

Seeks Right to Enter Class at Ohio State.



Doris Weaver

OHIO STATE university is furnishing Negro students equal facilities in home economics with white girls, Attorney General John W. Bricker stated in an answer filed Saturday, to a petition in mandamus before the Ohio supreme court seeking to compel university officials to give Doris Weaver, Cleveland Negro co-ed, facilities with other students in the home management houses.

The answer asks that the alternative writ of mandamus be dismissed, allegedly the university has no authority by law to compel students of different races and nationalities to room together.

The answer further states that Miss Weaver was offered and refused to accept equal facilities in the other half of the home management house, which is a double dwelling.

Amendment to Stop Finances Voted Down

An amendment to leave the University without funds until University officials disposed of the case of Doris L. Weaver, Ag-4, Negro student from Cleveland, was voted down 109 to 13 Monday night in the Ohio House of Representatives.

Representative Chester K. Gillespie, Cuyahoga, the only Negro member of the House, charged in a resolution presented January 10 that Miss Weaver had been discriminated against at the University in that she was not allowed to train in the new home management house of the School of Home Economics department.

The temporary appropriation bill giving the University and other state departments funds until the general appropriation measure is acted upon was passed by the House by a vote of 120 to 9.

Ohio Judges Deny Writ Sought For Doris L. Weaver

Court Decides University Did Not Refuse Negro Co-ed Educational Privileges. ³ 1/16/33

In an opinion signed by all the judges save one who was ill, the Ohio Supreme Court today denied the writ sought by Doris L. Weaver, Ag-4, Negro co-ed, to compel University officials to admit her to the Home Management House.

The court decided that Miss Weaver had not been denied any educational advantages, and, on the contrary, had been granted all the privileges granted to other students. It added that it would have ruled the same if the situation had been reversed.

Some time ago the court granted an alternative writ of mandamus requiring the University to show cause why Miss Weaver should not be admitted to the Home Management House. Answer to the writ was made by Attorney General John W. Bricker, '16, '20.

Oral argument was made later before the court by attorneys representing Miss Weaver and, on behalf of the University, by Perry L. Graham, of the attorney general's staff.

Negro Co-eds Get Equal Facilities Asserts Bricker

Attorney General Files Answers Saturday to Petition Before Supreme Court.

Ohio State is furnishing Negro students equal facilities in home economics with white girls, Attorney General John W. Bricker stated in an answer filed Saturday to an alternative writ of mandamus filed with the Ohio Supreme Court seeking to compel University officials to give Doris L. Weaver, Ag-4, Cleveland Negro co-ed, facilities with other students in the Home Management House.

The attorney general asked that the alternative writ be dismissed, alleging the University has no authority by law to compel students of different races and nationalities to room together.

He further stated that Miss Weaver was offered and refused to accept equal facilities in the other half of the Home Management House, which is a double dwelling.

Officials of the University had been given until Saturday to file their answer.

President Denies Barring of Negro Co-ed from House

House Committee Told Miss Weaver Was Offered Exclusive Use Of Apartment

The fact that Doris L. Weaver, Ag-4, was not denied the right to enter the Home Management House of the School of Home Economics was made known by President Rightmire today at a public hearing before a committee of the House of Representatives considering a resolution introduced in the House by Chester Gillespie of Cleveland.

President Rightmire testified that Miss Weaver was offered the exclusive use of one side of the house but refused to accept the offer. The resolution introduced by Gillespie, the only Negro representative in the Assembly, claimed discrimination had been exercised against Negro students.

Representative Gillespie and three Negroes spoke in behalf of the resolution.

The hearing was continued until 10:30 a. m. next Tuesday. Approximately one hundred persons attended the hearing which was adjourned at 1 p. m. in order that the committee could attend the afternoon session of the House.

Arguments in Suit Of Student Opened

Argument over the mandamus proceedings to compel the Home Management department of Ohio State university to permit a colored girl to live in the management house with other students was heard in the Ohio supreme court, Friday morning.

Attorney Charles White of Cleveland, representing Doris Weaver, the university student to whom separate quarters were offered at the house maintained the board of trustees was abusing its discretionary powers in permitting such an action.

Representing the university, Perry Graham, assistant attorney general, argued that mandamus proceedings could not obtain where discretionary powers were involved. The courtroom was crowded with spectators for the hearing.

NEGRO COED'S PLEA BRINGS COURT ORDER

Rightmire Told to Explain
Occupancy of Home Man-
agement House.

DEPOSIT IS RETURNED

President George Rightmire will be called before the state supreme court Saturday to tell why a Negro coed should not be allowed to occupy rooms reserved for other women students in the Ohio State University home management house.

Unless the president, university trustees and Faith Gorrell, director of the home economics school, satisfy the court on the matter, an alternative writ of mandamus compelling officials to permit Doris Weaver, Cleveland Negro coed, to live there, will take effect.

The writ was handed down today on Miss Weaver's application.

OFFERED ONE SIDE.

The home management house is maintained for home economics students who are required to live there to gain practical experience in home management for a period of several weeks during the school year.

Last year, officials said, Miss Weaver was offered the use of one side of the house.

The writ, coming as it did on top of a recent legislative committee investigation of the case which was postponed indefinitely, marked with two Toledo cases the high point in the day's supreme court business.

In one case of wide interest in Lucas and adjoining counties, the court ordered the City Auto Stamping Co. of Toledo to return \$400,000 to the Security Home Trust Co. The sum was withdrawn shortly before the bank was closed, attorneys told the court.

CHURCH WINS.

As the result of an explosion and fire the Northwestern Ohio Natural Gas Co. must pay the Toledo First Congregational Church \$205,540.80. The blast occurred in two buildings adjacent to the church, Feb. 5, 1927, and insurance companies joined the congregation in charges the detonation resulted from neglect in maintaining meters and pipes, permitting gas to escape.

Insurance companies paid the church \$124,948.71. The case found its way into the supreme court after a common pleas court found in favor of the church and the appellate court had confirmed, assessing the court costs against the gas company.

A petition protesting against reported racial discrimination in the home economics department at Ohio State University was prepared last night at a meeting of the Liberal Club and members of two colored sororities and fraternities in the Commerce Building at the university. The petition will be sent to President George W. Rightmire and university trustees. State Representative Chester Gillespie of Cleveland, spoke.