

To Attack Dead Girl to Aid Arbuckle

By BART HALEY
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Fatty is up to him. He said yesterday that several stars of the first rank in the movies were willing, if the need arose, to testify in Arbuckle's behalf.
"Would they give the sort of testimony which the defense had been getting out of its witnesses thus far?" he was asked. "No," the great McNab said frankly. "They would not."
They would appear only as character witnesses, if they appeared at all. The chances are that no star will appear to light the gloom of Fatty's day. Some of the lesser lights may. But it is pretty certain that none of the witnesses who are actually in readiness to expose the night life of the Hollywood clubs and bungalows will be persons of whom the public has ever heard.
No one with a public reputation to win or lose would admit having had any active part in the house that the jury may have to learn about. That part of the film world that really counts is staying as far from Fatty's trial as it can get.
Everybody who is well known feels that even to attempt to aid the interable and bewildered comedian would be dangerous business. What McNab means apparently is that a few of the people are willing to take a chance as character witnesses if there is really desperate need for them at the last minute.

Deny Alice Lake Rumor
The report that a movie queen named Alice Lake would take the stand in Fatty's behalf was current this morning. It was denied by Milton Cohen, Arbuckle's personal counsel. The defense is prepared to make the utmost of its expert medical witnesses. It has a small library of medical literature in the courtroom and a flock of doctors in the background.
Arbuckle is said to be spending, through his attorneys, a small fortune for expert fees alone. These doctors are intended to prove only one thing: that Virginia Rappe's physical condition, with the condition induced by alcohol intoxication, could have resulted in the injury that caused her death.

without the addition of violence or external force of any kind.
Three specialists, named by the court, the prosecution and the defense, are now making microscopic examination to determine whether the inherent organic weakness which the defense is trying to prove as the underlying cause of an internal injury due to hysterical paroxysms really existed.
Report Will Count Heavily
The report of this commission will probably count more heavily with the jury than all the testimony of Fatty's specialists. It may be the determining evidence in the case. No one knows when the report will be offered, though it may come at any time.
Those who ought to know say that if all the dollars spent thus far in the defense of Arbuckle were piled end to end they would reach to a height actually approximating that of Douglas Fairbanks' opinion of himself, or that in plainer words, they would touch an altitude greater by 50 per cent than the artistic height from which Fatty descended in the great trouble of his career.
Spectators from Hollywood who were about the court and hotels, inag for the most part, had a shock yesterday when about forty hands—they do nothing by halves in God's country—blared in the streets.
Flags were out everywhere.
It was suddenly noticed that the most solvent citizens of this morally solvent community were going about all tided in fresh gloves and frock coats, and there appeared ranks of little children walking prettily with their faces washed and polished, with flowers ready to stress and voices ready for song. There were crowds and there was excitement and a great running about of glittering motors.
The tumult did not stop even at the limits of the new and shaly rebuilt Chinatown. Bunting waxed from the pagoda roofs and a lot of happy notes rang all through the town from the magnificent make-up and delirious theatrical composition of the Wong Tin Museum Spring Company. The so imposing plant of the City of Hanks, Hanks Corporation, Guaranteed.

Let's see; let's see—what was that report from McNab's office?
What could all this noise mean?
Was this jolly lawyer not kidding after all, and was deliverance and aid and all that sort of thing coming to poor old Fatty?
Were the great powers of this world—the movie kings and queens—actually coming at last, after all the horrid suspense?
Were Doug and Mary really turning up in Frisco to do a majestic and gracious thing, to say at least a kind word for a poor mick in trouble?
Absent-minded citizens went gasping to the telephone and the watchers from Hollywood got ready to do mad and noisy homage. But the person for whom all the noise and color was organized was only General Diaz, hero of the Peace. The Peace, it seems, is a river along which a great battle was fought in the World War.
The folk from the lurid fringes of Hollywood are the greatest hero worshippers in the world, but they keep right rightly within their own circle. Of Diaz they know as little as they appear to know about that other hero of the war, Mr. Volstead. They know Lloyd George well enough. He is a person of considerable importance in Ireland, who once had the honor of shaking hands with Charlie Chaplin—or so his friends caused it to be rumored.
After the defense gets through with its witnesses from Hollywood, after it has put its doctors through the ordeal of examination and cross-examination, it will have, the great McNab said today, one remaining and overwhelming appeal to the jury. It will put on the

stand Freddie Fishback, Ira Fortino and Lowell Sherman—the men who were in Arbuckle's party on Labor Day—as well as Zey Prevoost and Alice Blake.
That is, it will summon for the defense the witnesses upon whom the State relied for evidence necessary to a conviction. McNab believes that after he has established in the minds of the jury the fact that Virginia Rappe might have died of a spontaneous injury, he can prove, and prove with the aid of the State's own witnesses, that the first assumption of the cause of Miss Rappe's death was a mistaken one.
It was Mrs. Maud Delmont who started the police on Fatty's trail. She charged against him in her first statements. Every one is wondering whether McNab will call Mrs. Delmont. Will he call Fatty? The State is asking for an opportunity to quiz Fatty—an opportunity which, apparently, it is not going to get. McNab is afraid of Mrs. Delmont.
Thus the two persons who know most about Virginia Rappe's death will probably be kept from the stand.

WONDER IF FATTY WILL TAKE STAND
San Francisco, Nov. 25.—Conjecture was rife before the opening of Judge Harold Louderback's court, whether Roscoe C. (Fatty) Arbuckle would take the stand today in his own behalf in his trial on a charge of manslaughter, growing out of the death of

Virginia Rappe, motion-picture actress. The defense has intimated that Arbuckle would testify either today or tomorrow.
Arbuckle's own story, expected to include a complete and vigorous denial that he injured Miss Rappe at a party in his rooms in the Hotel St. Francis here September 5, probably will conclude the testimony.
A number of witnesses from the Los Angeles film colony, notably Alice Lake, actress, have been subpoenaed by the defense.
Arbuckle yesterday cooked a turkey in the home of his brother and helped serve it to his lawyers and other friends. With a towel about his waist he basted the bird, cracked jokes and said the one thing he was thankful for was the reconciliation with his wife.

TWO U. S. PRISONERS FREED
President Pardons Men Convicted of Murder
Washington, Nov. 25.—(By A. P.)—Two men serving life sentences in Federal penitentiaries on murder charges were released Thanksgiving Day on pardons issued by President Harding.
James A. Keith, a soldier, who killed a man at Fort Riley, Kan., and was sent to Leavenworth Penitentiary and later transferred to St. Elizabeth's Hospital for the Insane, at Washington, was one of the men receiving the holiday clemency. The second was George Pezirikoff, an Alaskan, of Russian and Indian blood, confined at McNeil's Island Penitentiary since 1908.
Attorney General Daugherty, who made the recommendations to the President, refused to recommend pardons for two men convicted of murdering women, and whose applications were sent forward by prison authorities with favorable remarks.

DELAY CHICAGO FARE CUT
Hearing on Eleventh-Hour Injunction Set for December 2
Chicago, Nov. 25.—(By A. P.)—Surface car fares here today paid the same old eight-cent fare, although the Illinois Commerce Commission last Wednesday night ordered the rate reduced to five cents. A restraining order was signed yesterday by Federal Judge Carpenter, thus temporarily keeping in force the old fare.
A hearing on the injunction will be held December 2 before Judge Carpenter, of Illinois; Francis E. Baker, of Indiana, and Ferdinand A. Grainger, of Wisconsin.

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