

Ruling of Court has Lib Flavor

The Atlanta Journal; June 16, 1972; pg. 2C,1

Must Prove Services Court Tells Doctor

The Atlanta Journal; November 11, 1972; pg. 4C,2

Loser in DeKalb Appeals Decision

The Atlanta Journal; December 20, 1972; pg. 2B,1

Recording Devices Allowed in Court

The Atlanta Journal; February 4, 1974; pg. 2A,7

Court Official Hit for Jury "Laxity"

The Atlanta Journal; March 8, 1974; pg. 14A,1

Prentice Palmer

Americus Judge Seeks New Post

The Atlanta Journal; April 5, 1974; pg. 38A,4

Prentice Palmer

Criteria for Juries Expanded by Court

The Atlanta Journal; April 25, 1974; pg. 10E,1

Prentice Palmer

Jack Dorsey Qualifies for Appeals Court

The Atlanta Journal; June 10, 1974; pg. 2A,4

Dorsey Leads In Race for Appeals Court

The Atlanta Journal; August 14, 1974; pg. 19A,1

Raleigh Bryans

# Ruling of Court Has Lib Flavor

Citing "the progress made by women concurrent with raising their hemlines from the floor-sweeping hobble skirt to today's eye-catching mini-skirts." Judge Saul Clark of the State Court of Appeals ruled Thursday that two women were entitled to new trials after being denied damages for injuries suffered by their husbands.

The two similar cases raised the question: Is a wife whose husband is injured by a defendant who admits liability entitled to compensation for loss of consortium?

Consortium is defined as the status and rights of marriage. Originally it referred to a husband's rights, but now means the reciprocal rights of both husband and wife.

**THE CASES** arose after Annie Dell Smith, 36, and Rosa May Smith, 26, were denied new trials by the Superior Court of Gwinnett County. Their legal actions grew out of a car accident in which both their husbands were injured and the Tri-State Culvert Manufacturing Co. of Lawrenceville admitted liabilities for the injuries.

In separate cases filed by attorney Guy D. Scott Jr. of Athens, the women claimed to have "suffered the loss of love, services and companionship of their husbands and all of the good and valuable services ordinarily flowing from husband and wife relationships."

For the "loss of love, services, society, sex or consortium... caused by the defendant's negligence," the women asked for a total of \$90,000 in compensation from the manufacturing company.

Attorneys for the company contested any compensation claiming that in each case there were no damages recoverable by the wife. The jury agreed and returned verdicts for the defendants on Nov. 4, 1971. An appeal for a new trial was rejected on Feb. 24, 1972.

**ATTORNEY** Scott accused the all-male jury of undue bias and prejudice. In his opinion, Judge Clark noted, "In today's world with the advent of the women's liberation movement there may be some men re-

sentful of female clamor for independence with their accompanying complaint of alleged sex discrimination and demands for freedom from alleged masculine domination, but we cannot regard the adverse verdicts to be manifestations of male chauvinism."

However, Clark cited a case in Georgia, where a jury composed of a lone male and 11 women, returned a verdict of \$45,000 for a husband, but not a cent to his wife in her separate action for loss of consortium. Judge Alexander Lawrence of Savannah ruled that the wife was entitled to a new trial.

In the Smith cases, Clark found that past decisions indicate that women are entitled to compensation for injuries suffered by their husbands and ruled the women are entitled to new trials.



Associated Press Photo

## CRASH IN INDIA KILLS U.S. EXEC

Pittsburgh — Carlisle P. Myers, president of Westinghouse Electric Corp., and his wife, from Pittsburgh, were among 84 persons reported killed in the crash of a Japan Air Lines plane near New Delhi.

# Land Order

By JIM W...  
A county has zone its land, by use to issue a use permitted un regulations. De was told Friday.

In a 6-1 decis...  
gia. Supreme C DeKalb to issue a stone crushing op of Covington High

The permit, June 12, 1970, n requirements ur regulations, but those adopted by July 28, 1970, the

The court u versed, a DeKa Court judge w missed a comp the county by W Henderson Hawl Gifford-Hill Co.

**IN SEPARATI** company, Kelly son had asked force the county permit.

Gifford-Hill, 1

# Blackburn Labels McGovern as Wild

By DON WINTER  
Journal Washington Bureau

WASHINGTON — U.S. Rep. Ben Blackburn of Decatur was frankly perplexed at the enormity of proposals outlined by Democratic presidential front-runner George McGovern Friday at a meeting of the Joint Economic Committee.

McGovern came before the committee chaired by Sen. William Proxmire, "D Wis., to explain in detail some of the reforms suggestions he has been making during his campaign.

