

GRAND JURY TO ACT ON LEO FRANK CASE

Reported Body Is Investigating Charges of Perjury Against Number of Witnesses Who Recanted.

The grand jury, it is reported, is planning to indict for perjury several Frank trial witnesses who repudiated their testimony on the witness stand. A secret conference was held ten days ago with Solicitor Dorsey, at which the matter was deferred pending developments.

Action will not be taken, however, for some time, it is said. Solicitor Dorsey, it is stated, does not want to put the prosecution in the attitude of seeking to deter witnesses by fear of prosecution.

Have Little to Say.

A. L. Waldo, foreman of the grand jury, was reluctant to talk to a reporter for The Constitution Monday when asked of the jury's attitude toward perjury charges in the Frank case. He would only state that the jury had not taken any action. He referred the reporter to Solicitor Dorsey for all information. Mr. Dorsey, however, was even more reticent than the jury foreman.

"I will, in all probability, however, take action against those who perjure themselves in the case," he stated. "It would be my duty of office to do so. Whether it is the Frank case or any other case, perjury deserves prosecution."

A big surprise is expected in the fight of the prosecution next Wednesday when the re-trial application comes before Judge Ben Hill for a hearing. Attaches to the solicitor general's office freely admit that Mr. Dorsey has recently come into possession of evidence that will be materially helpful in combatting the new trial motions.

Surprises Are Rumored.

It is reported an affidavit was made before Mr. Dorsey Monday afternoon by a young girl witness for the prosecution, whose name is withheld. It is said that she is one of the number of girl witnesses who have made affidavits for the defense denouncing their testimony.

The solicitor was busy throughout the day interviewing witnesses and conferring with detectives from police headquarters and with private detectives of his own staff. Some of the investigators who were with Dorsey Monday were John Black, Bass Rosser, Pat Campbell, John Starnes and others from Chief Lanford's office. Gay C. February, secretary to the detective chief, was also called before the solicitor. It is reported that he made an affidavit.

Detective William J. Burns returned to town Monday morning at 11:40 o'clock. He has not yet made his report, and it is probable that it will not be submitted until tomorrow morning, when it will supplement the re-trial motion to be submitted before Judge Hill. He stated that he had solved the mystery, and that his report would conclusively show the public the man guilty of Mary Phagan's murder. He would not tell where he had been on his last trip.