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### U.S. JUDGE TESTIFIES AGAINST EICHMANN AT JERUSALEM TRIAL; STRESSES GUILT

JERUSALEM, May 15. (JTA) -- Pennsylvania Supreme Court Justice Michael A. Musmanno, testifying here today in the trial of Adolf Eichmann, named Eichmann as "the" man in the Nazi apparatus responsible for everything having to do with Jews.

The American judge, who, after the fall of the Hitler regime, interrogated on behalf of the United States Government virtually every Nazi leader surviving the German debacle, testified under oath that the Nazi hierarchy affecting "the final solution" of the Jewish problem ranked as follows: Adolf Hitler; Martin Bormann, Hitler's deputy; Heinrich Himmler, chief of the Gestapo, the Nazi secret police; Josef Goebbels, Hitler's propaganda minister; Reinhardt Heydrich, chief of the Nazi security services and one of the principal planners of "the final solution"; and Eichmann.

The fact that Eichmann held only the rank of a lieutenant colonel in the Gestapo was meaningless, Justice Musmanno said. Actually, the judge testified, as head of Section IV-B-4, Eichmann's responsibility was spelled out in the official directives with only one word: "Jews."

Justice Musmanno quoted one top Nazi leader after another, as he occupied the witness stand as an expert testifying voluntarily for the prosecution. All the leaders he quoted had told him the American judge said, that Eichmann was responsible for the atrocities implemented by the Hitler regime against the Jewish people.

Justice Musmanno quoted, among others, Brigadier General Walter Schellenberg, who was in charge of both military and civilian intelligence for the Nazi regime. General Schellenberg told him, the American jurist said, that "Eichmann, as chief of the department in charge of Jews, personally supervised and directed the activities of einsatzgruppen (commando units) in the extermination of Jews." From time to time, the intelligence chief told Justice Musmanno, Eichmann visited the einsatzgruppen in the field, and attended the execution of Jews.

The commando units constituted "a slaughterhouse on wheels," said Justice Musmanno. While the official purpose of the commando units was "to protect the rear of the German army in occupied territories," that duty was called by the American judge as "just a facade."

"The principal purpose of the einsatzgruppen," he said, "was to kill Jews and rob them of property." Eichmann, he testified, attended the original Nazi meeting where that purpose was spelled out. Himmler, he said, recruited the staff of the commando units "according to recommendations by Eichmann." Sometimes, according to Justice Musmanno, commando unit leaders made complaints, but these grievances concerned bad roads, bad weather, and the fact that frozen soil prevented them from digging mass graves for the executed Jews.

General Schellenberg told him, Justice Musmanno said, that commando unit leaders who refused to participate in the mass murder of Jews were excused from such assignments--not for reasons of humanity but because it would have been "inefficient" to try to force officers to do a job they were not willing to perform.

Justice Musmanno was the first witness called to the stand this morning by Attorney General Gideon Hausner, chief of the prosecution. But it was not until after a lengthy argument against the relevance of Musmanno's evidence, entered by Dr. Servatius, that the American jurist was permitted to testify.

### Efforts of Eichmann's Lawyer to Disqualify the U. S. Witness Fail

Trying hard to get the court to disqualify Justice Musmanno as a witness, Dr. Servatius contended that anything the American judge would say would be irrelevant to the current proceedings. Dr. Servatius maintained that: Justice Musmanno was not in Germany when the events concerning the court here occurred; he is not a Jew "concerned either directly or indirectly with the case before the court"; the fact that he interrogated Marshal Hermann Goering, Heinrich Himmler and other Nazi leaders is not valid as far as this court is concerned.

Mr. Hausner, replying to the defense objections, told the court that, since Eichmann's Nazi superiors are dead, "it is important to hear what they said about the accused to a person who carried out an objective investigation." The court ruled that Justice Musmanno could testify on all matters except those concerned with cases which he tried as a judge.

Justice Musmanno had personally questioned not only persons who had been close to Adolf Hitler, in an effort to ascertain whether Hitler had really died; he had also quizzed the leaders of the Nazi regime who had survived the fall of the Hitler Government; he had been the official

United States observer at the Nuremberg War Crimes trials. Later, he was the judge in the case trying former members of the Nazi commando units in charge of murdering Jews prior to the establishment of the annihilation camps.

The American judge testified he was told by Joachim von Ribbentrop, Hitler's Foreign Minister, that he resented Eichmann's interference in foreign ministry affairs, declaring: "I am sorry that Hitler gave Eichmann so much authority regarding the program of Jewish extermination." Justice Musmanno testified that Hans Frank, Nazi Governor in Poland, had told him under questioning that he had complained to Himmler, requesting that the slaughter of Jews cease. However, Frank had said, Himmler was very busy with military affairs and recommended that the Nazi Governor see Eichmann instead. Frank then told Justice Musmanno he had seen Eichmann on the Jewish extermination problem, "but Eichmann would not budge."

