

TRIAL OF JIM CONLEY POSTPONED TO MONDAY

Court Thought to Be Awaiting Action of Court of Appeal.

Without explaining the cause, Judge Ben Hill, on Thursday, postponed the trial of Jim Conley, as accessory after the fact in the murder of Mary Phagan, until Monday.

Conley was ready for trial but when he was called to the bar in the Thrower building and as Solicitor General Dorsey arose to address the court, Judge Hill said:

"I have decided to postpone this case until Monday."

A hurried conference between Judge Hill, Dorsey and the negro's attorney, William M. Smith, followed but none of the three would say why the trial was put over.

It was rumored about the courthouse that Judge Hill was awaiting the action of the appeal court on the motion for a rehearing of the Frank trial before proceeding with the Conley litigation.

Should Conley be tried as accessory after the fact in the Phagan murder he

could not then be tried for principal in the murder, according to court room attaches and it is believed that if the appeal court does not make some decision on the Frank retrial hearing motion before Monday, Conley's trial might again be put over.

Solicitor General Dorsey was chastised at the postponement Thursday. It was recalled that Dorsey had declared during the Frank trial that he would never, in his capacity as solicitor, prosecute Conley as principal for the Phagan murder. Judge Hill's action temporarily blocked Dorsey in his effort to finally dispose of the negro's case.