

NEBRASKA CRIME OFFICIAL

Ruling Leaves Me Empty,
2nd Barbee Brother Says

By BILL CLARK
Daily News Staff Writer

The man identified himself as a member of the Nebraska state crime commission. He was also, he said, a former probation officer and is a guidance counselor at Technical high school in Omaha. He said, "I've worked most of my life with the law."

BUT HIS brother, Charles, had told him on the phone, "the jury said the man is innocent."

Z. Clarence Barbee said, "When the law turns its back on you, it leaves you with an empty feeling . . . an empty feeling for the law."

His other brother was Robert Barbee, shot down on a downtown Dayton street by a police vice squad detective

who was acquitted of a manslaughter charge.

"I NOW have a very empty feeling regarding the fairness of our whole judicial system," said Clarence, appointed by former Gov. Frank B. Morrison in 1966 to head a Nebraska commission to investigate crime.

Charles had said after a long criticism of the verdict, "I am the sixth child in our family. But I have to take the stand for my family because I live in this town and because my name is Barbee."

Reginald Wagstaff, a nephew who ended a tour of Navy duty in December, stood by Charles' side and said:

"I DON'T wish Bob Collier any harm. I just want to see justice done. Everything's got

a right or a wrong way of being done. When I'm wrong, I expect to be punished."

From Omaha, Clarence Barbee said:

"It's time some people woke up to the fact that civil rights is involved in more than housing and employment. It is also involved in the fairness in which problems are solved. I believe justice has been seemingly set aside in the interest of something other than justice."

"The law is supposed to uphold everybody. But I say it was used discriminatingly in this case."

CAREER DIPLOMAT DIES

TRUMBULL, Conn.—(AP)—Dr. Francis Patrick Corrigan, 86, surgeon who became a career diplomat, died Sunday.

HIJACKERS
HEAVY
SMOKERS?

LOS ANGELES—(AP)—A delivery truck was hijacked and stripped of its cargo of cigarettes, cigars and sundries, and the kidnaped driver, Ron Dodge, released later with the empty truck.

Zero Defects
Winners Feted

Eighty outstanding contributors to the Wright-Patterson Air Force base Zero Defects program were honored at a lunch today at the Wood City Non-Commissioned Officers open mess.

Capt. Frederick Bergmann of Detachment 40, 7th Weather group, and Airman 1/c Duane Reichert of the 2046th Communications group were honored as the two top CARE (Cause and Removal of Error) winners.

Zero Defects is a program to eliminate mistakes.

State May Ease
DSH Shortages

By JAYNE ELLISON, Daily News Staff Writer
A shortage of help at Dayton State hospital may be eased if the Ohio Department of Mental Hygiene and Correction approves hiring 30 employees.

Earl Butler, hospital business administrator, said the request had not been turned down in Columbus, but was delayed while a manpower study was being conducted.

The state-wide study, he said, will end Feb. 19 and that DSH's request will be considered at that time, based on available funds and needs.

EMPLOYEES of DSH have reported to The Daily News that they frequently cover two and sometimes three wards on night and week end shifts. They contend that in their own wards they are "seriously understaffed."

Employee estimates of the number short range from 20 to 50 persons, but one hospital official says they are in no position to make such judgments.

"The view of a general and a private is entirely different in such matters," he said. He agreed, however, that employees could be expected to be acquainted with their own working conditions on wards.

IF DAYTON State hospital is granted permission to hire 30 employees, will that bring the number up to the across-the-board cuts levied when the Rhodes administration took office?

"I can't give you the figures, but I don't believe the 30 would quite bring us up to that employment level," said Butler.

ACTRESS DIES AT 60
PHILADELPHIA—(AP)—Frances Dale Van Every, 60, movie actress in the early 1930s, died Sunday.

GOLDIE LOCKS—Chicago—Not too many girls have armored-truck escorts, but then not many girls wear gold wigs. Kathy Weber steps from the truck with armed escorts watching her spun 24-karat gold "fashion wig" which will be offered for sale to anyone who wants to pay \$35,000. The wig is being displayed in a drugstore.—UPI

Fix Crossing,
Moraine Orders

By BILL LOHREK, Daily News Staff Writer

MORaine—The hassle between this city and the New York Central railroad erupted again Tuesday night.

