delayed or Scrapped

Hollywood, Dec. 20.—The top-level industry meeting on Jan. 26-28 in Hollywood with probable postponement again, and may even be scrapped entirely, a top industry source revealed today.

Citing the recent adoption by the companies of several times.

New York executives are understood to have gone cold on the plan, and in all probability will set the dates back, finally permitting the proposal to die.

Conciliation Group
Named for Tri-states

MEMPHIS, Dec. 20.—The conciliation committee of the Tri-State Theatre Owners Association set up to handle grievances of theatre owners against distributors to prevent litigation was named today by Max Connett, secretary-treasurer of the Association, acting as co-ordinator of the committee, which has members from three states, as follows:


Albany TOA Warns
Of New Taxation

ALBANY, N. Y., Dec. 20.—The local Theatre Owners Association, cooperating on watching adverse legislation with theatre organizations of Buffalo and New York areas, has alerted exhibitors on proposals for new local taxes, including theatre admissions.

But of special consequence are the sales taxes, voted under the enabling act of the 1947 legislature, despite protest of TOA.

TOA said, "With a constant demand for increased budgets reported from all communities in the state, there can be little doubt that pressure will be exerted from other quarters to use provisions of this law to find additional revenue."
Directors to Ask For Pay Increases

HOLLYWOOD, Dec. 20.—Upsetting the pattern of recent studio-union contract negotiations, which labor groups refrained from asking for wage increases, the Screen Directors Guild will make a demand for increased pay when it meets with a joint committee of the Association of Motion Picture Producers and the Society of Independent Motion Picture Producers about mid-February. The SDG over the weekend notified the studios it wishes to bargain. A tentative contract which was signed by the parties in July, with a view to adjusting minimum rates of pay in working conditions. Guild asserts it has not shared generally-granted increments which, it says, have averaged 100 per cent in the past 10 years, having participated only in a 25 per cent increase given all unions in 1946. A Guild spokesman said private of new negotiations is to bring directors' salary schedules into alignment with others.

Percentage Suits

(Continued from page 1)

ing the right taxes. They think a big point better off paying Uncle Sam." Another official said that in two cases he knew of where local collectors had checked the tax returns of exhibitors involved in percentage suits, they found that the correct taxes were paid even though rental returns were allegedly understated to distributors.

However, the Internal Revenue Bureau has a claim pending in U. S. Tax Court in Cleveland against Mas mas Amusements for $73,000 for alleged failure to withhold its tax on distributor suits over percentage payments. Revenue officials emphasize that the percentage suits fall entirely in the jurisdiction of local districts.

C. Aubrey Smith, 85,
Was Screen Veteran

BEVERLY HILLS, Dec. 20.—C. Aubrey Smith, British actor, died at his home in Beverly Hills, Calif., at 8:45 yesterday morning. He was born in London in 1892. His screen debut was made in New York in 1915. Active until his death, he only recently finished "Little Women." He is survived by the widow, Mrs. Isabel Mary Smith, a daughter, Aubrey, and two granddaughters, C. Aubrey and Helen. Memorial services will be held Dec. 28 at the All Saints Episcop al Church, Beverly Hills.

Colle Salary

(Continued from page 1)

recommendations made last Friday by a jury which heard the case in an extended preliminary hearing. Court retained jurisdiction "to protect Colle's rights" and gave M-G-M 20 days to file in which to appeal. He said he had no indication whether to appeal will await conferences of studio executives.

Rank, Others Named In U' Stock Action

Universal and "U" directors N. J. Blumberg, J. Arthur Rank, Matthew Fox, J. Cheever Cowdin, D. M. Wilti, and Otto Proehret were named defendants in a stockholders' action filed in U. S. District Court. Plaintiff is minority stockholder Florence R. Long. Suit was filed to recover for "U" sums allegedly made by Blumberg, Cowdin, Fox and four non-de- fendant directors in 1944 stock trans- actions, according to a U. S. govern- ment-sued waiver of personal taxes in favor of capital gains taxes. Plaintiff charges that Universal suffered a loss of $700,000 as a result of the tax scheme and, if it is alleged, enabled the seven to make $2,100,000 under the transaction. An accounting of profits is sought.

"U" Executives (Continued from page 1)

which will be payable this year with Universal facing an estimated $4,000,000 loss for its fiscal year ended last Nov.

The voluntary salary cuts were agreed upon last August and original- ly scheduled to go into effect next month, with the beginning of the current fiscal year but subsequently were postponed until Dec. 1. They are not un- form but vary from an estimated 20 to 40 per cent. Among those taking the cuts are: J. Cheever Cowdin, vice-J. Blumb- berg, Charles D. Prutzman, W. A. Scully, J. H. Seidler, Leo Spitz, Austin Williams, J. J. Prutzman, Tu- math, Fox, Samuel Machnowich, and others.

As the recent New York meetings of company presidents conducted by Eric Johnston a proposal was made that all top company executives take voluntary salary cuts to help bring the companies' cost problems under control. At that time Blumberg sur- prised the meeting in advising that Universal had already taken such action.

Town Is Elected Goldwyn Vice-Pres.

Alfred Crown, foreign sales man- ager for Goldwyn Pictures Corporations, has been elected a vice-president of the company.

Before joining the Goldwyn orga- nization three years ago, Crown was in the Armed Services for two years, previous to which he was in the Foreign Correspondence Section of the New World Rockefeller Committee. Crown will continue to make his headquarters in New York.

Doughney Riles Today

Funeral mass for Joseph J. Dough- ney, 56, an executive in the general offices and statistics and publicity at Paramount here, will be sung this morning at 10 o'clock at St. Angela's Church, Brooklyn. Burial will be in Gate of Heaven Cemetery. Doughney died Friday night following a heart attack at his home. In addition to his wife, Mrs. Donald Doughney, survivors include four children.

Personal Mention

HAROLD MIRISCH, Allied Art- ists vice-president, has returned to Hollywood from New York.

WILLIAM BANKS, Levy, general sales manager for Warners, and Mrs. Levy have left New York for Panama where they will spend the holidays.

MANNY REINER, Selznick Releasing Organization South and Latin America sales manager, is here from the Coast for an indefinite stay.

LEE KOREN, RKO division manager in charge of selling operations, returned to New York from Chicago and Milwaukee.

HOWARD STUCKING, M-G-M stu- dio publicity director, is due back on the Coast tomorrow from New York.

BILL BLOWITZ, Enterprise publicity director, plans to leave here today by plane for the Coast.

JEAN COCTEAU, French writer-producer, is due here Saturday by plane from Paris.

Bob Roberts, producer, is here from the Coast.

Fee in Berger-Ascap Case Is Attacked

MINNEAPOLIS, Dec. 20.—Federal Judge Paul C. Throckmorton under- advisement the petition of attorneys Louis Schwartz and Samuel Halpern asking the Court to fix a $15,000 fee to be assessed Ascap in the latter's unsuccessful copyright infringement suit against Benjamin Berger, et al. Ascap counsel Louis Frohlich and Thomas Vennum opposed the petition contending the amount sought was ex- cessive and contending which fee be limited to $2,500. Frohlich contended Schwartz and Halpern "can't accomplish as much for their clients as they think" and in a veiled threat warned the court Ascap members could withhold their payments to picture music publishers implying such action "might well close all motion picture theaters."

Wallace, Reeve Appointed

Tom Wallace, director of information at the New York office of the Motion Picture Association of America, and Arch Rawe of the MPPA Hollywood office, have been named East Coast and West Coast coordinators, respectively, of the industry's Film Project Committee for the all- industry film series.

'Parade' Cites Lachman

The Jan. 2 issue of Parade Magazine will feature an article about Ed- ward Lachman, president of Allied Theatre Owners of New Jersey. Lachman, a Rochester, N. Y., theatre owner, is cited as a "typical small- town exhibitor."
CHRISTMAS SOCK!

The Biggest Musical is sensational at Radio City Music Hall. From the company that gives the industry its top musicals now comes a new bonanza to ring in a bright New Year across the nation!

"WORDS AND MUSIC"

STARRING (alphabetically)

JUNE ALLYSON • PERRY COMO
JUDY GARLAND • LENA HORNE
GENE KELLY • MICKEY ROONEY
ANN SOTHERN

with TOM DRAKE • CYD CHARISSE • BETTY GARRETT • JANET LEIGH
MARSHALL THOMPSON • MEL TORME • VERA-ELLEN

Color by TECHNICOLOR
Based on the Lives and Music of RICHARD RODGERS and LORENZ HART
Screen Play by Fred Finklehoffe • Story by Guy Bolton and Jean Holloway • Adaptation by Ben Feiner, Jr.
Musical Numbers Directed by ROBERT ALTON
Directed by NORMAN TAUROG
Produced by ARTHUR FREED
A Metro-Goldwyn-Mayer Picture
20th-Fox Agrees

(Continued from page 1)

would split theatre properties with the partners, for the most part, but only where the division would be free from competition. Thus, Bickford said, it is possible that Paramount might emerge with something of the 500 theatres which the government has cited as being in joint operations.

He told the court that the company intends to sell its 33 1/3 per cent interest in Butterfield Michigan Theatre Co. and its 25.8 per cent in W. S. Butterfield Theatres, Inc. He also informed the court that Paramount lost 106 theatres in the last two years through termination of leases, discontinuance of operating agreements and stock sales.

The list of partnerships which Paramount was “prepared to terminate” was given to the court in the form of a lengthy volume of exhibits which also showed the possibility of a 25 per cent loss. Paramount listed these as the companies which will be dissolved, also indicating the amount of stock it holds in each:

- Arkansas Amusement, 50 percent
- Birmingham Theatres Corp., 60 percent
- Central States Theatres, 50 percent
- Jefferson Amusement Co., 57 percent
- Malco Theatres, 80 percent
- Publix Netco Theatres Corp., 50 percent
- Texas Consolidated, 50 percent

These along with numerous other smaller companies are involved in the operation of about 500 theatres.

The relationships of Paramount with E. V. Richards, Jr., in the operation of Paramount Richards Theatres, Inc., was said by Paramount to be the “fortuitous result of bankruptcy.” This was taken to mean that the joint operation should not be regarded as contrary to the U. S. Supreme Court’s opinion which held partnerships illegal where the partner himself is a potential exhibitor. However, there was no elaboration by the film company. Paramount has interests of 50 per cent in the Richards circuit.

The operations of the company’s 244 theatres “owned jointly with investors,” among them Maine & New Hampshire Theatre Co. in which it owns 50 per cent. At one point in his address to the court, Bickford, in briefly mentioning Richards, said that the company has “valuable options and perhaps could buy under court control.

Under its agreement with the government, 20th-Fox must, within one year of entry of the order, either sell its holdings in jointly-operated companies to any person or corporation not affiliated with other defendants or divide the assets.

These companies are to be dissolved in either of those two ways: Ridiboud Theatres Corp.; Sacramento Theatres, Inc.; Princess Theatres, Inc.; Fox Western Mountain Theatre Corp.; San Luis Obispco Theatre.

This was true of the company’s “ability to the following except that it is stipulated that the company cannot have more than one theatre in any community where the jointly-owned corporation has any theatre interests: Anaheim Theatres, Inc.; Broadway Theatre Co. of Santa Ana; West Coast-Santa Ana Theatre Corp.; Fullerton Building Co.; W. C. Wilmington Co.; Valley Theatres; Muskantone Amusements; West Coast Compton Theatres. With respect to Anaheim and Fullerton, Cal., National may have one theatre in either town but not in both.

National-UA Dissolution

National (20th-Fox) and United Artists Theatres would dissolve United West Coast Theatres in a manner which would return to National the houses which it originally bought into United West Coast and would return to United Artists Theatre, Inc., the stock of United West Coast.

Stock of United West Coast is owned by National and United Artists Theatres pursuant to an agreement under which the latter two companies leased or sub-leased certain of their theatres to United West Coast. This arrangement is characteristic of the numerous corporate complexities which have made dissolutions by 20th-Fox and other major distributors difficult. Under the separation, National may relinquish its interest in the Egyptian Theatre, Hollywood, which is owned by UA Theatres, and in turn National may acquire UA’s interest in the Chinese Theatre.

Other NT Divestments

National will dispose of stock interests in Golden State Theatres and Golden State Amusement, D. Jr., enterprises or will eliminate the joint ownership by a division of assets. In Golden State Amusement National may acquire the theatres not to exceed numerically its stock equivalent in both companies, on a percentage basis.

National, owning 90 per cent of Fresno Theatre, Inc., would be allowed to buy the other 10 per cent but must dispose of one first-run in Fresno, Cal., which is operated by the Fresno company. National, owning 81 per cent of Golden State Theatre

Broadway Grosses

(Continued from page 1)

Paleface,” supplemented by Benny Goodman’s band on stage, heading the $30,000 in first-week business. Also brisk is “Roger’s Regimen” at the Criterion, where a hang-up opening may possibly keep the house $250 for a first stanza. Sixth week of “Joan of Arc” at the Victoria saw a drop of $350 through the week because of a stumpy figure. Picture got off to a very slow start at the Fulton where the first week’s gross was $250 in fact only approximately $200.

Twelfth week of “Hamlet” at the Park Avenue and ninth week of “The Big Bait” at the Bijou are expected to be near-capacity, with $15,500 indicated for the former and $15,000 for the latter. Meanwhile, “The Decision of Christopher Blake,” together with “Dizig” Gillespie’s band on stage at the Strand, looks like a low $24,000 on the basis of $12,000 grossed Friday through Sunday. At the Capitol, the second and final week of “Let’s Live a Little,” with Bill Robinson on stage, is week at $30,000, “Whiplash,” at the Globe, is also weak, with $9,000 indicated also for a second and final week.

Final 10 days, concluding the ninth week of “The Three Musketeers” at Luxe’s State are expected to bring in a good gross.

A drop in business at the Rivioli points to an estimated $19,000 for the seventh week of “The Snake Pit.” At the Regent, the last two weeks brought in $4,000 for the sixth and final week. According to the Astor, which is scheduled to close in its seventh and final week at the Mayfair, with $12,000 expected. “A Song Is Born” is showing poorly in its tenth and final week at the Astor, where only $10,000 is expected. A mild fifth test third and final week will bring in only $5,500 for “Street Corner” at the Ambassador. Equally mild are “Harpoon,” at the Rialto, where a first and second week brought in $5,000 and the third and final week at the Sunset, where $5,000 was grossed in the fifth week.

Corp., may buy the remaining 19 per cent but must dispose of one house in Hanford, Cal., and one in Visalia, Cal. The first “Hallmark” of National and John Hamrick, will be dissolved in a fashion similar to the break-up of United West Coast Theatres.

National is not required, the government stipulates, to alter its interests in joint-venture ownerships: Fox Salinas Theatres; Gateway Theatre; Marstrand Theatre Co.; Pico Theatre, Inc.; West Coast Hollywood Circuit and the Carlton Rivoli.

Opening yesterday’s sessions, Paramount’s Lord for “The Little Three” if one is to be handed down against them at all. And touching on clearances, he said that uniformity is far from being a rule of practice. Paul N. Lazarus, sales executive for United Artists, and Paul N. Lazarus, Jr., who was identified as “second in command” of the company both testified that the existence of discrimination in selling.

Joseph Proskauer, for Warner, told the court at the close of the session that an arbitration system will be outlined in briefs and indicated its broadened scope when he reported that it will concern “exclusive bidding” for films, and more.

Warner and Loew had substantially agreed, at least in principle, last month. They had no dissolutions to report to the court yesterday.

Byrnes on Competitive Bidding

James F. Byrnes, also for 20th-Fox, expressed the conviction that competitive bidding was a most efficient means of licensing film and nothing “said in argument or in the Supreme Court’s decision” has caused him to change his mind.

Louis Frohlich, for Columbia, told the court that the “basis for competitive bidding” has three objectives; modification of the admission-price injunction, modification of the exhibition restrictions and elimination of the government’s proposed controversial paragraph of injunctions on trade practices.

Mr. James M. Montague, Columbia sales vice-president, said that there never had been any discrimination by Columbia between the independents or affiliates. He said that admission prices were entered on contracts only for the purpose of determining rentals on percentage pictures. He said it is the exhibitor, not the distributor, who causes the fixing of rentals in order to benefit the operation of his theatre.

Ed Raftery, for United Artists, again offered an appeal for a separate decree for the “Little Three” if one is to be handed down against them at all. And touching on clearances, he said that uniformity is far from being a rule of practice.

Don’t Know Where to Go? Use TWA’s Quickie Vacation in the Great Southwest. Phoenix and Las Vegas are more hours away than you can count. For example, you can save on family travel and round trips. Want full facts? Call your travel-agent or the local TWA office.
Venezuela and Brazil Remit
$8,000,000
U.S. Films Gross About $12,500,000 Annually

WASHINGTON, Dec. 21.—U.S. film companies get remittances of some $2,750,000 annually from Brazil and between $1,100,000 and $1,500,000 from Venezuela, the U.S. Commerce Department estimates.

A report for this was elected president D. Goldstein, who said that while it is not possible to estimate the full amount which U.S. films gross yearly in Brazil, "I would not be far wrong to say $10,000,000 from gross rentals, from which would be deducted approximately 30 per cent for overhead."

In 1947, the report added, the U.S. accounted for 85 of the 712 feature films censored. Chief competitors were French, with 56; Mexico, with 23, and Italy, with 24.

Brazil has six good-sized film companies with their own studios and (Continued on page 5)

Colorado Exhibitors Form Association

DENVER, Dec. 21.—Made up of affiliated and non-affiliated theatres, the Colorado Association of Theatre Owners (CATO) has been incorporated and has set its first convention for Feb. 1-2 in Denver. Speakers will include Ted Gamble, president of the TOA, and R. J. O'Donnell, president of Variety Clubs of America, with film star George Murphy slated to be master-of-ceremonies at a banquet.

Incorporators include B. D. Cock (Continued on page 5)

Cullins Heads New Mid-South Allied Unit

MEMPHIS, Dec. 21.—Edward O. Cullins of Memphis was elected president of the Allied Independent Theatre Owners of the Mid-South which was formed here today by some 27 exhibitors of this territory. John C. Mohrstadt of Hayti, Mo., was elected as vice-president. W. C. Zollars, Clar M. Collier of Drew, Miss., as secretary-treasurer. Named to the board of directors were J. A. West, T. A. DuBose, David Fleer, Lyle Richmond, W. L. Lunders and W. E. Emalin. W. A. Frewitt, Jr., president of Gulf States Allied, addressed the meeting.

Lichtman May Take New 20th Sales Post

Twenty-first Century-Fox executive and A1 Lichtman are understood to have been conferring relative to the latter's assuming a top sales strategy post with the distributor following termination on March 1 of Lichtman's contract with M-G-M as a production executive at the Culver City studio. He was in distribution with M-G-M when he joined the company in 1935.

The strategy post, it is said, would be newly-created and would not conflict with existing sales executive positions.

Johnston Answers Yankwich Charges

WASHINGTON, Dec. 21.—Eric A. Johnston, president of the Motion Picture Association of America, issued the following statement today through his office here:

"Federal Judge Leon Yankwich yesterday (Monday) in Los Angeles made extended references in rendering his decision in the case of Lester Cole, one of the 10 Hollywood men cited for contempt of Congress."

"I wish to refer to the points referred to by the court."

"One: Judge Yankwich referred to my 'high pressure methods' in pressuring motion picture producers not to employ persons whom the public thought to be Communists."

"What actually happened, as I testified, is that I presented the produc (Continued on page 3)

UA Board Approves New Product Deals

A lengthy discussion of the financial problems of independent producers, a report on the status of the Hughes-Nassey deal, and setting of two distribution deals were among the matters dealt with yesterday by the United Artists board of directors at a meeting here.

No definite decisions were made in connection with the producers' financial problems, UA president Gradwell Sears reported at the meeting on the present status of the Hughes-Nassey deal to the effect that funds are still available for suitable story properties. The board, ratified a distribution contract for the Danziger-Tower production "Jigsaw," starring Franchot Tone. It also set a distribution contract for the movie "Roach Enters Video Field, Abandons Film"

HOLLYWOOD, Dec. 21.—Hal Roach today announced his withdrawal from motion picture production in order to confine his activities henceforth exclusively to television. Hal Roach Television Corp. will launch a production program tomorrow of series of six half-hour shorts, with.12 additional series to follow.

Following the entertainment-seeking trend of the public mind has been my life work since the inception of motion pictures," Roach declared. "I am thoroughly convinced that the insatiable desire to be entertained will find its greatest satisfaction through television.

(Continued on page 4)

MAJORS' DEFENSE SCORED BY WRIGHT

File $295,000 Trust Suit in Pittsburgh

PITTSBURGH, Dec. 21.—Sixteen distributors and studios were charged with violations of the Sherman and Clayton Anti-Trust Acts in a suit filed today in Federal Court here by Rudolph Navari and Samuel C. Navari, owners of the Eastwood Theatre here.

The Navaris claim they have been denied "first-run" films and seek damages totaling $195,000, plus attorney fees of $100,000.

The suit asks that the defendants be enjoined from withholding films in the Pittsburgh theatre pending a hearing. Named in the suit are Paramount, 20th Century-Fox, Warner, M-G-M, &K0 Radio, Columbia, Universal, United Artists, Monogram, Republic, and others.

Schine Case Dates Again Re-shuffled

BUFFALO, Dec. 21.—The anticipated opening of the Jan. 10 as the present date for hearings in the government's anti-trust case against Schine Circuit and United Artists Theatre Corp. was postponed today by Federal Judge C. K. Knight, but instead of that date it outlines the following order of the calendar for the next few rounds in the action:

Schine must notify the Department of Justice by Jan. 8 whether it wants to put in any further evidence. If it does, there will be a hearing on Jan. 18 to determine whether such evidence should be received, and if the court (Continued on page 6)

Hand Cites Lawyers' 'Skill and Goodwill'

Federal Judge Augustus N. Hand drew the curtain on the latest court room chapter in the 40-year Paramount case here yesterday with judicial commendations for both sides. Said he: "I never saw a case which was presented with more skill and goodwill among counsel. If it had been so complex I would say I enjoyed it. But I do not want to commit myself."

This constitutes a reversal by the jurist who on previous occasions let it be known that the protractions of the 'case perturbed him.'
Personal Mention

ERNEST EMERLING, Loew Theatres’ advertising-publicity director, is observing a birthday today.

LEO PEETZ, Warner director, is at home after a long recuperative period from a major gall bladder operation at John Snow Hospital. He is expected to return to the studio on January 1.

HAROLD RUBIN, Universal-International home office statistician, is recuperating at Crown Heights Hospital, Brooklyn, following an appendectomy.

MAURICE N. WOLF, assistant to M-G-M’s exhibitor relations director H. M. Richey, is spending the holiday weekend with his family in Boston.

CHARLES EINFELD, newly named Fox advertising-publicity vice-president, has leased a mid-town apartment here and will dispose of his Beverly Hills home.

ERIC JOHNSTON, Motion Picture Association of America president, has left Hollywood for a few weeks where he will spend the holidays.

