



FAREWELL INSPECTION—Gen. Dwight Eisenhower, whose resignation as supreme Allied commander for Europe, becomes effective June 1, inspects British Grenadiers at Bueckeburg, during a three-day farewell visit to West Germany.

Ridgway Says Commies Spurred Anti-U.S. Riots

TOKYO (AP)—American spokesmen said Japan's bloody anti-American May Day riots bore the "well known trademark of ruthless Communism."

Gen. Matthew B. Ridgway said the riots, in which at least 1,800 were injured and possibly seven killed, were "clearly of alien inspiration."

U. S. Ambassador Robert D. Murphy called the riots "more of the same" Russian policy of sparking violence which he had seen in European cities.

The newly arrived ambassador narrowly missed injury from flying rocks. He told his first press conference he was surprised by the ugly anti-foreign outbreak.

PATTERN

But, he said, "I felt a little bit at home as I watched. I detected a certain classic pattern and the same type of formation" that he saw in Communist-led European demonstrations.

The worst riot was between the Imperial Palace and Ridgway's headquarters as Supreme U. N. commander in the Far East.

Ridgway told a reception at the Imperial Hotel "such incidents" happen anywhere, anytime, when groups of people in the mass are

Termite Search Finds Wealth

LOS ANGELES (AP)—While Dr. George A. Zorb, Los Angeles physician, was away on a vacation trip with his wife, his sister, Mrs. Marie O'Donnell, called in termite inspectors.

The termite men found \$95,000 in the attic of Dr. Zorb's home.

His lawyer, Joseph Scott, said Thursday that the money, in bills of \$10 to \$100 denominations, have been deposited in a bank for safekeeping. The cache was discovered Feb. 18. The Zorbs are still out of the city.

Food Prices Go Up Again

WASHINGTON (AP)—The retail price of food moved up sevenths of one per cent during the first two weeks in April the Bureau of Labor Statistics has announced.

It said Thursday the rise in the food index to 228.8 was due mainly to higher prices for fruit and vegetables. Fruits and vegetables rose 6.3 per cent to the highest level since April, 1926.

Klamath Case Attracts State Attention

By HALE SCARBROUGH

The appeal of Dr. Alva T. Custer, Klamath Falls optometrist whose license to practice was ordered revoked Dec. 28 by the Oregon Board of Optometry Examiners, almost surely some day will reach the Oregon Supreme Court.

The appeal from the Optometry Board's ruling was heard Thursday in Circuit Court, but a decision by Judge David R. Vandenberg probably will be several weeks in coming.

And no matter what he decides—whether he upholds or reverses the action of the Optometry Board in revoking Dr. Custer's license—the loser probably will carry the appeal on to the Supreme Court.

IMPORTANCE

The reason is that the case not only concerns the profession of Dr. Custer, but the business of the Standard Optical Company here in Klamath Falls, but also many other optometry setups in this state. Also, phases of it may materially bear upon the laws and procedures of several other licensed professions, such as dentists, physicians, veterinarians, watchmakers, osteopaths and the like.

The Optometry Board ordered Dr. Custer's license revoked after a hearing in Portland, on grounds that he had subordinated his profession to the business of the Standard Optical Company of Utah and that the company in effect was practicing optometry in Oregon by the use of Dr. Custer's license.

That right or privilege is denied corporations.

There were various other findings against Dr. Custer, most of them dealing with his association

with Standard—that he allowed false and misleading advertising to be published, that the company kept his books, owned his professional equipment.

DEFENSE

Dr. Custer's appeal attacked not only the findings of the Optometry Board, but its procedure, pointing out that the members of the board acted both as accusers and as judge and jury, and that Dr. Custer was forced to testify against himself.

Those circumstances, argued R. R. Bullivant, Portland attorney representing Dr. Custer, deprived the doctor of due process of law, guaranteed by the U. S. and Oregon constitutions.

And, argued Bullivant, the findings of the Optometry Board were not substantiated by evidence. In other words, he declared, the Portland hearing was arbitrary and its findings pre-conceived.

Dean F. Bryson, special assistant to the Attorney General, argued the other side of the case and pointed out that a license to practice optometry in Oregon is a privilege, not a right, and as the state licenses, so can it revoke the license. The Oregon Board of Optometry Examiners, an administrative body set up by legislation to elevate optometry to the ranks of a recognized profession, legally has a right to police and control the activities of the persons licensed.

Rules governing its procedure, he said, are about the same as for boards governing other licensed professions.

Bryson cited what he called tie-ins with Standard Optical which he said proved his contention that Standard was using Dr. Custer's license for profit; the fact that the office of Dr. Custer and of Standard Optical are together in the same rooms, share a common reception room; that he leases space from Standard, paying 30 per cent of his gross business as rental; that Standard furnishes advertising matter; that daily reports of his business are made to Standard; that Standard does his

bookkeeping; that merchandise and materials are sent to Dr. Custer on consignment by the Allied Supply Company which is closely affiliated with Standard.

A previous Oregon case, which also originated in Klamath County back in 1944 and also involved Standard Optical was cited by Bryson as bearing directly on the present case. That was the case of Sisemore (L. Orth Sisemore, former District Attorney) vs. Standard Optical which had the effect of forbidding a corporation from employing a licensed optometrist.

Tele-fun

by Warren Goodrich



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Woman Tells Of Abortion

PORTLAND (AP)—A 20-year-old Salem woman testified Thursday that she had an abortion performed here at the clinic of Dr. Ruth Barnett last year.

The woman, Ethel Connelly, was a witness for the state in its case against Dr. Barnett and four of her clinic employees. They are accused of maintaining the clinic as a public nuisance.

Dr. Barnett also is accused of manslaughter by abortion. That trial is to come up later.

Ethel Connelly testified she was raped by a cousin in September, 1950, and became pregnant. She said Dr. Barnett's doctor sent her to Dr. Barnett's clinic. She was directed in court not to name the Salem doctor.

She said she went to the Barnett clinic in January, 1951. Told that the fee would be \$400, she produced \$300 and was treated. Then she was taken to a motel where she lost the baby.

Her mother, Mrs. Flora Connelly, offered corroborating testimony.

Open Swimming Saturday

Open swimming is scheduled for Saturday afternoon at the KU Natatorium City Recreation Director Bob Bonney has announced.

Swimming is open to the public during these sessions from 1 to 5 p. m. every Saturday unless otherwise announced.

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Food Prices Go Up Again

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It said Thursday the rise in the food index to 228.8 was due mainly to higher prices for fruit and vegetables. Fruits and vegetables rose 6.3 per cent to the highest level since April, 1926.

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