



George Papcun

GEORGE PAPCUN CASE WILL END IN COURT TODAY

Prosecution Tries Red- Baiting Stunt

UNIONTOWN, Pa., July 2. — Attorneys for the defense in the case of George Papcun recorded a victory this afternoon when Judge John Morrow sustained the request of Defense Attorney I. E. Ferguson that certain literature should not be allowed as evidence against the defendant.

The literature included the Communist Manifesto, written some three score years ago by Karl Marx and Frederick Engels, the Theses and Statutes of the Communist International, pamphlets published by the Trade Union Educational League, the State and Revolution by Lenin, the A. B. C. of Communism by Bucharin and Preobrazhensky, and others. These were brought from Pittsburgh by Lennon, a former department of justice agent, now star witness for the state and "expert" on Communism. The ruling of Judge Morrow threw Len-

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non into a fury as he was prepared for long questioning on this literature in order to obscure the real issue that is before the court in this prosecution by all the agencies of the steel trust against George Papcun for his strike and labor activities.

Prosecution Rests.

At four o'clock, when the prosecution had rested its case, Attorney Ferguson immediately moved to quash the case, but this was formally refused by the court after an argument lasting over one and a half hours. The attorneys for the state failed to refute the splendid array of argument presented by Ferguson.

In the earlier part of the day was witnessed one of the most bitter legal battles ever known in Communist cases. The prosecution submitted as evidence numerous papers and "documents" which had nothing to do with the case in order to prejudice the jury. Ferguson made numerous objections but was overruled each time. The jury and the audience which filled the court room paid considerable attention to the documents and articles read to the jury by Assistant District Attorney Newels. These included a description in The DAILY WORKER of a Cleveland meeting addressed by Jay Lovestone on trade union unity and the sesqui-centennial exhibition, an article by I. Amter, on "What Our DAILY WORKER Campaign Means," an article by Arne Swabeck reviewing a pamphlet on Lenin, Liebknecht and Luxemburg by Max Shachtman, and numerous others.

Marx's Picture Figures.

The jury was given a chance to take a look at numerous cartoons published in The DAILY WORKER. The statement on Education Week, published in The DAILY WORKER on November 12, 1925, was read in full. Even a picture of Karl Marx, published in the Croatian labor calendar, was made a part of the evidence to prove that Papcun violated the anti-sedition act of Pennsylvania!

Attorneys for the state were rather disappointed when they read parts of the program of the Workers Party adopted at the first convention and failed to find any sedition in it. The courtroom became especially lively when Ferguson took Lennon under cross-examination. Lennon was all excited and showed considerable signs of nervousness when the cross-examination began because of the judge's ruling against the use of his literature as evidence. Lennon was compelled to admit that the Workers Party is a legal organization with open headquarters thruout the country, that The DAILY WORKER has second class mailing privileges, that he attended many public meetings arranged by the party. Lennon also said that he was invited to Uniontown to prepare the case against Papcun on February last and was in town for the last several days, that he was receiving The DAILY WORKER under an assumed name, and that he was employed for some time by the Retail Merchants' Association.

Force Lennon to Answer Direct.

Lenon continually tried to avoid direct answers each time a question was asked by Ferguson, but insisted each time on making explanations. The court was compelled to order him to answer questions directly.

The case will probably end this Saturday. The entire machinery of the steel trust has been mobilized against Papcun because of his activity in numerous miners' strikes in Pennsylvania. Attorneys for International Labor Defense, in charge of the case, say that they will carry this case to a finish fight.