

ALIENS SUBJECT TO ARMY'S CALL Judge Dickinson Rules Military Supreme in Certifying Them for Draft AN IMPORTANT DECISION

Test Case Result of Appeals Made by Five Russians and Two Italians

Federal courts have no jurisdiction to review decisions by draft boards certifying aliens for military service according to an opinion handed down today by Judge Dickinson of the United States District Court.

The decision is of far-reaching importance and it was awaited eagerly by hundreds of aliens who have been drafted. The cases were brought by five Russians and two Italians.

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In holding that the military authorities are supreme in the determination of eligibility for service in war times, Judge Dickinson decided that the fact that the treaty does not affect the question.

Francis Rawls presented the cases of the two Italians, and while emphatically stating that the military authorities are supreme in the determination of eligibility for service in war times, Judge Dickinson decided that the fact that the treaty does not affect the question.

John Landberg, counsel for the five Russian aliens, contended they were not liable for military service because they had not filed their first naturalization papers.

JUDGE DICKINSON'S RULING In rendering his decision in the cases, Judge Dickinson, in a written opinion, says in part:

"The technical question raised is whether a writ of habeas corpus should, of right issue. The real question is when and how far the courts should invade the domain of military authority which has been found and adjudged to be in a state of war.

The national defense is an absolute necessity of our existence. The people of the United States are prepared to sacrifice for such a situation by confiding to Congress the power to declare war and to support and maintain armies for the national defense. This is necessarily a matter power to be exercised with the hampering interference of any one.

"The call of men to the colors is within, and necessarily within, the exercise of this power. To whom the call goes out and who is to make an answering response are matters germane and indeed necessarily involved in the exercise of the war-making power.

Questions which necessarily arise or may be expected to arise must be determined in some way and by some tribunal. The war-making power may, therefore, provide the required system and constitute the needed tribunals.

MILITARY TRIBUNALS NECESSARY "It is not only lawful, but fitting, that they should be military tribunals. Congress has constituted such tribunals for the war in which our people are now engaged. The lawful and independent jurisdiction which belongs to other tribunals belongs to them. To this jurisdiction all must submit, and all who are well disposed to our country will willingly submit.

"Upon whom of those within the prescribed age limits who have registered the duty of military service has been imposed because of their being citizens, or denizens who have declared their intention to become citizens; who are to be excluded from the privilege of serving in the armed forces; who are exempt from service because of the existence of any of the prescribed reasons for exemption; who are ill-fitted for the performance of military service, and who have responsibilities and duties elsewhere so imperative and urgent as to prevent active military service, are all matters of which these tribunals have jurisdiction. They indeed constitute in an emphatic sense the subject matter of that jurisdiction."

500 MEN TO LEAVE TOMORROW Five hundred additional selected men, to fill up the vacancies caused by physical objections and medical contingents from the various local draft districts at Camp Meade, will report at preliminary roll-calls tonight, preparatory to leaving tomorrow morning.

Draft Districts Nos. 1, 2, 3, 5, 6, 8, 9, 22, 27, 33, 40, 42 and 46 are sending details containing anywhere from 1 to 100 or more. One of the largest contingents from the First District, numbering seventy-five, led by Sam Greenberg. The citizens of that section are arranging a parade of forty automobiles, headed by the mayor, to accompany mobilization of the negroes long since certified for military service, but held back by orders from the Provost Marshal General's office, in the city of Philadelphia.

Draft Board, having jurisdiction over the Sixth, Seventh and Eighth Wards, with headquarters at the police station at Twelfth and Pine streets. The board has called out these men for Tuesday night, and will require them to report each week thereafter until they are sent to Camp Meade.

George W. Long, for that board, said today that they feared they would find many negroes had left the district, as they had got tired waiting around for so long awaiting the call to entrain. The board does not want to send empty hands when the call to move the negroes does come, which Mr. Long expected would be in about two weeks, although he said no official notification had as yet come from Harrisburg.

DRAFTED MEN OF INTERIOR COUNTIES OFF TO CAMP The additional men to fill the uncompleted quotas of the various counties in eastern Pennsylvania left today for Camp Meade. Nine men left Berks county, Berks County; one from Northampton county, the Pittsburg station, representing Luzerne County, eleven at Mauch Chunk, Carbon County, and four at Chambersburg, Franklin County. Lackawanna district, twenty-five men from the Moosic station, twenty-seven from the Dickson station, twenty-eight from Archbold and sixteen from Carbondale. A party of seventy-three went from the Pittsburg station, representing Luzerne County.