Blackburn, a member of the committee went to the hearing loaded for bear. But as the session dragged on Blackburn was overwhelmed by the McGovern proposals, commenting during a break, "he's as mad as a March hare."

What disturbed Blackburn was the far-reaching nature of the proposals he was listening to. "He wants to take a meat ax and go to work on the body economic. A surgeon's knife would be more appropriate," Blackburn said.

cut: That aircraft carries stationed in the Mediterranean may be vulnerable, that NATO partners should bring their forces up to scratch and thereby ease the burden on the United States.

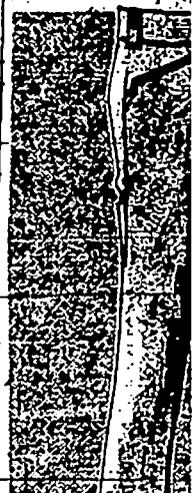
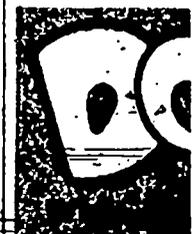
Blackburn, however, is not convinced the United States should go ahead an act unilaterally on those assumptions.

And so he found himself listening uncomfortably as McGovern laid the groundwork for the rest of his campaign year.

Blackburn called McGovern's proposals "mad" but obviously, he found them more disturbing than any outright crazy scheme could ever be.

# FDA to Urge Ban on DES For Livestock

OPEN DAILY  
10 TO 10;  
SUNDAY  
12 TO 6



Brothers are invited to meet  
**JIMMY W. WADDLE, W.M.**  
 C. N. MIZE, Sec'y.  
 with us.

**LEGAL NOTICES**

**NOTICE OF FILING**

The application of television station WQXI-TV, Channel 11, Atlanta, Georgia, for renewal of its license to operate in the public interest is required to be filed with the Federal Communications Commission no later than January 2, 1973. Members of the public who desire to bring to the Commission's attention facts concerning the operation of this station should write to the Federal Communications Commission, Washington, D.C. 20554, not later than March 2, 1973. Letters should set out in detail the specific facts which the writer wishes the Commission to consider in passing on the application. Television station WQXI-TV is licensed to Pacific and Southern Company, Inc., whose officers and/or directors are DeSales Harrison Jr., Heywood Fox, Paulle E. Harrison, James G. Rogers, Kent Burkhardt, George B. Hagar, Jazzer Emanuel, Kenneth E. Palmer, C. Edgar Gilliam Jr., Louis Faust, Alan S. McDowell, Donald M. Roberts and Harold J. Richards. The stock of the corporation is owned by Pacific and Southern Broadcasting Company, Inc. Copies of the license renewal application and related materials will upon filing with the Commission, be available for public inspection at the studios of WQXI-TV, 1611 West Peachtree Street, N.W., Atlanta, Georgia, between the hours of 9:00 AM and 5:00 PM, weekdays.

**ATLANTA HOUSING AUTHORITY**  
 Nov. 7, 1972

**INVITATION FOR BIDS**

The Housing Authority of the City of Atlanta will receive bids for the purchase of 5,000 rangehood fan units and related materials until 2:15 p.m., E.D.S.T. on the 7th day of December, 1972, at the Atlanta Housing Authority Modernization Office, 357 Forrest Avenue, N.E., Atlanta, Georgia 30306, at which time all bids will be publicly opened and read aloud.

Proposed forms of contract documents, including specifications, may be obtained at the office of Mr. John Ward, Assistant Director of Housing for Maintenance and Improvements, Atlanta Housing Authority, 824 Hurt Building, Atlanta, Georgia 30303.

A certified check or bank draft, payable to the Housing Authority of the City of Atlanta, U.S. Government Bonds, or a satisfactory bid bond executed by the bidder and acceptable sureties in an amount equal to five percent of the bid shall be submitted with each bid.

The Atlanta Housing Authority reserves the right to reject any or all bids or to waive any informalities in the bids received, whenever such rejection or waiver is deemed, in the sole discretion of the Atlanta Housing Authority, to be in the interest of the Authority.

No bid shall be withdrawn for a period of thirty (30) calendar days subsequent to the opening of bids without the consent of the Atlanta Housing Authority.

**THE HOUSING AUTHORITY OF THE CITY OF ATLANTA**  
 By: **LESTER H. PERSELLS**  
 Executive Director

**INVITATION FOR BIDS**

The Housing Authority of the City of Atlanta, Georgia, will receive bids for the furnishing of all materials required for approximately 1188 accordion type closet doors for installation by A.H.A. employees at existing projects GA. 6-21, Gilbert Gardens.

Sealed bids will be received until 2:00 p.m. local time on the 7th day of December, 1972, at The Atlanta Housing Authority Modernization Office at 357 Forrest Avenue, N.E., Atlanta, at which time and place all bids will be publicly opened and read aloud.