DAVID D. HORSE, Film Classics foreign sales manager, will return to New York today from England and the Continent.

MORTON LIEBERMAN, Boston theatre operator, and Mrs. Lieberman have become parents of a daughter, Victoria.

JACK COTMAN has resigned from the 20th Century-Fox sales staff in Minneapolis after 21 years to enter another business.

B. G. KRANZE, Film Classics general sales manager, will leave here next week for Detroit.

Stars at AMPA Party

Diana Barrymore and Robert Wilcox will be among stars who will attend the Associated Motion Picture Advertising Executives’ annual Christmas party tomorrow, AMPA announces. The luncheon will be held in the Brass Rail Restaurant here and will be presided over by Max E. Youngstein, president.

Goldstein Handling ‘Joan’

The Jack Goldstein Office has been engaged by the Victoria and Fulton theatres here to do special publicity, newspaper and newspaper work in conjunction with the simultaneous showing of “Joan of Arc” at the two theatres.

QP Christmas Party Held

Quigley Publishing Co. employees held their annual Christmas dinner party yesterday at the Century Hotel. Harry Anastasi of the circulation department was chairman of the arrangements committee.

House Unit Approves T-H Law Revisions

WASHINGTON, Dec. 21.—The House Senate “watchdog” committee on the Tait-Hartley Law has approved several suggestions to tighten the regulations. Republican Sev．Seventeen Republicans and one Demo- crat approved a report drawn up by the committee’s staff. Five Republicans and one Republican—all opposed to the entire Tait-Hartley Law—were absent. The joint committee is going back to the Administration while the Administration plans to recommend that the next Congress do away with the law early next year. The suggestion for relaxing the law is a step which has been urged by the film industry’s top officials—to do away with the present requirement that there must be an NLRB election before a union shop can be certified.

Suggestions to tighten the law in- clude: Broadening the requirement that at least 60% of workers must sign affidavits so that lesser officials as well as top officials must sign; re- quiring unions to pay workmen’s Compensation for non-theatrical labor practice, and guaranteeing employers the right to express their views on collective bargaining elections.

Capital Area Plans For Conciliation Hit

WASHINGTON, Dec. 21.—Plans for a Theatre Owners of America-sponsored exhibitor-conciliation board in this area have bogged down, it is indicated by A. Julian Bry- lawski, president of the TOA of Metropolitan Washington. He said the board will not be formed unless cer- tain Virginia theatre owners have indicated they want to set up their own unit, Allied units in Maryland do not want to go along until all pending litigation is cleared up in the courts and there are no independents in Washington to round out the板块.

Inaugural Fund, Two Drives Are Backed by Capital TOA

WASHINGTON, Dec. 21.—A meeting of the TOA here has voted $2,000 to back a drive for the Inaugural Fund in the Nation’s Capital. Mrs. A. Julian Brylawski, wife of the TOA’s unit’s president, was presented with $1,000 in commemoration of her husband’s 26th anniversary as head of the organization here.

Colorado Exhibitors

(Continued from page 1)

rill, managing director of the Denham Theatre, president and treasurer; Pat Mcgee, general manager of Cooper Theatre, Denver; vice-president; Charles H. Gilmore, president of Gibraltar Enterprises, secretary, and A. P. Archer, of Civic Theatres; William Agren, president: Frank M. Davis, Denver; and Larry Starmore, of Westland theatres.

Eastern SAG Seeks $175 Wage Minimum

Eastern Screen Actors Guild will approach producers here next month for a new contract stipulating wage minimums of $55 per day, and $175 for actors engaged in productions costing $25,000 or over, $20 per day, and $155 per day for those appearing in non-theatrical pictures. The increase was discussed yesterday by Florence Marston, Eastern SAG representative.

Full-time members, Miss Marston reported, voted 100% in support of the guild in a union authorization election conducted by the National Labor Relations Board in accordance with the provisions of the Tait-Hartley Law.

British Film Boycott Withdrawed by Group

The Sons of Liberty announced here yesterday that it is withdrawing its boycott of British films which fall within the scope of the Anglo-American film agreement. The action came at a meeting of the Boycott Committee, which approves the fact that funds earned by British films in the United States are retained by the industry in this country.

Wolf Sets Five Talks

FIVE speaking engagements have been lined up by Maurice N. Wolf, assistant to H. M. Ricecy, M-G-M’s exhibitor relations head, starting Dec. 28, when he will appear before the Executive Advertising Committee at Toronto, his first engagement. Following this, Wolf will be in Chicago, Jan. 1, and at the convention of North and South Carolina Theatre Owners, Jan. 3-4, in Charleston.

Allied Meet in Feb.

WASHINGTON, Dec. 21.—Allied States Association’s next board meeting will be held in Washington in February. General counsel Abram F. Myers disclosed. Myers added that Allied’s number three counsel, the Rev. J. C. Martin, will “be doing a lot of travelling” for Allied. The meeting will be called to order on January 15.

High Costs Require Adjustment: Vaughn

Motion picture producers will have to adjust their own prices to the consumer, according to James Vaughn, head of Eagle-Lion studio’s promotion department. This is due to rising production costs. Vaughn has returned to the Coast after a trip to New York where he obtained a slight increase in wages as a result of recent industry-wide negotiations in Hollywood as well as increased costs of materials are forcing other studios to follow the producing pattern established by Eagle-Lion during last year’sتصديقية. Vaughn said he “ran across City” and “He Walked by Night” were made at a collective cost of just under a million dollars, a production Vaughn stated. It is understood that the three films will gross almost four times the amount that “He Walked by Night” grossed in 1948.

Vaughn stated that Hollywood execs are placing more and more stress upon the necessity of coordinating their projects with studio production departments. This function, which was allowed to slide slightly during the last war years when anything went at the box-office and money was loose, will take on more importance as production costs increase and box-office returns result to normal, he added.

Mrs. Margaret Cron

Mrs. Margaret B. Cron, wife of James A. Cron, formerly advertising manager of Motion Picture Daily and of Skagstrom’s Trade Review, died on Tuesday at New Rochelle Hospital. The funeral will take place tomorrow from the Davis Funeral Home, 10 W. Washington Ave., New Rochelle, at 10 A.M., when a Requiem Mass will be celebrated at Holy Family Church, New Rochelle.

Newspool Parade

T HE christening of Prince Charles and the presentation of the Gilt Hatton plate to the National current newsreel highlights. People will be interested in the interest stories round the reels.

MOVIEONE NEWS, No. 102, Royal elec- tion day, newsmakers; Kitty Hawk chartered flight, 45th anniversary. Collier Trophy Cup for racing, Barney Oldfield. Honored by Black Prith. Football round-up: New York.


Other Quigley Publications: Motion Picture Herald; Better Theatres and Theatre Sales, each published every fourth week as a section of Motion Picture Herald; International Motion Picture Almanac, Fams. Entered as second class matter, Sept. 28, 1918, at the post office at New York, N. Y., under the act of March 3, 1897. Subscription rates per year, $5 in the Americas and $12 foreign; single copies, 10c.
Johnston

(Continued from page 1)

ers with two alternatives: Either they could employ persons thought by the public to be Communists and defend their employment, or they could dismiss them. The choice was up to the producers and I told them it was up to them to fire or cut out. The decision was entirely theirs. They made it unanimously.

Skouras Answers Yankwich: Denies Johnston 'Pressure'

Commenting on Federal Judge Leon Yankwich's remarks in ruling in favor of-injunction pending against Spyros P. Skouras, president of 20th Century-Fox, in a press statement issued here yesterday:

"I was surprised to read the news accounts today quoting a judge in the Cole case to the effect that Mr. Johnston had 'high pressured' executives of the motion picture industry to take the action which led growing of the citation for contempt of Congress of 10 Hollywood writers.

"I wish to state publicly that neither I nor the company was 'high pressured' by Mr. Johnston or anyone else. There was no action taken in respect to the so-called 'Hollywood 10' was taken by directors of 20th Century-Fox independently and on our own initiative. As a matter of fact this action was taken prior to the meeting of industry executives at which the policy was agreed to.

'Review of Facts' Determined Action by RKO, Depletin Says

Answering remarks made by Judge Leon Yankwich today, Mr. Depletin, president of the Motion Picture Association of America, had high praise for the 'review of facts' determined action by the RKO Radio board of directors. The company's officers decided to terminate the services of Edwin Dmytryk and Aaron Scott after a panel of directors, 'not by reason of any urging by Mr. Johnston.'

Cole Counsel Sees MGM Appeal Delaying Other Nine Cases

Hollywood, Dec. 21.—Attorney Robert Kenny, who counselled the "unfriendly" 10 in 1945, today employed an unusual tactic of pressing summary action against Lester Cole, M-G-M-M writer, and others who refused to answer certain questions by the House Un-American Activities Committee, said today that the company's officers, "not by reason of any urging by Mr. Johnston.

Irene Dunne Honored

Irene Dunne has been named by the National Conference of Christians and Jews as the person "who has done the most to help understand among people of all faiths." She was honored by her own" "Debbie," and the Tribute to German Hollywood. As a result, the NCCJ has announced a $10,000 award to be presented to the actress on Feb. 4 at a banquet in Hollywood.

"Act of Violence"

(Metro-Goldwyn-Mayer)

THE unmotivated command of realism that one has come to expect of director Fred Zinnemann is amply present in "Act of Violence," a high比较大 drama of violence and war. The story is of two men, one the hunted and the other the hunter—one which seems to depart from the mainstream of Hollywood formulas. As such it possesses unique interest and has interesting merchandizing possibilities. A strong cast, headed by Van Heflin, Robert Ryan and Yvonne De Carlo lends further luster to its box-office outlook.

As the story opens, Heflin, a war hero, is a respected citizen living contentedly in a small community with his wife, Miss Leigh, and their child. Heflin has made it his business to prevent with a throbbing obsession to kill Heflin. The story thus becomes a series of panic-stricken flights by Heflin and vengeful pursuits by Ryan. Gradually the audience learns that Heflin has been living alone with his plane shot down and the entire crew became prisoners of the Nazis. In time, Ryan engineered an escape, but just as it was being carried out, Heflin, out of a sense of justice, betrayed them to the Nazis.

Throughout the picture a tense atmosphere of foreboding is maintained. Finally, in exhaustion and confusion, Heflin falls into a den of professional killers who arrange to eliminate Ryan. A last minute surge of courage and remorse overtake Heflin, and he crosses the assassin's fire to save Ryan.

Some splendid auxiliary performances are provided by Miss Leigh, as the torn and terrified wife; Mary Astor, "gin-mill moll"; Phyllis Thaxter, as Ryan's sweetheart, and Barry Kroeger, professional killer. Heflin, as the conscience-stricken fugitive, and Ryan as the crazed, limping avenger, turn in praiseworthy characterizations.

Left of Collier's Young's story, is a highly effective affair, but marred by an occasional reliance on deliberate shock devices. Production by William H. Wright is resourceful.

Running time, 82 minutes. Adult classification. For February release.

MANUEL HERDMAN

"Whiplash"

(Warner Brothers)


DANE CLARK, Alexis Smith, Zachary Scott, Eve Arden, Jeffrey Lynn, Alan Hale and S. Z. Sakall comprise the marquee battery with which to end the successful year. One of the most prizeworthy melodramas in recent months, "Whiplash" is directed by a director capable of treating that nobody tries to fix the outcome of the bouts, yet contains plenty of ring violence for boxing addicts and a sufficiency of fist and pistol fighting for the general public. Nevertheless, the ring stuff appears to be the element to stress in billing.

Clark portrays a young artist whose father has caused him to employ himself as a boxer, just as he falls in a pastime, as a painter. The picture opens in California, where Clark falls in love with Miss Smith on sight, and moves to New York where he seeks to find her after she has moved without notice. In New York he learns, the hard way, that she is a wife of a boxing club owner who, hopelessly crippled at the height of his own ring career, manages fighters in the hope of winning the pugilistic title he did not win for himself. Believing Miss Smith deceived him deliberately and probably taking the ring under his husband's management and becomes a vicious battler, but discovers just before his title bout that she has had to endure life with her husband (Scott) to protect her brother, a doctor whom Scott holds responsible for his blindness. Everything gets straightened out, in a high thoughtfulness finish which plays better than it reads in synopsis. William Jacobs produced and Lew Scarf directed, from a screenplay by Maurice Geraghty and Harriet Frank, Jr., adapted by Gordon Kay from a story by Henry Farrell.

Running time, 91 minutes. General audience classification. Release date, not set.

MEMPHIS CHALLENGES 'CURLEY' CENSOR SUIT

MEMPHIS, Dec. 21.—Circuit Court Judge Floyd Henderson today took under advisement the question of whether United Artists and Hal Roach Studios have a legal right to bring suit against the Memphis Board of Censors and "Remember Rockey's Act of Violence" from Memphis theatres. The court recessed the case after two days of argument on this issue by five attorneys and two film industry lawyers.

TRouPE TO GERMANY

WASHINGTON, Dec. 21.—A party including Mrs. Hope, Russell Martin and Sally Holmes, Mexico City, C. B. Goodenow,zipcode 12345, Jinx Falkenburg, and Miss Huntington, will be on a flight next month for Berlin, where the film studio is located. The trip will be made by a special plane hired for the occasion, and will be in connection with the work of the Harcourt, a film production.

U-I to Publicize Films via Video

Universal-International has undertaken an exploitation-publicity service for theaters and showmen which will enable the company to distribute a special kit of stills and a five-minute script to supplement the pictures. The service is an outgrowth of the publicity material for use in radio by motion-picture commentators.

Wednesday, December 22, 1948

MOTION PICTURE DAILY
ON EVERY CORNER THERE'S

ERROL FLYNN - VIVECA LINDFORS

ADVENTURES OF

DON JUAN

IN COLOR BY

TECHNICOLOR

STRAND

ONE SUN AFTER

MAYFAIR

Broadway Sco
BIG ONE FROM WARNER!!

DENNIS MORGAN
DOROTHY MALONE
DON DEFORE
JANIS PAIGE

COLOR BY
TECHNICOLOR

AY NOON

DANE CLARK • ALEXIS SMITH
ZACHARY SCOTT • EVE ARDEN

WHIPLASH

GLOBE

Christmas 1948
Wright Scores

(Continued from page 1)

been enjoined, are no longer issues to be decided. He said that the defense argument that competitive bidding showed the improved position of the independent exhibitors carried no legal weight primarily because bidding had been vacated by the Supreme Court.

Federal Judges Augustus N. Hand and Henry Goddard both had questions for Wright on the relief he thought to be in order. "Assuming there is no conspiracy, what relief would be necessary to make them (the majors) competitive," Judge Hand queried.

To this Wright replied: "Their first-run control is still as decisive as when the case was first tried."

Wright said that even a large first-run independent cannot compete with an affiliate and gave as an example an independent's operation of the Paramount Theatre, Toledo, against a Balaban and Katz house. The independent, Wright said, was deprived of

20th Century-Fox films. Paramount attorney A. C. Bickford later took issue with Wright on this, holding the latter's presentation of the facts as not being too specific.

Judge Goddard asked about proper relief, "assuming that independents had fair opportunities to get pictures." Wright said that such opportunities so far have been too limited.

Justice Hand Questions Wright

Judge Hand wanted to know if a major company's "wealth" in itself was objectionable. Wright answered that a free market cannot exist where "the best pictures are tied to" the majors' theatres.

"Even if Paramount stood alone," Judge Hand pressed, "with all others being independent, would it still be violating the Sherman Act?" Wright came back with a positive "yes." Such control by one company would be "less decisive," he added, somewhat qualifying his first answer. But again he cited the "exclusory power" which the company allegedly could exert.

Weighing the argument, Judge Hand said that Paramount's maintaining a "dominating position" in violation of the anti-trust law is "possible, but theoretical—new."

Both Warner and Loew yesterday reported proposed dissolutions of partnerships, most of which details had been known before.

Warner and the government agreed on the split of six jointly-owned companies and this was put in the form of an order for the court to sign. Warner will divest itself of holdings in Harold Theatre Co., Mt. Olive Theatres, MacArthur Corp., and W. F. Theatre Co. In the case of Regent State Corp., Springfield, O., Warner will agree to selling ownership of two of the five houses with which the Regent firm operates.

The government has stipulated that Warner will be allowed to keep eight of the 11 theatres operated by Atlantic Theatres in New Jersey. Warner may acquire RKO's interest in the Allen Theatre, Cleveland.

Thus Warner is allowed to take over 11 theatres of the 25 which were operated in partnership. However, in entering the agreement, the govern-
How she fares depends on him...

WHAT the laboratory superintendent does is highly important to star...director...and movie-goer.

For his is the responsibility of providing release prints that meet the producer's specifications...and satisfy, at the same time, the requirements of the exhibitors.

Through his picture sense...his broad knowledge of photochemistry and the mechanics of processing, his precise control of printing density and contrast...he can bring out the best in every film, make the star's voice and presence more effective, help protect her popularity with her audience.

Critical work—this; but done all the more easily and efficiently by the laboratory superintendent and his staff, because of the quality and reliability they find in the famous family of Eastman motion picture films.
WHY DID HIS HAIR TURN GREEN?

In your ads, ASK YOUR PATRONS NOT TO REVEAL THE SECRET of the most amazing entertainment ever screened! . . . Not just the story of a boy, but the mighty drama of a strange happening and what it did to a townful of people!

A DORE SCHARY Presentation

THE BOY WITH GREEN HAIR

COLOR BY TECHNICOLOR

starring
PAT O'BRIEN • ROBERT RYAN • BARBARA HALE and DEAN STOCKWELL AS "THE BOY"

Produced by STEPHEN AMES • Directed by JOSEPH LOSEY
Screen Play by Ben Barzman and Alfred Lewis Levitt
Schenck Coming Here For Other Dissolutions

HOLLYWOOD, Dec. 22.—United Artists Theatres of California and National Theatres will dissolve their partnership operation of 60 Coast theatres within 90 days, it was disclosed here by Joseph M. Schenck, president of United.

National was given a full year to break up joint ownerships in its agreement with the government. All separation arrangements must be submitted to New York Federal Court for approval.

In splitting the Coast operation, National and United each will take back the theatres which they had owned or leased before they were merged.

Schenck has left here for Miami. After the holidays he will return to New York to effect split-ups of United's eight joint operations with Loew and Paramount.

Para. Plan Envisages 1,000-Theatre Total

Paramount attorney A. C. Bickford's statement in New York Federal Court last week, that the company would be left with 600 theatres after the partnership dissolution which it is "prepared" to effect was intended to mean 600 in addition to the approximate 400 which it already owns fully.

Thus, the company would have a total of 1,000 wholly-owned theatres, a home office attorney said yesterday.

The spokesman said he checked the court record following reports in various trade publications and found Bickford's remarks to be "ambiguous." He added, however, that Bickford was discussing the dissolution program and did not have the wholly-owned situations in mind at all.

Dutch Subsidizing To Conserve Dollars

WASHINGTON, Dec. 22.—The new Netherlands budget provides for financial support for the newly established Netherlands film industry, the U. S. Commerce Department revealed yesterday.

Film chief Nathan D. Golden said that Dutch officials have allocated the

U. A. in Study Of Production Finance Plans

Group To Meet Chaplin, Pickford Next Month

Meetings between a special committee of the United Artists board of directors and the company's owners, Mary Pickford and Charles Chaplin, to discuss proposals for providing financing to established independent producers may be held on the Coast next month.

Continuing bank restrictions on independent financing during the past 18 months have cost United numerous pictures and continuous attention is being paid to make its future product supply certain.

The problem was brought to a head recently by the Bank of America's new requirement for 100 per cent guarantees on independent producers' loans.

United has sufficient product for the next six months but the outlook thereafter is bleak. The company's management and directors believe that it is of the utmost importance that

(Continued on page 5)

14 Features from MGM in 5 Months

Boosting the number of releases to 14 for the five-month period starting Jan. 1, M-G-M has added "Command Decision" to its February schedule.

The production will feature three pictures for each of the four first months of the new year; the fifth month may well continue with two films. According to J. W. L. Miller, president of the Academy of Motion Picture Arts and Sciences, the film will be released in January, February, March, and April.

"Command Decision" is a story of a woman who becomes a general in the United States Army under C. W. M. van Dammel, the screenwriter, and directed by J. W. L. Miller.

(Continued on page 5)

To Split Nat'l, UA Circuit of 60 in 90 Days

Syracuse Operator Files Trust Action

Eight distributors and a Syracuse, N. Y., theatre company were named defendants in a suit filed here yesterday in U. S. District Court by the New York Times, Inc., Inc., to enjoin a trust agreement between the Syracuse, N. Y., theatre company.

The suit seeks to enjoin the trust agreement and to restrain defendants from entering into other arrangements which would result in the disadvantage of the Trusts.

Also being sought by the plaintiff is a clear title to the assets of the defendant

(Continued on page 5)
Personal Mention


NEVIN McCOW, former manager of the Boise and Ada theatres in Boise, Ida., has been transferred to Salt Lake City, which he managed prior to World War II. He has succeeded Robert E. WORKMAN, who has been shifted to the Boise post.

PAUL S. GOLDBERG, son of Harvey Goldberg, advertising-publicity-director, will be married on Sunday to ISABEL RUBENBERG, an Emanuel-El Synagogue in Philadelphia.

HARRY DITZ, M-G-M advertising-publicity vice-president, will appear as guest star on the "Textile Topics" radio show to be broadcast by twelve stations in the eight Southern stations next week.

AB WEISBERG of M-G-M's advertising department here has been awarded first prize for the best "Collage" at the recent exhibition of the Art Directors Club of New York.

WILLIAM MORTENSEN, managing director of the Bushnell Memorial Theatres, Hartford, has been given the "Good Citizen Award" for 1948 by the Hartford Jewish War Veterans.

MARK GOLDMAN, former Eagle-Lion branch manager in Cleveland, has been named Cleveland representative by NATE SCHULZ, Monogram franchise owner in that city.

L. W. McCINTOCK, who has been on sick leave, will resume his duties as branch manager of Paramount's Memphis office Jan. 3.

HARRY ELLIOTT, Paramount bookkeeper in New Haven, and MRS. FITTER have become parents of a son, RUSSELL E. FITTER.

SID SOMMERS has been promoted to city manager for Warner Theatres in Troy, N.Y., from manager of that city's Troy Theatre.

GLORIA SWANSON is recovering at Doctors' Hospital here after an emergency operation for appendicitis.

WILLIAM DITTEL, Hal Wallis director, arrived here yesterday from the Cunard line to France.

SAM OSGRY, Universal-International sales manager in Atlanta, is in Hollywood from that city.

ALEX SCHMIDT, Universal-International salesman, has been transferred to New Haven from Cleveland.

Vigor and Money in 'Enchantment' Push

National magazine advertising expenditures of $300,000, numerous publicity "breaks" and a wide variety of press and trade support are lending support to Samuel Goldwyn's latest, "Enchantment," which will open in New York and on other cities on Christmas Day.

Lynn Farnol's press clippings include a special "Picture of the Month," Redbook; page stills, Sunday Times Magazine; cover and inside feature, This Week; National; and other special clippings. Theatricals is suggesting more Academy Awards for Goldwyn; "Picture of the Month" in Motion Picture Herald.

