

A Victory--Continued Fight Alone Can Free Tom Mooney

A SECOND TRIAL for Tom Mooney! This is a victory for the working class of the United States...

It was the world-wide roar of working class indignation and the militant action of the working class of old Russia...

Now, after seventeen years of struggle to set Mooney free, the ruling class has been compelled to reopen the case...

This decision has been precipitated by the united front movement which is preparing the gigantic "Free Tom Mooney Congress"...

At no time since this frame-up in 1916 was perpetrated has the struggle to free Tom Mooney been relaxed for a single day...

THE prosecutors of the state of California will enter this second trial without the faintest hope of being able to secure a conviction...

Yet, in spite of this, the laws of California decree that this second trial will have no legal bearing upon the life sentence Mooney is now serving.

This partial victory consists in the fact that again, this time in one of California's own courts, the innocence of Mooney will be proved...

THE final action in the Mooney case rests with the working class. It was mass action that saved Mooney from the gallows...

In every working class organization this issue should again be raised. The call for the Tom Mooney conference at Chicago must meet with such response that the California frame-up gang and the whole ruling class will know that they must free Tom Mooney.

Socialist Chiefs Declare for Peace With Hitler

The editor of the Central Organ of the German Social-Democratic Party, the Vorwaerts, declared after the Reichstag elections:

"We recognize that at present after the elections Hitler has the moral and democratic right to rule in Germany. We hope and expect that he will rule in accordance with the laws of democratic law and order on the basis of the constitution...

Hitler has the democratic right to rule in Germany! This from the mouth of German Social-Democracy! Those who called upon the workers to vote for Hindenburg as the great democrat, are telling the workers now that in the name of democracy they must support Hitler...

But the editor of the leading socialist paper in Germany gives his democratic blessing to the fascist rule of Hitler.

The socialist editor pledges to Hitler that "he will do nothing to harm abroad the good name of Hitler". Let the workers throughout the world stand by in silence at the news of the fascist terror in Germany...

The treachery of the responsible editor of the Vorwaerts does not stand alone. Eight of the 17 socialist leaders of the Brunswick State Diet resigned from it as well as from the Socialist Party...

Only a few months ago the German Vorwaerts, and the leaders of the German social-democracy, were shouting "general strike" in case Hitler came into power. They even called for a united front with the Communists in the event Hitler would come into power...

We ask Norman Thomas, Hillquit, O'Neil and the other leaders of the American Socialist Party, where do you stand on the cooperation and agreement of the social-democratic leaders of Germany with the fascist dictatorship?

Free Class-War Prisoners!

The Daily Worker is of vital importance in rallying the masses of America to the defense of Tom Mooney, the Scottsboro boys and all class-war prisoners. Keep it alive

Second Mooney Trial Is Won by Mass Fight; Scottsboro Boys' Case Opens Today

GREEN APPROVES LABOR CAMP BILL, \$1 A DAY PAY

AFL Chief Stipulates It Must Be Called "Cash Allowance"

MURKIN IN CHARGE

Army Will Recruit and "Train" Jobless

Part of the speech of Herbert Benjamin, national organizer of the Unemployed Councils is printed on Page 3. Benjamin addressed the joint committee of both houses of congress and spoke against the Roosevelt forced labor plan. He was not allowed to finish his remarks.

WASHINGTON, March 26.—William Green, president of the American Federation of Labor, has approved the Roosevelt-Robinson-Wagner forced labor bill...

Green's approval followed an amendment to the bill as originally proposed, striking out that clause specifying that one dollar a day shall be paid...

The testimony of Green before the joint senate and house labor committees, was only for the purpose of trying to deceive the workers into believing that the amendments to the bill eliminated labor's principle objections...

Green Aids Forced Labor Plot. The defense after the gesture of Green and the Executive Council of the A.F.L. at the Cincinnati Convention in favor of what they called "State Unemployment Insurance."

The testimony of Green before the joint senate and house labor committees, was only for the purpose of trying to deceive the workers into believing that the amendments to the bill eliminated labor's principle objections.

General McArthur in Charge. General Douglas McArthur, chief of staff of the United States Army, told the committee that, under the plan, the army would recruit the workers, examine them physically, provide them with clothing (uniform prison garb) and give them preliminary training.

Demand Relief and Insurance. The growing numbers of workers that are being involved in the struggle against the wage more insistently demanding that the whole project be definitely stopped and that the government, instead of such vicious conspiracies against the working class in its efforts to keep from granting immediate relief and unemployment insurance, be compelled to release the demands of the National Unemployed Councils as expressed in the bill presented last December by the hunger marchers.