City council ordered the railroad to level off its 10-track crossing on W. Dorothy lane, set the speed limit for all trains traveling through the city at 45 miles per hour and demanded enforcement of an existing law that prohibits freight cars from obstructing the view of motorists using a crossing.

Mayor Alcine S. Grillo cited a nine-inch to 12-inch change in grade at the controversial crossing, scene of several fatal car-train accidents in recent years.

THE ACTION is in retaliation for the railroad's refusal to pay half the cost of maintaining a guard at the crossing 24 hours a day.

"Council agreed to foot half the bill for a watchman but the railroad said no," Grillo explained. "So, we take all the criticism and we're on the hot spot."

A New York Central spokesman in Indianapolis said the railroad would not comment on the mayor's remarks or the council's action.

CITY OFFICIALS are still awaiting a decision from the Ohio Public Utilities commission, which conducted a four-day hearing on the situation last August. More than 600 pages of testimony were obtained.

According to City Law Director John P. McHugh, should the railroad fail to comply with the order to level the crossing it would be "subject to \$30 plus a \$10 continuing penalty per day for each day of violation."

McHugh also said the ordinance ordering a reduction in speed to 45 mph is constitutional. He based his reasoning on an Ohio Supreme court decision, which said such an ordinance regulating speed of trains is "presumptively reasonable and valid."

THE EXISTING ordinance ordered, enforced by the police department was passed by council Mar. 11, 1958. It prohibits:

- Unnecessary obstruction or the permitting of other obstructions upon the tracks.
- A running switch.
- Blocking a full view of the tracks at least 500 feet in

Fund Raising Campaign
Launched by UMATT

WASHINGTON—An airlift organization recognized last week by the State department as the first voluntary foreign aid unit in Ohio is conducting a fund-raising campaign.

Mike Stimac, president of United Missions Air Training and Transport Inc., which has its headquarters in Dayton, announced the campaign, called UMATT, the organization airlifts medical aid and food and provides other emergency assistance to six East African nations.

SEN. BIRCH BAYH (D-

both directions for longer than five minutes.

Appearing before council was William D. Altenburg of 102 W. Norman Ave., Dayton, who described an experience he had at the crossing Jan. 10.

"MIDWAY ACROSS the through tracks," he said, "my wife screamed at me and I noted from her side that a train was fast approaching. I immediately accelerated my automobile and as we fished across the tracks the train passed behind us and, but for the grace of God, we were not struck."

Altenburg said he tried, without success, to contact railroad officials. He said he wrote a lengthy letter to the Ohio Public Utilities commission in Columbus and was told a complaint had been filed by the city of Moraine.

"Why can't this switching of cars that blocks the crossing be done some place else," asked Altenburg. "And why can't the parked freight cars be pushed back farther than the required 50 feet?"

POLICE CHIEF Robert Woods said the only problem in reducing the train speeds would be a longer blocking of crossings, causing a greater tieup in traffic.

Woods said the crossing is blocked approximately 30 per cent of the time for three to four minutes. He said the decrease in speed would raise the blocked time to five or six minutes.

Psychiatrists
To Meet Feb. 14

The Ohio Psychiatric association's winter meeting will be held Feb. 14 at the Sheraton-Dayton hotel.

Dr. Adam G. Allen, president of the Dayton chapter, will preside at a lunch.

Speaker will be Dr. Bernard Kuhr, director of Good Samaritan hospital's comprehensive mental health center.

Afternoon speakers will be Dr. Howard S. Sudak, director of the suicide prevention center, Cleveland, and Dr. Charles A. deLeon, Western Reserve university medical school. Their topic will be "Preventable Deaths in Psychiatry."

Ind.) is working with charitable foundations and industries in behalf of UMATT, Stimac disclosed.

UMATT, which has nine planes flown by volunteer pilots, currently has offices in Cleveland, Columbus, Los Angeles, Dallas, New York City, London, Dublin, Ireland, and Aachen, Germany.

STIMAC also made known that UMATT is no longer sponsored by the University of Dayton and the Marianists.

Stimac said persons in the Dayton area may send contributions to Box 523, Far Hills Post Office, Zip Code 45419.

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