Specifications and conditions may be obtained at the office of Mr. John Ward, Assistant Director of Housing, 824 Hurt Building.

The Housing Authority of the City of Atlanta reserves the right to reject any or all bids and to waive any informalities in the bidding.

**HOUSING AUTHORITY OF THE CITY OF ATLANTA, GEORGIA**  
 By **Lester H. Persells**  
 Executive Director

reasonable approach to maintain its stability.

However, I, as chairman-elect, could not support any tax program which would be unfair and unconstitutional as far as our citizens are concerned."

**GUHL ADDED** that he was requesting the county's legislative delegation to oppose any legislation which would tax DeKalb residents on their wages.

**Korean President Calls for Election**

**SEOUL (AP)** — President Chung Lee Park called an election for Dec. 15 to select the 2,359 delegates for the National Conference of Unification that will choose a president for South Korea.

The conference is expected to re-elect Park before Christmas. His new constitution, approved by a landslide in a national referendum, extended the presidential term to six years and removed the restriction holding him to three terms.

**MUST PROVE SERVICES COURT TELLS DOCTOR**

The Georgia Court of Appeals has ruled that a doctor who goes into court to collect a fee must prove the value of his services.

The ruling came in a Fulton County civil court case in which the judge ordered a defendant to pay a \$810 bill.

The appeals court reversed the ruling, saying that there was "no proof submitted as to the ordinary and reasonable value of the services."

The ruling went against Dr. R. P. Jackson, Jackson Medical Center of Atlanta. He had billed George Culverhouse, 165 Ridge Ave., NW, for treating Mrs. Culverhouse in 1970.

Culverhouse, according to court records, refused to pay the bill on the grounds that he and his wife were separated at the time.

Miami	75	57	.13
Minneapolis-St. Paul	29	19	
Montgomery	68	58	
Nashville	7	40	1.35
New Orleans	70	61	
New York	50	45	
Omaha	41	20	
Oklahoma City	47	31	.03
Philadelphia	51	36	
Pittsburgh	41	33	.04
Portland, Ore.	71	44	
Reno	43	41	
Richmond	49	25	
St. Louis	57	40	
San Francisco	48	31	
Savannah	66	51	
Seattle	64	42	
Spokane	45	38	.19
Tampa	70	51	
Washington	57	42	
*Highest temperature past 24 hours: R			
*Rainfall to 7 a.m.			
*Lowest temperature past 24 hour.			

**WEATHER**

**AROUND THE WORLD**

Temperature and weather summary:

City	Time	Temp.	Recent Weather
Amsterdam	1 a.m.	39	Cloudy
Antwerp	7 a.m.	41	Clear
Berlin	1 a.m.	39	Drizzle
Brussels	1 a.m.	36	Cloudy
Casablanca	Midnight	48	Clear
Copenhagen	1 a.m.	43	Rain
Dublin	Midnight	43	Rain
Geneva	1 a.m.	25	Fog
London	Midnight	48	Cloudy
Madrid	1 a.m.	41	Clear
Moscow	1 a.m.	12	Cloudy
Paris	1 a.m.	28	Clear
Peking	8 a.m.	25	Smoke
Rome	1 a.m.	72	Clear
Saigon	8 a.m.	77	Cloudy
Stockholm	1 a.m.	37	Cloudy
Sydney	10 a.m.	63	Cloudy
Tokyo	9 a.m.	48	Cloudy
Vienna	1 a.m.	36	P.C.

Pan American temperature and precipitation summary:

Weather at 8 p.m. Highest temperature last 12 hours. Lowest temperature last 18 hours. 24-hour precipitation ending 8 p.m.

Bermuda	Drizzle	74	70	.31
Kingston	F.C.	91	75	
Mexico City	Cloudy	82	48	
Nassau	P.C.	77	72	T.

Temperature and precipitation summary:

Weather at 5 a.m. PST. Highest temperature yesterday. Lowest temperature last 12 hours. Precipitation for 24 hours ending at 5 a.m. PST.

Anchorage	.22	.19	T.
Honolulu	.81	.63	T.

The vacant posts year terms in the final structure of councilmen and mayor.

Baldwin, a servitor for Julian Harrison Rome, has qualified re-election. Other for the councilmen Ed. M. Elliott Sr., vice of the peace, S per, employed by Construction Co., and A cr, employed by Re in Rome.