Three recruits from No. 1 and thirty from No. 3 boards of Montgomery County entrained at Norristown, and three men from that county boarded the train at Lansdale. Board No. 3 said farewell to thirty-three of their native sons and Board No. 4 to three. York County was represented by four candidates for the new National Army, who left the Hanover depot.

Black Watch Private Dies HARTFORD, Conn., Oct. 13.—With his wife and other members of his family at his bedside, Private Ezra Fitch, thirty-five of the Fifth Canadian Royal Highlanders (The "Black Watch") and a son of Ezra S. Fitch, millionaire president of the Watchman Watch Company, of Wallingford, Mass., died at Hartford Hospital today of pneumonia. Young Fitch was taken in the grip of this treatment on Wednesday at 10 o'clock.

Fuel Administrator for Illinois CHICAGO, Oct. 13.—The fuel administrator today announced that the application for a license to operate a motor vehicle in Illinois is now open to all persons who are at least 16 years of age and who have passed the examination prescribed by law.

PEKN, CHINA, LIBERTY LOAN Philadelphia Committee Receives Two \$5000 Subscriptions From Orient CAMP MEN BUY BONDS

The long-distance record for subscriptions to the Liberty Loan seems to be held by the Philadelphia district. The local Liberty Loan committee today received word from the Scranton committee, which is included in the Philadelphia Federal Reserve district, that two subscriptions of \$5000 each have been received from Peking, China.

The two subscriptions came from Mr. and Mrs. F. Lamont Bell, former residents of Scranton. Mr. Bell is attached to the United States Legation in Peking.

Among the other not this reports made at the headquarters in the Lincoln Building today was one from Mercer County, N. J., which gave the total subscriptions taken in that county since the beginning of the campaign at \$1,775,000.

Northumberland County, Pa. also made a report of an additional \$132,550 subscriptions since its report of a few days ago, bringing its total for the campaign to date to about half a million dollars.

The extraordinary success of the loan among the men of the National Army was indicated by a report from Camp Meade, N. J., which reported that the officers and men of that cantonment have taken \$885,350 of the loan up to date.

CHURCHES ENLISTED IN CAUSE Churches of all denominations are working zealously to further the sale of bonds. Catholic churches have been spurred to new efforts by Cardinal Gibbons' appeal to all Catholics to realize that the Liberty bonds must be purchased in order to win the war, and even Christianity itself, is to be maintained.

Bishop Berry, of the Philadelphia Methodist Episcopal Church, declared last night that the purchase of Liberty bonds will aid in promoting Christianity's cardinal principles of solidarity and brotherhood throughout the world.

Bishop Berry has appointed a committee of ten Methodist ministers to supervise the canvases of members of this denomination.

The Presbyterian Ministers' Fund has subscribed, through its directors, to \$150,000 of the bonds. Congregationalists are also working hard for the success of the loan. The Jewish congregations and societies perfected their organization at a meeting in the Bingham Hotel yesterday.

Dr. Joseph Krauskopf, of the Keneseth Israel Synagogue, was appointed chairman of the synagogue committee, and will appoint a chairman for the Liberty Loan drive, which will be begun on Monday by all the Jews in Philadelphia.

An appeal to the clergy of the Episcopal diocese of Pennsylvania to aid in church organization for the success of the Liberty Loan was issued today by Bishop Philip M. Rhinelander, who called the situation "gravely critical."

Bishop Rhinelander urged the ministers at their regular monthly meeting today to support the suggestion of the advisory committee, which advises investment of all available church funds in the Liberty Loan and organization in each church of committees to solicit subscriptions publicly and privately, explaining how subscriptions can be made.

BISHOP RHINELANDER'S PLEA "The success of the second Liberty Loan is a matter of vital importance to our country and to our allies at this time," Bishop Rhinelander's message reads in part. "It is a gravely critical situation. The Liberty Loan is our opportunity. I would urge you to impress upon your congregation the duty of subscribing to it as a clear patriotic and Christian obligation. The raising of the full amount of the loan is, of course, important. But much more important is the enlistment of our entire citizenship."

