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TWELVE JURORS WITH WHOM LEO M. FRANK'S FATE RESTS

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HUNDREDS STORM COURT AS CASE NEARS THE JURY

With every prospect of Leo M. Frank's fate being in the hands of the jury before Saturday afternoon, Solicitor Hugh Dorsey Saturday morning resumed his masterful arraignment of the man accused of the slaying of Mary Phagan and the methods that have been used in his defense.

Hundreds clamored for admission when the courtroom doors were opened Saturday morning and there were more than a thousand in line when court opened.

The brilliance and dash of the Solicitor's opening had attracted the greatest crowd of the trial—a crowd unquestionably in sympathy with Mr. Dorsey.

Frank entered the courtroom as calm as usual, and took a seat be-

character. David had a good character until he put Uriah in the forefront of battle that he might be killed that he could get his wife. Judge Leavelle had a good character among those Twelve Men until he accepted those 20 pieces of silver.

"You know as twelve men seeking to get at the truth that they did not ask those hair-brained fanatics, as Mr. Arnold calls them, questions about Frank's character because they were afraid, and those witnesses, as good as any the defense put up, were unimpeached and are unimpeachable. And you tell me that because the good people come here from Washington street and testify to his good character is that he has one!

"It very often happens that a man's wife is the last person to know his wrongdoing. Sometimes the man uses charitable and religious organizations to cover up and hide his evil self. Very often his guilty conscience turns him that way. Many a man is a wolf in sheep's clothing.

"Dorsey moved over to the railing of the jury box as he opened his speech.

"Many a man is a white sapsucker on the outside and absolutely rotten within. But suppose he has a good

character, David had a good character. This defendant has not a good character. The conduct of the counsel in this case in failing to cross-examine, in refusing to cross-examine these twenty young ladies, refutes effectively and absolutely the claim of the defendant that he has a good character.

Says Defense Had Right to Refute Charge.

"As I said, if this man had a good character, no power on earth could have kept him and his counsel from asking those young girls where they got their information and why they dealt what they did. Now that's a common sense proposition.

"I have shown you that under the law they had a right to bring out all those things. You saw they dared not do it. Let's see what the law says. I'll read here from the Eighty-third Georgia Report:

"Whenever any persons have evidence in their possession and they fail to produce it, the strongest presumption arises that it would be harmful if they did, and their failure to produce evidence is a circumstance against them."

"You don't need any lawbook to tell

you that, it's plain common sense. "Benedict Arnold was brave. He enjoyed the confidence of all the people and those in charge of the Revolutionary War until he betrayed his country. Since that day his name has been a synonym for infamy. Our star Wilde, an Irish knight, a brilliant author, whose works will go down through time, gave us 'The Friends', which I wrote while in jail—remarkable work—yet when the Marquis de Queensberry discovered that there was something wrong between Wilde and his son, Wilde had the effrontery and the boldness to sue him for damages. A suit in retaliation resulted in the conviction of Wilde for criminal practices. Yet, wherever the English language is spoken the effrontery of this man—an effrontery typical of his sort (turning to Frank) will always be a master-ful

deep study for lawyers and for people interested in that sort of degeneracy.

"He had a wife and two children. His shame probably never would have been brought to light but for the fact that he had the effrontery and the boldness to start a suit. It ended in his being sent to prison."

Dorsey's Opening.

Dorsey's Opening.

Solicitor Dorsey's fiery speech to the jury began at 3:30 Friday afternoon and was halted by adjournment about 5:15. The Solicitor was not slow in entering into his attack against the prisoner. And his criticism of the manner in which the lawyers of the defense had conducted the case.

He seemed carried away by his earnestness. His impassioned words as he appealed to the jury that the people would have to get another Solicitor General if they wanted to put the rope around Jim Conley's neck for the crime deeply stirred all within range of his voice.

The Solicitor declared that Conley was not guilty of the murder, and had no more part in the crime than he had told right on the stand.

"Conley is the self-confessed ac-

cessory after the fact," he said; "only that and nothing more. If you try to put a noose around his neck it will have to be under another Solicitor General, for right there sits the man guilty of this crime."

Dorsey took the Durant case, of which Attorney Arnold had made much the day before, and converted it into a boomering against the defense. Arnold had related it as showing the terrible mistake that may come from circumstantial evidence. He had said that Theodore Durant was convicted of the brutal slaying of Blanche Lamont and Miriam Williams and was executed for the crime. Several years later the minister in whose churchyard the body of Durant found sepulchre himself confessed to the murder, according to Arnold.

On Durant Case.

Dorsey tried to read a letter and a telegram he had received from San Francisco to controvert Frank's lawyer, but was prevented by objections. He was permitted to state from his own information, however, that no such confession ever took place, and that no man ever was guiltier than Durant, no jury more courageous and

no community more satisfied with a verdict.

"I don't know where my friend Arnold found the authority for his strange statements about this Durant case," said Dorsey. "If he is no more accurate than this in his statements that you have heard the testimony of every girl on the fourth floor of the factory as to Frank's good character, I fear there is a lot yet to be heard from."

The Solicitor laid particular stress on the failure of Rosser and Arnold to cross-question the character witnesses against Frank that the State had placed on the stand. In his opinion this raised a strong presumption that Frank was the immoral man that the prosecution had represented him to be.

"If charges are made that can be explained or controverted," he said, "and there is no effort made by the defendant to do so, it is reasonable to suppose that he is guilty of the accusations."

The Solicitor maintained that the State had been practically helpless in this respect. He said he had been able only to bring girls into the courtroom to swear to Frank's general character and to his general attitude toward women. He had been estopped by court ruling from showing particular acts of alleged immorality and improper conduct, he said.

But he maintained, if Frank were innocent of the acts of immorality charged against him, it was most unlikely that he would have let his lawyers be silent when those girls were on the stand testifying against him.

Why Did Frank Not Refute Charges.

He would have insisted on his lawyers finding out exactly how much these witnesses knew and where they got their information, the Solicitor declared.

"Now, gentlemen," he argued, "if you were of good character and twenty witnesses were brought here to testify that your character was bad, would you sit supinely and not make your attorneys insist upon specific instances? No, I know you wouldn't. Yet three able counsel let twenty girls tell the court that Frank's character was bad and that his character

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