

Centre Cento

Centre College of Kentucky

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DANVILLE, KENTUCKY

FRIDAY, MARCH 3, 1972

Judge Swinford issues order enjoining Danville barbers to stop discrimination

by Alan Reeves

Judge Mac Swinford of East District Federal Court issued a court order February 22, enjoining eight Danville barbers "for discriminating between their prospective patrons on account of race." The decision makes invalid a section of Kentucky law which exempts barbershops from public accommodations status. The decision may bring to a close action in the barbership discriminations case of Taylor, et. al. vs. Richardson, et. al. Ollie Taylor, Ray Burse, and Tommie Smith, the plaintiffs in the case, filed the class-active suit last

June after testing the Danville barbers to determine if they would serve blacks.

Reaction on campus to the decision was enthusiastic. Dean Max Cavnes, who helped in the testing of the barbershops exclaimed, "I'm delighted! I'm a bad loser and I'm glad we won."

He felt that the black citizens of Danville should have pressed for this action rather than Centre students because, "It puts the barbers against the college." Professor David Hughes, who teaches constitutional law at Centre, declared that he was

pleased with the result in the case."

He added, though, that "he was dubious about the use of precedent in reaching the decision."

Ollie Taylor, bubbling with excitement, said that he will send the results to the Human Rights Commission in Louisville, hoping that similar action could be taken "to liberate the Western District of the state." He added, "Eventually I will do something about segregation in barbershops in Mobile," his home city. Reminiscing, Taylor recalled that it was then Centre students Jerry Wakefield and Randall Bausor who encouraged him "to do

something about Danville barbershops."

Included in a notice of the results of the case sent to Taylor by attorney Elwood Rosenbaum, who handled the case without charging legal fees, a nine page memorandum reads in part: "It is the plaintiff's contention that the defendants, various Danville barbers and barbershop proprietors, have . . . refused, on account of race, to render their services to the persons of the plaintiffs.

"There can be no doubt that the

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Play tells haunting tale

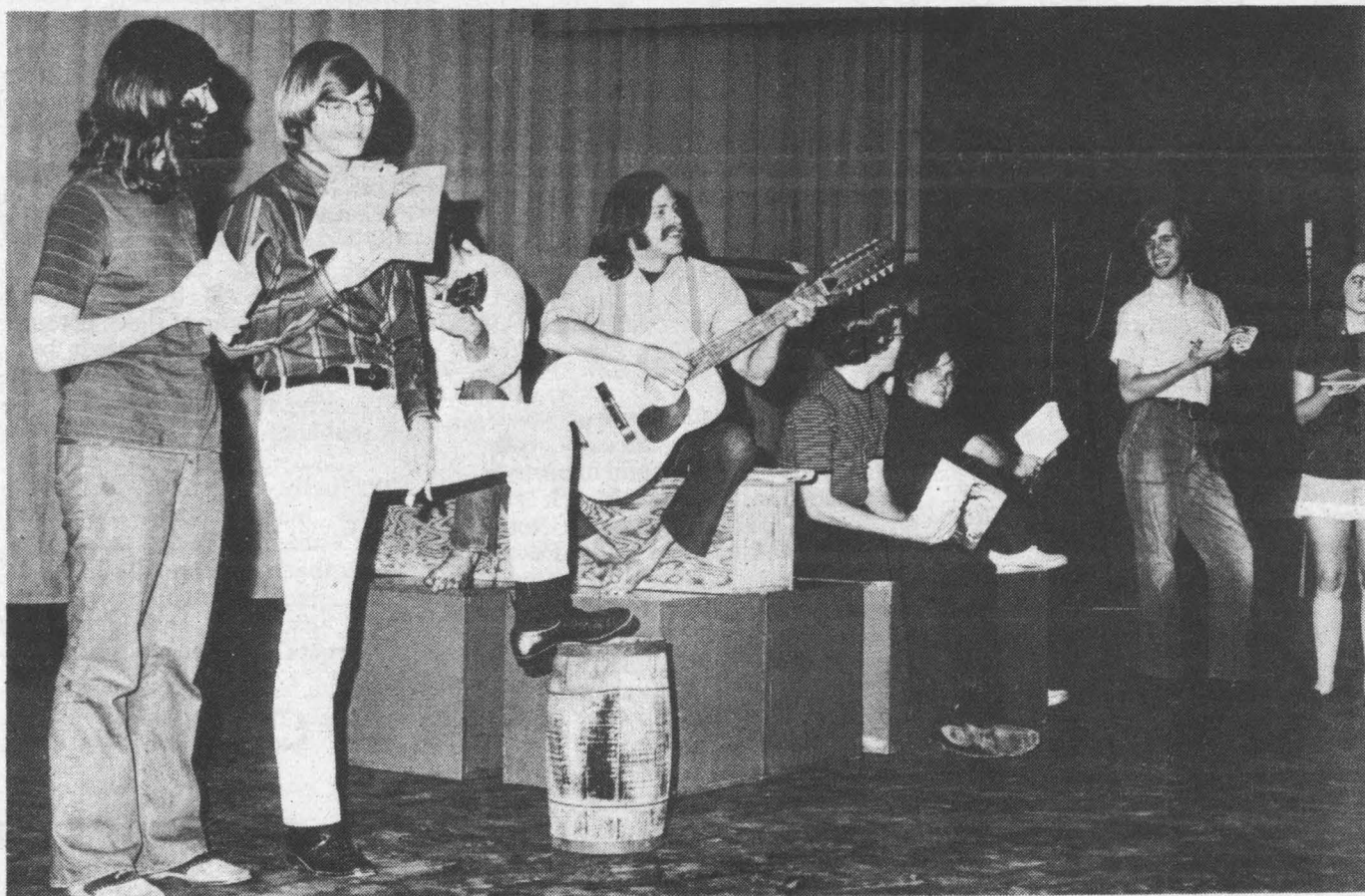
by Nancy Kirk

The Smokey Mountain fantasy surrounding the haunting tale of Barbara will unfold in Weisiger Theatre when the Centre Players present "Dark of the Moon." Filling the leading roles will be Hensley, who will portray the witch boy John who yearns to be human, and Joanne Kellar, as the bewitching Barbara Allen.

