

## What Is The Law?

This column is prepared as a public service by the College of Law, Willamette University, Salem, to explain basic legal principles, not to provide legal advice. The reader is cautioned not to apply these cases to his own problems without an attorney's advice, for differing facts may change the outcome.

### Judge Can Use Contempt To Control Courtroom

Effective performance of the judicial function involves certain apparent conflicts with the principle of free speech. Obviously, there is no right of free speech in a courtroom during a trial. A spectator who attempted to make a speech would be interfering with the conduct of the trial. Even the participants in the trial—jurors, counsel, defendants—may speak only in conformity with the rules and traditions of the court. To make his control over the proceedings effective, the presiding judge has the power to hold persons in contempt of court, and punish by fine or imprisonment anyone in the courtroom who interferes with the conduct of a trial.

### Lawyer Fined

The case of Fisher v. Pace 1949 involved an episode in a Texas court. A lawyer who refused to abide on orders from the judge and was fined \$25 on the spot, and \$50 as he kept on talking and finally \$100 and three days in jail as he ignored the judge's "me." This summary procedure by the trial judge was upheld by the U. S. Supreme Court.

The celebrated case of *Sacher v. United States* (1952) warning not to "mess with involved the contempt of court sentences passed on the lawyers for the defendants in the prosecution of eleven Communist Party leaders who were convicted for engaging in activities designed to overthrow the United States government. The trial lasted nine months and was one of the most hectic criminal trials in American court annals. Five defense attorneys carried on a running battle with Judge Medina, who became convinced that the lawyers were deliberately insulting him

throughout the nine months' trial. On numerous occasions Medina warned counsel that their conduct was contemptuous, but in order not to delay the trial or deprive defendants of counsel, he did not cite them for contempt until after the jury had brought in its verdict and been discharged. Then Medina asked the lawyers to stand up, read them a portion of the lengthy contempt certificate he had prepared, found them all guilty of contempt, and sentenced them to prison.

### Procedure Upheld

The U. S. Supreme Court upheld Medina's procedure, pointing out that "there may be no misunderstanding, we make clear that this Court, if its aid be needed, will unhesitatingly protect counsel in fearless, vigorous and effective performance of every duty pertaining to the office of the advocate on behalf of any person whatsoever. But it will not equate contempt with courage of insults with independence. It will also protect the processes of orderly trial, which is the supreme object of the lawyer's calling."

### CP Dog License Sales Number 610

Central Records—According to city hall records, 610 dog licenses have been sold in Central Point.

Not all of these purchases have been made by local residents. Some local residents purchased licenses at the Jackson county courthouse from the clerk's office which has sold more than 8,000 this year. City officials have issued a notice that dogs must be confined to owners property during the months of April through July.



AT RETREAT—President Eisenhower and Colombian President Alberto Lleras Camargo are shown at Eisenhower's Camp David retreat in the Catoctin mountains of Maryland where they visited briefly on the week end. The two Presidents are shown as they posed in front of the main lodge, Aspen.

## Space Navigation Is Difficult Art, Scientists Assert

New York, N. Y. — (Scientific American Feature) — To bring a space vehicle to a precise rendezvous with the planets calls for rocket-launching techniques of fantastic accuracy. The achievement of even a near miss in the case of Mars (within 6,000 miles of the planet) is like hitting a duck with a rifle at a range of 11 miles according to Aubrey B. Mickelwait, Edwin H. Tompkins, Jr., and Robert A. Park, specialists concerned with the problems of interplanetary navigation.

If rockets travelled under continuous power, they explain, the problem of navigating vehicles to a desired objective would be easy. Like an airplane, continuously powered rockets could be steered while in flight. For the time being, however, rockets must be aimed like guns. Power is available only during the first few minutes of flight and the navigation that is to bring the vehicle to its destination must be accomplished during those few minutes.

The problem is complicated still further by the conflicting demands of payload, radio communications and available power. No significant point is served in sending a vehicle to a neighboring planet unless it is equipped to deliver infor-

mation back to earth. This means that the payload must include instruments capable of responding to or "sensing" the desired information and radiating it to earthbound observers. The farther away the objective the more powerful the rocket's radio transmitter must be and the greater the amount of available power at the time of launching. Accordingly, those who design the path in space to be followed by the rocket are well advised to select a launching date when the earth and the objective are in the most favorable positions for the flight. In the new specialty of "trajectory design," these dates are called minimum-energy days.