Socialist Leaders Refuse to Unite Against Pogroms

Call Own Conference to Split Fight on Terror

NEW YORK.—The answer of the leaders of the Socialist Party and organizations around it to the invitation of the Provisional Committee Against Jewish Pogroms and Against Fascism in Germany to a preliminary broad united front discussion conference tomorrow, has been to hurriedly call a separate conference.

The Provisional Committee sent the invitation Thursday, on Friday they appeared in the Jewish Forward, a socialist paper, an announcement that after a hurried parley among "labor leaders" a conference had been called on the question of Germany.

Reports coming in from all over the country disclose that in every case where a united front program was presented to put up a militant mass against the pogroms in Germany and the instigator fascism, the leaders of the Socialist Party sided with the Jewish bourgeoisie leaders of the Jewish Congress against these proposals.

Daily Worker

Central Organ of the Communist Party U.S.A.

(Section of the Communist International)

Emergency Quotas Set to Save "Daily" Press

THE Emergency Committee of the Central Committee to Save the Daily Worker has told you of the dangerous condition of the "Daily's" press, which may collapse at any moment.

Since the first appeal to save the press was issued we have received the following amounts: Thursday, \$321.07; Friday, \$416.31; Saturday, \$280.20. These sums are dangerously inadequate in the present situation.

IN order to raise \$3,500 during the next few days to repair the press, we have established emergency quotas for the ten leading districts, as follows:

- 1 (Boston), \$100; 2 (New York), \$1,500; 3 (Philadelphia), \$300; 4 (Buffalo), \$100; 5 (Pittsburgh), \$100; 6 (Cleveland), \$300; 7 (Detroit), \$400; 8 (Chicago), \$400; 14 (New Jersey), \$200; 15 (New Haven), \$100.

These quotas must be raised during the next few days if the press is to be saved. Rally all forces. Collect from every available source and send contributions without delay. Action from every reader is the need of the hour.

DAILY WORKER MANAGEMENT COMMITTEE. RECEIVED SATURDAY \$280.20 TOTAL TO DATE \$24,504.17 Rush funds to the Daily Worker, 50 E. 13th St., New York City.

Massed Against Fascism



Part of the thousands of workers, veterans, professional people and small business men of New York before the German Consulate raising their slogans demanding an end to pogroms and fascism in Germany.

20,000 in Demonstration Against German Fascism

Great Protest Meet Scores Nazi Terror; Thousands March to Union Square

NEW YORK.—In one of the most impressive demonstrations ever held here, thousands of workers, intellectuals, veterans, and small businessmen demonstrated Saturday at the German consulate and through the streets of New York against the Hitler terror and demanded the immediate release of all the victims of the fascist regime.

A rally of 10,000 roared their protest at the German consulate. A forest of placards with slogans such as "Down with Fascism!" "Hitler is the Executioner of Militant Workers, Intellectuals and Jews," "Long Live the Revolutionary Struggle of the German Proletariat!" waved through the air.

A delegation of 24 representatives of various organizations went in to see the German consul, Dr. Paul Schwartz, and compelled him to listen to a resolution which asked categorical questions concerning the fate of the leaders of the German working-class who have been imprisoned by the Hitler regime. Fred Biedenkapp, chairman of the delegation, read the resolution, and speeches were also made by R. Saltzman, secretary of the International Workers Order, and James W. Ford, who spoke in the name of the Negro masses.

While their delegation was thrusting a police guard aside and the frightened envoy of the murderous Hitler, General Consul Schwartz, shouted at them through a locked door, 20,000 New York workers, thundered their protest against the Hindenburg-Hitler regime.

Thousands of the demonstrators, too impoverished to pay fare, went through the subway turnstiles without paying. One Brooklyn group made a state trooper retreat when he tried to drive them off the train. The motorman and conductors of the train refused to side with the trooper in the company's defense. The group were mostly Negro women workers.

Denounce Fascism. The demonstrators assembled at (Continued on Page Three)

LANGER DEAD AS RESULT OF BOMB

Murdered Communist's Funeral Tuesday

NEWARK, March 26.—Morris Langer died here last night as a result of the bomb attack on him by strike-breaking thugs of the A. H. Hollander, J. Hollander and Philip Singer fur shops last Wednesday morning.

The death of Langer comes as the fourth brutal murder, with a number of workers crippled, instigated by the fur bosses of Newark under the leadership of the Hollander firms.

Chatham, New Jersey, police arrested Jack Schulman, scab agent of Philip Singer and A. H. Hollander factories, late Saturday on information from Langer and his wife. Langer also identified another of his three assailants just before he died.

After a protest demonstration in Military Park here at 5 p.m. tomorrow, workers will march to the Newark Strike Headquarters, 347 Springfield Ave., to view the body.