The election is not and the two vacancies filled for a two-year the two candidates the highest number of

**FUNERAL NOTICE**

- Banzhaf, Mr. John C
- Bell, Mr. H. Grover
- Blanton, Mr. Charlie
- Brush, Mrs. Elizabeth
- Chapman, Mr. Ben I
- Crook, Mr. Larry W.
- Davis, Mr. Arthur J (Stormy), Jr.
- Fernander, Mrs. Kai
- Foster, Mr. William
- Hensler, Mrs. Frank G. (Estelle)
- Jackson, Mr. Grover
- Jordan, Mrs. Lillie
- Knight, Mr. Stevie I
- Land, Mr. W. J. (Bill)
- McBurnett, Mrs. H. (Eleanor)
- McGarity, Mr. S. B.
- McKown, Mrs. C (Sophie)
- Medlin, Mr. Albert
- Miller, Miss Lilla O.
- Mullins, Mr. Edward
- Pace, Mr. Harvey A
- Parker, Mr. H. Ke and Starnes, Infa Bryden
- Roberts, Mr. John (Cadillac)
- Rodriguez, Mrs. Dal
- Staton, Mrs. Azzie
- Sturgies, Mr. Percy
- Thullen, Mr. Robert
- Watkins, Mrs. Guss
- Wilson, Mrs. Jake

Continued in Next C



Associated Press Photo

**HOLLYWOOD MODEL**—Los Angeles—Ken Rucker puts the finishing touches on a model ship that will be used in an upcoming motion picture. After he spends up to three months building these scale-model vessels, they are demolished in a movie studio tank. Rucker has built models for more than 30 Hollywood movies.

## Loser in DeKalb Appeals Decision

J. C. Rary, the defeated Republican candidate for DeKalb County ordinary, has returned to court in an attempt to bar his Democratic opponent from taking office.

Rary filed notice with the State Court of Appeals that he will challenge a Dec. 8 decision by Fulton County Superior Court Judge Claude D. Shaw validating the election of Marion Guess Jr.

Shaw, presiding in the case as judge of an adjoining circuit in accord with state law, overruled Rary's claims that Guess' election by a 193-vote margin stemmed from irregularities in the vote count.

Shaw also ruled that Guess met legal requirements by practicing law for three years before his Nov. 7 election.

The Rary challenge, which must be supported by additional documents within 20 days, disrupted plans to swear in Guess at 3 p.m. Thursday, incumbent Ordinary Katherine Mann said.

Judge Mann said Wednesday she would check with county legal authorities to determine if the ceremony can take place as scheduled. State law requires newly elected officials to take their oaths before assuming office Jan. 1.

## Thevis Hires Donahue, Says 'Skin' Trade Over



Clayton and Gwinnett on the the two aren't helping finance the usit system, but their members uring next January.

## Proposed

ty senator has introduced a bill the state Senate by five members atives by 27 members "to assure te government."

bill also proposes a longer legisla- ure deems it necessary. Warren e session to begin on the second nize, and then reconvene on the to consider legislation. April 30 the legislators could meet.

ld allow the legislature to meet t the present law allows.

## Milk-Pricing Bill

ion of a milk pricing bill may get ne time this week, Rep. Ted Hud- id and a similar House bill, d not be pursued.

an into heavy opposition, Senate eir bill, which easily passed the esale milk prices be posted with rtment. Sponsors hope that dis- s and rebates will allow public m.

## nsidered

nday to reconsider its decision tax exemption for poor, elderly

ust go through the House Rules e the floor for another vote, was relief statewide, but as passed

The Senate has overwhelmingly approved a bill which would make it a felony to alter serial numbers on firearms.

The bill, by Sen. Hugh Carter of Plains, also specifies that a person who is convicted of altering gun serial numbers or of having such a gun in his possession will be imprisoned for one to five years.

## House Honors Former Speakers

The House honored its six living former speakers Monday amid speech making and repeated standing ovations. The six are Roy V. Harris, who served from 1937-1940 and 1943-1946; Randall Evans Jr., 1941-1942; Fredrick Barrow Hand, 1947-1954; Marvin Moate, 1955-1958; George T. Smith, 1963-1966; and Arlie Daniel Tucker, 1931.

## RECORDING DEVICES ALLOWED IN COURT

The Georgia Court of Appeals, in a precedent-setting decision, has ruled unanimously that a defendant or his counsel can use a recording device in the courtroom.