His message was prompted by a request made to him by the subcommittee of the city Liberty Loan committee in charge of work among religious organizations. The Episcopal advisory committee consists of the Revs. John B. Hardin, Henry A. F. Hoyt, Gilbert E. Fumber, Benjamin S. Hancock and Lewis W. N. Caley.

The proposed presentation of a \$50 Liberty Loan bond to the holder of the winning coupon at the Monday night's performance at the Garrick Theatre has been stopped by the postal authorities as coming within the category of a lottery.

M'ETING OF UNION LEAGUE A call for a meeting of the Liberty Loan Committees, Four-Minute Men and Liberty Loan speakers to perfect final plans for the campaign was issued today by former Governor Edwin S. Stuart, E. T. Stotesbury and George Wharton Pepper. The meeting will be held at the Union League Monday at 8:15 p. m.

Reports from Bradford, Pa., say that the Commercial National Bank there has subscribed for \$250,000 worth of the new issue. The First National Bank of the same place has applied for \$200,000 worth, and the Bradford National Bank is taking \$172,000 worth of bonds.

An individual member of the Philomathean Club there has subscribed for bonds to the value of \$750,000, the subscription to be placed to the credit of the club.

Official reports on Liberty Loan subscriptions announced yesterday by the Treasury Department gave a total of \$341,935,550 from eleven of the Federal Reserve banks, Minneapolis not reporting.

SMALL INVESTORS WANTED Let us have ten per cent of the expected maximum and about 10 per cent of the \$3,000,000 minimum has been reached. Approximately \$250,000,000 must be subscribed from now on to the value of the five billion mark and about \$240,000,000 daily to reach the minimum of three billion.

THIERICHENS SEEKING ARREST OF JUDGMENT Counsel for Captain of Raider Eitel Friedrich Files Reasons for New Trial

Maintaining that the Government failed to show that Captain Max Y. Thierichens, of the German raider Prinz Eitel Friedrich, violated the Mann white slave act, and that the evidence submitted proved that the German captain did not "persuade, induce, entice or coerce," a motion to arrest judgment and a petition for retrial of the case were filed today by William A. Gray, counsel for the defendant, with the Federal Court.

The motion to arrest judgment on the verdict of guilty rendered by the Grand Jury before Judge Thompson, if granted, will utterly dispose of the case and render unnecessary the petition for retrial. Captain Thierichens is still held at M'yanamensing Prison. There are twenty-three reasons given in the petition asking for the new trial.

United States Attorney Francis Fisher Kane is awaiting word from the Attorney General of the United States as to what steps he shall take in the civil proceeding for the confiscation of the ship chronometers, now in possession of the Government. Inasmuch as Captain Thierichens testified that these chronometers, which were taken from the vessel sunk at sea by the German raider, were property of the imperial German Government, District Attorney Kane believes that they should be seized as prizes of war.

TOO LATE FOR CLASSIFICATION DEATHS STRAUB—M. J. AMBROSE WHITE, son of Abraham and Nancy Belle Straub, of Philadelphia, died at the Federal Hospital, Philadelphia, Oct. 12, of pneumonia. He was 41 years of age and was a member of the United States Army, having served in the Philippines during the Philippine-American war.

Funeral Administrator for Illinois CHICAGO, Oct. 13.—The funeral administrator today announced that the application for a license to operate a motor vehicle in Illinois is now open to all persons who are at least 16 years of age and who have passed the examination prescribed by law.

ATTENDING BROTHERHOOD OF ST. ANDREW CONVENTION



In the front row, left to right, are the Rev. W. J. Ivey, of Brooklyn; the Rev. James H. Ivey, chaplain of the New York Fire Department, and the Rev. William R. Geiger, of Irwin, Md. Back row, Messrs. W. C. Hubbs, Germantown; H. L. Choate, Chicago, and Frank O. Zesinger, Philadelphia, chairman of the committee on calls.

Australians Win on Belgian Front

Continued from Page One Just when the British barrage fire started. As soon as the enemy saw the attack start he loosed a tremendous machine-gun fire, but the German artillery was slow and erratic.

FRENCH REPULSE HEAVY ATTACKS NORTH OF AISNE

PARIS, Oct. 13. Powerful German attacks north of the Aisne were repulsed in violent fighting last night today's official statement asserted. No gains were accomplished and the Germans lost heavily.

The War Office reported an artillery duel on the right bank of the Meuse.

