

ECHO OF THE FRANK CASE.

Witness Hints at Pinkertons' Interest in Convicting the Prisoner.

Special to The New York Times.

ATLANTA, Nov. 19.—Luther Z. Rosser, who was of counsel for Leo M. Frank, and Herbert Schiff, who succeeded Frank as Superintendent of the National Pencil Factory, were the chief witnesses today for the defense in the trial before Judge W. D. Ellis in the suit of the Pinkerton National Detective Agency against the pencil factory for a \$1,300 fee for detective services in the investigation of the Mary Phagan murder.

Both were put on the stand by Attorney Harry Alexander in the effort of the pencil factory to prove that the Pinkertons did not render competent service in their investigation of the crime.

Mr. Rosser cited details "important and material to the defense in the Frank case," which he said were not reported to him by the Pinkertons.

"We were confronted with these details during the trial," said Mr. Rosser.

Mr. Schiff, after explaining that he had furnished information to the Pinkertons that Jim Conley could write, said Pinkerton operatives confided to him that there was dissension in the agency's office over the work on the Frank case.

"One of the operatives, Whitfield, reported to me one day that Harry Scott, who had charge of the investigation for the Pinkertons, called him aside in the office and told him that if Leo Frank was not convicted of the murder of Mary Phagan it would mean the end of the Pinkertons in Atlanta."

On cross-examination, Mr. Schiff said he did not mention this detail when he testified for Frank at the latter's trial because he was not asked about it.