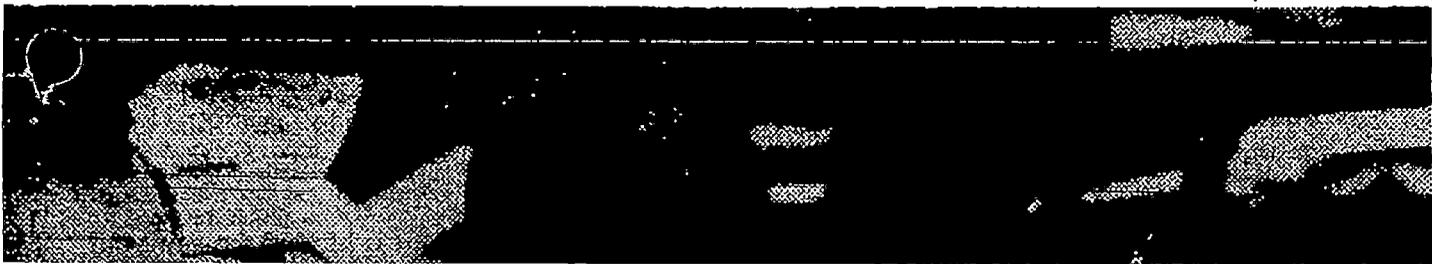
The decision, handed down on an appeal from Atlanta City Traffic Court, limits the use of recording devices to cases where an appeal or additional court action is expected.

"There is no valid reason why a party or his counsel may not use a recording device in order to assist in perfecting a record," Chief Judge John Sammons Bell wrote. He added that the presiding judge could limit the use to times when the "dignity, order and decorum" would not be compromised.

The point, said Bell, is that a judge may not arbitrarily deny the use of the devices.

The case involved an Atlanta woman, identified in court records as Martha Davey of 1838 Moores Mill Road NW, who was found guilty before Traffic Court Judge Paul Bynum of failing to grant the right-of-way.

At the trial, the judge stopped the woman's attorney from recording the proceedings.



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THE ASSOCIATED PRESS.  
STRAWBERRY QUEEN—Plant City, Fla.—Denise Watts, 18, becomes the Strawberry Queen as singer Anita Bryant places the crown upon her head at the annual Strawberry Festival in Plant City.

• QT. S

# Court Official Hit For Jury 'Laxity'

By PRENTICE PALMER

A Georgia Court of Appeals judge has admonished a Fulton County court official for not taking sterner action after a prospective juror came to the defense of a friend facing trial.

Judge Randall Evans called the comments of former Atlanta Constitution columnist Harold Martin in the courtroom "altogether uncalled for and improper."

Martin, while being interviewed as a prospective juror in a malpractice suit against a doctor friend, was too outspoken, according to Evans.

The judge said Martin was critical of certain parts of the jury system and spoke prasingly of his friend's medical abilities.

Martin was quoted in court records as saying "it would be very difficult to convince me that a man of Dr. Mitchell's reputation, skill, ability and character could be guilty of malpractice."

Dr. W. E. Mitchell Sr., W. E. Mitchell Jr. and Raul Soria were later found not guilty in the \$750,000 suit brought by Mr. and Mrs. Irving Gibson following an operation on Mr. Gibson.

The Gibsons appealed and were awarded a new trial in a unanimous decision by the Appeals Court made public Thursday.

The court said Judge Luther Alverson erred when he ruled that the case constituted separate action against Dr. Soria and the Mitchells.

Further, the court said attorneys for the Gibsons were not given final arguments to which they were entitled.

Judge Evans went further. In a special concurrence to the majority opinion, he called Martin by name and was highly critical of the newsman's comments and of Judge Alverson.

"I'm sorry he feels I have done anything to weaken the jury system," said Martin. "I was not trying to influence the jury."

Martin said he had known Dr. Mitchell Sr. for years.

Evans said after making his initial comments, Martin criticized the judicial system for allowing non-experts to make decisions in highly technical malpractice cases.

Judge Alverson was out of the courtroom at the time but Evans complained that all jurors who heard the remarks should have been barred from serving.

Judge Alverson did tell the jurors to disregard Martin's comments, but Judge Evans complained that he should have gone further.

"This did not even amount to a reprimand or rebuke," wrote Evans, "nor was it equivalent to a slap on the wrist."

Martin said the Atlanta Bar Association later presented him with its Liberty Bell Award for a series of columns about his experience as a juror.

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# FORD RTER'S

# Americus Judge Seeks New Post

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# Bars Words

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son was the second w to testify in the in which Wiggins appar legal aid, including that of ounty public defender. y public defender. oughout most of the pro-

By PRENTICE PALMER  
Americus Superior Court Judge Thomas O. Marshall Jr., 53, has announced his candidacy for the state Court of Appeals seat now held by retiring Judge Homer C. Eberhardt.

Marshall, a graduate of the U.S. Naval Academy and the University of Georgia law school, says he will wage a vigorous campaign in every county in the state, but will not resign his Superior Court judgeship.

"The canons of ethics doesn't require it," he told reporters at a news conference Friday. He said other judges have volunteered to help him out on the bench, at no extra cost to the state, to give him time to campaign.