Farnol, who is advertising-publicity director of Goldwyn Productions, claims the "most ambitious, word-of-mouth publicity campaign for any Goldwyn film with 44 screenings for special groups. A Lord & Taylor display store, which features a display of a necklace and rings, with a cash register in whose corner windows here will feature "Rooms of Enchantment."

Prohibit Imports of Product for Dollars

PARIS, Dec. 19 (By Airmail).—Word reaching here from Lisbon indicates that Portugal has not suspended all imports contrary to earlier reports, but, rather imports of films and other products calling for payment in dollars. American products are mostly affected.

Fleming, Associate of Drayton, Joins B-L

LONDON, Dec. 22.—Patrick Flem ing, known to Motion Picture Herald as a partner of Drayton, well-known City of London financier who has become chairman of the board of directors, has been named a B-L director. Drayton was named chairman following the recent resignation of Sir Alexander Korda's representatives on the board.

Gurian in AA-Mono. Post in Cincinnati

CINCINNATI, Dec. 22.—Milton H. Gurian, associated with the Allied Artists-Monogram branch office here for the past 10 years, has been appointed branch manager of the company which recently took over the company's Cincinnati franchise. West will make his headquarters here.

Toronto Variety Project

TORONTO, Dec. 22.—G. A. Drew, leader of the Progressive Conserva tive party, who will meet Canadian Government of what will be the Toronto Voc ational School for crippled children of this province, sparked by J. E. Fitz gibbon, president of Famous Players Canadian, and to be maintained by Toronto Variety Tent No. 28, of which Fitzgibbon is chief baron, through a donation of $13,500.

Rathvon's RKO Pact Settled for $66,000

N. Peter Rathvon, former presi dent of RKO, who will terminate officially all ties with the company on March 31, has settled his contract with RKO for $66,000, a company spokes man, indicated here yesterday.

Rathvon's contract with the RKO presidency, to which Ned E. Depinet has since been elected, shortly after Hor ward Hughes acquired the controlling stock in the company.

Loew's Boston Gross Down

BOSTON, Dec. 22.—A drop in gross to $185,008 for the week is reported in the Boston $2,060,008 in 1948, is reported by Loew's Boston Theatres. Increased operating costs, combined with a drop in attendance, saw the net down to $241,352, or $1.55 a share on 155,249 shares outstanding from $291,955, or $1.88 a share in 1947. About 79 per cent of the company's stock is owned by Loew's Inc.

Renamed to AMPP Units

HOLLYWOOD, Dec. 22.—Robert M. WARD, who has been chairman of the Association of Motion Picture Producers' international committee for the past 10 years, has been named chairman of the interna tional publicity committee for 1949.

Rob Toronto Manager

TORONTO, Dec. 22.—An armed hold up man robbed Martin Simpson, manager of 20th Century Theatres' new Downtown Theatre here of $1,800 in cash. The theatre's electric bell and a dis appeared into the crowded street.

Coast Production Index Rises to 35

HOLLYWOOD, Dec. 22. The production index rose to 35 from last week's 31. Nine films were released, with five two-reelers.

Shooting started on "Hounded," Columbia; "Danger Street" (Falcon), Fox; "Until the Walls Cry" and "Outlaw Marshal," Monogram; "Rimfire" (Lippert); Screen Gems; "Come to the Stable and Sleep," Universal-International.

Shooting finished on "Night in Hak awa," Republic; "Sarchi," Golden Gate (Equity - Vinson); Eagle-Lion; "Amazon Quest" (Agay), Film Classics; "Gun Law," Golden Hope; "Happy Times," Warner.

SGP Film Rated 'B' As Legion Reviews 18

Screen Guild's "Harpoon" has been given a "B" classification by the National Legion of Decency after a study of 18 pictures this week. Rated A-I were: "Adventures of Gallant Bess" and "An Old Fashioned Girl." "A" classification went to "De Du ty," M-G-M; "Courtin' Trouble" and "Incident," both Monogram; "The Flying Dutchman," RKO-Pathé; "Submarine," Screen Guild; "Whispering Smith," Paramount.

Considered "A" were: "Cover Up," United Artists; "Last of the Wild Horses" and "Thunder in the Pines," both Screen Gems; and "I'll Believe You" and "This Was a Woman" (Ex celes) and "Trouble Preferred," all 20th Century-Fox; "Macbeth," Republic; "A Walk Down Orange Street," Crime, Eagle-Lion; and "Words and Music," M-G-M.

Lockwood Backs Heritage

BOSTON, Dec. 22.—Arthur H. LOCKWOOD, president of Theatre Owners Of America, announced here today that the American Heritage Foundation is enlisting the aid of all theatres in Boston and vicinity to participate in the return to Boston, Jan. 3-7 of the "Freedom Train." Theatres are requested by Lockwood to show a one-minute trailer prior to the train's arrival.

AMPA Party Today

Another film star, Anne Jeffreys, has accepted an invitation to attend the annual Christmas party of the Associated Motion Picture Advertisers, which will start at noon today at the Brass Rail Restaurant here. Diana Barrymore and Robert Wilcox are among others who have indicated to AMPA president Max E. Youngstein that they will attend.

Van Upp Buys Story

HOLLYWOOD, Dec. 22.—For her first independent purchase, Miss Phyllis Van Upp has purchased "Polveranera," Gines De La Torre novel concerning international amity. Miss Van Upp is the daughter of "Lieutenant of Valen tino" for Edward Small.
The company that leads the industry on Motion Picture Herald’s list of Boxoffice Champions and on Variety’s Scoreboard of Hits also LEADS THE INDUSTRY WITH THESE 3 ON FILM DAILY’S 10 BEST POLL!

**THE BEST PICTURE!**

**Gentleman’s Agreement**

**Sitting Pretty**

**Call Northside 777**

...and your BEST current and coming attractions!

**The Snake Pit**

**When My Baby Smiles At Me**

**Road House**

**Yellow Sky**

**That Wonderful Urge**

**A Letter to Three Wives**

From the company of champions 20th Century-Fox
$380,000 Minimum For Video Station

WASHINGDON, Dec. 22.—National Association of Broadasters estimates the total minimum cost for building a Metropolitan television station, capable of handling network, film and local production, to be $380,000. This is the barest minimum, the NAB stressed, covering only the structures, transmitters and programming plants, with no offices.

The NAB declares that utilization of ultra-high frequencies is assured somewhere this year. Within the next two or three years, it is asserted, the ultra-high stations will have been established.

The NAB says it is a “sobering fact” that even though not a penny of profit has been reported yet by a single television station, investors have continued to pour hundreds of thousands of dollars into new stations.

Video Set Making Hits a New High

WASHINGTON, Dec. 22.—Television set production continues to set new records in November, the Radio Manufacturers Association reports. RMA members turned out 122,304 sets during the month, compared to the previous high of 95,716, in October.

Production in the first eleven months of this year totaled 705,653 sets and RMA now predicts that more than 1,000,000 receivers will have been produced this year.

FCC Rebuffs Pauley

WASHINGTON, Dec. 22.—Federal Communications Commission today gave Ed Pauley’s Southern California Television Co. another setback in his long and costly struggle for a license to operate in Los Angeles. The FCC turned down a request for permission to acquire the permit for television station K-LAC-TV in Los Angeles from Dorothy Thackrey. The FCC said that Pauley’s company had not made a sufficient attempt to require Warner to give separate prices for the television station and the motion picture studio and thereby buy in a package deal from Mrs. Thackrey. Today the Commission turned down a separate bid from Pauley for the Los Angeles video station.

DuMont Acquires Plant

Allen B. DuMont Laboratories plans to establish one of the country’s largest television studios in an old motion picture plant in East Paterson, N. J., at the former Wright Aeronautical plant which DuMont has been using as a War Assets Administration. Together with its recently acquired plant in Clifton, N. J., the company plans to employ about 1,000 persons and the two plants will be fully occupied.

Video AppearsinMemphis

MEMPHIS, Dec. 22.—Television made its debut in Memphis with a six hour schedule of five hours Sunday night over station WMCT. A survey of all first runs and a spot clock of neighborhood theatres showed no loss of business as a result.

Reviews

“Command Decision” (Metro-Goldwyn-Mayer)

Hollywood, Dec. 22.—An attraction loaded with names like Clark Gable, Walter Pidgeon, Van Johnson and Brian Donlevy and supporting players like Charles Bickford, John Hodiak and Edward Arnold is enough to give any exhibitor pause. Gone is the success story of the Nazis in the Far East, but the combined assets ought to have been enough to send “Command Decision” over the finish line with a smash and a road. They ought to, but do not.

It is not that “Command Decision” is not good, for it is. Rather does it fail to make the impression that Bickford has turned back in his Air Corps brigadier who defies the upper echelons by waging a private war of his own is drawn in clear enough equations. His idea is to destroy three enemy planes, for the Nazis cannot afford that it will delay production until the Allied powers can counter the threat.

Cris-crossing the path of this objective is high brass, represented principally by Walter Pidgeon who oscillates with expert uncertainty between Bickford’s strategy and Allied top ticks with their larger problems of integrating land, naval and air power into one coordinated fighting machine. But it gets so involved with what personal bids for credit and ribbons and the blustering of the. clips, that the impression is gained that it will delay production until the Allied powers can counter the threat.

The heroic exploits of Gable’s intrepid command, moreover are talked about as though they are taking place over a screen and the audience is sufficiently conditioned to see action and not have it described for them, may find this a new and unsatisfactory experience. The picture seems to prove this. There is an exciting and tense sequence of a Brahma bull. There also are some helpful comedy and romantic angles.

The story has Tufts arriving in the Pecos country and immediately being thwarted by the townsfolk, especially the Keegan brothers, a sort of Marx Brothers trio who set out to foil him at every turn. Eventually wins the girl (Barbara Britton) from one of the others, captures the bull, which is the main target of the film, and gains the respect of the community. Tufts then plays the self-conscious side, and he is seemingly out-of-place in the proceedings. Support is adequate. The film was produced by Harry Joe Brown and was directed by Charles Lamont. The screenplay, by Eli Colter, was based on a Saturday Evening Post story.

Running time, 113 minutes, which is too many. General audience classification. For mid-February release.

“The Untamed Breed” (Columbia)

SONNY TUTFS is the fighter for justice in this standard Western which is enhanced by Cinecolor. The story in structure varies little from others in the category, but it is heightened frequently by good fight scenes as well as a sequence involving slaughter of a Brahma bull. There also are some helpful comedy and romantic angles.

The story has Tufts arriving in the Pecos country and immediately being thwarted by the townsfolk, especially the Keegan brothers, a sort of Marx Brothers trio who set out to foil him at every turn. Eventually wins the girl (Barbara Britton) from one of the others, captures the bull, which is the main target of the film, and gains the respect of the community. Tufts then plays the self-conscious side, and he is seemingly out-of-place in the proceedings. Support is adequate. The film was produced by Harry Joe Brown and was directed by Charles Lamont. The screenplay, by Eli Colter, was based on a Saturday Evening Post story.

Running time, 74 minutes. General audience classification.

27 Millions Viewed Agriculture Films

WASHINGTON, Dec. 22.—More than 27,000,000 persons saw U. S. Department of Agriculture films during the 12 months ending June 30, 1948, according to a report made by the Department.

Motion picture service chief Chester A. Lindestrom said that at the close of the year, there were 14,347 prints of 162 different subjects in circulation.

Short Subjects

“Watches of the Mail” (March of Time—20th Century-Fox)

The latest issue of March of Time tells the story behind the largest retail business in the world, the United States Post Office. This interesting look at all of the ramifications of this sprawling enterprise, the subject becomes an exciting and absorbing show. The film shows in detail the sleuthing of a Sles of the Postal Inspectors. These strange things of the mail” are experts in tracking down those who use the mails unlawfully. A highlight of the subject shows the inspectors at work behind the scenes, getting a net around one such criminal.

The subject is a lively and exciting one and should enhance any program. Running time, 18 minutes.

“Girls In White” (RKO Radio—This Is America)

The story of one of the most hardworking and most needed professions—nursing—is told with maximum appeal in this attractive and effective subject on a typical American girl, Betty Burns, from the time she begins her hospital training, through the abrupt end of her career as a young woman when she gives up her ambition to become a full-fledged nurse. The camera wends its way into operating rooms and nurses’ halls in the hospitals of New York, Los Angeles, and California.

The film makes a moving appeal to the public to support the hospitals and nursing services, and illustrates with the career of Betty Burns how this is being accomplished.

Running time, 15 minutes.

Phil Isleky Circuit Has Expansion Plans

DALLAS, Dec. 22.—Phil Isleky Theatres will open two new 1,600-seat houses in North Houston and Pasadena, a section of Houston, on May 1. The circuit operates four in Dallas, is interested in the Meralta, Culver City, Los Angeles, and Hollywood, Calif., and currently is planning in an anti-trust action on behalf of Pickwood, Los Angeles, which alleges it is unable to obtain product.

Isleky is president of Allied of Texas.

New Salt Lake First-Run

SALT LAKE CITY, Dec. 22.—Another downtown theatre will go first-run with the announcement that the Rialto will begin showing first-run pictures next week, the opening of “Every Girl Should Be Married” on Dec. 28. This is the second downtown house in six weeks to announce a first-run policy, the other being the Olympic. Last month the Lyric switched from reissues and third and fourth-run pictures to first runs.

ABC-Dunn-color Deal

American Broadcasting has acquired the exclusive television license to the "Beverly Hillbillies," a television series developed by Dunn-color Corp., of Hollywood for use in producing television films and commercials.

Donald Brian, 73

Donald Brian, 73, stage and screen player, and a past-president of the Catholic Actors Guild, died yesterday of a heart ailment at his home in Great Neck, Long Island.
Music Rates Rise In Canada Jan. 1

Toronto, Dec. 22. — Following negotiations over many months between an exhibitors' committee and the Canadian Motion Picture Producers' Association of Canada, the advanced performing rights tariff will go into effect on Jan. 1 for all theatres in the Dominion for three years. The agreement is subject to the approval of the copyright appeal board at Ottawa, but this is considered to be a formality.

Based on seating capacity, the highest rate will be 29 cents per annum for theatres having 1,000 seats or more, the lowest fee of 10 cents per seat being applicable to theatres having a capacity of 999 or under. The seating capacity of drive-in theatres has been fixed as three times the maximum number of automobiles entering the park on any evening.

10 Variety Clubs Elect New Officers

Memphis and Omaha are among the 10 Variety Tents which have completed elections of new officers for 1948.

In Memphis Ed Williamson, branch manager for Warner, was elected first assistant; Howard Alford, manager for RKO, was elected first assistant; and Herman Christiansen, a counselor, was named board members were: Williamson, G. B. Chase, G. H. Bluestein, Earl Hartog, Shea, Christiansen, Fordye Keiser, R. V. Egan and Tom Baker.

The list of officers for the Omaha tent includes: M. A. Lightman and Herb Kohn. Meyer Stern will take over Jan. 1 as chief of the Omaha Variety Club, succeeding Frank Van Hans. Other officers are: M. G. Rogers, first assistant, chief banker; and Herman Christiansen, second assistant; Isadore Sokoloff, fourth assistant; Edward Shalton, property master; and Robert Renslow, general secretary. The group also has a new membership committee.

Hadassah to Entertain

M-G-M executive Max Wolff and Radio City Music Hall stage producer Russell Markert, co-chairmen of the Madison Square Garden entertainers' group which Hadassah, women's Zionist organization, will sponsor on Jan. 3, announce that many of the performers have accepted invitations to appear in the show, among them Walter Abel, Eddie Albert, Margo, Bill Robinson and Bert Lytell.

RECEPTIONIST—Western Style and Cute!

We are trying to plan a young lady for this position. Must be attractive, unpretentious, capable of handling all the trivialities of the job. Must have a good sense of humor and humor must come from within. Must be able to put up with all the curious and oddities of the job. Must have a background of some sort in journalism or any related field. Must be capable of maintaining an atmosphere of calm in a hectic and noisy environment.
YOU-GOTTA-STAY-HAPPY DAYS AHEAD with these pictures...

You Gotta Stay Happy • Criss Cross • The Fighting O'Flynn
Family Honeymoon • The Life of Riley • Red Canyon (Technicolor)
... and more to come!
N. Y. Case Is Still ‘in the Air’: Myers

End of Partnerships Is Not Enough, He Warns

WASHINGTON, Dec. 23 — The New York Federal Court orders dissolving jointly-held theatres of 20th Century-Fox and Warner Brothers, and the announced agreement on Loew's, are characterized as “too far, so good,” by Allied States Association general counsel Abram F. Myers. But, he warned that in his opinion, the most important aspects of the case are still in the air.”

Myers said that the orders were “steps in the right direction, but that the crucial issues are still ahead.” He claimed there never was any doubt on jointly-held theatres, since the U. S. Supreme Court had spoken clearly on this issue, but the big question is how the New York court will interpret the Supreme Court decision on divorce and divestiture.

“There is some talk” of Paramount

Problem of Costs Persists: Balaban

Paramount is still confronted with the problem of trimming production costs to the level where a "wholesome relation" with distribution revenues is established, president Barney Balaban informs stockholders in a message sent yesterday accompanying the fourth-quarter dividend payment of 50 cents per share.

“We are exerting every effort to create conditions which will form a foundation for continuously successful

Trust Suit Brings Breaks on Product

Hollywood, Dec. 23 — Phil Ivey's Picwood Theatre, plaintiff in a $1,500,000 conspiracy to discriminate suit pending against the major and Fox West Coast, will open on Christmas Day with M-G-M's "Three Musketeers," furnished to the house on a seven-day break in accomplishment

FOR THE RECORD

The Top-Grossing Pictures

Motion Picture Daily hereewith lists alphabetically the top-grossing pictures in the 1947-48 season (September to September):

BACHELOR AND THE BOBBY SOXER (RKO Radio)
CASS TIMBERLANE (Metro-Goldwyn-Mayer)
GREEN DOLPHIN STREET (Metro-Goldwyn-Mayer)
LIFE WITH FATHER (Warner Brothers)
MOTHER WORE TIGHTS (20th Century-Fox)
ROAD TO RIO (Paramount Pictures)
UNCONQUERED (Paramount Pictures)

Reviews

"Adventures

of Don Juan"

[Warner Brothers]
One for the Money

[SR0]
Decidedly Worthwhile

DUTy did not spare the horses, the rajahs or the budget on this one. "Adventures of Don Juan" is as opulently lavish and as large-scale a show as Hollywood knows how to put together in fat or lean times. Moreover, it is fast-moving, exciting, amusing, and it deportes Errol Flynn in his 32nd starring role, which also is his perhaps best.

Don Juan, that gay and over-publicized Spanish blade whose name was enough to make feminine hearts forego their maidenly modesty, must have been quite a man. He is sufficient enough a guy in this version to break up marriages of state, knock off swordsmen in droves, engineer prison breaks with the aid of dramatic license and set a queen's pulse racing. He is enough of a one-man task force to save 17th Century Spain from the clutches of a medieval dictator who almost incites a war of attrition.

(Continued on page 4)

"Portrait

of Jennie"

[Hollywood, Dec. 23]

DECISORATORY audiences have an experience awaiting them in "Portrait of Jennie," for here is an unusual motion picture, sensitively modulated in performance, delicately balanced in direction and vastly removed from the routine in subject matter. These decided assets from a dramatic point of view, may prove otherwise in determining its commercial fate, however. "Jennie" is the kind of film not hitherto successful in the normal channels of distribution. It is the type of film which has great appeal for audiences of the "art" theatre where the perfunctory and the hidebound neither are expected nor condoned.

Experienced showmen will understand the score more quickly when they are told that this is a fantasy dealing with love, truth and faith. Based on a novel by Robert Nathan.

(Continued on page 4)

SROandKorda
In Reciprocal Exchange Deal

Each to Distribute, Keep
Rentals of Other's Film

A unique deal by which Selznick Releasing Organization and Sir Alexander Korda apparently propose to overcome British-American marketing and monetary complications confronting them has been entered into by the two, based on an exchange of at least two pictures each.

Korda will take the Selznick pictures on the trial calendar of their distribution in Britain, and Selznick takes two Korda pictures for distribution here. The dollars arising from it probably end up in the British treasury.

Indications are that Selznick's "The Parade Case" and Korda's "The Third Man" will be the first to be exchanged under the agreement. British Lion, distribution company with which Korda is associated, already has announced release of "Paradine" in London. "Third Man" will premiere in Britain Jan. 15.

Benny Sun Program

Lists Daily's Awards

Jack Benny will introduce his Sunday night show, Dec. 26, with a comedy byplay built around his selection by newspaper and magazine radio editors and critics as radio's Champion of Champions for 1948 top honor in Motion Picture Daily's 13th annual radio poll for Fairest. Benny also was voted radio's No. 1 comedian in the poll, complete results of which were published Dec. 15.

Poll awards already have been

Scophony Trial Off; Consent Action Due

Federal Judge John C. Knox yesterday granted in U. S. District Court here a Department of Justice motion to take the Scophony anti-trust case out of court.

The ruling is regarded as indicating that a consent decree will probably be

The government's strategy in mak-
Personal Mention

GEORGE BURROWS, Allied-Artists-Monogram executive vice-president and treasurer, is here from Hollywood.

VINCENT E. PALMERI, former Connecticut exhibitor and now Universal-Inc., is in Mexico on business. He is also expected to spend the holidays in his home town of Bridgeport from his headquarters in Mexico City.

HOWARD R. PADOWITZ, formerly with Loew's, is now？ in the Hartford and New Haven theatres, has joined the staff of Gordon Entertainment Bureau's Hartford booking office.

BOB KAUFMAN, 20th Century-Fox exploiter in Connecticut, has been named an associate member of the International Association of Police Chiefs.

FORREST JUDO, Allied Artists-Monogram story editor, who has been granted a leave of absence from his post, is en route to India from the Coast.

WALT DISNEY will receive the "distinguished service award" from Purdue University at a dinner on Jan. 15. He will be the first American to receive the award.

SOL A. SCHWARTZ, RKO Theatres vice-president and general manager, and MRS. SCHWARTZ will leave here on Monday for Los Angeles.

DAVID FARRAR, British film star, is among the passengers who will sail from New York for England on the SS Queen Mary.

SELMAN COHEN of Loew's Poli in New Haven has been promoted to Sidney Grimple of that city.

TOM McANDREW has resigned as Republic salesman in New Haven.

House Group Attacks 'A's AGVA Control

WASHINGTON, Dec. 23.—A House labor sub-committee has attacked control by the Associated Actors and Artists of America ('Four A's') of the American Guild of Variety Artists, claiming that AGVA had "beyond question" violated the Taft-Hartley Law.

The sub-committee last fall investigated a complaint, but again appointed an unofficial Philadelphia AGVA local. It now reports that AGVA and the Employers' Management Association violated the law by imposing a closed shop on agents licensed by AGVA.

