

Boston X
June 1960

IEK 6720

Warned by Ala. Judge *June 60*

B.U. Theology Student Rearrested in Race Test

MONTGOMERY, Ala., June 8 (AP)—Defying convictions in one racial case, a white man and a Negro companion were back behind bars early today after leaving court and then trying to eat in a fashionable all-white hotel.

Prosecutor David Crosland said Rev. R. Edwin King of Boston, Mass., and Elroy Emory, Montgomery Negro, would be tried today unless they raised \$200 bonds each before city court convenes.

If they were bailed out before court time, he said, they would face trial within a week on the charges of trespassing and disobeying an officer. Each count carries a maximum \$100 fine and a six-month jail term.

Ignored Warning

The 23-year-old theology student at Boston University and Emory had been fined for one integrated luncheon only hours before they sought service in the white-only coffee shop of a downtown hotel.

King and Emory ignored a judge's stern words against provoking racial incidents, aimed at them and six other Negroes earlier yesterday when they were fined \$100 and \$43 costs for disorderly conduct.

Special Circuit Judge Sam Rice Baker levied the fines in convicting the integrated din-

ers—King, Emory, six other Negroes and 12 other white visitors—of seeking deliberately to cause racial trouble by eating lunch in a Negro cafe Mar. 31.

Shortly after attorneys filed notice of appeal for the eight defendants involved in yesterday's ruling, King and Emory went to the Jefferson Davis Hotel to renew their assault on racial barriers.

They were promptly refused service in the coffee shop but failed to heed manager C. A. Dione's demand that they leave, claiming they had a right to be there because King was Emory was King's guest.

Expected Stares

Officer J. F. Kennedy said he took the two into custody after they likewise disobeyed his orders to leave the hotel. Dione signed a warrant against them for trespassing.

Interviewed in his cell, the young ministerial student maintained that he and Emory did nothing wrong, but admitted he thought "something would happen" when he and the Negro ventured into the coffee shop.

"I thought we would get lots of stares but that was about all," King said. He also disclosed that an N.A.A.C.P.-affiliated organization in Boston had financed his fine and expenses on trips back and forth.