Another of the top Nazi leaders, former Gestapo chief Ernst Kaltenbrunner, told him, "Justice Musmanno testified, that Eichmann was among the men 'who ran the Jewish extermination program.'" When some "cooler heads" in the Nazi apparatus objected to the German Army's shooting of captured Allied airmen, Justice Musmanno said, it was Eichmann who had insisted that fliers of Jewish descent be killed.

#### Eichmann Had Unlimited Power on Destroying Jews, U.S. Judge Testifies

Under cross-examination by Dr. Servatius, Justice Musmanno held his ground, insisting that the main responsibility for the annihilation of the Jews was Eichmann's, and that the latter "was practically unanswerable to anyone for the policy of Jewish extermination."

"Did Reichsmarshal Hermann Goering try to divest himself of responsibility by placing the blame on a minor official?" asked Dr. Servatius.

"On the contrary," replied Justice Musmanno, "he made it clear that Eichmann had unlimited power regarding the problem of the Jews. Chronologically, geographically and biologically, it was Eichmann who determined who, where, when was to be killed."

When the defense counsel tried to get Justice Musmanno to concede that various documents, memoirs and judgments had blamed other Nazis for the annihilation of the Jews, the American judge replied: "That is undoubtedly true; but the instrumentality was always Eichmann; he determined in what order and from which countries these executions were to be carried out..."

Dr. Servatius tried to break down the Musmanno testimony by asking whether some of the people he had interviewed might not have named Eichmann to absolve themselves. He also hinted that Musmanno might not remember accurately all details of the interrogations he had held after the war. Justice Musmanno insisted, however, that some of the Nazi leaders who incriminated Eichmann were not even defendants in subsequent war crime trials.

#### Israel Court Sends Attorney to Germany to Cross-Examine Witnesses

JERUSALEM, May 15. (JTA) -- E. S. Shimron, an Israeli attorney, has been appointed as the Government's counsel to cross-examine witnesses for Adolf Eichmann, who will be questioned in a German court. The witnesses are former Nazis whom Israel has refused to grant immunity from arrest here, after Eichmann's defense counsel requested that they appear before the court.

Mr. Shimron will leave for Germany in time to attend the interrogation of the first of these witnesses, Dr. Eberhard von Thadden, the Nazi foreign office expert on Jewish questions. Von Thadden is scheduled to appear for questioning before a German judge at Neuss, Germany, on Thursday. Lists of questions to be asked the witnesses in Germany were sent to Bonn last week by the court here trying Eichmann.

In addition to von Thadden, the ex-Nazis to be questioned in Germany are Dr. Franz Six, who had been a Nazi officer in Russia; Hermann Krumei, former aide to Eichmann; and Max Merten, the former Nazi military governor at Salonika, Greece.

#### NEW PIPELINE OPENED IN ISRAEL; WILL DELIVER FUEL GAS TO SDOM POTASH PLANTS

TEL AVIV, May 15. (JTA) -- A six-inch gas pipeline extending 18 miles from the Rosh Zohar gas field to the Dead Sea Works in Sdom was opened here yesterday in the presence of Finance Minister Levi Eshkol, Dr. Joseph J. Schwartz, vice-president of the Israel Bond Organization and leaders of Israel Government and industry.

The new pipeline, which cost \$742,500 to build, will deliver fuel gas directly from the gas field to the bromine and potash plants at Sdom, which previously was supplied with fuel oil from Haifa by means of tanker trucks.

Mr. Eshkol said at the inauguration ceremonies that the gas fuel discovered at Rosh Zohar, which will be a major factor in the industrialization of the Dead Sea area, will make possible the construction of the township of Arad on a ridge overlooking the Dead Sea. He said work on the township will start within a few months.

Israel bonds provided investment resources for the exploration and drilling of the natural gas field at Zohar, as well as the construction of the pipeline. Additional pipelines are planned to bring gas to the phosphate plants at Oran and to textile factories at Dimonah, as well as to the petro-chemical industry, utilizing gas by-products.

## STATUS OF JEWS IN ALGERIA TO BE DISCUSSED AT FRENCH-ALGERIAN TALKS

PARIS, May 15. (JTA) -- The future status of the 150,000 Algerian Jews is to be discussed at the forthcoming Franco-Algerian negotiations, scheduled to open next Saturday at Evian, it was indicated here today.