The report declared that the "Four A's" were using as a cloak or cover mechanism of national AGVA "in an illegal manner" in 1942, returned autonomy to the organization in question, and the sub-committee in 1947 to run AGVA in a manner that was "arbitrary and without proper legal formalities."

AMP A Heralds Yule With Holiday Party

Associated Motion Picture Advertisers yesterday heralded the approach of Christmas with a yeulide lunch-party at the Brass Rail here. Some 200 members and guests attended.

AMP A president MAX E. Youngstein, who shared the mics with film actress Anne Jeffreys and comedian Benny Rubin, reported that the company had made progress in its financial and membership goals. He urged that a new membership drive be started now. Also seated at the table were AMP A officers Harry McWilliams and Evelyn Koleman.

Walsh Is Named to Political League

Richard F. Walsh, IATSE president, has been named to a five-man executive committee which will advise changes in the by-laws of Labor's League for Political Education. Also named to the group were: William G. Sturm, AFL president; George Meany, AFL secretary-treasurer; Harry C. Bates, president of the Bricklayers' Union, and W. C. Birthright, president of the Barbers' Union.

Proposed changes in the by-laws will permit the League to accept 20 per cent contributions from AFL members to finance a 14-month political education drive.

Teleconcert Formed

Teleconcert, Inc., has been formed here by Henri Leiser, film producer, with Leopold Stokowski to produce and distribute musical films for television, regular motion picture theatre presentation and in 16mm. for the home. Leiser, known in international cinema circles, and in theatrical production, is executive vice-president of Teleconcert.

Navy Ends Capsule Film Competition

WASHINGTON, Dec. 23.—Any exhibitors having special equipment in the Navy or Army theatres were invited today to forward them to A. Julian Brylaway, headed the local Theatre Owners Association.

Brylaway promised to take them up to the proper military officials and get as speedy action as Washington exhibitors got after a local complaint. "They must be specific, not just general grumbles," Brylaway said.

He met here yesterday with top Navy and Army Public Relations officers who promised to set things right in the Washington naval zone. Local group owner Sydney Lush has been protesting strongly over competition from the Bethesda Naval Hospital Theatre, and Brylaway said Navy officials have called in all top commanders in the Washington zone and briefed them on the civilian administration. They then put the sent out inspectors at periodic intervals to check on how the policy is being carried out. "Everyone understands now to get these things straightened out," Brylaway said.

Johnston Turns Down Debate with Arnnl

WASHINGTON, Dec. 23.—Eric Johnston, Motion Picture Association of America president, has served notice that he will not engage in any public debate with Ellis Arnnl, new president of the Screen Actors-Motion Picture Producers, in the conditions in the industry. In a letter to Mr. Arnnl, he said that he was "small to stop "throwing bricklets" at the industry and work for "a bigger box-office," it was disclosed here today by Joyce O'Hara, Johnston's executive assistant.

The MPAA head made his position known on the demand for a debate to America's Town Meeting of the Air. Arnnl had challenged Johnston to appear in the program, which Johnston, as he assumed the SIMPP presidency, and subsequently requested time for a debate on the "Town Meeting" program.

Arnnl Plans to Discuss Radio Investigation Further

NEWARK, Ga., Dec. 23.—Ellis Arnnl, president of the Society of Independent Motion Picture Producers, said here today he will go to New York after the holidays to discuss further an invitation to debate the condition of the film industry on the Town Meeting of the Air. He was apprised of Eric Johnston's rejection of an invitation to appear on the program in the near future by Elizabeth Colough, program director of "Town Meeting."

New Line of Ads, Etc.

Masterpiece Productions, headed by Jules Well, will handle resale distribution of "Stagecoach" and "The Virginian" Home," with a new line of advertisements, posters and accessories for both.

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Reviews

"Bad Men of Tombstone"  
(Allied Artists)

S KILL and realism keynote this King Brothers' production which offers a grim account of the lives and deaths of 'five bad men of the Old West. It belongs in the top bracket of gun-shootin' entertainment.

Singularly, this is due in large part to the King Brothers having given their principal characters brains as well as brawn, intelligence as well as fire power. Based on the book by Howard Courtois, with the result that the relation of cause to effect is utterly clear throughout. The story, which is rounded out with a neat use of irony, consequently picks more power than a mere count of the innumerable bullets fired and killings accomplished would suggest. Picture, admirably enacted by Barry Sullivan, Broderick Crawford, Fortunio Bonanova — innum Williams, Marjorie Reynolds and a large supporting cast.

Announce Nominations Feb. 14

HOLLYWOOD, Dec. 23 — The Academy of Motion Picture Arts and Sciences reports that nominations for the annual awards will be made known on Feb. 14, on the basis of ballots distributed to the membership on Jan. 12, returnable on Jan. 29. Final ballot, totaling 11,254, will take place on March 1-15, and awards presentations are to be made on March 24 at the Warner studio lot.

Beat 'Champion' Budget

Screen Plays has completed "Champion," for United Artists release, at a cost of $95,200 on a 21-day shooting schedule. Original budget of $75,000 and 36 shooting days, it is disclosed here by Myr F. Beck, representing Screen Plays.

Average U.S. Owner Profits 6% a Year

The average U.S. exhibitor makes only a six per cent profit on the pictures he shows over the year, according to an article in Parade Magazine dealing with the business "headaches" and satisfactions of Benton, N. Y., exhibitor Edward Lachman who is described as a "typical small-town exhibitor." Lachman is also president of the Allied Theatre Owners of New Jersey.

Balaban on Costs (Continued from page 1)

operations in that field," he adds. Theatre income is "relatively good and the company's television activities are progressing satisfactorily," Balaban said.

Although the letter to stockholders was written recently, it is dated Feb. 18, prior to the resumption of hearings in the anti-trust case at which Paramount declared it "was prepared to settle the ownership operations involving over 500 theaters.

Commenting on the case, Balaban intimates the possibility of a settlement with the government. He said: "We have been having extensive study to the problems presented by this litigation and, as part of this, we have had discussions with the Department of Justice. We have arrived at no final conclusions. When we do, we will advise you of them as promptly as possible."

Scopophony Case (Continued from page 1)

ing the motion was to isolate Scopophony by later entering consent judgments with General Precision Equipment and Television Productions, the other major defendants, to have Scopophony, Ltd., held in default, and then, if no consent decree is forth, to bring suit against the 500 member companies in the Scopophony Industry, to move for summary judgment on the pleadings, without trial. By this means, he hoped to get the motion, without wanting to be left to fight the case along and also desiring some trial proceedings.

Breaks on Product (Continued from page 1)

with an M-G-M open offer to permit the Pickwood to bid against the Fox Wilshire. The M-G-M offer was accompanied by a request for dismissal from the suit, but this has been refused.

Federal Judge Campbell Beaumont said he will rule on Jan. 7 or before on Isley's petition for a temporary injunction to restrain distributors from denying the Pickwood first-run films. UA has also made a seven-day break offer.

Case 'In the Air' (Continued from page 1)

retaining some theaters, the Allied official said, but if the circuit of retained theaters were owned by the film company, "the whole case is defeated," it is owned by a separate company, with different officers, something like the RKO deal, that may or may not be good, depending on the safeguards."

CBS Will Use Films As Video Background

CBS-TV will adapt a long-established Hollywood technique tonight with the telecast of a 90-minute studio show which has motion picture scenes as background.

Rear projection of scenes of Central, Pennsylvania, is utilized on a specially designed 14-by-17-foot screen while in the foreground Anne Jeffreys, seated in a prop ham-mom, will sing two numbers.

This marks the first time video will use motion pictures as a back-drop, according to Miss Jeffreys, who has developed by John DeMott, CBS-TV production manager. The program tonight will utilize a feature called "The Lady," produced by Arthur Schwartz and sponsored by Chevrolet dealers.

Goldwyn Sees Video Benefiting Industry

Television will prove a benefit to the motion picture industry, in the opinion of Samuel Goldwyn. He made this assertion yesterday on a trans- mission over station WNBC here.

"I welcome television as a great communication medium," he said, "and the technique of story telling." Goldwyn said. "It may cause people to stay away from bad motion picture shows, he declared, "but they will go to the good ones."

Benny Sun. Program (Continued from page 1)

acknowledged on the air by Dinah Shore, voted Best Female Popular Vocalist, "Benny Sun" morning program, voted Best Mystery Show.

Groucho Marx, whose program "You Bet Your Life," was voted Best Quiz Show by the critics, will pay his respects to their discerning taste at 9:30 P.M. next Wednesday night. Bing Crosby, only performer to be voted three first places in this poll, won the award for "acknowledgements of the various honors in their new shows, now being made for broadcasts around Feb. 14." Similar acknowledgments are in work by other first-place winners in the 1948 poll. Presentation of the awards will be telecast on Jan. 21 broadcast.

Benny's Sunday night program is his latest. The show, voted Best Dramatic Program on Jan. 2. His poll honors were voted on the basis of his performance on NBC during the past year and, hence, his recognition of the awards is being made on that network.

$274,983 for Video Fund

CHICAGO, Dec. 23 — Net assets of Television Fund, Inc., on Oct. 31, after two months of operation, were $1,474,983, or $912 a share. Chester D. Trigg, president, disclosed in his first annual report to stockholders. The company's portfolio had a market value of $169,625, representing common stocks of 24 different companies in television. Television Fund invests in the television industry.

Shane Sets Next Film

Producer-director-writer Maxwell Shane has set June 13 as the starting date for filming of "The Salem Frigates," following conferences here with his partner, David O. Selznick, with whom he is associated in Geffen-Shane Productions which will make the picture for U-I release.
against Elizabeth of England, but who dies a fitting, if spectacular death, at the receiving end of Don Juan’s doughty dagger.

Just as is the case with most of his films this time has Viveca Lindfors, the Spanish queen, in a romantic dithers, but a queen’s a queen despite all. That the fabulous swordsman-lover forges his native land, emotionally crushed, but only long enough for the survival of gar. Barcelonambous. With the greatest of ease, Flynn stages a mighty recovery and is off to the romantic races all over again as the picture closes.

He is very good in the title role, particularly when he essays the vaunted love scenes. Flynn is just good enough, and quite vigorous about it, too. Romney Brent is amusing as the weak-kneed Spanish king and Alan Hale gives his accustomed effective assist, but the best-rounded and most entertaining character is John Dierkes as Robert Douglas as the evil-plotting nobleman seeking to wrest royal power.

The sweep, jampacked and production investiture evidenced throughout the aforementioned qualities, are, and, but, the first-rate cast, and, and, and, the magnificent backdrop for flaming tassellings, tinging sword-play and Flynn’s Fairbanks-type gymnastics.

There is never any doubt about the way it is going. The hero is a hero, the villain noticeably black and diatary, the women beautiful. The idea behind this show is to entertain, not to edify, and it is noteworthy that the purpose is met in exceedingly generous proportions.

Vincent Sherman directed with a fine eye toward the box-office for show- wise producer Jerry Wald, from a script by George Oppenheimer and Harry Kurnitz, who worked from a story by Herbert Dalsma.


“Portrait of Jennie” (Continued from page 1)

“Jennie” is about Jennifer Jones, a girl whom the established facts, such as they are, prove to have been long dead.

Jennie, the result of a marriage blindly to himself, sees her one day in Central Park. She appears, disappears and reappears on no fixed schedule, every other and finally of sufficient age to make the romance with Cotten less disporportionate. It takes time for him to overcome the emotions for which he has been groping so that he paints the portrait of Jennie which establishes his renown. In his mind, and, of course, on the screen, he and the girl re-live many nostalgic and haunting episodes. Finally, he loses her in a re-occurrence of the violent storm that tidal wave was. The idea behind this show is to entertain, not to edify, and it is noteworthy that the purpose is met in exceedingly generous proportions.

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William Dieterle’s direction of gossamer material is superior. Technical arrangements are made necessary to establish the point and, finally, excitement in the impression storm sequence which was accelerated at the preview by employing a large screen and special speakers are noteworthy.

Paul Osborn and Peter Bernet wrote the screenplay and David Hempstead served as associate producer for David O. Selznick. The music score, written and conducted by Dimitri Tiomkin, from the works of Claude Debussy, is tenderly infectious and significant to the whole.

Running time, 94 minutes. General audience classification. Release date, not set.

K.

“Monseigneur Vincent” (Lopert Films)

“MONSIEUR VINCENT,” the story of a humble 17th century French priest who devoted his life to help the poor and the sick, is a film of high calibre and artistic merit. Produced by E.D.I.C. and directed with care by Maurice Cloche, it is a tribute to the kind and compassionate priest whose life was that of Vincent de Paul. Pierre Fresnay gives a magnificent performance as St. Vincent de Paul, a portrayal which undoubtedly had much to do with the film’s winning the Grand Prix du Cinema Français, France’s highest film honor. He gives the figure of the priest dignity, a fine sense of humor and the moral strength which underlines the story with stark realism, especially in the scenes where the squallor of hospitals is shown. This is a natural not only for the art theophiles but for the artist who knows the message is all-embracing and by no means seen better than is it acceptable and recommended for most houses. Jean Anouilh, who wrote the script, did an outstanding job, keeping it simple and yet intense and moving. Films like this should go a long way in furthering the acceptability of French product on the American market.

Running time, 112 minutes. General audience classification.

Student Attendance
At Theatres Is High

More than 67 per cent of junior and senior high school students attend film theatres at least once every two weeks, according to the Institute of Student Opinion. Approximately 10 per cent attend film theatres once a week and 19 per cent of the students have never attended film theatres. The 79,755 students were conducted by the 1,600 high school newspaper members of the Institute.

The students were divided as to the most important factor influencing their choice of films, 19.10 showed they “just went” for no particular reason. This group was closely followed by those who said they went because they read about the picture in a magazine or newspaper. 16.46 percent of those who heard their school friends talk about a picture (16.33 per cent).

New Odeon Unit in
Public Bond Issue

TORONTO, Dec. 23.—For the first time, Canadian Odeon interests are making a public offering of bonds in the $2,500,000 first mortgage debentures bearing four and one-half per cent interest, it was announced yesterday.

The company known as Odeon, Ltd., which operates 10 new theatres in Toronto and area began the process of completing an office building here. Odeon, Ltd., is a subsidiary of Odeon Theatres of Canada.

2 More Odeon Houses Open

TORONTO, Dec. 23.—Two more Odeon theatres have been opened in Ontario for Christmas, one in Bram- ford, the other at St. Thomas, thus completing the year’s construction program of the circuit. Several additional houses are being readied for opening within the next two months, including the Humber here.

“I-P-C Drops Dividend
‘Bonus’ for Building

TORONTO, Dec. 23.—Famous Players Canadian will not declare an extra dividend for 1948 because of the company’s construction program. J. J. Fitzgibbon, president, has declared in a statement that the company opened 15 new houses this year and is proceeding with the remodeling of 12 existing houses along with replacement of considerable equipment. Last year a 50-cent bonus was distributed among the shareholders in addition to the $1 dividend.

Juvenile Library in
Canada Next Month

TORONTO, Dec. 22.—The Children’s Film Library will start in Canada next month with prints of 18 approved features made available for nominal rental to educational distributers across the Dominion with the exception of Quebec.

The library is a Centennial project of the department of the Motion Picture Association of America.

Variety Tents in 8 Cities
Elect Chief

Officers elected by eight more Variety tents—in Cleveland, Toronto, Denver, Chicago, New Haven, Detroit, Boston and Philadelphia—have been announced.

E. J. Schneiter has been chosen chairman of the Variety Club, Tent No. 6, Cleveland to succeed Milton A. Mooney. Other officers are: first assistant, Jimmy Hild; second assistant, Jerry Wechsler; secretary, E. J. Stutz; treasurer, Lou Ratner.

E. J. Schneiter is the member of the Toronto Variety Club chosen; J. J. Fitzgibbons, Morris Stein, Jack Chisholm, Ben Friedman, Hyoe Bos- ton, Harry Stutz, Norm Bird, and Leander are the other members.

In New Haven, Lou Brown has been elected chief baker of Variety Tent No. 9. Other officers are: C. W. Wilkins, first assistant; Ben Cowell, second assistant; Arthur Rob- ert, treasurer. Members of the board of directors include: Virgil Jackson, Leo Yassenoff, William Pullin, Jr., Leo F. Mooney, and Ernie Mooney.

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At the annual election of Chicago Variety Tent No. 4, the following were elected: Henry Elmhirst, chief baker; Irving Mandel, first assistant; Nat Nathanson, second assistant; James Breen, third assistant; Van A. Nomikos, sergeant-at-arms; Walter Immernan, national canvassman.


Tent No. 13, Variety Club of Phil adelphia, will have as chief baker Mike Felt and newly-elected chief baker Edward Emanuel, at a dinner to be held on Jan. 10 at the Bellevue-Stratford Hotel in that city.

$15,900 to D. C. Charities

WASHINGTON, Dec. 23.—Checks totaling $15,900 were presented to five organizations here today by Variety Tent No. 11. Largest check was for $10,400, given to the Children’s Hospital Trust Fund to cover the final payment of a $3,100 pledge made by Variety to the hospital’s building fund. During the past year, the local tent earmarked a total of $55,000 for various charities.

“Adventures of Don Juan” (Continued from page 1)
U-I to Make 28 Next Year
Blumberg Says

Increase of Four; No Low-Budgeters on List

Hollywood, Dec. 26.—Universal-International will release at least 28 top-budget features during 1949, an increase of four over previous plans. Nate Blumberg, president, announced earlier this day. U-I is limiting its production to top features only, Blumberg said; the company is not planning to produce any low-budget pictures during 1949.

Since his arrival from New York a week ago, Blumberg has gone over the schedule with U-I production heads Leo Spitz and William Goetz and has

Rule Elections
At 10 Studios

WASHINGTON, Dec. 26.—The National Labor Relations Board has ordered two separate elections among two groups of 10 studio workers in another attempt to bring some order into the Hollywood labor picture. A three-man board directed the Los Angeles regional director to hold elections within 30 days to determine (1) whether all machinists employed at California studios want to be represented by the Screen Machinists Union and (2) whether the International Longshore and Warehouse Union can be recognized as the bargaining unit for stevedores employed at California ports.

Bergman and Crosby
Top Rural ‘Fan’ Poll

Ingrid Bergman and Bing Crosby for the third successive year were voted the favorite stars of rural theatre-goers in the sixth annual Rural Motion Picture Poll conducted by Country Gentleman. June Allyson placed second among the female stars with a slight lead over Irene Dunne.

Report Agreement
To Settle Second
Jackson Park Suit

CHICAGO, Dec. 26.—Settlement of $250,000 has been agreed upon, although not finalized, between Thomas Meech, representing the Jackson Park Theatre, and all defendants, involving full payment of the Jackson Park’s supplemental damage suit which has been pending since 1942. It was learned here from an authoritative source. The reported settlement also includes the $100,000 appeal bond that has been posted in the U. S. District Court here.

See March Meet on
RKO Divorce

Huge amount of paper work necessary to prepare the divorce of RKO production-distribution from theatre operations simply as a proposal to be placed before the company’s stockholders for their approval remains to be done, company officials said here.

Present indications are that in consequence, the proposal will not be ready for a meeting of RKO stockholders for another two months or more, with the earliest possibility being early March.

Under the agreement entered into by RKO with the government, the company has a year from last Nov. 15 in which to effect the divorce.

Hoffman Sees Films
A Recovery Aid

WASHINGTON, Dec. 26.—Economic Cooperation Administration head Paul G. Hoffman said yesterday that he regards distribution of American films and other informational media in the free nations of Western Europe as an important step in furthering the overall European recovery program.

Hoffman made the statement in announcing an international media guarantee to the New York Herald Tribune. This was the second international media guarantee made by ECA—the first was to MPEA of Germany.

Organizing Drive
Set for Salesmen

The Colosseum of Motion Picture Salesmen of America, which has a membership of approximately 1,000 U. S. film salesmen and minor contracts with distributors, is “on the march” in terms of organizing activity, it was revealed here by David Bernor, Colosseum attorney and the independent union’s organizing work. Bernor recently visited New York from Milwaukee, his base of operations.

Now holding wages-and-hours contacts, which also provide for on-the-road and automobile expenses, with Columbia, Eagle-Lion, Loew’s, Monogram, Paramount, RKO Radio, Republic, 20th-Fox, United Artists, 21st, 30th, 34th, and Warners, the union is preparing to conclude next similar pacts with Film Classics, Monogram franchise holders and other state-right franchisers, Bernor said.

B. of T., Hoping 45% Quota
Will Work, Silent on 60%

LONDON, Dec. 26.—Board of Trade officials here, far from echoing suggestions of trade-union and other quarters for a 60 per cent quota next year, are far more concerned with what exhibitors will find enough work available to meet the present 45 per cent quota.

Moreover, any alteration in the present quota rate will require debate and authorization in both houses of Parliament before next March.

Analysis of the new-issued Quota Relief List confirms the view that officials themselves are not highly enamoured of the 45 per cent quota. Some 1,327 theatres have been awarded varying degrees of relief with 305 given complete exemption. Other applications for relief are still under consideration.

Complete breakdown of the varying categories and the percentages the theatre in question will be called upon to play follows: 221 theatres, 10 per cent; 611 theatres, 15 per cent; 17 theatres, 30 per cent; 341, 20 per cent; 225; 46, 25; 412, 30; 17, 35; 82 theatres, 40 per cent.

55 for Mullin, 50 for Pinanski; 2 Companies

By SIG COHEN

BOSTON, Dec. 26.—Elimination of the Mullin and Pinanski theatre operation and its reorganization as two separate companies will be concluded during the next week with the two new companies scheduled to begin individual operations on Jan. 3.

One of the new companies will be known as New England Theatres, Inc. It will be headed by Martin Mullin and will have 54 theatres in its fold. The other company, American Theatres Co., Inc., will be headed by Samuel Pinanski and will include 50 houses, inclusive of the Seville and Central in New York; the McEwen, the Playhouse, and the Rialto in Boston; and the Homan, the Stowell, and the Yankton in Salem.

Admission Tax
Income up 17%

WASHINGTON, Dec. 26.—Box-office business in October bounded upwards, hitting the highest point of the year and running close to 17 per cent ahead of October 1947, it was indicated by U. S. Bureau of Internal Revenue tax figures released here today.

The Bureau reported that general admission tax collections in November, reflecting box-office business in October, totaled $36,280,867, close to $3,200,000 better than the $31,091,909 collected in November last year.

Part of the increase, Bureau officials point out, probably reflected record football crowds, for sports events, as well as legitimate theatre.

U.A. Group Meets on
Raising New Capital

First meeting of the United Artists’ board of directors’ committee charged with drafting proposals for establishing new capital for the company and obtaining the approval therefor of co-owners Mary Pickford and Charles Chaplin was held here last week. Members of the committee are

(Continued on page 4)
Personal Mention

SAM SEIDELMAN, head of the Eagle-Lion foreign department, has returned to New York from Mexico City.

FREDERICK L. BERG, son of Sam Berg, head booker at the 20th Century-Fox branch in Boston, and Margaret Ruth Paine, are to be married.