BRITISH DRIVE SPOILS GERMANS' RIGA PLANS

PETROGRAD, Oct. 13. Germany's offensive against Russia on the Riga front was brought to an end by the increasing British pressure against the Germans in West Flandres, according to Colonel Clerget, military critic of the Bourne Gazette. In an article today reviewing the whole military situation.

Since the fall of Riga, the Germans have been able to make only insignificant advances, Colonel Clerget pointed out, whereas the Russians in many instances improved their positions by advancing in several sectors and defeating the German line.

In view of the prospective collaboration of the American expeditionary forces, it is evident, the Colonel concludes, that not in Livonia, but in Belgium, lies the center of focus of the next battles and strategic moves.

Germany Nears Breaking Point

Continued from Page One cated that Michaelis himself was perhaps tottering to a fall.

The direct cause of Von Capelle's retirement was undoubtedly his revealing revelations of the German naval mutiny. The naval chief was blamed, first, for permitting conditions to exist in the navy under which such a mutiny could grow, and secondly, he came in for the radicals' displeasure when he joined what apparently was the liberal movement in Germany.

Von Capelle's resignation, as well as the resignation of Chancellor Michaelis, would not be decided until then.

Car Crew Held for Woman's Death Mrs. Mary E. Marsteller, sixty years old, 1421 Letterly street, was almost instantly killed when she was struck by a trolley car at Fifteenth and Cumberland streets. She walked in front of the car, the police say, as it backed into the barn. The motorman and conductor, John E. Price and Howard Benson, were both arrested. They will have a hearing today at City Hall police court.

Raises Bonus to Employes HACKENSACK, N. J., Oct. 13.—An increase of 10 to 20 per cent on its bonus to its employes, effective October 24, was granted today by the Schwarzenbach Huber Company, silk manufacturers. The company operates eleven large plants throughout the country.

WE CHALLENGE PHILADELPHIA TO EQUAL THIS GRAY BUCKSKIN BOOT (Priced everywhere else at \$10), here at

It is futile to expect wasteful, extravagant shoes to show such sterling quality—such workmanship and style—in a boot for less than \$10. They are made in this shop of superior material, with its famous money-saving methods, and for one reason—the better contracts we make in Philadelphia had the foresight and the nerve to make when leather prices were low.

Words fail to adequately describe its perfection of beauty, but its certain appearance at Philadelphia's smartest gatherings will attest its triumphant style. You must see the Greenhounds—in fact, it will be an impressive loss to your wardrobe to be without a pair—particularly when you appreciate the saving of \$2.50 this boot represents.

WHOLESALE PRICES of \$4, \$5, \$5.50, \$6 and \$6.50 Every pair sold in duplicate elsewhere priced at \$3 higher. To the special note of "Future" another superior style with black calf trim and gray buck top—its \$5 price—low—and here, \$5.50. When this stock is gone we may be forced to raise our price—some leather we may not be able to obtain, but for one week—this week—only. Renewed prices—Greenhounds and "Future"—ask to see them NOW. COME TO THE GREENHOUND BOOT SHOP.

ROYAL BOOT SHOP FOR WOMEN 1208-10 Chestnut St., 2d Floor Saves

LAST SESSIONS OF BROTHERHOOD

Northfield, Mass., Chosen as Place for St. Andrew's Convention Next Year

FOR PROVINCIAL ASSEMBLY Celebration of the Holy Communion at Old Christ Church, on Second, north of Market street, will mark the beginning of the third annual convention of the Brotherhood of St. Andrew at 7:30 o'clock.

The half-hour of devotional meeting in the convention hall at the Hotel Adelphi was on the subject, "For Ye Are Members One of Another," under the leadership of the Rt. Rev. Arthur S. Lloyd, of New York, president of the Board of Missions.

The business session opened at 10:30 o'clock and was followed by the general conference on "The Personal Opportunity in the Church's Three Lines of Effort." Samuel S. Nash, director of Calvary Chapter, Tacoma, N. C., spoke on "Missions; As a Parish Missionary." Robert E. Anderson, national council member from Richmond, Va., addressed the delegates on "Religious Education in the Sunday School and Bible Class." H. D. W. English, of Pittsboro, first vice president of the brotherhood, spoke on "Social Service in Community Work."

The regular church services throughout the city tomorrow at 11 o'clock will be on the subject, "The Useful Christian."