According to the plans, the agenda of the conference calls first for a decision about a cease-fire between the Moslem rebels and the French forces in Algeria; then for a discussion about substantial guarantees for the 1,000,000 Frenchmen in Algeria; finally, the two sides will come to the question of the Algerian Jews.

The French delegation will insist that the Jewish community in Algeria be considered an integral part of the European community there. There are increasing beliefs here that the Algerian delegation, representing the Moslem rebels, will join the French in this view.

Although the Algerian delegation will be led by the rebels' provisional Vice-Premier, Krim Bel Kacem, who represents Moslem extremists, it is known that the sessions on guarantees to Jews and other Europeans in Algeria will probably be dealt with by Dr. Ahmoud Francis, the provisional Minister of Economy, who is known for his liberal views and for a relatively comprehensive attitude toward this issue.

The French delegation will be led by Louis Joxe, who met recently with Dr. Nahum Goldmann for a discussion of the future fate of the Algerian Jews. Included in the French delegation will also be M. Tricot, President Charles de Gaulle's advisor on Algerian affairs. The latter has been in touch with a number of Jewish organizations which were assured recently about the French Government's determination regarding guarantees for the Algerian Jews.

## NAZI ACCUSED OF DIRECTING MASS MURDER OF JEWS IN VILNA IS ARRESTED

VIENNA, May 15. (JTA) -- Franz Murer, accused through testimony at the Jerusalem trial of Adolf Eichmann as having been one of the principal culprits in the deaths of 80,000 Lithuanian Jews, was arrested this weekend at his home in the Styrian village of Gaishorn.

When Austrian police surrounded his home, a report spread through the town that "Israeli secret service operators" were arresting Murer. A crowd of about 100 villagers gathered in the vicinity, excited by that false report. However, the crowd dispersed when word was spread by officials that, in fact, the arresting officers were Austrian and that the Government in Vienna had received word from its official observer at the Eichmann trial in Jerusalem, disclosing heretofore unknown facts about Murer's participation in the execution of the 80,000 Lithuanian Jews.

(A Tel Aviv dispatch to the JTA today reported that Israeli police have taken depositions from 14 survivors of the Vilna ghetto, implicating Murer in the annihilation of the Jews there. Dr. Josef Wiesinger, official Austrian observer at the Eichmann trial in Jerusalem, requested that material concerning Murer be furnished to him, after Murer had been implicated during the trial by Dr. Marc Dvorjetsky, a former inmate of the Vilna ghetto. The latter had testified that "invariably" Murer was present whenever the Nazis carried out actions against the Jews in the Vilna ghetto.)

## ITALIAN COURT ORDERS COMPENSATION FOR JEW OUSTED UNDER MUSSOLINI

FLORENCE, May 15. (JTA) -- A steel firm was ordered by a Florence court to include in the severance pay of a Jewish engineer the years during which the latter was forced out of his job by the fascist racial laws in effect during the Second World War.

The engineer Dr. Corrado Benadi, was unable to work for the firm from 1939 to 1944 because of the fascist racial laws. When he left the firm in 1959, Dr. Benadi filed suit for the five years' severance pay when they were not included in the settlement with the company. In deciding on the case, the court ruled that private firms of public interest must also follow the rules on compensation for racial and political persecution established in 1944 for the State Administration.

## SOCIAL WORKERS TOLD OF HARM RESULTING FROM RELIGIOUS BIAS IN EMPLOYMENT

MINNEAPOLIS, May 15. (JTA) -- Social workers from all over the United States, attending the National Conference on Social Welfare here, were told today at a panel discussion sponsored by the Anti-Defamation League of B'nai B'rith that racial and religious discriminations in employment form "a major obstacle to full American manpower use."

The statement was made by Arthur A. Chapin, minority group consultant to Secretary of Labor Arthur Goldberg. The elimination of such discrimination because of race, religion or national origin, he said, would enable America "to pass on to greater problems" concerning the country's effective tackling of "the manpower challenge of the '60's."

## SEN. HUMPHREY RECEIVES STEPHEN WISE AWARD FROM AMERICAN JEWISH CONGRESS

NEW YORK, May 15. (JTA) -- Senator Hubert H. Humphrey of Minnesota received tonight the Stephen Wise Award of the American Jewish Congress at a dinner in the Essex House Hotel at which more than \$280,000 in contributions to the 1961 campaign of the United Jewish Appeal of Greater New York were announced. Dr. Joachim Prinz, president of the congress, presented its highest honor to Senator Humphrey for his "substantial and enduring contribution in the fight for human rights, justice, freedom and individual dignity."