Marshall is running as a Democrat in the fall elections. Also seeking the Democratic nomination is former state Sen. Ronald Adams, now a member of a Brunswick law firm.

No Republicans have announced so far.

Judge Eberhardt, a veteran of 13 years on the nine-member court, retires Oct. 31 on his 70th birthday. Under a fairly new state law, appeals

court judges who retire at age 70 qualify for maximum pension benefits.

The October retirement will leave a two-month gap on the court—the new term doesn't begin until Jan. 1—but Marshall said he expects the governor to fill it with the judge-elect.

The campaign will be the first since 1960 for a contested post on either the Court of Appeals or the State Supreme Court.

Justice Benning M. Grice of the Georgia Supreme Court was the last person to run a contested race for an appellate court post in Georgia.

"I feel it (to win a contested election) would give me a feeling of independence . . . I would not be obligated" to an individual, Marshall said.

He also said he feels his trial judge experience is needed on the court. None of the present judges have trial experience, he said, even though the court's chief job is to review trial court proceedings.

Three other judges on the court—John Bell, Irwin Stolz and Julian Webb—are facing re-election this fall. All three are expected to run.

# Harboring Fugitive



### Satisfaction Guar MARIETTA CLOSED SU



Smyrna have postponed a request for approval of their facility by the Atlanta Regional Commission (ARC).

Smyrna Mayor John Porterfield, chairman of the board of directors of the proposed hospital, said the request was originally scheduled for the ARC meeting held Wednesday but was delayed until next

ARC must approve the facility before the state can allow the hospital to receive Medicare or Medicaid payments, he said, and without those programs, the hospital cannot survive financially.

An ARC advisory council, however, has recommended to the ARC commissioners the hospital request be turned

Porterfield said his facility, called Cobb-Smyrna Mental Health Center, Inc., will handle mental patients only and will not compete with general hospitals in the Atlanta area. The ARC advisory council made no distinction between mental and general hospitals in recommending that his facility be denied, Porterfield added.

The mayor said the Cobb County Board of Commissioners, as well as the two county hospital authorities which govern Cobb General Hospital and Kennestone Hospital must sanction the new facility before ARC will approve his request.

Porterfield said he does not expect any of the three groups to oppose the new hospital, but added that if one of them did, the project could not be completed.

Cobb Commission Chairman Ernest Barrett said Thursday that he has not made a final decision on the Cobb-Smyrna facility.

He said the county has invested \$30 million to improve Cobb General and Kennestone Hospitals, and the Smyrna facility could not be allowed to "jeopardize" the public hospitals.

"Other than that, it will be all right," he said.

The proposed hospital is planned for a tract in on South Cobb Drive immediately south of the Smyrna General Hospital. The proposed facility was originally planned for 200 beds, but Porterfield said the number has been reduced to 150.

ARC will consider the request for the Cobb-Smyrna Hospital at a meeting next month, Porterfield said.

## Criteria for Juries Expanded by Court

By PRENTICE PALMER

The Georgia Court of Appeals, in a unanimous decision, has ruled that jury lists must include a representative number of women and young people as well as blacks.

The ruling came in a Coweta County case where the 19-year-old defendant, Arthur Gould, was convicted on multiple assault charges and was sentenced to 14 years in prison.

He appealed on several grounds, including the contention that young people (18 to 30), women and blacks were underrepresented on the jury lists.

A new trial must now be held for Gould, currently being held at the Youth Development Center at Alto.

Georgia appellate courts have previously ruled that grand jury and petit jury lists must contain a representative number of blacks, but this is

the first time a decision has come down on youths and women.

The court said women were underrepresented on the Coweta County grand jury list by 91.2 per cent and youth by 95.4 per cent.

On the petit jury list, the court said women were underrepresented by 69.7 per cent and youth by 88.2 per cent.

"... When the evidence shows that in three major identifiable groups (blacks, young adults and women) are underrepresented, we reach the inescapable conclusion that, as a matter of law, the jury commissioners of Coweta County were remiss in the execution of their statutory duties."

Georgia law says jury lists must be made up of a "fairly representative cross section of the intelligent" people in the county.

The conclusion of the court was that the Coweta lists were not representative.

## Juror in Fulton Gets \$25 Fine For Oversleeping

A member of a Fulton County Superior Court jury has been fined \$25 for arriving in court almost two hours late for the civil trial upon which he was sitting.

The fine was ordered by

## UNLIMITED Oil Spill Fu

TALLAHASSEE, Fla. (AP) — The Senate is being asked to set up a fund to provide unlimited payments to cover the costs of cleaning up any oil spill in Florida waters.

The provision is in an amendment to a bill that would re-

(PI) — Mrs. her husband six-month tour ates in a Lon- er bus.