Reports were heard at the business session from various points in the United States. The Rev. E. Ashley, of Aberdeen, S. D., said that eleven chapters of the brotherhood had been formed among the Dakota Indians and that the meetings were conducted in the language of the Dakotas.

The first steps were announced in a big country-wide campaign to organize junior chapters of the brotherhood to take in the boys of the church.

J. J. D. Hall, superintendent of the Galilee Mission in this city, said that the remark: "I am doing the best I can," was from the devil and went with those who preached from the pulpit with an oyster in one hand and a strawberry in the other, referring to the oyster dinners and strawberry feasts used to attract persons to the church.

The Rev. Joseph R. Ellis, of Yancey, Rockingham County, Va., told of his work among the mountaineers of that section on the west side of the Blue Ridge. Molasses manufacturers, broom and barrel factories, he said are being established to give employment to the people and lift them out of idleness and poverty into a better life.

The public mass-meeting tomorrow afternoon at 7:30 o'clock will be held at the Metropolitan Opera House, under the leadership of Bishop Philip M. Rhinelander, of Pennsylvania, and the public service in the Church of the Holy Trinity, at Nineteenth and Walnut streets, in the evening, will conclude the five days' convention.

Organization as a means of Christian usefulness, personal opportunity in the missions, religious education and social service divisions of church effort, and the relation of the "five-year program" to the chapter, diocese and national brotherhood, were the themes for general conferences this morning and afternoon.

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RELIGIOUS BRIEFS

"The Most Popular Sin in the World" will be the topic of the Rev. Charles E. Mason, of the Arch Street Presbyterian Church, tomorrow night. The sermon is on "Sins as they are named in the Bible." The subject is "The Most Popular Sin in the World," October 25. "The Most Popular Sin in the World," November 11. "The Only One Who is Not a Sinner," October 28 and November 11. "The Climate of Sin, or the Greatest Sin in the World."

The quadrilateral celebration of Lutheran Brotherhood in Philadelphia will be held at Scotch Rite Hall, on Wednesday evening at 8 o'clock. The speakers will be: Rev. J. Gray Bolton, of Pittsburgh, who will talk on "The Lutheran Church in America"; Rev. J. Gray Bolton, of Philadelphia, who will talk on "Lutheran Cooperation."

The Rev. Frederick R. Griffith will preach on "The Living Church" at the First Unitarian Church tomorrow.

The Rev. Dr. Charles E. Richardson, of Lancaster, Pa., who was connected with Roberts Church, Philadelphia, will deliver a sermon on "The Lutheran Church in America" at the Lutheran Church in Philadelphia, Monday morning at 11 o'clock, on "Athens, Old and New."

The Rev. George P. Avery will preach tomorrow morning at the Hope Presbyterian Church on "The Christian's Duty." Rev. J. Gray Bolton will deliver a sermon on "Christ or Self?"

"What Do You Represent?" is the theme of the Rev. J. Gray Bolton, of the Unitarian Society of Germantown, for tomorrow night.

The Society for Ethical Culture will begin its thirty-third year of work tomorrow when the Sunday school will be resumed at the society's headquarters, 1215 Chestnut street. Lectures will begin on October 21 at the Broad Street Church, on "The Christian's Duty," followed by Charles Zuehlke. These will be followed with a course by Alfred W. Martin.

The Rev. Frank Elwood Meyer, A. M., will preach at the First Unitarian Church tomorrow at 11 o'clock.

J. S. Washburn and C. J. Patterson, of the Wilkeson-Garrett Lecture Bureau, will deliver a series of lectures on "The Christian's Duty" at the Grand Opera House, Broad street, every night next week except Saturday.

Prof. Hermann S. Herling, C. S. R., of Concord, N. H., will deliver a free lecture on "The Christian's Duty" at the Third Church of Christ, Scientist, at this city, at the Grand Opera House, Broad street, at 8:30 o'clock.

George Long, of the Inasmuch Mission, 1011 Locust street, will speak at the Inasmuch Methodist Episcopal Church tomorrow morning and afternoon. In the evening he will preach a special sermon on "What is a Revival?" at the mission, 1011 Locust street.

The Rev. D. W. Wylie, of St. Paul's Presbyterian Church, will deliver an address to the Christian Science, under the auspices of the Third Church of Christ, Scientist, at this city, at the Grand Opera House, Broad street, at 8:30 o'clock.

RELIGIOUS NOTICES

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