## JEWISH AGENCY FACING 'EXTREMELY CRITICAL SITUATION,' SHARETT CABLES U.J.A.

NEW YORK, May 15. (JTA) -- Sharply increased immigration to Israel in recent months has caused an "extremely critical situation" for the Jewish Agency in Jerusalem, Moshe Sharett, newly elected chairman of the Agency, cabled the United Jewish Appeal today.

Mr. Sharett, former Prime Minister and Foreign Minister of Israel, urged that a United Jewish Appeal Cash Drive to raise \$36,370,000 by June 13th in cash funds be stepped up "to the maximum extent possible." He said that April had seen an influx of 3,400 new immigrants to Israel and that May might see the monthly figure rise to 4,000.

In his cable, Mr. Sharett noted that the immigration rate had risen sharply with the coming of spring. The Jewish Agency, he reported, had budgeted for a maximum monthly immigration of 2,500, but this was being upset by "an increasing flow" of new immigrants. Spring also has increased the needs of 130,000 immigrant farm settlers in Israel, Mr. Sharett reported. He declared needs of hundreds of young farm settlements for additional equipment and services are "most acute."

## DR. NEUMANN URGES BETTER RELATIONSHIP BETWEEN Z. O. A. AND HADASSAH

NEW YORK, May 15. (JTA) -- "The fusion of the General Zionist and Progressive Parties in Israel has generated a new atmosphere conducive to the unification of the two World Confederations of General Zionists," Dr. Emanuel Neumann said today following his return from Israel where he attended sessions of the Zionist Actions Committee, the Jewish Agency and the Confederation which he heads. "The world executive of our Confederation," Dr. Neumann stated, "has unanimously approved a series of proposals designed to restore unity among General Zionist groups throughout the world, and the establishment of a single united confederation embracing them all."

"The union of the two groups in Israel has already been acclaimed everywhere as a happy ending to an unfortunate chapter of division and discord," Dr. Neumann declared. "In the new circumstances, the perpetuation of two rival camps would be not only senseless and harmful to both, but a crime against the Zionist movement as a whole. Today I am hopeful that friendly negotiations will result in global unification within a few months. It would be of special importance in the United States, leading to a closer and better relationship between the Zionist Organization of America and Hadassah--the two leading Zionist organizations on the American scene. We, on our part, will spare no effort to bring about these results."

## JEWISH MEN'S CLUBS CONVENTION DISCUSSES ROLE OF RELIGION IN SPACE AGE

KIAMESHA LAKE, N. Y., May 15. (JTA) -- The role of religion in our age of conquest of space and in science was discussed here today at the 32nd annual convention of the National Federation of Jewish Mens' Clubs, an affiliate of the United Synagogue of America which is the central body of the Conservative religious movement. More than 800 delegates representing 350 clubs are attending the parley.

Discussing "new frontiers" of the synagogue, Dr. Gerson D. Cohen, associate professor of Jewish literature and institutions at the Jewish Theological Seminary, said that the recent conquests in space made it imperative that the synagogue re-assert its leadership with a view to making the moral basis for Judaism known once again throughout the world.

Senator Jacob K. Javits, who was presented at the convention with the Federation's annual award for distinguished service to American Jewry, strongly attacked the John Birch Society. The Society, he said, uses name calling to "kindle fear, suspicion and prejudice which can make Americans suspicious of one another." While he did not say that the society was engaged in anti-Semitism, he made it clear that all rights, including that of the American Jews, were wrapped up in the fight to safeguard the fundamental rights of all Americans.

## JEWISH NAZI VICTIMS ORGANIZATION FORMED; INCORPORATED IN NEW YORK

ALBANY, N. Y., May 15. (JTA) -- The formation of a Jewish Nazi Victims Organization of America was announced here today with the filing of a certificate of incorporation with the State of New York. The new organization claims to have 100 members. It is estimated that about 100,000 victims of the Nazis live in New York City.

The certificate of incorporation listed among the purposes of the organization "to benefit, protect and aid Nazi victims, to promote peace and goodwill on earth, to advise the people against nazism or any similar ideology and to combat anti-Semitism."

## LESSING ROSENWALD NAMED HONORARY CONSULTANT TO LIBRARY OF CONGRESS

WASHINGTON, May 15. (JTA) -- Lessing J. Rosenwald, a leader of the American Council for Judaism, was named here yesterday honorary consultant on rare books to the Library of Congress.

Mr. Rosenwald, who has given the nation collections of rare books and fine prints, will counsel the Library of Congress on the development of its collections of rare books. He will be one of several non-salaried consultants to the library who are experts in various fields in the scholarly and book world.