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aces additional ven counts of ur counts of ur i aggra- th counts of ne count each left by taking, e first degree.

partment of Housing and Urban Development where he had been a director of housing research, Collins and an Atlanta physician, Dr. Larry McDonald, plan to oppose U. S. Rep. John Davis, who has been the Democratic representative from the 7th District for the last 14 years.

Col. Collins made his expected announcement before an enormous American flag after a short prayer and the Pledge of Allegiance in Marietta, where he now resides.

His "America first" philosophy is staunchly conservative. He said he embraces the basic ideas of free enterprise, restriction of federal control and personal motivation.

The former POW said there are no easy solutions to inflation and the high cost of living. "I personally believe that each citizen of this nation is going to have to understand the problem and be willing to pull the old belt a little tighter," he said.

Collins said he is not tainted by the current scandals in Washington—"I was in prison when Watergate occurred"—but he did acknowledge them, saying the nation is crying for principled leadership.

Norsworthy called Watergate a "national disease" in his qualifying statement and pledged to help return government to the people.

He said he would try to streamline the federal government by eliminating wasteful programs that require millions of employees to administer.

Norsworthy is from Alabama and has lived in Georgia for the last 10 years. He is married and has three children. Collins is from North Carolina, has three sons living in California and lives with his mother.

This is the first political outing for both men.

# Jack Dorsey Qualifies For Appeals Court

Former state Workman's Compensation Board member Jack Dorsey qualified Monday to run for the Georgia Court of Appeals.

Dorsey, 43, is seeking the post now held by Judge Homer Everhardt, who is not running for re-election.

Already in the race are three other Democrats—Gainesville attorney Robert E. Andrews, Americus Superior Court Judge Thomas O. Marshall and former state Sen. Ronald F. Adams of Brunswick.

Deadline to qualify for either the Republican or Democratic primaries is noon Wednesday. The primary elections are Aug. 13, with the

general election following on Nov. 5.

Dorsey, an attorney, was an unsuccessful candidate for the U.S. Senate two years ago. He is a veteran of the Korean conflict, active in the Baptist church and married with two children.

Also qualifying Monday was the Rev. Clennon King of Albany who presented petitions to run both as a Democrat and a Republican for the state House of Representatives.

King, a 53-year-old black minister, is seeking a new House seat created in the Albany area by the last session of the General Assembly.

He is the brother of C. B. King, who once ran for Governor of Georgia.

# KATIE LEEK-IN SAID SAFER



DAVID TURNER CALMLY WATCHES 'When You've Been in Woods Much a

By CHIP CALLAWAY  
Atlanta Journal Staff Writer

CAIRO, Ga.—David Turner said he'd "heap" rather be in the South Georgia swamps at night surrounded by "rattlers and 'gators" than to be "set loose in broad daylight" on the streets of Atlanta.

"I'll guarantee you, it's a lot safer," said the 40-year-old Cairo native who now works as a wildlife ranger after 11 years as a professional snake hunter for the Ross Allen Reptile Institute in Florida.

"Snakes and 'gators don't bother me any more than a pet dog. It's man that gets on my nerves a little bit," said Turner in a slow drawl that convinces you he believes what he's saying.

'Shucks, a 'gator or a rattler ain't going to bite nobody unless he's real hungry, cornered or hurt. But you can't tell about men. They're liable to light into you for just about anything," he added.

One day recently Turner

tried 1 selves n Shane l After mouth er smil he's a had his He wo more."

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many candidates in the race.  
He said he is looking forward to the runoff campaign and predicted that regardless of whether Cleland or Hitt faces

## JACK FINCHER TRAILS

CANTON, Ga.— An attempt by a 10-year veteran of the state Senate to regain his seat after a defeat two years ago apparently failed.

Jack C. Fincher, a 59-year-old Canton pharmacist, trailed incumbent James Beverly Langford, 52, attorney from Calhoun, by some 200 votes out of 12,000 cast. There were a handful of election districts still uncounted early Wednesday.

Two years ago Fincher lost to Langford by 400 votes.

Langford will be unopposed in the Nov. 5 general election. The district covers Cherokee, Gordon and Pickens counties, and portions of Forsyth and Whitfield counties.

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## Dorsey Leads In Race for Appeals Court

By RALEIGH BRYANS

Atlanta attorney Jack Dorsey, who probably had the smallest power base going into the primary, Wednesday led the field of five candidates seeking Judge Homer Eberhardt's seat on the Georgia Court of Appeals.

Incomplete returns made it probable Dorsey will be in the runoff that will have to decide this unusual contest.