MICHAEL E. PICCIULLO, manager of the Center Theatre, Hartford, and Anita Soloshun of that city, have announced their engagement.

CHARLES GAUIN, managing editor of Variety and Marcus Gauwin are the parents of a girl, Valerie Rose.

SAM SHERMAN has resigned from the booking department of the Eagle-Lion office in Atlanta and has been engaged by Universal-International in the same city.

Tom Guman, home office representative for Eagle-Lion, has been discharged from an Atlanta hospital and is recuperating at his home in Dallas.

O. V. SWISHER, managing editor of RCA’s Visual Products Division, is on a three-week tour of the South.

KENNETH MACKENNA, M-G-M studio story head, has returned to the Coast from New York.

SAUL FRIFIELD, Paramount branch manager in Cleveland, is vacationing in Florida.

Goldberg Paces Sales Drive, Rogers Reports

Lee Goldberg of Cincinnati is leading in the Realtor Pictures “Duel Over Jubilee” sales drive at the half-way mark, Rogers, Realtor distribution vice-president, disclosed at the weekend.

Robert Snyder and Mannie Stutz of Cleveland are in second place; Democrat Mills of Washington is in third, and Henri Elman of Chicago is fourth. The drive still has 10 weeks to go.

Bergman, Crosby Top

(Goldberg Paces Sales Drive, Rogers Reports)

Gregory Peck, Gary Cooper, Roy Roberts and Peter Lawford followed Crosby in that order.

Listed as the 10 best pictures were: “The Emperor Waltz,” “I Remember Mama,” “Easter Parade,” “A Date with Judy,” “Green Grass of Wyoming,” “Scoundrel-Ho Scoundrel-Hay” and “The Bad Seed Story,” “State of the Union,” “Sitting Pretty” and “Johnny Belinda.”

Editors of Country Gentleman cited the list as evidence of the discriminative tastes of urban audiences.

Clearance Cut Ruled In Arbitration Appeal

Under a ruling handed down by the appeal board of the motion picture production tribunals in the case involving Park Nonset Corp, East Walpole, Mass., against all five district unions, the maximum clearances which may be granted to the Norwood and Guild theatre, at Norwood, Mass., over the complainant’s Park at East Walpole, has been set at 14 days, the American Arbitration Association here reports.

The arbitrators’ decision which was appealed had stipulated that the clearance should remain at 21 days.

Gambling, Standard to Sign Deal Thursday

PORTLAND, Ore., Dec. 26— Formal negotiations whereby Ted Gamble acquires a one-half interest in Standard Theatres, Wisconsin circuit, will be made in Milwaukee on Thursday. The talks has been disclosed here by Gamble.

Negotiations looking to acquisition of the 30-theatre circuit in Milwaukee were concluded by Gamble in Milwaukee about 10 days ago.

MOTION PICTURE DAILY Monday, December 27, 1948

Newsreel Parade

Two current newsreel issues are devoted to a roundup of 1948 highlights. Other items covered are the showing of Tojo; People in the News; Sports, etc. Complete contents follow:

- Paramount News, No. 36—An address by Ku Klux Klan initiation ceremonies.
- People in the News: President Truman and his son, President Eisenhower; Madame Schiaparelli; Airift Christmas; Miniature community run by clock. Teen-age fashions. Great Americans: Stephen Deacon.

Rule Elections (Continued from page 1)

sent by IATSE or the International Association of Machinists, and (2) whether all automotive mechanics and repairmen and auto gang bosses want a representative presented by the IAM. It said that there are many factors pointing toward separation of the two groups into seven different bargaining units, but that “on the basis of the successful bargaining history of the unit represented by the machinists the various groups shall be left intact.” The panel said that “on the basis of the entire record in the case, the machinists and the mechanics may, if they so desire, together constitute a unit appropriate for purposes of collective bargaining.” The union agreed that “there should be no final unit determination at this time, but shall first ascertain the desires of these employees.”

The meetings were covered by the decision: Columbia, Hal Roach, M-G-M, Paramount, RKO Radio, Columbia, Goldwyn, 20th Century-Fox, Universal, and Warner Bros.

Outgrowth of Studio Strike

The case before the board grows directly out of the whole Hollywood jurisdictional strife. Prior to the 1945 strike, the Machinists Union represented both the machinists and the automotive mechanics. When the IAM went on strike with the other unions in the Conference of Studio Unions, IATSE provided these types of workers. Still later, when IAM had been in strike, the machinists and the mechanics, respectively, have been covered by the Decisions of Columbia, Hal Roach, M-G-M, Paramount, RKO Radio, Columbia, Goldwyn, 20th Century-Fox, Universal, and Warner Bros.

Harlem USO Benefit

Radio, stage, screen and sports personalities of Harlem will meet at a benefit dinner in New York here to discuss plans for an all-star stage benefit for the USO.
EVERY CRITIC POINTS TO THE ACCUSED AS A NEW MILESTONE IN ENTHRALLING DRAMA

"Top Entertainment" — Daily Variety

"Marquee Dynamite" — Boxoffice

"Certain Boxoffice Hit" — Hollywood Reporter

"One of 1949's First Hits" — Look Magazine

"High-Grade Melodrama" — Variety

"Another Wallis Click" — Los Angeles Examiner

"Slick Melodramatics" — Los Angeles Daily News

"Grade A Thriller" — Los Angeles Herald-Express

"One of Best Melodramas" — Seventeen
Review

“Highway 13” (Screen Guild)

ACTION and movement are dominant throughout the 58 minutes of this --- motion picture which is the result of many years of planning and preparation.

The production was directed by Charles Schnee, who for years has been associated with the film industry. He is joined here by his brother, Irwin S. Schnee, who served as producer.

The story is based on a true incident, and the principal characters are played by Charles Schnee and his brother, Irwin S. Schnee.

The picture opens with a scene of a horse and buggy traveling down a lonely road, with a man in the background watching the man on horseback. The man on horseback is then shown as he meets a woman who is walking along the road. They quickly fall in love, and their romance continues through the rest of the picture.

The picture is well-acted and directed, with a good deal of action and excitement. The photography is excellent, and the sound effects are well-done. The picture is not only entertaining, but it also has a message for today's society.

The motion picture was released on November 21, 1949, and has been well-received by both critics and audiences. It is currently the highest-grossing movie of the year.

Admission Taxes
(Continued from page 1)

admissions and other admissions are lumped together in this category with admissions to motion picture theatres.

November tax collections were the highest of the year. The collections amounted to $32,185,000. This figure is 9% higher than the $32,090,000 collected in November 1949. The increase is due to the higher admission rates.

The high November figure is no surprise, as the industry has been experiencing a steady increase in admissions and box-office receipts for several months.

The high figure for November is also due to the popularity of the new films which were released during the month.

The motion picture industry has been experiencing a growing trend towards higher admission rates, as the public is willing to pay more for a better quality experience.

U.A. Group Meets
(Continued from page 1)

Vitalis Challin, E. C. Mills, Charles Schnee, and Jack Shaye attended the meeting.

The committee's program for raising new capital is to be used primarily for financing independent producers. The committee has agreed to accept applications from any producer.

The committee has also agreed to establish a new fund to assist independent producers who are unable to obtain financing from other sources.

The committee is hopeful that its program will be successful in raising new capital for independent producers.

The meeting was held in Hollywood, and the committee will continue to meet on a regular basis to discuss the progress of its program.

M & P Split-up
(Continued from page 1)

another to be built in Newton Center, Mass.

Pinacchio's American Theatres will acquire a group of theatres in the territory that Paramount's minority interest in is being purchased by American. The Pinacchio group comprises the main chain of the Olympia Theatres group which Paramount acquired from the late Alphonse Pinacchio in 1925 for an estimated $8,000,000. Paramount will retain its interest in the New England group, which Mills has as its representative.

Officials of New England Theatres, with headquarters of which will be the newly constructed South End Square in Boston, are Edward Cuddy, assistant general manager; Chester Stoddard, film buyer; Jerry Overman, and Jack Ramsden, film bookers; Harry Browning, advertising-publicity manager; Marion Colen, treasurer; and Jack Goodwin, assistant general manager.

Weir, who has been associated with the motion picture industry for over 20 years, is president of New England Theatres. He is also chairman of the board of directors.

Weir was a prominent figure in the early days of the motion picture industry. He was one of the founders of the Motion Picture Exhibitors Association of America (MPEA), which later became the Motion Picture Association of America (MPAA). Weir was also a member of the MPEA's executive committee for many years.

Following are the theatres in each of the two new companies:

AMERICAN THEATRES

Massachusetts: Metropolitan, Paramount, Fenway and Scollay, Boston; Capitol, Brockton; Central Square, Cambridge; Broadway and Olympia, Chelsea; Central Square, Newton; Fields Corner, Dorchester; South Shore and Union Hill, Quincy; Colonial and Paramount, Newton; Merrimack and Strand, Lowell; Olympia and Paramount, Lynn; Uptown, Needham; Capitol and Olympia, New Bedford; Paramount, West Newton, Harvard, North Cambridge, Stratford, Somerville, Capitol, Woonsocket, Providence; Embassy, Waltham and Waldorf, Waltham; Odeon, West Newton, Waltham, Wollaston, Wollaston, Danvers, Woburn, Woburn, and Woburn.


NEW ENGLAND THEATRES

Massachusetts: Metropolitan, Paramount, Fenway and Scollay, Boston; Capitol, Brockton; Central Square, Cambridge; Broadway and Olympia, Chelsea; Central Square, Newton; Fields Corner, Dorchester; South Shore and Union Hill, Quincy; Colonial and Paramount, Newton; Merrimack and Strand, Lowell; Olympia and Paramount, Lynn; Uptown, Needham; Capitol and Olympia, New Bedford; Paramount, West Newton, Harvard, North Cambridge, Stratford, Somerville, Capitol, Woonsocket, Providence; Embassy, Waltham and Waldorf, Waltham; Odeon, West Newton, Waltham, Wollaston, Wollaston, Danvers, Woburn, Woburn, and Woburn.


Ball Signs Goldberg

Jack Goldberg, television producer of Herald Pictures, has been named world representative in the distribution of all short subjects produced by the Ball Film Studios, Miami.
Hopes Dim for Tax Cuts by New Congress

New Trust, Labor Laws, Business Curbs in View

By J. A. OTTEN

WASHINGTON, Dec. 27. — Little or no hope of a cut of the 20 per cent Federal admission tax by the 81st Congress, which will convene next month, is expressed in government circles.

The usual spate of bills to reduce the levy is anticipated, but there appears to be little doubt that the need to keep revenues high will kill any move to cut the yield from motion picture admissions.

The federal government's chief of film industry attention when Congress goes into session will be four subjects which usually present themselves in the national legislative sessions: taxes, anti-trust legislation, labor laws and business controls.

Developments in anti-trust legislation may well be the most significant in years. The House Small Business

Rhoden, RKO Close Divestiture Deal

KANSAS CITY, Dec. 27.—Elmer C. Rhoden, head of Fox-Midwest, disclosed today the completion of a deal with RKO whereby Fox-Midwest will take the Orpheum Theatre, downtown RKO first-run, and RKO will take the Main Street, downtown, which for two years has been operated jointly by RKO and Fox-Midwestern.

When rehabilitation of the Main Street, closed several years, is completed, possibly on or before Sept. 1, RKO will show pictures there, and Fox-Midwest will operate the Orpheum as a road-show house for stage and film shows.

Improvements will be made at the

90 Days More for Deal on Orpheum

The three judges who have been hearing in U. S. District Court here the industry joint-trust suit have given Loew's and RKO 90 more days, or until March 31, 1949, to arrive at terms under which each company will divest itself of the 50 per cent interest

20th-Fox, Graetz to Produce Jointly

Spyros P. Sloupras, president of 20th Century-Fox, disclosed here yesterday that a production-distri bution deal has been concluded with Paul Graetz, producer of French films.

Sloupras stated that Sloupras this year to France he made a study of French film activities and had held conversations with French government officials and film leaders. As a result, he said, he was convinced that France was once again turning out films that are finding public favor.

Then, more recently, Sloupras added, Darryl F. Zanuck, 20th Century-Fox vice-president in charge of production, visited France, likewise surveyed the situation, and also subscribed to such a project as being advantageous to both countries.

The arrangement with Graetz makes 20th Century-Fox a partner with him to produce a series of French language films in France for distribution by 20th. The first to be produced will be based on the life of the painter, Vincent Van Gogh. The screenplay is being written by Jean Aurenche, famous for his work with George Arliss, which won awards in both the French government and it will go

Damages of $5,000

In Arbitration Plan

Paramount is still at odds with the other majors on the arbitration system agreed to by them and under which an exhibitor could be awarded up to $5,000 in damages as a result of a proven arbitrary refusal of a run by a distributor.

Early this month the new system was outlined in a decree which has yet to be presented to the New York Board of Examiners. Paramount's opposition is understood to be delaying it.

The plan is to continue the system of arbitration tribunals and the ap

U. K. Critics' Circle Retracts Anti-MGM

Letter on Protest

LONDON, Dec. 27. — The London Critics' Circle has retracted allegedly libelous statements about M-G-M contained in a letter which the Critics' Circle sent out in solicitation of funds to carry an appeal to the House of Lords, this country's highest tribunal, in the case of Miss Armstrong v. Sum-fox. British newspaper critic, lost when appealed by M-G-M.

The writers of the offending Critics' Circle letter have issued the following statement:

"We hereby clearly and without reservation withdraw that such letter (original) contains statements which are untrue and which are defamatory to both the Golden-Mayor of Pictures, Ltd., and such letter is unequivocal withdrawn."

The Manchester Guardian which had printed the Circle's letter also

Rank Extends Use

Of Economy Process

LONDON, Dec. 27. — Extended use of the so-called "independent frame" process in production to effect shooting economies is indicated in the Rank Organization's announcement of plans to take over all independent frame production at the Pinewood studio.

Box retains his post as managing director of Rank's Gainborough concern at Shepherd's Bush, and George Archibald continues as managing director of Pinewood, responsible for all but the independent frame productions there.

 Earl St. John remains in control at Denham, but it is planned to install the frame process in two stages there.

Exhibitors Urged To Champion Films

ELDORA, Ia., Dec. 27.—Members of Allied ITO of Iowa-Nebraska are urged in the organization's current bulletin to "Tell for what is good in your business," when it is subject to public criticism. Leonard A. Smith, chairman of the organization, advises members to boost the good pictures, assure the public that production quality is improving and that steps will be taken to control or eliminate the few who bring discredit upon their profession by public offenses.

Tell your public that for every

Half of That Sum in L. A. and N. Y. Areas

By RED KANN

Hollywood, Dec. 27.—Statistics prepared in New York and forwarded here for the heads of production to null reveal major companies will have spent $10,000,000 in advertising in 1948.

Aside from privately and openly expressed opinion here that this situation must be altered, it is said that New York is directing Hollywood's attention to the matter because the figures show $5,000,000, or 50 per cent, were spent by the majors in two cities, Los Angeles, including Hollywood, is one, and New York is the other.

Leading executives, both East and West, in the main, take the position that the job is top-sided and heavily weighted to the economic disaster

Harmon to S. Africa

For MPAA Members

At the request of MPAA president Eric Johnston, Francis S. Harmon, vice-president of the Motion Picture Association of America, will discuss current film problems of the Association's member companies with officials of South Africa, it was disclosed here yesterday by John G. Carthy, managing director of the MPAA's international division.

Harmony is scheduled to fly from New York to Johannesburg on Monday, Jan. 3, to remain there for a sufficient time to contact members of the

Mexicans Seek Aid

To Un-freeze Money

Mexico City, Dec. 27.—After the increasing sum due them from the United States government for fruits that is frozen in many countries, Mexican producers have urged the government to act toward getting them at least part of it. The producers contend that because of greater difficulties in obtaining adequate

$10,000,000

Spent in '48

On 'co-op' Ads
Personal Mention

Y. FRANK FREEMAN, Para.

HUGH BAUEN, exhibitor of Whit-ter, Cal, and an official of the Pacific Coast Conference of Independent Theatre Owners, has accepted an invitation to serve on the national exhibitor’s committee of “Brotherhood Week.”

LEROY PAUL, Warner dance di-
rector, who was recently discharged from the hospital after an operation, has been sent back to St. John’s in Hollywood because of an infection.

JERRY HYAMS, general sales manager of Commonwealth Pictures, and Mrs. Hyams have become the parents of a second daughter, born at French Hospital here.

WILLIAM K. SAXTON, city manager for Loew Theatres in Baltimore, has returned to his home in Long Island after attending his mother’s funeral.

FREDERICK ALVIS, Warner Eastern and Canadian division sales manager, will leave New York today for Boston.

JAMES BELIO, special sales repre-
sentative for Astor Pictures of Atlanta, is here from that city.

AL ZIMBALIST, Film Classics adver-
tising-publicity director, left here last night for Detroit.

PAUL SHORT, producer, is in Dals-
sound from Hollywood.

F. Ullman, Jr., Rites Held on the Coast

HOLLYWOOD, Dec. 27.—Private funeral services were held here this afternoon for Frederic Ullman, Jr., RKO Radio producer and a prominent figure in the industry, who died yesterday at his Beverly Hills home, apparently of a heart attack. He was recently announced as an RKO Radio feature producer, a post he took following RKO’s sale of Pathé News to Warner a year ago.

Ullman, who had been in the industry since his graduation from Yale in 1925, launched several years ago the “This Is America” series for RKO Radio. It was under his direction that RKO Pathé set up its New York City studio at Park Ave. and 106th St. Born in Buffalo, he was the son of Frederic Ullman, a Buffalo theatrical owner.

Surviving are the widow, Mrs. Ja-
mine Pinchot Ullman; a son, Anthony, and a daughter, Abby.

RKO Pathé headquarters were closed all day yesterday in memory of Frederic Ullman. He was a former president of the company who died on the Coast on Sunday.

Catholic Pictures To Produce, Exhibit

Catholic Pictures International, new production-distribution organization which has included in its program more than 70 foreign-language key cities, has been incorporated at Albany.

J. William Walker, former silent screen actor, who heads the new company, said here that filming of the “Story of the Holy Mass,” the first “brotherhood” picture, will begin the latter part of next month. Meanwhile, Walker said, negotiations are under way for acquiring a “showcase,” which will be in Boston.

Other pictures to be produced follow “The Story of the Holy Mass,” which will be made in color, are “The Benedictine,” “The Stations of the Cross” and “Visualization of the Catechism,” according to Walker. He said the films will not necessarily be designed for the cooperation of the Church.

All pictures, Walker said, will be shot in various sections of the country, including here and the Coast.

USO’s Harlem Unit Sets Feb. 11 Show

Plans for an all-star show on Feb. 11 to be staged by the Harlem division of the USO were formulated at a luncheon here yesterday at the Hotel Theresa. Bandleader Noble Sissle was chairman of the meeting and speakers included Lindley F. Kimball, USO president, who discussed reasons behind reactivation of the USO; John J. Raskol, USO general chairman, who outlined the achievements of the organization; and Dan Hyams, one of the chairman’s of the Feb. 11 show.

It was pointed out at the luncheon that 15,000 persons have and ready contributed to the new USO. All film stars and other artists in town on Feb. 11 will be invited to participate in the show, Burlay said.

Tax Threatens Salt Lake

SALT LAKE CITY, Dec. 27.—Pres-
sentation of the city’s sales tax in the Utah Legislature, which passed in January, grows in Salt Lake, the outgrowth of a nationwide move to end the tax, a pending measure is being pushed by several “big city” groups.

Rites for Brian

BOSTON, Dec. 27.—Funeral services were held here this morning for Donald Brian, 73, former stage and screen player, at St. Patrick’s Church. Catholic Actors Guild, with a High Mass at St. Paul’s Church in Dorches-
ter. Interment was at Mt. Hope Cemetery here. Brian died last Wednesday.

E. J. Mackay, 74

ELIZABETH, N. J., Dec. 27.—Edward J. Macay, 74, an early film director and player as well as a well-known former New York actor, died here Thursday at Alexandria Hospital after a brief illness. In addition to the widow, two sons survive.
This typical American city has become a movie set in its entirety for the film version of Robert Penn Warren's distinguished Pulitzer Prize novel, *All the King's Men*. In its buildings, on its streets and adjacent highways and with its own and neighboring townspeople among the players, the Mason City sequences of the book are now being shot.
Storm Signal

Hurt NY Runs

Business is big at New York first-runs this week but still short of expec-tations. Skyrocketing costs and disappointing takeovers on Saturday and Sunday, Mayor O'Dwyer's warning on Friday night of the "worst storm in years," the prolonged cold spell, and quotas which combine to form one large picture hardly flattering to exhibitors. The public, however, collected for the rainfall and the distributor to carry the burden, and the distributor has been lax enough, even carelessly enough, to permit this state of affairs to assume its present status.

"Co-op' Ads

(Continued from page 1)
**Review**

"The Dark Past" (Columbia)

BASSED on James Warner's play, "Blind Alley," this account of the psychiatric rehabilitation of a hardened, impulsive killer, who submits to harsh treatment during a few hours, while he holds a psychoanalyst and the latter's family and guests prisoners in a country lodge, emerges as arresting melodrama, notwithstanding an over-simplified approach to the subject matter and a static setting. Sturdy performances by William Holden, as the criminal, and Lee J. Cobb, as the vacationing psychologist, plus good direction by Gordon Douglas, make "Rage the Hunter" an entertaining picture for the subject. Noteworthy is the manner in which screenplay by John Van Druten, directed by Lewis Milestone, is handled. Originally the work of a creative genius, Cobb, pick the lake lodge of Cobb as a hideout. It does not take Cobb long to detect manifestations of mental illness in Holden's actions. After breaking down the killer's cynical world view, his intellectual reluctance to have him tried and dreams that he is the revelation, immediately cures the criminal of a physical handicap and makes it impossible for him to resist arrest by police who close in on him. Running time, 75 minutes. General audience classification. For January release.

**Charles L. PRAYE**

**U.K. Critics**

(Continued from page 1)

apologized to M-G-M for the publication.

In releasing the correspondence, M-G-M's Sam Eckman, Jr., said: "We have not the slightest wish to cast any slur on anybody against contributing to that fund."

His statement apparently was in reply to a vicious attack on M-G-M made in the House of Commons recently by a Socialist M. P., Tom Driberg, whose remarks in Commons were degenerate and thus unfaired by the law of libel.

Among other things, Driberg charged various, opulent Hollywood corporations try to gag and intimate English critics.

Driberg asked for public funds to be voted for Miss Robertson's aid in her legal battle with M-G-M but the government turned down flatly.

Miss Robertson was awarded $26,000 damages by a lower court in her litigation with M-G-M, but the decision was reversed on M-L-2's 31 appeal. She is now subject to $20,000 court costs and a further $10,000 is needed to carry her case to the House of Lords.

She is the film critic of the British Broadcasting Corp. whom M-G-M, Ltd., two years ago excluded from screenings of its pictures for critics' home on the ground that public film taste was "unknown to her." She sued for $12,000 libel.

Contributions to the fund have proceeded slowly but Lord Kemsley recently contributed $4,000.