The last minimum-energy day for a flight to the planet Venus was June 8, 1959. On that date the planet was precisely 180 degrees around the sun from the earth and the plane of its orbit coincided with that of the earth. Unfortunately, man's conquest of space has come just too late to exploit the advantages of that day. An equally favorable opportunity will not occur again for many centuries, although 1967 will bring a close approximation. The next minimum-energy day will occur early in 1961. But a successful launching on this day will call for the rocket to be traveling about 1,000 feet per second faster at the moment its fuel is exhausted than would have been the case on the ideal day of June 8, 1959.

Launching errors, the scientists explain, can be corrected by small rockets installed in the vehicle and fired on radio command from the earth. But such systems add to the payload. Moreover, a corrective thrust in the right direction implies control over the orientation of the vehicle in space. This can presently be achieved by imparting a spin to the vehicle at take-off. More powerful rockets, now in the offing, will extend the range of possible launching velocities. But speed is no solution to the problem of error. Burnout velocities of double the minimum-energy value actually would multiply aiming and approach problems 10-fold, according to the specialists. Ultimately, of course, still more powerful rockets will lift continuous-propulsion space vehicles free of the earth's gravitational field and the problem of interplanetary navigation will become relatively easier. Pending such development any successes achieved must rely heavily on the master of celestial mechanics and on launching technicians gifted in the fine arts of marksmanship.

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by Alice Brooks

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## Adenauer Rules Out 'Big Compromises' At Summit Meeting

Washington (AP) — West German Chancellor Konrad Adenauer has ruled out any "big compromises" on Berlin at the forthcoming Summit conference but held the door open to minor concessions.

He also disclosed that President Eisenhower has pledged to him that the U. S. flag will continue to fly over Berlin.

Adenauer has asked if there was some area for a Berlin compromise with the Communists. He replied, "one will have to discuss, and then we will see whether compromises will be possible. At any rate there are no big compromises possible."

He added that "the essence of the status of Berlin must not be affected."

### Satisfied With Statement

He said he was well satisfied with President Eisenhower's statements that the freedom of West Berlin must be preserved. West Berliners must have the right to self-determination and basic U. S. rights in the city must not be altered.

"I can add to that he said that the flag of the United States will continue to fly over Berlin," the chancellor said.

In reply to a question, Adenauer said he had never asked Eisenhower to pledge that he would risk nuclear war over Berlin. But he said he is convinced no such war could break out because Soviet Premier Nikita Khrushchev does not want war.



The Rev. Denny Davis, Assemblies of God evangelist, will conduct a series of revival services at the Bethel Assembly of God, 1225 East McAndrews rd. The first service will begin Tuesday at 7:30 p.m. Services will continue nightly throughout the week, except Saturday. All services are open to the public.

### Windstorm Solves Millowner's Problem

Fort Payne, Ala.—The top section of a large brick smokestack at the hosiery mill of V. I. Prewett Jr. needed tearing down. But Prewett put it off for several months.

One of the considerations was the cost—\$100. A windstorm settled the matter by toppling the chimney at the desired height.

## PINCH



Is the pinch in your pocketbook getting more painful? Are soaring prices the inevitable cost of national growth? Not at all! This is the good news that comes from 64 representatives of education, business, labor and government who met recently at the American Assembly. They stated that we can enjoy the greater growth we need without sky-rocketing prices—and at the same time cut unemployment to the minimum. Basic requirements are steady rising productivity, plus the close and constant cooperation of all Americans, working for common goals.

You can't afford not to be well-informed. Write today for free booklet, "Prices, Growth and You," to American Assembly, Columbia University, New York 27, N. Y.

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POLIO PIONEER — A nurse steadies the arm of "polio pioneer" Gail Rosenthal, 8, as Dr. Jonas E. Salk injects the Salk polio vaccine during the 1954 field trials conducted in the Pittsburgh, Pa., region by the National Foundation. Gail was one of the 1,830,000 children ages five to nine, with the consent of their parents, who participated in the field trials. Results of these field trials were described on April 12, 1955 in the Francis Report, which pronounced the vaccine "safe", effective and potent.

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