At 8 p. m. tonight the dead leader will lie in state at the headquarters of the Needle Trades Workers' Industrial Union, 131 W. 28th St., in New York, until Tuesday morning. Strikers of the Hollander and Singer shops, members of the Needle Trades Workers' Industrial Union and of revolutionary organizations, including the Communist Party, will stand as a guard of honor around their murdered leader.

A mass funeral and demonstration will leave the N. T. W. I. U. headquarters at 12 noon Tuesday and march through the garment district.

Langer was a member of the Communist Party for 11 years. He was the Party's candidate for Congress from Newark in the last election. Tomorrow's Daily Worker will carry a complete story of the militant struggles of Morris Langer in the ranks of the working class.

UNITED FRONT MOONEY CONGRESS IN CHICAGO, APRIL 30, IS VITAL TO RELEASE OF LABOR PRISONER

Trial Date Set for April 26; Second Trial Won By United Action of Workers

Courtroom Fight Made by Leo. A. Gallagher, California I.L.D. Attorney

SAN FRANCISCO, Cal., March 26.—The International Labor Defense and the Tom Mooney Molders Defense Committee, through its Attorney Leo A. Gallagher, yesterday won its demand for a new trial for Tom Mooney, serving life in San Quentin prison, the victim of a frame-up, since 1916.

The legal victory follows seventeen years of ceaseless activity and mass protest, the most recent actions being a huge united front mass conference in this city as part of the scores of meetings being held throughout the United States in preparation for the Tom Mooney Congress, to be held in Chicago April 30.

The San Francisco meeting, held last Sunday in Civic Auditorium, was attended by 15,000 workers and had the support of a large number of A. F. of L. local unions, fraternal organizations and other workers' groups.

The decision to grant the new trial to Mooney was made by Superior Judge Louis H. Ward, who set the date for April 26 when the famous labor prisoners will be tried on the second of two indictments arising from the 1916 frame-up. The first indictment resulted in his conviction and sentence to death, later commuted to life imprisonment as a result of international workingclass protest.

Will Expose Perjuries Again. The defense had demanded trial on the second untied indictment in order to provide an opportunity to expose the perjuries in the original trial and at the same time to present a mass of new evidence which has torn to shreds the frameup case against Mooney and Billings.

While the granting of the new trial is a victory and a vindication of the mass pressure tactics of the defense, acquittal of Mooney at the forthcoming trial will not automatically free him. Under the California law his status remains the same even upon acquittal, and only the widest and most intensive mass protest will make it possible to force Governor Rolph to free him.

Last May, Gov. Rolph declared that "the Mooney case is closed," but the International Labor Defense and the Tom Mooney Molders Defense Committee proceeded to intensify its mass activities, demand for one moment yielding its demand for the complete and unconditional release of Mooney and Billings.

District Attorney Matthew A. Brady objected violently to the move for a new trial and after the decision in favor of the defense he announced his withdrawal from the case. Judge Ward stated that he would ask the State Attorney General's office to take over the prosecution.

100 Defense Witnesses. Gallagher, I.L.D. attorney, said that he is ordering 100 subpoenas for the defense and challenged the Attorney General to appoint Matt L. Sullivan, Charles Eckert and Edwin Cunniff as prosecutors.

Sullivan, a former justice of the state Supreme Court has been for a long time an "advisor" to Gov. Rolph and took a leading part last year in preparing the vicious report which the governor used as a "basis" for refusing the demand for an outright pardon for Mooney.

Fickert was the district attorney in San Francisco who conducted the original frame-up against Mooney. His role in "building up" the case against Mooney and Billings as a tool of the utility interests of California has been exposed time and again during the past seventeen years.

Perjurers Have Confessed. In fighting the move for the new trial, Brady based himself on the plea that all of the prosecution witnesses are either dead or missing, and that it would be a "make-believe" trial. Other considerations which undoubtedly moved Brady were, of course, the fact that practically all of the prosecution witnesses have either completely repudiated their testimony or been completely discredited and that eleven of the twelve living jurors in the original frame-up trial have gone on record as stating that Mooney is innocent.

Long hated by the California bosses and particularly the utility interests, Mooney was framed up and charged with having set the bomb which killed 10 people and injured 40, Warren K. Billings arrested at the same time, was sent to Folsom prison for life. He was sentenced to be hanged,

No Time Must Be Lost!

The "Daily" press is on the verge of collapse! Only your immediate financial support can save it! Contribute dollars, half dollars, today! Let's not miss a single issue!

SHALL 250,000 JOBLESS BE DRIVEN INTO LABOR CAMPS UNDER GENERAL McARTHUR WHO ORDERED THE SABERING AND SHOOTING OF THE WAR VETERANS ASKING BACK PAY?