In the race, all five contenders proved pretty healthy vote-getters. The incomplete results looked like this:

Dorsey, 141,551 or 28 per cent; Superior Court Judge Thomas O. Marshall of Americus, 111,469 or 22 per cent; Atlanta attorney Grace W. Thomas, 69,774 or 14 per cent; Gainesville attorney Robert E. Andrews, 71,388 or 14 per cent, and Brunswick attorney Ronald F. Adams, 115,560 or 23 per cent. That put Dorsey, Adams and Marshall in the top three spots with votes still being counted Wednesday.

Dorsey brought to the contest five years of experience as a member of the State Board of Workmen's Compensation and a long-time political identification with gubernatorial candidate Lester Maddox.

Against him were pitted

## CLAYTON KEEPS

Continued From Page 18A

with 3,289 votes, G. D. Hendrix with 3,021 votes and Pruett with 2,395 votes.

It could not be determined how many absentee were cast but not yet counted in the race for the D Senate seat, so whether Cobb or Hendrix will duel v Shapard for the Democratic nomination will not be until late Wednesday after Clayton and Fayette tabu absentees.

Meanwhile Norris, a 49-year-old Griffin car with a 24-year army career behind him, is the only can seeking the District 28 Senate seat.

Incumbent State Rep. Rudolph Johnson, a Mor estate broker, easily won his second term in F House District 72 by defeating fellow Democrat Julia Forest Park.

Unofficial results gave Johnson more than a 2 t gin over Wall. Excluding absentee ballots from Cla Fayette, Johnson received 90,579 votes while W 4,355.

No Republican is seeking Johnson's job, so he on for a second term.

Three Democratic incumbents running unoppt without GOP opposition will return to the General A Those incumbents are Sen. Terrell Starr of District Bill Lee of District 72's Post 1, and Rep. Frank I. District 72's Post 2.

## Capitol Stalwart Are All Returne

State Capitol stalwarts like Secretary of State Ben Fortson, School Supt. Jack Nix, Labor Commissioner Sam Caldwell and Public Service Commissioner William Kimbrough are all headed for new four-year terms.

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Dorsey brought to the contest five years of experience as a member of the State Board of Workmen's Compensation and a long-time political identification with gubernatorial candidate Lester Maddox.

Against him were pitted three men and one woman who by all accounts should have been better known.

Andrews and Adams had served in the Georgia Senate, Marshall had been on the bench for over a decade, and Mrs. Thomas was twice in the past a candidate for governor, campaigning statewide.

Besides, in the usual lawyers' poll conducted by the State Bar of Georgia, all of the candidates except Mrs. Thomas had been ranked by their peers as better-qualified than Dorsey.

Dorsey said he made such a good showing because he "went directly to the people. I went to people in towns. I went out on the streets. I have avoided the politicians."

Adams, running in almost a dead heat with Marshall for a runoff spot, said Dorsey's strength surprised him.

"I had expected to be in the runoff," Adams said from his Brunswick law office, "but I had expected to be in a runoff against Judge Marshall."

Adams said he expected metropolitan Atlanta to be the pivotal area in deciding who faces Dorsey in a runoff.

Marshall said he was disappointed by the light voter turnout Tuesday and expects a heavier vote in the runoff three weeks from now."

### Hiker's Body Found

REDDING, Calif. (UPI) — The body of a hiker buried in an avalanche last winter has been found on Mt. Shasta. The U.S. Forest Service said the body of Gary Wheelock, 25, of North San Juan had been found by two Oregon hikers at the 9,200 foot level of the

# Capitol Stalwarts Are All Returne

State Capitol stalwarts like Secretary of State Ben Fortson. School Supt. Jack Nix, Labor Commissioner Sam Caldwell and Public Service Commissioner William Kimbrough are all headed for new four-year terms.

All bested their opponents in the Democratic primary Tuesday and have no Republican opponents down the road in the November general election.

The venerable Fortson, veteran of 28 years as secretary and now aged 69, defeated Ted Lowe Jr., a 42-year-old Atlanta attorney and land developer who had hinted in the campaign that maybe Fortson had been too long in the job.

Incomplete returns gave Fortson 431,579 votes to Lowe's 80,971.

Nix, who has been school superintendent for the past

eight years, had 321 by the latest tally his opponent, William Tomson of Statesboro, 166,315.

Like Nix, Nor educator. He cur director of the Educational Center ville.

Caldwell again 1 old foe, Atlanta att Stewart, whom he d 1970, 4 to 1. Incon turns gave Caldwe votes to Stewart's 11.

Kimbrough had 1 lengers, not one, b plete returns proje the winner over Larr son, the Atlanta attc legislator and author gia's "Sunshine La Johnny Wilson, a bl tuner from DeKalb C

With 1,523 of 2,202 counted, Kimbrough 006 votes; Thomason and Wilson, 46,503.

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