The Critics' Circle, however, is by no means unanimous in the Robertson matter. Three members of its executive committee have resigned in protest against the fund.

**Rank Extends**

(Continued from page 1)

The process, looked upon as one of Rank's chief incentives to effect production economics, basically employs photographic backgrounds for stages, eliminating the need for costly sets and much location work by large or small companies. Savings of 20 to 60 per cent in time and money are claimed.

Four features are being made at Pinewood now employing the process. The first, "The Woman Who Wanted Money," is to be screened soon. They are being made by Donald Wilson for Aquila Film Prod., Ltd.

**Produce in India**

**Hollywood Is Urged**

HOLLYWOOD, Dec. 27.—Urging major Hollywood studios to undertake production in India, Keki Mod, chairman of the board of directors of Western India Theatres, Ltd., told the international committee of the Association of Motion Picture Producers at a luncheon here in his honor that "production costs of British (English and Indian) can be returned from the Indian version alone." India has fully-equipped studios, he said, and added that there is no government restriction against remitting money earned by American films.

**Mexicans Seek Aid**

(Continued from page 1)

financing, and higher production costs, the frozen money would be a big help to them, now that they are determined to stress quality in production.

Producers claim that more than 81,000 Mexican film industry workers are frozen in Argentine alone and that Spain has much of it, too. Not to mention unemployment in other country, except the United States.
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NATIONAL Screen SERVICE
PRIZE BABY OF THE INDUSTRY
TOA Receives 1st Bid for Conciliation

Lockwood Weighs Death As Albany Filing Comes

It is nearly two months since Theatre Owners of America announced it would essay exhibitor-distributor conciliation on a 60-day basis in local TOA units, yet, even though conciliation machinery has been set up meanwhile to cover almost every area of distribution, only one complaint has been received thus far.

First complaint was filed yesterday with the Albany TOA conciliation board. Filing exhibitor is as yet unidentified because, it was explained, the Albany board requires certain prejudicial information from TOA headquarters here and intends to release full details only on receipt of headquarters’ reports.

Arthur H. Lockwood, TOA president, discussing yesterday the dearth of complaints, explained the situation.

New Company Gets Old Edison Films

Tri-Video Productions, Inc., has been formed here to produce and distribute television films. Officers are: Edward Hamilton Bryant, Boston industrialist, president; Jack Goldstein, public relations consultant, vice-president; D. McGrail, executive vice-president; Edward Kears, technical director of the Film Library of the Museum of Modern Art, chief production consultant; and William L. Jamison, pioneer studio executive, is head of the research department.

The company has acquired rights to the Edison collection of old-time films, embracing over 500 subjects of one- and two- and three-reel length. The first series is now ready, and is titled “Nickelodeon Novelties.”

2 More Companies Settle Trust Suit

Chicago, Dec. 28.—Dismissal of the Liberty Theatre, Michigan City, equity suit, is to be effected here shortly, with an agreement having been reached between the remaining two defendants, Columbia and Universal, which conceivably will grant plaintiff Louis Philon, operator of the

Hughes Tool Co. Is Reported for Sale

Negotiations for sale of the Hughes Tool Co., of Houston, Texas, producing in the American westward suppressing Hughes, has been disclosed here yesterday by representatives of both sides. A sum of more than $14,000,000 is believed to be involved.

While a source close to Hughes, who recently purchased RKO, indicated as author of the monopoly move to prove his cash position, there was no information as to how the money would be used. Both RKO and Transcontinental and Western Air, Inc., Hughes’ other principal concern, are expected to gain by the deal.

Ascap-Video Discuss Contract Next Week

American Society of Composers, Authors and Publishers and representatives of the television industry plan to discuss a form of non-commercial broadcast contract with the telecasters next week.

The National Broadcasters Association is expected to announce this week that video interests will be represented by Robert P. Myers, assistant general counsel to the National Broadcasting and Edward McCrossin of the DuMont legal department. Both also are connected with the National Association of Broadcasters.

Until now Ascap has licensed its music to television stations on a gratis basis.

2 Mexican Circuits Set Monopoly Deals

A two-company monopoly of exhibition has been established in Mexico, it was reported here yesterday by Sam L. Seidelman, Eagle-Jonson’s foreign department chief, who described himself as author of the monopoly plan. Seidelman said he is in motion during his recent two-week visit to Mexico City.

Mexican circuits involved are the 17-theatre Cadena de Oro, under the leadership of Emilio Acriango, and the 22-house Operator de Teatro, headed by Manual Espinosa. The former has two additional houses under construction, and the latter is now erecting five new houses, all in Mexico City and all to be ready for occupancy by next June, Seidelman said.

The two companies now have a pact involving the division between them.

U. A. Finance Meet Jan. 17 on the Coast

United Artists’ co-owners Mary Pickford and Charles Chaplin have agreed to meet Jan. 17 with the special committee of the company’s board of directors to discuss matters of providing new capital, primarily for the purpose of financing new production for U. A. in consequence of a bank restriction on loans to independent producers.

All interest in raising new capital is now being drafted by the directors’ committee, consisting of Vitalis Chaff, E. C. Mills, Charles Schwartz and Harold Weill.

NCCJ Chairmen to Meet Here Jan. 6

Chairmen of the motion picture industry’s “Brotherhood Week” committee will hold a co-ordinating luncheon at the Waldorf-Astoria Hotel here on Thursday, Jan. 6, to be presided over by J. Robert Rubin, chairman of the movement division of the board.

Purpose of the luncheon is to report progress to date and to co-ordinate future plans for industry-wide participation.

Attending will be: Ned E. Depinet, chairman of the motion picture division; Leon J. Bamberger, assistant to the chairman; Dr. Everett Clinton, president, National Conference of Christians and Jews; S. L. Goldman, NCCJ director of finance; Spyros P. Skouras, chairman, newsreel committee; Charles M. Reagan, distributor.

France and Austria To Exchange Films

WASHINGTON, Dec. 28.—An Austrian-French film agreement includes a special film provision for the exchange of five French films for each Austrian film, according to the U. S. Commerce Department report issued here today by film chief Nathan D. Golden.

Goldman says the sacrificing differences credited to France will be used by the French film industry for production and synchronization in Austria, for paying license fees and royalties to Austrians, and other similar purposes. Should the sacrificing prove to be in France’s favor exceed 1,000,000 at any time, further French film imports can be barred temporarily.

Tighter Trust Law Urged by House Group

Ploeser for Divorcement To Solve Film ‘Monopoly’

WASHINGTON, Dec. 28.—As expected, the House Small Business Committee today recommended two proposals for tightening the anti-trust laws backed by Allied States Association.

Ploeser would set up a special anti-trust court and would extend the Robinson-Patman Act prohibitions against price discrimination to discrimination in royalties and rentals as well as discrimination in sales.

The committee did not come out flat for divorcement, but committee chairman Ploeser said he and ranking Democrat Patman believed that divorcement was the only final solution for monopoly in the film industry.

The committee’s report called for the comprehensive study by the Federal Trade Commission of the desirability of divorcement.

Lefkowitz is Named U.A. District Chief

Sam L. Lefkowitz has been appointed United Artists district manager with jurisdiction over New York, New Haven, Boston and Buffalo, by Edward M. Schnitzer, Eastern division manager.

Schnitzer also appointed Abe Dickstein, his executive assistant, to branch manager of the New York exchange. Dickstein’s place as Schnitzer’s home office assistant will be taken by Victor Bikel.

Lefkowitz rejoins United Artists, with which he first became associated in 1942 as New York branch manager. In 1943 he was promoted to

RKO Radio, SOPEG Launch Pact Talks

A negotiating committee from CIO’s Screen Office and Professional Employees Guild will meet here today with the RKO Radio executives of Van Wagner to confer on new contract demands which SOPEG has submitted, Sidney Young, SOPEG president, reported yesterday. The CIO local retains the acquired negotiations privileges at the RKO home office conference of
**Personal Mention**

LEONARD GOLDENSON, Paramount vice-president in charge of theatre operations, is due back in New York next week from a vacation in Mexico City.

BERTHAINE WINDT, Warner director, is due back at the Burbank studio Jan. 15 from Jamaica, B.W.I., where he has been recuperating from an illness.

EUGENE RUBY, son of OSCAR RUBY, Columbia branch manager in Cleveland, and Mrs. Ruby, was married recently in Milwaukee.

SAM STECKER, Associated Circuit official, and Mrs. Stecker will leave Cleveland next week to spend the winter in California.

HANNAH PELLEN, secretary to RED KANN, a vice-president of Quigley Publishing Co., will observe a birthday today.

CLIFF ALMY, Warner supervisor for the Philippines, is spending the holidays with his family in Hollywood.

LOUIS NIZER, industry attorney, is vacationing in Florida, from New York.

**B’nai Brith Scroll Presented to Aldrich**

Winthrop W. Aldrich, chairman of the board of the American Heritage Foundation, sponsor of the Freedom Train which is currently in New York after its nationwide tour, this week presented with B’nai Brith’s scroll of achievement by Jack H. Levin, New York City chairman of the B’nai Brith’s Lovett committee and executive vice-president of the film industry’s Confidential Reports, Inc.

**Weitman On Air with Story of Paramount**

The story of the New York Paramount Theatre as part of the American Heritage Foundation, sponsor of the Freedom Train which is currently in New York after its nationwide tour, this week is presented with B’nai Brith’s scroll of achievement by Jack H. Levin, New York City chairman of the B’nai Brith’s Lovett committee and executive vice-president of the film industry’s Confidential Reports, Inc.

**January Is U-I ‘Managers Month’**

January has been designated as “Branch Managers Month,” in Universal-International’s “Unity Sales Drive” as a tribute to managers in the 31 exchanges. All offices in the field have devised special promotions for the month and individual efforts during the month.

**Insider’s Outlook**

By RED KANN

Hollywood, Dec. 28

WHATEVER else company heads may decide is necessary in order to bring the post-Christmas slack that has followed the year’s threshold may be expected to be determined in New York. This is merely another way of observing that the ballots will be manufactured there, sent West, and fired here.

On this premise, obviously there arises no need for meetings in Hollywood in sequel to yesterday’s original engagement. Thus, it becomes “inconvenient” to proceed with the announced followup, first scheduled for Dec. 13, et al, although there was another reason as well. This was the Lester Cole trial, first of the actions by the “friendly” 10 in the House Un-American Committee investigation, Committee for Re-instatement of their contracts.

If the New York group had met here as per original plan, management might have found themselves in the witness box rather than in the conference room of the Producers’ Association or a remote hotel to discuss additional economies. As it was, Eric Johnston caught the brunt of it and a fine going over by Judge Yankwich.

But the idea of huddling in Hollywood 10 days before the Christmas-New Year’s holidays was never adroit, at best. Worse timing would be difficult to imagine. Whether entertainment or not, sensitivity is a permanent Hollywood characteristic. Whispers, not always based on the correct facts, have a habit of becoming a roar in no time flat at this end of the line.

It was widely known, however, that it had been reported generally, that the New York meetings had probed methods of reducing negative costs with an ever-hopeful eye turned toward self-containment in the domestic market. Yet, when an extension of the interdict to the problem, or discussion in Hollywood itself, it seemed to be different and alarming. Actually there was nothing different about it.

Faces are longer, more spare, and some of the faces belong to important executives. They began to be concerned all over again about the effect on pictures that is planned for early launching in 1949. The set-back date of January 26 failed to provide appreciable relief. Moreover, as long as the meetings are officially programmed, the condition will not pass away.

For these reasons, and perhaps for others as well, this enterprise which has been widely spread throughout Hollywood for months front yard may never come to pass.

Nate Blumberg is out in the open with a sort of frank communiqué that is designed to clear up and discuss privately. In divulging U-I’s program of 28 top budgeters for 1949, he said:

These productions, both complete and planned, which are being made at the proper cost in relation to present market conditions... there has been no reduction whatsoever in quality or showmanship value... in matter of fact, the productions are essentially an improvement over those of other years because our studio has eliminated the wasteful and meaningless frills that grew out of war-boom extravagances.

It is significant that he did not feel it required to talk about dollars; that he confined himself to a discussion of what he regards as values. This is good sense, sound business and an example of one approach Hollywood might well heed.

What the merchandising has, not what its costs, is of principal interest to the exhibitor, and, after him, the public. Audiences want entertainment, and entertainment is not necessarily guaranteed by an overflating budget as sad and plentiful experience long since has demonstrated.

Entertainment is the responsibility of the producer himself.

Incidentally, no available sympathy may be found in Hollywood for the Finneran plan onto which Allied has latched as a method of curbing errant stars via sanctions added to a revised Production Code.

Responsible executive studios do not forget the problem, or the worry. But they don’t deny the difficulties [mostly legal] of correcting it, either. Meanwhile, the critical exhibitor, who is on the square about the matter, has his own answer. Simple, too. All he has to do is not buy any attraction haranguing performers in unfavorable headlines, or re- turn a checked card with a show if he has bought it.

**Newsread Parade**

THE rescue attempts for the mau¬ rooned airman, the Chinese gold rush, and Petrillo signing a new record leasing agreement are the top highlights. A lighthouse demolished and Connie Mack celebrating his 85th birthday among many items included. Complete contents follow:


**PARAMOUNT NEWS.** No. 37—Head¬ line news stories of 1948.

**M. P. Sales Corp.** Gets 3 Pictures

Neil Agnew and Charles Casanave have acquired three productions for U. S. distribution by their new Motion Picture Sales Corp., from Nat Wachsberger, Continental European, as Nat’s new company.

First picture, “Beggar in Rome,” is now in work in that Italian capital. The remaining two, to be in English, will be made in Italy and probably in Africa.

Agnew and Casanave will leave New York for Hollywood early next week to confer with three producers on distribution and with bank interests.

**Baldwin Resigns as SRO Promotion Head**

Ted Baldwin, national promotion and exploitation director of the Baldwin News Releasing Organization, has resigned, effective Friday, to open his own publicized and merchandised news-releasing organiza¬ tion.

First picture, “Beggar in Rome,” was made in Italy and probably in Africa.

Agnew and Casanave will leave New York for Hollywood early next week to confer with three producers on distribution and with bank interests.

**M-G-M Weighing Appeal**

Hollywood, Dec. 28—M-G-M attorney Herman F. Selvin has filed a motion for a new trial in the M-G-M SRO promotion case before Federal Judge Leon Yanikovich in Lester v. Selvin, Inc., seeking reinstatement of his screen writer’s contract. The action by Selvin, a brief forwarded to Palm Springs where the writer is operating his hotel, is understood to have been taken for the purpose of keeping the avenue open for them. The court will decide on that course within 20 days.

**MOTION PICTURE DAILY**

Wednesday, December 29, 1948

**MOTION PICTURE DAILY**

Martin Quigley, Editor-in-Chief and Publisher; Sherwin Kane, Editor; Martin Quigley, Jr., Associate Editor. Published daily, except Saturdays, Sundays and holidays, by Quigley Publishing Company, Inc., 1270 Sixth Avenue, Rockefeller Center, New York 20, N. Y. Telephone: CTris 3-1900. Cable address: "Quigpubco, New York." Quigley Publishing Company, Inc., 101 Broadway, New York, N. Y. President, Red Kann, Vice-President, Martin Quigley, Jr., Vice-President; Theodore C. Sullivan, Vice-President; James P. Cunningham, News Editor, Herbert V. Flick, Advertising Manager; Gus H. Pauch, Production Manager; Hollywood Bureau, Yucca-Vine Building, William R. Weaver, Editor; Chicago Bureau, 123 South LaSalle Street, Chicago, Illinois; John H. Bussell, Advertising Representative, James A. Otten, National Press Club, Washington, D. C.; London Bureau, 4 Golden Sq., London W. I.; Hope Bumro, Manager; Peter Bumro, Editor; cable address, "Quigpubco, London, England." Other Quigley Publications: Motion Picture Herald; Better Theatres and Theatrical Sales, a monthly, and Motion Picture Almanac, a semi-monthly.
At Radio City Music Hall and across the nation it's causing a box-office celebration.

M.G.M.'s "WORDS AND MUSIC"

START THE NEW YEAR WITH A RIGHT!

(And more Happy New Year News! M-G-M's 'COMMAND DECISION' World Premiere in Los Angeles! First 2 days set new all-time record!)
NY Critics Choose ‘Sierra’ Best in ‘48

New York film critics at a meeting here yesterday voted Warner’s “Treasure of the Pink Panther” the best picture of 1948 with nine votes on the sixth and last ballot, only one vote more than that given “Hamlet.” On the first ballot “Treasure” was picked by only five of the 18 members of the group, “Hamlet” got eight votes, and seven votes, Ivan Jandl (“Search”), also a nominee, was given one vote on the first ballot.

Olivia De Havilland for her performance in “Snape Pit” was the unanimous choice of all 18 critics on the first ballot as best actress of the year. Laurence Olivier (“Hamlet”) was accorded top honors as male actor with 11 votes, followed by Walter Huston (“Treasure”) with seven votes. Ivan Jandl (“Search”), also a nominee, was given one vote on the first ballot.

John Huston (“Treasure”) was named best director, followed by Olivier who was director as well as star of “Hamlet.”

“Paisan” was the best foreign film, according to the critics, with 12 votes, followed by “Four Steps in the Clouds,” “Monstre Vincent” and “Symphonique Pastorale.”

N.Y. Critics Side With U.K. Colleagues

New York Film Critics, meeting here yesterday, voted to “express immediate accord” with the group of British critics in their dispute with M-G-M, London, in the libel suit involving British critic E. Arnot Robertson. The New Yorkers announced their intention to “render financial asistance in whatever way we may determine as practical.”

Barred from screenings of M-G-M films on the alleged grounds that public tastes were “unknown to her,” Miss Robertson, president of the British Booking and Casting Corp, was awarded $5,000 in a libel action against the film company. The decision was reversed by Miss Robertson is now attempting to bring the case to the House of Lords.

Tighter Trust Law

(Continued from page 1)

ability and feasibility of eliminating vertical integration in manufacturing and distribution with a specification of industries in which such elimination should apply.

Ploeger explained that he and Pat- man thought diversification the ultimate solution for the film, oil and steel industries, but that he thought divorce- ment by industry, and that the committee was not prepared to spell out exactly which industries required divortement and which did not.

16 Recommendations Made

These recommendations were but three of 16 backed by the committee for tightening the anti-trust laws. The committee’s full report will be made public and unannounced at a meeting today attended by four committee members.

During the fall, the committee held hearings in Washington and 12 other cities and was unable to be testified at the out-of-town hearings, and Allied General Counsel Abram F. Myerson was witness at the Washington hearings.

Other of the committee’s recommen- dations called for tougher penalties, higher court fees for suits, and restrictions on consent decrees. The RKO consent decree came in for criticism at the Washington hearings.

At one point in its report, the committee said that independent exhibitors still think they get good ones “in plain contravention of the Supreme Court’s ruling,” and it also criticized the major producers of “not being prepared to grant any form of restrictions or restraining order to the independents.”

2—More adequate anti-trust appraisals.
3—Creation of a bi-partisan anti- trust court, which would “facilitate trial and appeal of cases, would provide judges with a specialized knowledge of the anti-trust laws and would result in uniform decisions regarding the anti-trust laws.” Anti-trust cases would start in this court and be appeal- ed directly to the Supreme Court.
4—Prohibition of mergers tending to lessen competition when the merging of the corporations would result in control of or interference with the market.

Amend Robinson-Patman Act

5—Amending the Robinson-Patman Act to prohibit disclosures in rentals or royalties, including patent, copyright or trade secrets or leases or licensed in interstate com- mercial transactions.

Amend the anti-trust laws to re- quire every firm to make available to all customers a complete schedule of “all quantity discounts allowed.”

Amend the Internal Revenue code to provide that losses sustained by individual units of interstate chain organizations should not be deductible by the organization for computing its taxable income where the loss is caused by sales made below cost or at unreasonably low prices to eliminate local competition.

8—No consent decree could be entered if the firm was offering defiance to the Supreme Court, or if the courts ordered the dissolution of the company. This would require a court order to dissolve the firm and would be enforced by the courts.

9—The FTC would study vertical integration and recommend how it should be broken up. It would also study interlocking directorships, the “abuse” of the Clayton Act, and the “infringement suits as a weapon” to prevent small firms from developing new products. If the possibility of large venting sales below cost to destroy competition, and other subjects.

In a section summarizing the testi- mony, the committee’s report said that producers have scaled down their block- book sales and that an exhibitor “now agrees to take only four or five pictures at a time, instead of 40. But three out of the four pictures are independent, and the exhibitor must take in order to be assured of a good picture often are undesirable. The exhibitor is frequently forced to judge between his picture and his theatre. This is in plain con- travention of the Supreme Court’s ruling.”

Report Hits NSS, CRI

The report declared that many witnesses complained of the monopolistic practices of National Screen Service, Inc. Witnesses testified, the committee said, “that this company is too arbitrary in its prices and can afford to be, since there is no other com- petition.”

When asked why the Screen’s high prices, there is nothing that the exhibitor can do about it, and “just has to take the griefs of competition.”

Still other criticisms were leveled by the committee against Conference of Independent THEATRE OWNERS, Inc., which was owned and controlled by the film companies and “there is constant tem- porary pressure on the company to exchange information as to the earnings of the theatres and to use such information in pricing their films, and the exhibitors are convinced that the agency is a factor in the high film rentals against which they complain.”

Ploeger was asked if he thought the RKO decree went far enough to sat- isfy the committee. He said he wasn’t “satisfied.” The general principle, “When you have a close relationship left so that the distributor can influence, it hasn’t gone far enough.”

He said that generally speaking he believed an independently-owned circuit is a better object than a producer-owned circuit of the same size.

Goldens To Do ‘Penny’

Robert S. and Edward A. Golden have signed a deal with the New York Herald Tribune for motion picture rights to the novel, a character created by Harry Haenigsen and syndicated by the newspaper. Production will start early in 1949 for fall release to coincide with the novel of the same name to be published at that time.

‘Paleface’ Faces Rio In Initial Runs

“Paleface,” which opened at scores of situations around the country with- out showings of “Ballerina” and in some spots surpassing grosses of “Road to Rio,” which was screening in these parts, closed up shops last season, according to field re- ports. In San Francisco, “Rio” did $19,500 over a four-day span, includ- ing a big $9,000 first day. “Pale- face” was within a few dollars of $50 mark for a like period this year. The operation has been credited with $5,500 for two days, compared with $5,000 for “Rio.” The new film is drawing top returns in Boston, Charlotte ($31,000 in three days), Cleveland, Detroit, Little Rock, Miami and other cities.

Dembow at Albany TOA Meet Feb. 2

ALBANY, N. Y. Dec. 26—George Dembow, vice-president of National Screen Service, will attend an Albany Theatre Owners of America meeting here tomorrow, Tuesday, on Feb. 2 to discuss with exhibitors local operations of the company. Dem- bow, senior Leonard Rosenthal, top executive director here, he would be glad to attend and has arranged to bring along William B. Brennan, N.S.S. president ofcircuits.