Dr. West T. Hill will direct this enchanting play with music, written by Howard Richardson and William Berney. "Dark of the Moon" involves a cast of 25, many of whom will be making their debut on the college stage.

The cast includes Pat Soper as Mrs. Allen; Jack Harris, Marvin; Frank Crumbaugh, Haggler; Kathy Lee, Mrs. Summey; Baxtert Joy, Floyd Allen; Dave Rubin, Mr. Allen; Dennis Beaty, Conjur Man; Richard Elliott, Uncle Smellicue; Nancy Ballman, Fair Witch, and Dia Mitchell, Dark Witch.

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'Dark of the Moon'

THE CAST of "Dark of the Moon" prepares for another rehearsal. The play will run from April 26 to 29 in Weisiger.

Young men's minds turn to women and to warm weather sports as spring arrives

by Steve Daniel

Ah! Spring is almost here—the time of the year when a young man's mind turns to . . . I leave it to the reader to fill in the blank. Of course, the obvious word choice would be "girls," "women," etc. Although members of the female sex may preoccupy the minds of most Centre College males this spring, there is one more item that also may well fit into the blank—spring sports.

Yes, it is that time of year again; the time to dust off the ball gloves, restring the tennis rackets, and limber up the legs and arms. Spring practice has already started in soccer, baseball, tennis, track, and golf. And right in the midst of all this preparation for spring sports competition, Centre College finds itself leading the CAC by 7½ points. This was accomplished by the

heroics of the members of the fall and winter sports. The Centre College Colonels placed third in cross country, third in swimming, second in wrestling, and tied for first in both football and basketball.

It is now up to those of you in the spring sports to do your best and to try to bring the coveted bell (the CAC trophy) to little ol' Centre College. It is also up to you, the fans,

who did a great job of supporting the Colonels in the fall and winter. Your continued support of Centre sports will not only be welcomed, but also needed by those who will be competing on their various fields of battle. So if any one of you guys have chics on your minds this spring and are at a loss for ideas for entertainment, bring that (those) special girl(s) to the spring sporting events. She will love you for it. +

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★ DISCRIMINATION ORDERED ENDED

Continued from page 1

defendants have refused to render their services to the plaintiffs on account of the plaintiffs' race. It is insinuated that the plaintiffs are officious intermeddlers. Moreover, it is suggested that the defendants are not capable of performing their tonsorial crafts upon the Negro head. The two sallies beg the question. Whether or not the plaintiffs are "troublemakers" is irrelevant, and the competency of the defendants is not here in issue."

The court based its decision on the 14th amendment to the U. S. Constitution applying the "State action" interpretation of that amendment to this case. According to the memorandum, "The central legal issue of this case resolves to a question of whether the defendant may, under the Fourteenth Amendment and Section 1983 of Title 42, be permitted by the state to discriminate on account of race in the practice of a profession which is strictly regulated by the State and which appeals to the general public for its economic preservation. Stated difficultly, the issue is whether the discriminatory acts of the defendants. . . may be considered

to be sufficiently connected to the State so as to be enjoined under the Fourteenth Amendment of the Constitution. The court believes that the defendants may be enjoined from discriminating between their patrons solely on the basis of race."

The court reasoned the licensing and "substantial" regulation by the State of barbershops makes the action of the barbers "sufficiently imbued with state authority so as to bring it within the anti-discriminatory coverage of the Fourteenth Amendment, 'Precedent in this case was a concurring decision by Mr. Justice Douglas in the case of Garner vs. Louisiana. He stated "I do not believe that a State that licenses a business can license it to serve only whites or only blacks or only yellows or only browns. . . I do not see how a state can constitutionally exercise its licensing power over a business either in terms or in effect to segregate the races in the licensed premises. The authority to license a business for public use is derived from the public. Negroes are as much a part of that public as are whites." +

Commencement to be held June 4

Centre College Commencement Exercises are to be held at 7:30 p.m., Sunday, June 4 at Farris Stadium following the annual reception from 3:00 p.m. to 5:00 p.m. the same day at Craik House hosted by President and Mrs. Spragens. Their reception

in past years for Seniors and their families has been held on Saturday, the day prior to commencement.

Baccalaureate services are to be held at 11:00 a.m. Sunday, June 4 in the Danville High School Auditorium. +

★ 'DARK OF THE MOON'

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Others taking part will be Luralyn Lahr as Conjur Woman; Beth Burdine, Miss Metcalfe; Liz Perkins, Edna; Emily Wilson, Mrs. Bergen; Dix Brown, Jenkins; Don Newquist, Hank; Janie Kinney, Ella; Bill Claxon, Atkins; Laura Hacquard, Grenney Gorman; Ted Youngberg, Mr. Summey Jim Maxwell, Mr. Bergen; Con Newquist, Burt Dinwitty; Sally Kuster, Hattie Hafter, and Dix Brown and Phil Sterling, musicians. Responsible for choreography is

Beth Burdine, with Jan Jarvis and Ellen Moore in charge of costumes. Chris Wilson is designing the scenery. Debbie Adams is stage manager, Jo Ellen Powell is house manager, and Nancy Kirk has been named to handle publicity.

"Dark of the Moon", will be presented by the Centre players. Wednesday, April 26, through Saturday, April 29 in Weisiger Theatre. Curtain time will be at 8:15 p.m. +

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