Several exhibitors complained at a recent TOA meeting about National Screen charges.

TOA Conciliation

(Continued from page 1)

as being due not to the likelihood that, generally speaking, no complaints ex- ist, but rather to the likelihood that the cases which are exhibited have not yet "filtered" through. He point- ed out that the Smith-Berger concilia- tion plan embraced by the United Allied States Association units was available for some time before exhibitors undertook to file complaints. The TOA plan calls for local boards made up of a TOA exhibitor, a representative of another exhibitor unit and an unaffiliated third party.

Two More Settle

(Continued from page 1)

Liberty, an opportunity to compete for first-run product.

Final settlement between de- fendants Indianola, Illinois Theatres, Dundeleke Theatre Corp.; and Lido Amusement Co. is now being made. The case, in litigation for two years, was recently settled with Paramount, Warner and Republic.

Ray Wighton of Loew’s

Ray Wighton, 55, stage manager of Loew’s State, Chicago, died Dec. 24, 1924, died suddenly on Christmas Day of a cerebral hemorrhage, the circuit manager was a member of the Loew’s family, he was the son of Mr. and Mrs. Joseph Wighton of Chicago. He was survived by the widow, a daughter, and several grandchildren.

Mrs. Dorothy Landau

CHICAGO, Dec. 28—Mrs. Dorothy Landau, wife of Charles Landau, oper- ator of the Kedzie and Annex theatre- ares here, died last night after a pro- longed illness.
A T & T ‘Time-Slots’
On Video Expected

American Telephone and Telegraph is expected to disclose this week its decision to allocate the time-slots for the four television networks on its coaxial cable and microwave radio relay systems in the East and Midwest. Operations over the new circuits scheduled to begin on Jan. 12. will be handled by DuMont, National, DuMont, and American—faced in extensive efforts to agree on a formula for sharing the East-Midwest networks. The decision on division of the time-slots was placed in the hands of AT&T.

Dismiss Stock Suits
Vs. Perkins, Bernhard

Robert W. Perkins and Joseph Bernhard yesterday were dismissed by Federal Judge Sylvester J. Ryan as defendants in a suit by six stockholders against the above-listed corporations which have been brought in U. S. District Court here against them, Warner Brothers, Miltom Sperling, Robert W. Warner, and Morris Wolf. The four suits in question were brought by minority stockholders A. C. Kassner, Irving W. Mencher, Kay Lavine, and Edward S. Birn.

Ruling on dismissal motions, the judge held that the plaintiffs did not have jurisdictional power to bring the suits without the consent of the stockholders involved. The latter, then, formally endorsed the suit.

Ascap, Video Meet
(Continued from page 1)

natasious basis. Views of both sides on the principle of a contract are generally believed to run parallel to a large extent, indicating that full agreement may be reached without difficulty. The required minimum members have already vested in the society the right to collect television royalties.

TB Seal Drive Film

Eight thousand prints of Ingrid Bergman’s screen appeal on behalf of the annual Christmas seal drive have been distributed to theaters by the National Tuberculosis Association. In addition, the film was transmitted over television programs.

Buys Trans Lux House

MEXICO CITY, Dec. 28 — Control has been acquired by the company’s minority shareholders of Trans Lux’s theatres here, the Cine Trans Lux Prado by John Lamont, operator of a circuit in the Mexican provinces.

NCCJ Chairmen
(Continued from page 1)

tion chairman; C. J. Scolillard, assistant chairman, distribution committee; Giel Sullivan and Edward Lachman, executive co-chairmen.

Also, Nathan Yamin, Maxwell Al-

derman, Si Fabian and Ted Gamble, national exhibitors' committee; Gil Golden, advertising-publicity director; Gus Eysell, New York area exhibi-
tor chairman; Joe Vogel and home office co-chairman; Jack Cohn, home office co-chairman; George Skouras, home office co-chairman; William German, laboratories; Oscar Hans- mied and John Golden, legitimate theatres; Louis Nizer, chairman of the 1,000 plate dinner to be held some-
time in February.

The trade press committee, consists of Martin Quigley, Terry Ramsaye, Jack Aliceo, Chic Lewis, Jay Emanuel, Ab Green, Moe Wax, J. M. Kennedy, Jack Harrison, Al Picoult, Harry Brandt and Sid Recht-
tak, trade press contact for the drive.

Lefkowitz Named
(Continued from page 1)

Eastern district manager, resigning for his recent post with Warner Brothers in a simi-
lar capacity. Lefkowitz was with Warner for 10 years, 1933-42, moving from office manager in the New York exchange, to Metropolitan branch and then district manager. He has been in the industry since 1917, associated originally with First National and RKO.

Dickstein has been with U. A. since 1933. In 1946 he was named execu-
tive assistant to Schnitzer.

RKO Radio, SOPEG
(Continued from page 1)

its victory over AFI’s IATS Motion

Picture Home Office Employees

Local No. H-63 in a recent shop elec-
tion conducted by the National Labor Relations Board.

SOPEG’s demands call for a 25 per cent general increase for the home of-
cine white collarists, three weeks vaca-
tion for workers who have had five or more years' continuous RKO employment, arbitration privileges and security guarantees. Minimum salary demands are for $30 per week for messengers and $35 for junior clerks.

There’s primitive love in the
"RED WITCH"

"WAKE OF THE RED WITCH" IS THE GREATEST SEA STORY IN YEARS!

Wilson Coming? Yes, Er, No. (Or Maybe)

LONDON, Dec. 28 — It is now of-

icially revealed that no definite con-
mittiee have been made for Harold Wilson, president of the British Board of Trade, to visit the United States next month.

One of Wilson’s higher officials said specifically: “Some Minister, perhaps M. Wilson, might go to America in the New Year. There is no question of a January date nor indeed has any decision been taken yet that he will go at all.

“If Mr. Wilson or any other Minis-
ter makes the trip it will be primarily to see how British goods are selling over there. Films, in any event, will be only incidental to the trip.”

Foreign Chiefs Hear
Swedish Money Report

Film companies’ foreign managers and their aides here addressed yesterday by Fred Cunningham, U. S. Civil Attaché in Stockholm for the past two years, on the Swedish situation pertaining to remittances on U.S. films, the Motion Picture Association of America reported last night.

John G. McCarthy, MPAA inter-

ter and general counsel, presided at yesterday's meeting which was held at MPAA headquarters here. Motion picture companies, which included AMAC, as well as MPAA companies were represented.

Menuhin To Meet Press

Morris Saffer, distributor of “Con-

cert Magic,” starring Yehudi Menu-

hin, will host at a trade press re-
cussion this afternoon at the Hotel

Stanhope here for Menuhin.

TB Seal Drive Film

Eight thousand prints of Ingrid

Bergman’s screen appeal on behalf of the annual Christmas seal drive have been distributed to theaters by the National Tuberculosis Association. In addition, the film was transmitted over television programs.

Harmon, Rubin in D.C.

WASHINGTON, Dec. 28—Francis Harmon, vice-president of the Motion Picture Association of America, and Robert J. Rubin, counsel for the Society of Independent Motion Picture Operators, were callers at the State Department today where they discussed new adverse conditions in the South African market. Harmon is scheduled to leave for Johannesburg next Monday. Both he and Rubin will be back in New York from here tommorow.
the entire industry on Motion Picture Herald’s list of Box-office Champions... on Variety’s Scoreboard of Hits... on Film Daily’s 10 BEST Poll... on Boxoffice Barometer... the top feminine boxoffice star, Betty Grable, and top boxoffice new male star, Richard Widmark, on Showmen’s Trade Review Poll...
**Para. Sale of Netoco Shares Is Due Today**

New England Co. To Be Wholly Owned by Para.

**Boston, Dec. 29.—**Paramount home office executives are scheduled to consider tomorrow for the formal closing of the deal by which its minority interest in Netoco Theatres is being sold to the newly formed American Theatres Co., headed by Samuel Paninski.

Netoco stockholders met here this week and gave their approval to the final arrangements, clearing the way for the actual dissolution of the Muldoon & Paninski organization, in its stead, of American Theatres and New England Theatres.

The price to be paid by American for Paninski’s interest in the approximately 50 theatres will not be divulged at this time but will be reported by Paramount to the U. S. District Court in New York at a later date, according to Benjamin A. Trustman, counsel for American Theatres.

Paramount is understood to be sole owner of the New England Theatres company, which Martin J. Mullen will operate for it. It consists of 54 theatres.

**RKO Sells Interest In Allen to W. B.**

Effective Jan. 1, Warner Brothers Theatres will take over the management of the Allen Theatre, Cleveland, Warner having acquired RKO’s 50 per cent interest in the house, it was disclosed here yesterday by Warner.

For the past several years RKO has operated the Allen for itself and Warner. The Allen has 3,009 seats and will continue to be operated as a deluxe first-run.

The present managing staff of the theatre will be continued.

**NCA Probes Public Film Preferences**

MINNEAPOLIS, Dec. 29.—Questionnaires were mailed to members last week by North Central Allied seeking public preferences in high allocation films which bring in low grosses, plus type of story (crime, sex, costume etc.) “most frequently disapproved by patrons.”

NCA’s bulletin also asks independent companies to state their preferences in the following categories: Westerns, gangster pictures, slapstick comedies, serials, all other films.

MEMORANDUM

**UNITED STATES OF AMERICA**

June 29. 1948

Department of Interior, Washington, D.C.

Mr. W. J. Patterson, Esq.

**Theatre Owners Association**

Dear Mr. Patterson,

I am writing to ask your assistance in the matter of a recent case in which a theatre has been convicted of violating the Immigration Act. The theatre was found to have employed an illegal alien who was working under false pretences.

I believe that this case is not unique and that there is a need for increased enforcement of immigration laws in the theatre industry. I would appreciate it if you could provide any information or assistance you have on this matter.

Sincerely yours,

[Signature]

**NCA Probes Public Film Preferences (Continued on page 4)**

**Johnston Calls off January Coast Meet; None Is Now Slated**

Postponement of the scheduled meeting of company presidents and top studio executives of member companies of the Motion Picture Association of America was confirmed yesterday by L. B. Johnston, MPPA president, in a telephone conversation with his New York office from Spokane, where he is spending the holidays.

Johnston disclosed that the meetings, scheduled to be held in Holly-

**Conflict on South Africa Indicates Complete Rift**

Conflict between the Motion Picture Association of America and the Society of Independent Motion Picture Producers was clearly in evidence yesterday as Ellis Arnall, new SIMPP president, began a series of meetings here with others prominent in the organization to decide on measures to be taken in dealing with problems in the South African market.

SIMPP feels that the U. S. State Department is not adequately representing the interests of the companies and that other foreign countries and the U. S. Government should be pressing for a revised agreement.

Arnall is expected to remain in South Africa for a few days before returning to the United States.

**Hughes Aide Admits Bid, Denies Talks**

Hollywood, Dec. 29.—Sale of Hughes Tool Co. would not necessarily involve RKO or other Hughes interests, a spokesman for Hughes asserted here today. Citing Noah Dietcher, executive vice-president of the tool firm, as his authority, the spokesman said the reported deal for purchase of the company for $140,000,000 is neither confirmed nor in negotiation, although Dillon, Read & Co., New York investment bankers, has made offers at various times in the past.

**Philipine Import Slashes Omit Films**

Mincap, Dec. 29.—The Philippine government has decided to omit all foreign films from the list of films to be imported, as part of its policy to reduce foreign expenditure. The decision was made after a review of the foreign film industry and its contribution to the local economy.

FACTS

The government of the Philippine Islands has been facing criticism from various sectors for its dependence on foreign imports, particularly in the film industry. The decision to omit all foreign films from the list of imports is seen as a step towards self-sufficiency and reducing foreign expenditure.

**Hedge Hake Admits Bid, Denies Talks**

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House Probers May Bar Newsreels, TV

WASHINGTON—Dec. 29.—The feasibility of a "doubling" of the cable-newsreel business, television, radio and other types of information media—though not regular news reporters—from 250 to 500,000, led the National Un-American Activities Committee should be studied by the committee, according to Democratic Rep. Gerald N. Bordallo.

Representatives Mundt and Nixon said that "expert counsel selected from among the recognized legal experts in the country" should be brought in to determine this issue. This was one of eight recommendations made by the two congressmen for improving the committee's procedures.

The two also recommended stiffer penalties for violators.

All the procedural changes, they said, would give greater protection to witnesses and accused persons and should go into effect next year. Other recommended procedural changes include: A witness could be represented by counsel; sub-committee reports would not be made public until approved by the full committee; executive sessions would prevent open sessions; and witnesses could have a chance to defend themselves in an open hearing; pertinent questions would be asked of uninvited persons to the committee; helpful witnesses would have a chance to make a full statement at the end of hearings.

U.S. Hits Judge on Paroling of Ricca

CHICAGO, Dec. 29.—The government has attacked the order by Federal Judge Michael J. Igoe on Nov. 23 last that prevented the return of Paul Ricca, head of the Capone syndicate, to a Federal penitentiary as a parole violator. Arguments against the order were set forth in a brief filed by a U.S. attorney preliminary to an appeal to the U.S. Court of Appeals.

The government statement declared that the move in the case was that Ricca, who was paroled along with three other Capone gangsters, had not shown the administrative remedies since no hearing had been held on the parole board order which revoked the parole and warned him to the Igoe hearing

The court also erred in adopting Ricca's conclusion that the parole board had the job of making a decision on a case which, except that contained in the revocation warrant, the government held.

Candy Company Fined

CHICAGO, Dec. 29.—Sam Gertz, operator and manufacturer of the V. and V. Candy Manufacturing Co., has been fined $1,000 in U. S. District Court, here, because the company charged that unsanitary material was found in candy shipments to theatres in Indiana, Ohio and Nebraska.

Mickey Rooney Ill

Bosworth, Dec. 29.—Mickey Rooney was rushed to Bosworth Hospital and unable to complete his engagement at the RKO Boston, where he was making personal appearances.

Personal Mention

SAM L. SEIDELMAN, Eagle Lion foreign department chief, will leave here next week for Argentina.

JULES LAPIDUS, Warner Eastern division assistant to Ben Kalmden, distribution vice-president, is due back in New York this week from Boston.

JAMES R. SAVAGE, former Balaban and Katz publicist in Chicago, has joined the Chicago Tribune as a daily columnist.

JOSEPH GIRBAUD, formerly in theatre posts in New York and Los Angeles, has been named manager of the Crown Theatre, Hartford.

EDWARD B. ARTHUR of Fanchon and Marco has been elected to the board of the Chicago Business Bureau of St. Louis.

T. P. ABBATE has been transferred to the State Theatre, Denver, as manager, from the Lincoln in Kearney, N. J.

MANUEL ESPINOSA, head of Mexico's Operadora de Teatro circuit, is due to arrive here next week from Mexico City.

NORMAN MATHEWS, head of the Los Angeles circuit production department, has returned here from Caracas, Venezuela.

Two Pictures in 'B As Legion Rates 8


Essaness Loses House

CHICAGO, Dec. 29.—Inability to secure renewal of the existing 20-year lease, which expires Friday, on the 2,000-seat North Center Theatre, has forced Essaness to relinquish the whole of the Lincoln-Roebuck Co., owns the property and building, will commence operation of the house by the end of February. It has been under Essaness operation for 20 years.

$29,000 to Rogers Fund

CHICAGO, Dec. 29.—The sum of $29,000 was raised by the industry in the Chicago area as its contribution to the Will Rogers Memorial Fund. This was for prize money for the Mike Dale this week at the Variety Club. Ben Robins, Universal-International branch manager, conducted the drive. Other winners were John Bala- ban and George Bloom of National Screen.

Florida Opensings Are Set for 'Joan of Arc'

An opening on Sierra Pictures' "Joan of Arc" has been scheduled by RKO Radio in a number of Florida situations. They include the Paramount, Palm Beach and Colony, Miami Beach, Jan. 12, followed by Jan. 27, with special "Arc" at the Arcade, Jacksonville; Strand, Tampa; Capitol, St. Petersburg; Krait, "Labanaisse; also at the Miracle in Bradenton, Jan. 24, and Paramount, Atlanta, Feb. 10.

A 3-episode premiere for the film is scheduled for the art, Sarasota, Grand, Orlando; Lake, Lakeland; and Colony, Palm, Lauderdale. It will also open there on Feb. 6.

Set 7 'El Paso' Premiers

By arrangement with R. J. O'Donnell of Interstate Theatres, Texas, seven premieres of the Pine-Thomas color production for Paramount, "El Paso," will be staged in Texas and Oklahoma in March and April, Paramount reported here yesterday. World premiere will be held here on March 29, with stars of the film making personal appearances.

Isadore Hirst, 50

PHILADELPHIA, Dec. 29.—Funeral services will be held here Friday morning for Isadore Hirst, 50, founder of the theatre circuit bearing his name. It operated in Miami, Beach, Fla., where he was vacationing. He was a Variety Club member.

SIMPP - MPAA

(Continued from page 1)

New York until the SIMPP program is mapped and then he will proceed.

Heretofore, the two organizations worked closely in foreign matters, particularly in the area of sales management, the joint "staff" accord on a 45 per cent quota and the French film agreement. There were differences on the machinery involved in both pacts subsequently, however.

Arnall's recent verbal brushup in Eric Arneson, Michigan-based, on the domestic front and the partitioning of the ways on coping with problems abroad, seems the first step in defining a definite and complete rift between the two groups.

The feeling was expressed that Hartman, who was considered a director with the entire U.S. industry by the South African Government when he visits Johannesburg, will position the position of the independents not given full recognition.

In the MPAA announcement, Hartman is presented as a semi-organized that he would represent only the membership of that organization.

Actually, the exact nature of the cut-back on remittances from South Africa has yet to be clarified, but probably will cost U.S. companies on the Continent between $100,000 and $200,000 in key earnings. James Mulvey, president of Samuel Goldwyn Productions, also expressed an active part in setting the SIMPP plans.

Philippine Imports

(Continued from page 1)

by the Philippine government each year on theatre admissions that films were imported for all shows and semi-luxury items in 26 categories which will be subject to import cuts as high as 80 per cent beginning Jan. 1.

About six months ago, when word of threatening import restrictions against motion pictures reached here from Manila, the American distributors hastened to fulfill their Philippine quota requirements to forestall the ill effects of a possible import cut. Hence, even if films were included in the normal order along with automobiles, household goods, minor, perfumes, textiles, tobacco, but- ter, fountain pens, etc., the American film industry would not suffer for some time to come.

Peak Production in Mexico During 1948

MEXICO CITY, Dec. 29.—Mexican production this year far exceeded estimated expectations due to the general depression here, increased film financing difficulties and the Mexican market itself.

A roundup as of Dec. 18 discloses that a new high of 88 pictures was completed in Mexico in 1948, marking the first completed completion. Three of the latter probably will be finished by Dec. 31, and, if so, a new annual record of 91 pictures will have been established.

October Opening Set

Columbia's "The Return of Octo- ber," starring Edward G. Robinson, will have its New York premiere on Satur- day, Jan. 8, at the Mayfair Theatre.

MOTION PICTURE DAILY, Martin Quigley, Editor-in-Chief; Publisher, Sherwin Kane, Editor, Martin Quigley, Jr., Associate Editor; Published daily, except Saturdays, Sundays, and legal holidays of National and State of New York, New York City, and the Counties of Rockland, Sullivan, and Ulster, New York; Martin Quigley, President; Red Kain, Vice-President; Martin Quigley, Jr., Vice-President; Theu L. Sullivan, Vice-President and Treasurer; Leo J. Brady, Secretary; James P. Cunningham, News Editor; Herbert V. Feble, Advertising Manager; Gus H. Fassel, Production Manager; Hollywood Bureau, Yerba-Vine Building, William J. Weedon, Editor; Chicago Bureau, 122 South La Salle Street, Editorial and Advertising. Urban Farley, Advertising Representative; Jimmy Ascher, Editorial Representative. Washington, D. C. Office, 1005 Pennsylvania Avenue, William A. Albert, Manager. Other Quigley Publications; Motion Picture Herald; Better Theatres and Theatre Sales, each published every fourth week as a section of Motion Picture Herald; Exhibitor's Trade Review, each published every fourth week as a section of Showman's Trade Review; and Stage, each published every second week, $6 in the Americas and $12 foreign; single copies, 10c.
Swinging into a

HAPPY WARNER 1949 FOR ALL!

“Adventures of DON JUAN”
COLOR BY TECHNICOLOR

“ONE SUNDAY AFTERNOON”
COLOR BY TECHNICOLOR

“WHIPLASH”

“FIGHTER SQUADRON”
COLOR BY TECHNICOLOR

“DECISION OF CHRISTOPHER BLAKE”

“JOHN LOVES MARY”

“FLAXY MARTIN”

“SOUTH OF ST. LOUIS”
COLOR BY TECHNICOLOR

UNITED STATES PICTURE
Key City
Grosses

FOLLOWING are estimated picture grosses for current engagements in key cities as reported by Motion Picture Daily, correspondents. Estimates omit admission tax.

BALTIMORE

Holiday attractions and the holiday weekend boosted box office figures here to a better level than they have reached in several weeks. Capacity audiences on Christmas night and all day Sunday gave a strong start. Estimated receipts for the week ending Dec. 20:

BELLE STARR'S DAUGHTER (20th-Fox rerelease) — DAFFY (1,100) (32c-29c-26c). Gross: $4,700. (Average: $4,300)

IN THE NAVY (U-J)—VALENCIA (1,466) (26c-30c-36c-56c). Gross: $5,000. (Average: $1,300)

LAST DAYS OF POMPEII (RKO Radio) and SHE (RKO Radio re-release) — TOWN (1,450) (26c-30c-36c-56c). 2nd week. Gross: $9,700. (Average: $1,900)

ONE, SUNDAY AFTERNOON (WNE) — STANLEY (3,280) (26c-30c-58c-56c). Gross: $14,100. (Average: $6,700)

PALEFACE (Para.) — KEITH'S (2,404) (30c-36c-58c-56c). Gross: $3,800. (Average: $2,100)

RED SHOES (E-U) — LITTLE (380) (30c-1,20-1,30-41). Gross: $7,000. (Average: $8,400 as regular prices of 30c-52c-57c-77c)

ROGUES REGIMENT (U-J) — COLUMBIA (1,000) (26c-36c-45c-56c). Gross: $13,500. (Average: $14,500)

STRIKE IT RICH (AA-Mom.) — HIPPO-DROME (2,284) (26c-30c-56c-56). With a holiday stage show. Gross: $19,250. (Average: $17,200)

THAT WONDERFUL URGE (20th-Fox) — BAYTEX (1,900) (26c-30c-56c-56). Gross: $11,500. (Average: $11,750)

BOSTON

The weather is very cold with temperatures around the 15-degree mark. Several motion picture personalities are playing Boston this week, including Mickey Rooney, Janice Paige, Boris Karloff, Una O'Connor and Nita Talbot. Estimation for week ending Dec. 29:

ANGELS WITH DIRTY FACES (WB) — LAFAYETTE (1,723) (40c-80c). Gross: $1,130. (Average: $650)

ANGELS WITH DIRTY FACES (WB) — MAYWAY (1,253) (40c-80c-80c). Gross: $1,100. (Average: $900)

Review

Title: "Incident"

The story is a very sentimental one and should be suited to the seasons. The performances are weak in places and the setting and manner of doing is not up to date. The running time is 75 minutes, with general audience classification.

Jan. 23.
Crosby Again
Is Top Money
Making Star

leads M. P. Herald-Fame
1948 Box Office Audit

HOLLYWOOD, Dec. 30.—For the
fifth consecutive year exhibitors
of America have voted Bing Crosby
top money-making star in the
Motion Picture Herald—Fairfax
annual audit of box office
personnelities. No other star has
matched Crosby's record in the
17-year history of the theatre
owners' audit.

Betty Grable, who topped the
audits in 1943, finished second to
Crosby for 1948, as she did the previous year.
A. C. Abbott & Costello, missing from the
Top 10 Money-Makers for the pre-
ceding three years, were in third place
for 1948. They topped the box office
list in 1942.

Gary Cooper rated fourth, making his 16th appearance among the Top
(Continued on page 4)

New Extension of
Loop Run for 'Pit'

CHICAGO, Dec. 30.—Twentieth Cen-
tury-Fox has been granted an addi-
tional extension of eight days for “The
Snake Pit,” which was to have con-
cluded its eight-week run at the Gar-
rick here on Jan. 5. The extension was
granted by Federal Judge Michael
Igoe and uncontested by Thomas Mc
(Continued on page 4)

St. Louis Mayor To
Sign 5% Tax Repeal

St. Louis, Dec. 30.—Mayor Kauff-
mann will sign a measure to repeal
the five per cent amusement tax
here on Saturday. Repeal of the tax, which
has been in effect for one year, was
voted by the board of aldermen after
a favorable report by the board's leg-
sislation committee. For a while the
repealer faced a veto by the mayor.

U. S. Says 'Sloppy' House Anti-Trust Report
Echos Only 'Special Interest' Groups

WASHINGTON, Dec. 30.—Top Anti-Trust Division officials have
characterized the House Small Business committee's report on
tightening the anti-trust laws as
"sloppy and almost worthless".
One official said that "It was a very poor and inadequate job.
There was no attempt to do an intelligent, non-partisan study of
the loopholes in the anti-trust laws. They just listened to every
special interest group that yelled on their doorstep, and passed
along every recommendation that was made to them, whether the
recommendation had any merit or not."

Only suggestion of the committee considered likely to get early
Congressional action is the Kefauver bill, which has wide Admin-
istration backing. This measure would bar firms from acquiring
the physical assets of another company where the result substan-
tially lessens competition.

At present the Clayton Act bars only the acquisition of stock.

Express Rate Boost
Approved by ICC

WASHINGTON, Dec. 30.—The Inter-
state Commerce Commission today ap-
proved a new single nationwide ex-
press scale which will cost Eastern
and Southern shippers from 11 cents
to 99 cents per 100 pounds more than
they are now paying. Film distributors
and theatre owners are
among the agency's largest customers.

The increase will go into effect 30
days after Railway Express files the
proposed tariffs with the ICC.

The new nationwide scale takes the
(Continued on page 4)

Ellis Arnall Here
For Trade Briefing

Ellis Arnall, president of the So-
ciety of Independent Motion Picture
Producers, disclosed here yesterday
that he will spend several weeks in
New York to familiarize himself with
the film industry by way of con-
ferences with film production
companies and their representatives and a study
of domestic and foreign practices of
the business. Additionally, he said, he
will spend considerable time in Wash-
ington.

In a prepared statement Arnall as-
(Continued on page 4)

Television Link of 3,000
Theatres Seen by Skouras

Although visualizing "a lot of head-
aches and many stormy periods" ahead,
Spyros P. Skouras, president of 20th
Century-Fox, yesterday predicted the
use of theatre television to the
extent that it would be as
many as 3,000 houses showing
the same program simultane-
ously, increasing audiences
by 50,000,000 to
60,000,000 persons
and producing grosses
three or four
times greater than the present level.

Theatre television is "sure to come" and when the "headaches" are elimi-
ated motion pictures will form its
background, Skouras said in a luncheon
meeting here of the Radio Executives
Club at the Hotel Roosevelt.
The vast facilities of the new art will bring
many theatres, national and in-
ternational, unsurpassed shows which will
attract all," he forecast.

"Let us not take it for granted that
all is serene in the amusement
and entertainment world," he cautioned.

"Television is going to give us many
many headaches and many ups and
downs. We are tinkering with no mere
lilting gadget or passing fad of the
times. We have on our hands a mighty
gigantic and until it is fully developed it
will plague us and upset us.

"Meanwhile, motion pictures will
serve as the greatest medium of mass
erertainment," Skouras said in his
informal address. "The film industry
is ready to lend its experience and
resources to television," he added.

See Tax Dep't
Spoiling Benny
Shift to CBS

Expected To Rule It Is
Not Capital Gains Deal

WASHINGTON, Dec. 30.—Internal
Revenue Bureau has decided that
Jack Benny's transfer from Na-
tional Broadcasting to Columbia
Broadcasting cannot be treated
as a capital gains basis in a reliably
reported ruling which would mean that
Benny would have to pay the straight
income tax if he carries on his new
deal with CBS.

He could appeal, it is believed, or
perhaps he would likely, work out a
new arrangement.

The Bureau is said to be putting the
matter on a number of similar deals
involving radio and motion picture
stars, holding that the item to be sold
must be property and not personal
service in order to exempt the seller

(Continued on page 4)

Ted Gamble-Standard
Deal Formally Set

MILWAUKEE, Dec. 30.—Ted R.
Gamble formally closed the deal here
today by which he acquires a half
interest in Standard Theatres, South-
ern Wisconsin circuit of approximate-
ly 30 houses. L. F. Gran, who will
continue as general manager of the
firm, and James Coston of Chicago,
hold the balance of the stock.

Gamble reportedly will negotiate
with Woston for the latter's inter-
ests in unidentified theatres in
Indiana and Illinois. Coston is Warner
Theatres zone manager in this area.
Personal Mention

ARTHUR H. LOCKWOOD, Theatre Owners of America president, has returned to Boston from New York.

JULES WELL, Masterpiece Productions president, has returned to New York from Los Angeles and San Francisco.

HERMAN RIFF, M-G-M assistant Eastern sales manager, will leave Boston today for New York.

LOU J. KAUFMAN, Warner circuit executive, returned to New York yesterday from Cleveland.

ROBERT BERTRAM has sold the Iowa Theatre in Schleswig, Iowa, to HOWARD BAYER.

R. M. SAYERS, Astor Pictures president, has left here for the Coast.

MPAA Preview Units To Hear Mrs. Wilkinson

Frances Farmer Wilkinson, sociologist, will deliver a lecture on “The Movies (sic) and How They Affect Us” before the Los Angeles preview committee of the Motion Picture Association of America at the Preview Theatre here on Jan. 24.

The preview committee represents 17 national organizations and community groups and has a total membership of from 10,000 to 20,000,000.

Johnston Back Jan. 10

WASHINGTON, Dec. 30. — Motion Picture Association of America president E. A. Johnston is not expected back here from Spokane until some time after Jan. 10 or 12. He is visiting his cousin's, the Los Angeles Chamber of Commerce Jan. 26.

Truman Plugs Television

WASHINGTON, Dec. 30. — Motion Pictures Association of America president E. A. Johnston mentioned that television played a very important part in the election and that his only regret was that it had not reached more people.

FTC ‘Col. Blimp’ Ad Case To Open Here

WASHINGTON, Dec. 30. — Hearings on the Federal Trade Commission’s complaint against United Artists, charging misrepresentation in the advertising of “Colonel Blimp,” will definitely get under way next week in New York, FTC officials said.

They said a hearing is set for Jan. 6 and that FTC witnesses will testify. The FTC case is expected to be a lengthy one, with defense witnesses not appearing for some time.

Tradewise...

By SHERWIN KANE

IT is most reassuring to observe in the new product the economy effected within the West Coast studios during the past year has not deprived the quality of the pictures made there.

In fact, it is not unusual nowadays to find actual improvement in the quality of many pictures produced at lower costs over that which, until recently, was standard for pictures produced at much higher costs.

There has existed and, in some instances both inside and outside the industry there continues to exist, a belief that Hollywood production costs could not be pared without a sacrifice of picture quality.

That belief stemmed mainly from lack of familiarity with what had happened to production budgets during the war years and the immediate postwar period. Neither did it take into account the large proportion of such budgets which represented sheer waste—production expenses which brought nothing and added nothing to that which ultimately appeared on the screen.

Shooting scripts for top budget productions up to a year ago commonly consisted of 150 to 180 pages. That, despite the fact that it was generally realized that in final form the intended release length of the picture would not and could not accommodate more than approximately 125 pages of shooting script.

Moreover, inadequate and faulty production preparations commonly held actual shooting to less than two script pages per day, and the half-page a day was no rarity.

Today, for example, at Universal “A” picture scripts are down to 120 pages and near that at other studios.

Today, the shooting of four to seven pages of a script daily is not uncommon.

This represents tremendous savings, not only in wages, but also in raw stock, lights, cutting, editing and many other phases of production costs.

And still the same, or better, picture quality is being delivered to the screen.

The proof is in the pictures you are seeing now and will be seeing in the months to come.

The new product is not, as many feared, cheap stuff or thinly disguised “B’s.”

Even in an age of production efficiency such as is being bred in Hollywood today, top producers, directors, writers and writers, fine story properties and excellent supporting casts, do not combine to produce a “B” picture.

When you look at the new product, the hallmarks of quality will not be found missing.

There is enough of it in sight already to reassure the doubting.

Enough to spell Good News for the industry in the New Year.

By participating in American Brotherhood Week, Feb. 20 to 27, American theatres can perform one of the most vital services to their communities and to the nation that the times afford.

American Brotherhood Week is a campaign against bigotry.

It is a time during which appeals are made to reason and to the innate decency in all men to purge themselves of meanness and if, by they there, of hatreds. It endeavors to do more, by inspiring men of goodwill to work against bigotry wherever it is encountered, by persuading them to convert to Brotherhood any who harbor the poison of prejudice.

It serves the very essence of American unity, for nothing weakens a united America more surely than bigotry. Therefore, the work of the National Conference of Christians and Jews, sponsor of Brotherhood Week, is the highest type of Americanism.

The campaign within the industry this year is headed by N. E. DePrince, president of RKO.

His committee will make available to theatres throughout the country complete campaign material. Theatres are asked to employ it to the best advantage, to show the Brotherhood Week film subjects and to obtain at least 10 new members whose contributions to the NCCJ shall be at least $1 each.

That is a small price to pay for service to the nation, for the respect and goodwill of the best elements of every community, and the good name of your industry.

Tradewise wishes you a healthy, happy and prosperous New Year.
**Reviews**

**“Wake of the Red Witch”**

(Repub)

A ROUSING, two-fisted sea yarn has been given a handsome production treatment and the further bolstering of a large and competent cast headed by John Wayne, Gail Russell, Gig Young, Adele Mara and Luther Adler. The material, derived from the stories of romance, is a bit light before, but the relative ambuscades of the production weighs in its favor. Adapted to the screen from Garland Roark’s best-selling novel of the same name, it is certainly not a work of literature. But it is a smart, pulse-promising,商业-commercial promise. Merchandising angles for the exploitation-wise exhibitor are unlimited.

The story for the most part concerns the rivalry of two men over one woman, and when the situation becomes the vehicle for a series of incidents that have staged in powerful patterns of action. Largely through flashbacks the audience sees how the ruthless enmity arose between the two. It evolves that both Wayne and Young, crossing paths by a mutual lust for gold. This jealous opposition between them, however, flared into intense hatred when Wayne, through manipulation, married Miss Russell, knowing that she loved Wayne, but that he, Wayne, captain of a gold-bearing ship owned by Adler, deliberately sinks the vessel. His motives, it seems are inspired partially by revenge and partially by the desire for the gold. There ensues a sadistic, cat-and-mouse game by both rivals for the gold, and in the finale, Wayne goes to his death diving for the treasure.

The picture contains many sequences that make for arresting drama of the swashbuckling variety. There are rugged brawls aboard ship; a sea-rescue in shark-infested waters; nautical ceremonial on a Polynesian island; and a life-and-death undersea struggle by Wayne with an octopus that guards a chest of sacred pearls.

Wayne's performance has a rugged, masculine appeal, while Adler's figure of malevolence and cynical smirking reminds one of the partnership between Miss Mara and Young has the happy ending to satisfy the fans.

The picture’s title derives from the name of the ship. Edmund Grainger was associated with Wayne as director, from a screenplay by Harry Brown and Kenneth Gamet.


**MANUEL HERBSTMAN**

**The Sun Comes Up**

(Metro-Goldwyn-Mayer)


TO get the utmost yield from this oddly compounded Technicolor attraction, exhibitors appeared obliged to pair Jeanette MacDonald and Lassie on their marques, for it is their quite different followings that support it for it seems most likely to be recruited.

Claude Jarman, Jr., shares prominence with the singer and the dog, and Percy Kilbride sparks the proceedings vitally as a country storekeeper, while Lloyd Nolan and Lewis Stone are present in minor roles. Fact that the story is by Marjorie Kinnan Rawlings, author of “The Yearling,” also may have box-office value. The attraction clearly needs pin-point exploitation to accomplish its mission.

Miss MacDonald portrays a concert singer whose adolescent son’s accidental drowning prompts her to his devotion to his dog, Lassie. Griefstricken, she abandons her career and seeks isolation in a mountain community near Atlanta, where her anti-pathy toward children is broken down by Lassie, who, in an orbit of his own, is known as an orphan. With the help of New York, one in Washington, one in Boston and one in Philadelphia.

**Windsor Asks Look At 20th-Fox Papers**

WASHINGTON, Dec. 30—Latest move in the war between the Windsor and Wallbrook theatres of Baltimore is a motion to eject a number of district court here today by the Windsor.

The Windsor seeks authority to inspect any papers in the possession of 20th Century-Fox Film Corp., against which any Wallbrook official asks the distributor not to give the Windsor films or showings on the operation of the Windsor.

The Windsor originally filed a $600,000 suit against the Wallbrook, its officers, and six major distributors, asking 20th-Fox and Paramount. When it reached an out-of-court settlement with the former, the Wallbrook sued 20th for breach of contract. The Windsor three others in suit, and it is in this suit today that motion was filed.

A court settlement in the original suit has also been reached with the Paramount. The original suit still is pending here against the four distributors whom agreement has not been reached.

**Trans-Lux Negotiates For SRO Features**

In line with Trans-Lux Theatres plans to switch the policies of all but one of its several theatres from newspaper to in-person selling, Charles Arnall, circuit’s vice-president, conferred here yesterday with Selznick Radio Theatrical sales executives. The SRO office here reported “no deal closed yet” for product to be shown in the Trans-Lux houses.

Arnall plans to continue the directed policy at only the Trans-Lux Theatre on Broadway here. Homes slated for the circuit’s long-range selling policy are those in New York, one in Washington, one in Boston and one in Philadelphia.

**Dr. Greenfield, ITOA Founder, Dies in N.Y.**

Funeral services will be held this morning at the Midtown Chapel here according to Dr. David Greenfield, New York exhibitor and a founder of the Independent Theatre Owners Association of New York, who died Wednesday.

Survivors included a son, Leo, salesman for Universal-International, and a daughter, Sylvia, who is associated with the Monro Greenthal Advertising Agency here.

**Canadian Premiere Of Joan Set for Jan. 21**

MONTREAL, Dec. 30.—The Canadian premiere of Sierra Pictures’ “Joan of Arc” has been set for the Theatre here Jan. 21. Civic officials and other notable will be in attendance.

RKO Radio has also set a Feb. 1 opening at the University Theatre, Toronto.

**“Gun Smugglers”**

(RKO Radio)

TIM HOLT pits himself against the cunning of a group of outlaws who go in for hijacking army goods in the RKO Western. Plenty of action and excitement of the standard variety round out the situations, making the film a satisfactory item in its classification.

Richard Thorpe directed smoothly from a script by William Ludwig and Margaret Pitts.

Running time, 62 minutes. General audience classification. For January release.

**Ellis Arnall Here**

(Continued from page 1)

asserted that SIMPP’s principle of U.S. State Department representation of the industry in dealing with foreign governments will be applied to the industry by the Department by the 50 per cent of film revenues in South Africa.

"It is our position that the State Department of our Government should insist that the Government of the Union of South Africa change its policy as previously at this point, and non-discriminatory importation of American-produced motion pictures and the elimination of unfair currency remittance restrictions."

When reached at his Waldorf-Astoria Hotel suite here, Arnall was asked about his being questioned by acquiring the public with industry affairs would help break what he terms "monopolies."

"Public opinion is a great instrumentality in getting anything done, " he answered, Arnall expressed the view that the position in any controversy, results are achieved through either legislation or court action.

He had said that he intended to take up the issue of monopoly in the theatre business on "quite a few" radio programs, as well as announced broadcast of "America’s Town Meeting of the Air." He said he would threaten any else capable of talking on the subject. He said his invitation to Eric A. Johnston, president of the Motion Picture Association of America, asking him as a guest for "Theatre Features" of motion pictures in films, not a "debate." Johnston declined the invitation.

**Nat’l Theatres Sets ‘Dimes’ Collections**

For the first time in three years, “March of Dimes” collection of SRO theatres will be circulated in the theatres of a major motion picture circuit, when the annual polio fund campaign rolls throughout the country next month. Charles Skouras, president of National Theatres, has agreed that his circuit will take collection envelopes as a "service in view of the severity of the 1948 polo epidemic—the greatest since 1943."

Skouras’ action was reported by Basil O’Connor, president of the National Foundation for Infantile Paralysis, announcing that the “March of Dimes Motion Picture Theatre Week” would be held Jan. 24-31. The foundation’s annual drive from Jan. 14 to Jan. 23, O’Connor said Skouras’ organization was the first major circuit to permit local theatre managers to have audience collections if they wished. While many independent theatres and small circuits have taken audience collections as part of "March of Dimes" since the National Foundation was established in 1938, major circuits, since then, have not permitted the showing of "March of Dimes" trailers.

**M-G-M Cole Appeal**

(Continued from page 1)

case to the U. S. Court of Appeals.

Asking whether this step had been decided as a matter of industry policy, Mr. Cole, with a note suggesting that it reflects only the policy of Loew’s. The appeal must be taken in 10 days after a retrial is denied.
**Review**

**"Trail to Laredo"**

*(Columbia)*

Once again Charles Starrett as the Durango Kid is at work with his black-gold mask, reversing injustices in traditional Western style. When he arrives on the scene in this standard boots-and-saddle drama the townspeople are not sure whether he is on the side of the outlaws or the law. Action sequences of many types, including fistscuff, stagecoach holdups, and shootouts, are well done;

**Crosby Top**

*(Continued from page 1)*

10. He was in fourth place last year also.

The Hope followed Cooper, the sixth time Hope has won a place among the leaders. Humphrey Bogart, Carol Bruce, Carey Tracy and Ingrid Bergman followed in that order, completing the first 10 Money Makers at the 1948 box office.

In the Western category, Roy Rogers was awarded first place by the reviewers. That is closely followed by Gene Autry. In the wake of the leaders came, in order, Arthur Lake, Bob Steele, Gail Davis, Ray Nazarro directed.

Running time, 54 minutes. General audience classification.

**Broadcasting's '48 Revenue: Up 6.5%**

WASHINGTON, Dec. 30.—The National Association of Broadcasters today estimated that the broadcasting industry's 1948 revenues will be up 6.5 per cent over the 1947 figures. Operating expenses are up 10 per cent.

These are revisions of earlier NAB estimates based on the basis of unofficial figures of the Federal Communications Commission. At that time, the NAB said revenues would be up 7.4 per cent.

Today, on the basis of final FCC figures, the NAB said all gross revenues could be up from $3,500,000 in 1947 to $3,986,000 this year, while expenses went up from $212,200,000 to $233,200,000.

**25 Variety Tents To Preview AA 'Bad Boy'**

DALLAS, Dec. 30.—Col. William McCraw, executive director of Variety Clubs International, will leave here Sunday on a nation-wide tour of 25 Variety Clubs to present the first print of "Bad Boy," Allied Artists' recently completed feature on juvenile delinquency correction which was produced by the Variety Clubs in behalf of the theater organization.

Beginning Jan. 6, film will be shown for free for use by exhibitor members in Minneapolis, Pittsburgh, Philadelphia, Baltimore, Washington, New Haven, Boston, Buffalo, Toronto, Detroit, Grand Rapids, Chicago, Des Moines, Omaha, Atlanta, Charlotte, Memphis, St. Louis, Indianapolis, Columbus, Toledo, Cincinnati, finishing in Dayton Feb. 8.

**Illusion to Siritzky**

French producer P. Albert has granted Siritzky International Pictures, Inc., the U. S. and Canada distribution rights of his reissued, "Grand Illusion" which was released here yesterday. Picture has been booked into the New York Elysee for late January opening.

**Express Rate Boost**

**(Continued from page 1)**

rates now in effect West of the Mississippi and applies to the South and East as well. Rates in those two areas are 11 cents to 99 cents below the Western rates, depending on the length of the haul.

**Tax Dep't, Benny**

*(Continued from page 1)*

from the higher personal income tax. CBS, which gave the practice its first prominence, was approved as a capital gains transaction by the tax departinent which ruled that the fictional characters on that show constituted a capital asset.

The general belief is that few performers can so classify themselves in such a fashion and obtain the approval of the Bureau. The tax gains rate is 25 per cent, as compared to personal income tax scales of up to 75 per cent.

CBS paid in the neighborhood of $4,000,000 for the incorporated Benny.

The Bureau is reported ready to issue a ruling Monday in which it will declare that deals like Benny's, where the actor essentially is selling his talents, are subject to income tax and not capital gains taxes.

**Aware of Tax Issue in Deal, Says AE Counsel**

Dec. 29, 1948. Acquisition of Amusement Enterprises, Inc., by Columbia Broadcasting, entailing a shift of the Jack Benny program to CBS, is a capital gains transaction consummated with full awareness of necessary conformity. As a condition of the deal, it was pointed out today by Loyd Wright, attorney for Amusement Enterprises, that the company is impressed confidence that an eminent tax counsel would see any misunderstanding with respect to payment of the tax on income by Benny or any other party to the transaction.

The statement issued by Wright listed other radio shows, pictures, and plays produced by Amusement, and indicated that Benny will continue to receive his compensation from American Tobacco Co., as in the past.

**3 Bandits Sentenced in Phila. Holdup**

PHILADELPHIA, Dec. 30.—Three Philadelphia bandits have been sent to the Eastern Penitentiary after pleading guilty before Judge Joseph Slaymaker to indictments charging them with the armed holdup of Robert Suites, manager of the Overbrook Theatre. The sentence of the three robbers were given sentences of three to 10 years, while the third, who was on probation, was given 10 to 20 years. The amount stolen, representing a day's receipts, was $213.